

Senate Chamber, Atlanta, Georgia  
Monday, January 11, 2016  
First Legislative Day

Senators of the General Assembly of Georgia for the years 2015-2016 met pursuant to the Constitution in regular session in the Senate Chamber at 10:00 a.m. this day and were called to order by Lieutenant Governor Casey Cagle, President of the Senate.

The following communications from His Excellency, Governor Nathan Deal, were received by the Secretary:

STATE OF GEORGIA  
OFFICE OF THE GOVERNOR  
ATLANTA 30334-0900

Nathan Deal  
Governor

May 12, 2015

The Honorable Casey Cagle  
President of the Senate  
240 State Capitol  
Atlanta, Georgia 30334

The Honorable David Shafer  
President Pro Tempore  
321 State Capitol  
Atlanta, Georgia 30334

Dear Lieutenant Governor Cagle and Senator Shafer:

I have vetoed Senate Bills 76, 182 and 215 which passed the General Assembly during the 2015 Regular Session.

Article III, Section V, Paragraph XIII of the Georgia Constitution requires that I transmit these bills to you together with the reason for such vetoes. These bills and corresponding reasons for the vetoes are attached.

Sincerely,

/s/ Nathan Deal

STATE OF GEORGIA  
OFFICE OF THE GOVERNOR  
ATLANTA 30334-0900

Nathan Deal  
Governor

May 12, 2015

The Honorable David Ralston  
Speaker of the Georgia House  
of Representatives  
332 State Capitol  
Atlanta, Georgia 30334

Dear Speaker Ralston:

I have vetoed House Bills 86, 251, 439, 510, 524, 577, 580, and 651 which passed the General Assembly during the 2015 Regular Session.

Article III, Section V, Paragraph XIII of the Georgia Constitution requires that I transmit these bills to you together with the reasons for such vetoes. These bills and corresponding reasons for the vetoes are attached.

Sincerely,

/s/ Nathan Deal

## **2015 Session of the Georgia General Assembly**

### **General Legislation - Veto Messages**

#### **Veto Number 1**

**SB 76** Senate Bill 76 would allow motorcycle and bicycle operators to enter an intersection without providing a definitive regard to the traffic signal in instances where the lightweight nature of their vehicle will not activate a traffic-control device. While I am sympathetic to the concerns and causes of motorcyclists and bicyclists, this legislation does not provide an adequate solution and presents a confusing exception to motorists. Furthermore, Senate Bill 76 would eliminate the current 15-inch height restriction placed on motorcycle handlebars. Motorcycles equipped with handlebars more than fifteen inches in height pose a safety hazard due to the increased difficulty in steering and decreased control of the motorcycle's proper operation. In 2014, crashes involving motorcycles and bicycles accounted for thirteen percent of the fatalities on Georgia roads, and I do not see how this legislation will enhance the safety of the motoring and bicycling public. Therefore, in the interest of providing the necessary roadway safety Georgian's deserve, **I hereby VETO Senate Bill 76.**

### **Veto Number 2**

**HB 439** House Bill 439, the Georgia New Markets Jobs Act, contains two major tax policy initiatives that affect the Georgia insurance premium tax. It provides for \$55 million in tax credits against insurance premium tax liability for certain equity investments in qualified community development entities. During the legislative process, language was added to HB 439 authorizing the Invest Georgia Fund to sell up to \$55 million in tax credits against insurance premium tax liability. Each of these concepts merit serious discussion standing on their own; however, the combination of these policy initiatives into one piece of legislation and the prospect of implementing these initiatives at the same time under our current budget environment would have too much of an impact on the general fund. It is my opinion that these initiatives require further study and, thus, **I hereby VETO House Bill 439.**

### **Veto Number 3**

**HB 510** House Bill 510 sets up a separate fund of the OneGeorgia Authority to be known as the Georgia Sports Commission Fund. The bill specifies that funding shall be provided by any source allowable by law. The OneGeorgia Authority already has an existing mechanism in place which serves a similar purpose as the proposed legislation. Due to its lack of necessity, **I hereby VETO House Bill 510.**

### **Veto Number 4**

**HB 86** House Bill 86 seeks to transfer the Division of Aging Services (DAS) from the Department of Human Services (DHS) to create the Georgia Adult and Aging Services Agency as an attached agency to the Department of Community Health. The legislation would transfer social services such as senior employment services, elderly legal assistance, in-home services, home delivered meals and adult protective services to the Department of Community Health, an agency responsible for the planning and delivery of health care to the citizens and employees of the State of Georgia.

This legislation attempts to merge two agencies with diverse missions and methods of service delivery while failing to align elderly services to the agency whose mission and scope is to deliver human services throughout the state. I welcome the opportunity to revisit the restructuring of Division of Aging Services in the future to create a more tailored alignment of services to agency mission. Accordingly, **I hereby VETO House Bill 86.**

### **Veto Number 5**

**HB 524** This legislation would create a statewide registry of business trade names to be housed and maintained by the Georgia Superior Court Clerks' Cooperative Authority. This legislation would require those who have already lawfully registered their trade

names in the appropriate Superior Court, and paid that Court's fee for doing so, to pay an additional fee to take advantage of the proposed online registry. I also have significant concerns about language in the bill attempting to dedicate a portion these new fees for a specific purpose. For these reasons, **I hereby VETO House Bill 524.**

### **Local Legislation - Veto Messages**

#### **Veto Number 6**

**HB 251** House Bill 251 provides a new charter for the City of Americus. The author of the legislation has requested that HB 251 be vetoed because the bill does not achieve what the author had intended. A separate piece of legislation, HB 425, is the corrected version creating a new charter for the City of Americus. Having reviewed the legislation and considered the request of the author of this legislation, **I hereby VETO House Bill 251.**

#### **Veto Number 7**

**HB 577** House Bill 577 authorizes Rockdale County to exercise all redevelopment and other powers under Article IX, Section II, Paragraph VII(b) of the Constitution and Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers Law." The author of the legislation and the Rockdale County delegation of the General Assembly have requested that HB 577 be vetoed because there is an incorrect date within the language of the bill. Having reviewed the legislation and considered the request of the author and the Rockdale County delegation, **I hereby VETO House Bill 577.**

#### **Veto Number 8**

**HB 580** House Bill 580 authorizes the Recorder's Court of Columbus to levy up to a \$25 technology fee to each fine imposed. In 2013, I signed legislation authorizing the Recorder's Court of Columbus to levy up to a \$15 technology fee. A \$25 fee is excessive compared to similar court fees across the state, and I am concerned that such a fee increase would set an unacceptable precedent for other similar courts. Additionally, this legislation removes the sunset provision placed upon the technology fee. I have previously vetoed this legislation (HB 858) in 2014. For these reasons, **I hereby VETO House Bill 580.**

#### **Veto Number 9**

**HB 651** House Bill 651 changes the method of filling vacancies on the board of education in Paulding County. The author of the legislation requested that House bill 651 be vetoed because the current bill does not achieve what the author intended. Having reviewed the legislation and considered the request of the author of this legislation, **I hereby VETO House Bill 651.**

**Veto Number 10**

**SB 182** Senate Bill 182 provides for the creation of one or more community improvement districts in Newton County and in each municipality therein. The author of the legislation and the Newton County delegation of the General Assembly have requested that SB 182 be vetoed because there is an error within the bill. Having reviewed the legislation and considered the request of the author as well as the Newton County delegation, **I hereby VETO Senate Bill 182.**

**Veto Number 11**

**SB 215** Senate Bill 215 creates the Schley County Utilities Authority. The author of the legislation has requested that SB 215 be vetoed because the bill does not achieve what the author intended. A separate piece of legislation, SB 220, is the corrected version that allows for the creation of the Schley County Utilities Authority. Having reviewed the legislation and considered the request of the author of this legislation, **I hereby VETO Senate Bill 215.**

STATE OF GEORGIA  
OFFICE OF THE GOVERNOR  
ATLANTA 30334-0900

Nathan Deal  
Governor

May 12, 2015

The Honorable Casey Cagle  
Lieutenant Governor  
240 State Capitol  
Atlanta, Georgia 30334

The Honorable David Ralston  
Speaker of the Georgia House  
of Representatives  
332 State Capitol  
Atlanta, Georgia 30334

Dear Gentlemen:

Please be advised that I have line-item vetoed the following appropriations included in House Bill 76:

**Veto:**

Section 50, pertaining to the Georgia General Obligation Debt  
Sinking Fund, page 245, Line 355.582

The veto message is attached for the item referenced above.

Sincerely,

/s/ Nathan Deal

### **HB 76–FY 2016 Appropriations Bill**

#### Line-Item Vetoes by the Governor

#### **Section 50, pertaining to the Georgia General Obligation Debt Sinking Fund, page 245, Line 355.582:**

This language authorizes the appropriation of \$809,900 in debt service to finance projects and facilities for the Department of Community Affairs, specifically for the construction of a seawall on Hutchinson Island in Savannah, through the issuance of \$3,500,000 in five year taxable bonds. Article VII, Section IV, Paragraph I (c) requires that general obligation debt may only be issued to “acquire, construct, develop, extend, enlarge, or improve land, waters, property, highways, buildings, structures, equipment, or facilities of the state.” In this instance, the state does not have ownership of the land identified for the seawall, and thus is prohibited from using general obligation debt to finance this project. Therefore, I veto this language (page 245, line 355.582) in the provisions relative to Section 50 State of Georgia General Obligation Debt Sinking Fund and the state general funds of \$809,900.

The following communications were received by the Secretary:

Senator Ronald Ramsey, Sr.  
District 43  
303-A Coverdell Legislative Office Building  
Atlanta, GA 30334

**Committees:**  
Urban Affairs  
Insurance and Labor  
Judiciary  
Transportation

The State Senate  
Atlanta, Georgia 30334

July 30, 2015

Honorable Casey Cagle, Lt. Governor  
State of Georgia  
Atlanta, GA 30334

Resignation as Senator of the 43rd District of Georgia

Dear Lt. Governor Cagle:

Thank you for the leadership and friendship you have shown to me throughout my time in the Georgia State Senate. The leadership opportunities you afforded me have been invaluable to my growth as an individual and a public servant. I will always be grateful for the experience of serving with you in this august body. I will remain a phone call away and will continue to support your leadership in this great state.

As you are aware, with your support, Governor Deal has appointed me to fill a vacancy of the State Court of DeKalb County / Traffic Division. Therefore, I have tendered to Governor Deal, my resignation letter as the Senator for the 43rd District of Georgia, effective this date. A copy is attached for your files.

Respectfully,

/s/ Ronald B. Ramsey, Sr.

Senator Ross Tolleson  
District 20  
110 State Capitol  
Atlanta, GA 30334

**Committees:**  
Natural Resources and the Environment  
Veterans, Military and Homeland Security  
Appropriations  
Public Safety

The State Senate  
Atlanta, Georgia 30334

September 10, 2015

The Honorable Nathan Deal  
Governor of Georgia  
203 State Capitol  
Atlanta, GA 30334

Dear Governor Deal:

After serving thirteen years in the Georgia State Senate, I must respectfully submit my notice of retirement. This decision has been a very difficult one, but is necessary due to medical reasons. The effective date of my retirement is November 1, 2015.

It has truly been my honor to serve the people of the 20th Senate District and I am very grateful for their support throughout the years. My family and I ask for your continued support and prayers during this time.

Please feel free to call on me if I can ever be of assistance in any way, now and in the future. I will dearly miss my colleagues in the Senate, the House, and at the Capitol and wish all of you success in the future as you lead Georgia forward.

Sincerely,

/s/ Ross Tolleson  
State Senator  
District 20

## **THE STATE OF GEORGIA**

### **OFFICE OF SECRETARY OF STATE**

I, Brian P. Kemp, Secretary of State of the State of Georgia, do hereby certify that the attached two pages list the results as shown on the consolidated returns on file in this office for the Special Election held on the 3rd day of November, 2015 in District 43 for State Senate in portions of DeKalb, Newton and Rockdale Counties to fill the unexpired term of the Honorable Ronald Ramsey.

Inasmuch as no candidate received the majority of the votes cast, a Special Election Runoff will be held December 1, 2015.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 9th day of November, in the year of our Lord Two Thousand and Fifteen and of the Independence of the United States of America the Two Hundred and Fortieth.

(Seal)

/s/ Brian P. Kemp  
Secretary of State



**THE STATE OF GEORGIA**

**OFFICE OF SECRETARY OF STATE**

I, Brian P. Kemp, Secretary of State of the State of Georgia, do hereby certify that the attached page list the results as shown on the consolidated returns on file in this office for the Special Election Runoff held on the 1st day of December, 2015 in District 43 for State Senate in portions of DeKalb, Newton and Rockdale Counties to fill the unexpired term of the Honorable Ronald Ramsey.

Having received the majority of the votes cast, Janice Frey Van Ness was duly elected to Senate District 43.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 7th day of December, in the year of our Lord Two Thousand and Fifteen and of the Independence of the United States of America the Two Hundred and Fortieth.

(Seal)

/s/ Brian P. Kemp  
Secretary of State

**THE STATE OF GEORGIA**

**OFFICE OF SECRETARY OF STATE**

I, Brian P. Kemp, Secretary of State of the State of Georgia, do hereby certify that the attached two pages list the results as shown on the consolidated returns on file in this office for the Special Election Runoff held on the 1st day of December, 2015 in District 20 for State Senate in Bleckley, Laurens and Pulaski Counties and a portion of Houston County to fill the unexpired term of the Honorable Ross Tolleson.

Having received the majority of the votes cast, Larry Walker was duly elected to Senate District 20.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 7th day of December, in the year of our Lord Two Thousand and Fifteen and of the Independence of the United States of America the Two Hundred and Fortieth.

(Seal)

/s/ Brian P. Kemp  
Secretary of State

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

December 7, 2015

The Honorable JaNice VanNess  
Senator, District 43  
Atlanta, GA 30334

Dear Senator VanNess,

Below are your committee assignments for the upcoming session.

**Committee:**

- 1. Education and Youth**
- 2. Health and Human Services**
- 3. Economic Development**
- 4. State Institutions and Property**

Congratulations on your committee assignments. We look forward to working with you and having a productive session.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

/s/ David Shafer  
Senator David Shafer  
President Pro-Tempore

/s/ Bill Cowsert  
Senator Bill Cowsert  
Majority Leader

/s/ Steve Gooch  
Senator Steve Gooch  
Majority Whip

/s/ William Ligon  
Senator William Ligon  
Majority Caucus Chairman

/s/ John Wilkinson  
Senator John Wilkinson  
Caucus Secretary

/s/ Renee Unterman  
Senator Renee Unterman  
District 45

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

December 7, 2015

The Honorable Larry Walker III  
Senator, District 20  
Atlanta, GA 30334

Dear Senator Walker,

Below are your committee assignments for the upcoming session.

**Committee:**

- 1. Agriculture and Consumer Affairs**
- 2. Insurance and Labor**
- 3. State Institutions and Property**
- 4. Veterans, Military, and Homeland Security**

Congratulations on your committee assignments. We look forward to working with you and having a productive session.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

/s/ David Shafer  
Senator David Shafer  
President Pro-Tempore

/s/ Bill Cowsert  
Senator Bill Cowsert  
Majority Leader

/s/ Steve Gooch  
Senator Steve Gooch  
Majority Whip

/s/ William Ligon  
Senator William Ligon  
Majority Caucus Chairman

/s/ John Wilkinson  
Senator John Wilkinson  
Caucus Secretary

/s/ Renee Unterman  
 Senator Renee Unterman  
 District 45

The following standing committee assignments for the 2016 session were received by the Secretary:

Agriculture and Consumer Affairs

Wilkinson, John	Chairman
Harper, Tyler	Vice-Chairman
Black, Ellis	Secretary
Burke, Dean	
Heath, Bill	Ex-Officio
Kirk, Greg	
Orrock, Nan	
Walker, Larry	

Appropriations

Hill, Jack	Chairman
Unterman, Renee	Vice-Chairman
Bethel, Charlie	Secretary
Albers, John	
Black, Ellis	
Burke, Dean	
Cowsert, Bill	
Crane, Mike	
Davenport, Gail	
Fort, Vincent	
Ginn, Frank	
Gooch, Steve	
Heath, Bill	
Hill, Judson	
Hill, Hunter	
Hufstetler, Chuck	
Jackson, Bill	
Ligon, Jr., William	
Miller, Butch	
Mullis, Jeff	
Orrock, Nan	
Seay, Valencia	
Shafer, David	
Sims, Freddie Powell	
Stone, Jesse	
Tate, Horacena	

Thompson, Curt  
 Tippins, Lindsey  
 Wilkinson, John  
 Williams, Tommie

Banking and Financial Institutions

Jones, Burt	Chairman
Stone, Jesse	Vice-Chairman
Miller, Butch	Secretary
Harbin, Marty	
Harbison, Ed	
Jones, Emanuel	
Kennedy, John F.	
Rhett, Michael A.	
Shafer, David	Ex-Officio
Thompson, Bruce	

Economic Development and Tourism

Beach, Brandon	Chairman
Watson, Ben	Vice-Chairman
Jones, Emanuel	Secretary
Dugan, Mike	
Jackson, Bill	
James, Donzella	
Jeffares, Rick	
Jones II, Harold V.	
Lucas, Sr., David	
Martin, P.K.	
Mullis, Jeff	
Rhett, Michael A.	
VanNess, JaNice	

Education and Youth

Tippins, Lindsey	Chairman
Wilkinson, John	Vice-Chairman
Sims, Freddie Powell	Secretary
Black, Ellis	
Fort, Vincent	
Hufstetler, Chuck	
James, Donzella	
Millar, Fran	
Stone, Jesse	
Tate, Horacena	
VanNess, JaNice	

Ethics

Burke, Dean	Chairman
Williams, Michael	Vice-Chairman
Butler, Gloria	Secretary
Harbison, Ed	
Jackson, Bill	
Jeffares, Rick	
Ligon, Jr., William	
McKoon, Josh	
Miller, Butch	
Stone, Jesse	
Thompson, Curt	
Watson, Ben	

Finance

Hill, Judson	Chairman
Hill, Hunter	Vice-Chairman
Albers, John	Secretary
Cowsert, Bill	Ex-Officio
Gooch, Steve	
Heath, Bill	
Hill, Jack	Ex-Officio
Jackson, Lester	
Shafer, David	
Sims, Freddie Powell	
Thompson, Bruce	
Unterman, Renee	Ex-Officio
Williams, Michael	

Government Oversight

Heath, Bill	Chairman
Harbin, Marty	Vice-Chairman
Parent, Elena	
Seay, Valencia	

Health and Human Services

Unterman, Renee	Chairman
Hufstetler, Chuck	Vice-Chairman
Millar, Fran	Secretary
Burke, Dean	
Butler, Gloria	
Cowsert, Bill	
Henson, Steve	
Hill, Judson	
Jackson, Lester	
Kirk, Greg	

Ligon, Jr., William  
 Orrock, Nan  
 Shafer, David  
 VanNess, JaNice  
 Watson, Ben

Higher Education

Millar, Fran	Chairman
Martin, P.K.	Vice-Chairman
Jones, Burt	Secretary
Ginn, Frank	
Jackson, Lester	
McKoon, Josh	
Orrock, Nan	
Thompson, Bruce	
Williams, Michael	

Insurance and Labor

Bethel, Charlie	Chairman
Shafer, David	Vice-Chairman
Martin, P.K.	Secretary
Davenport, Gail	
Harbin, Marty	
Harbison, Ed	
Jones, Burt	
McKoon, Josh	
Unterman, Renee	
Walker, Larry	

Interstate Cooperation

James, Donzella	Chairman
Sims, Freddie Powell	Vice-Chairman
Jones, Emanuel	Secretary
Fort, Vincent	
Harbison, Ed	

Judiciary

McKoon, Josh	Chairman
Cowsert, Bill	Vice-Chairman
Bethel, Charlie	Secretary
Fort, Vincent	
Jones II, Harold V.	
Kennedy, John F.	
Ligon, Jr., William	
Stone, Jesse	Ex-Officio
Thompson, Curt	
Williams, Tommie	

Judiciary Non-Civil

Stone, Jesse	Chairman
Ligon, Jr., William	Vice-Chairman
Kennedy, John F.	Secretary
Bethel, Charlie	
Crane, Mike	
Fort, Vincent	
Hill, Hunter	
Jones II, Harold V.	
McKoon, Josh	Ex-Officio
Parent, Elena	

Natural Resources and the Environment

Ginn, Frank	Chairman
Jeffares, Rick	Vice-Chairman
Harper, Tyler	Secretary
Henson, Steve	
Hill, Jack	
Kirk, Greg	
Sims, Freddie Powell	
Thompson, Curt	
Tippins, Lindsey	
Wilkinson, John	
Williams, Tommie	

Public Safety

Harper, Tyler	Chairman
Albers, John	Vice-Chairman
Dugan, Mike	Secretary
Jones II, Harold V.	
Seay, Valencia	
Watson, Ben	
Williams, Michael	

Reapportionment and Redistricting

Crane, Mike	Chairman
Bethel, Charlie	Vice-Chairman
Tate, Horacena	Secretary
Cowsert, Bill	
Fort, Vincent	
Harbison, Ed	
Henson, Steve	
Hill, Hunter	
Jackson, Bill	
Shafer, David	
Williams, Tommie	



Regulated Industries and Utilities

Jeffares, Rick	Chairman
Ginn, Frank	Vice-Chairman
McKoon, Josh	Secretary
Beach, Brandon	
Cowsert, Bill	
Gooch, Steve	
Harbison, Ed	Ex-Officio
Henson, Steve	
Hill, Jack	
Lucas, Sr., David	
Miller, Butch	
Mullis, Jeff	
Shafer, David	Ex-Officio
Unterman, Renee	Ex-Officio

Retirement

Hufstetler, Chuck	Chairman
Black, Ellis	Vice-Chairman
Jones, Emanuel	Secretary
Crane, Mike	
Harper, Tyler	
Hill, Hunter	Ex-Officio
Lucas, Sr., David	
Rhett, Michael A.	

Rules

Mullis, Jeff	Chairman
Hill, Jack	Vice-Chairman
Jackson, Bill	Secretary
Butler, Gloria	
Cowsert, Bill	Ex-Officio
Gooch, Steve	Ex-Officio
Heath, Bill	
Henson, Steve	
Hill, Hunter	Ex-Officio
Hill, Judson	
Ligon, Jr., William	Ex-Officio
Millar, Fran	
Miller, Butch	
Shafer, David	Ex-Officio
Tate, Horacena	
Unterman, Renee	
Wilkinson, John	Ex-Officio

Science and Technology

Thompson, Bruce	Chairman
Kennedy, John F.	Vice-Chairman
Seay, Valencia	Secretary
Beach, Brandon	
Parent, Elena	

Special Judiciary

Thompson, Curt	Chairman
Jones, Emanuel	Vice-Chairman
Davenport, Gail	Secretary
James, Donzella	
Parent, Elena	

State and Local Governmental Operations

Albers, John	Chairman
Kirk, Greg	Vice-Chairman
Williams, Michael	Secretary
Butler, Gloria	
Harbin, Marty	
Martin, P.K.	
Tate, Horacena	

State Institutions and Property

Harbison, Ed	Chairman
Jeffares, Rick	Vice-Chairman
VanNess, JaNice	Secretary
Davenport, Gail	
Walker, Larry	

Transportation

Williams, Tommie	Chairman
Gooch, Steve	Vice-Chairman
Beach, Brandon	Secretary
Butler, Gloria	
Dugan, Mike	
Ginn, Frank	Ex-Officio
Heath, Bill	Ex-Officio
Jackson, Bill	
Jones, Burt	
Lucas, Sr., David	
Seay, Valencia	Ex-Officio
Tippins, Lindsey	
Watson, Ben	

Urban Affairs

Jackson, Lester	Chairman
Henson, Steve	Vice-Chairman

Butler, Gloria	Secretary
Davenport, Gail	
Fort, Vincent	
Lucas, Sr., David	
Orrock, Nan	
Tate, Horacena	

Veterans, Military, and Homeland Security

Hill, Hunter	Chairman
Harbison, Ed	Vice-Chairman
Dugan, Mike	Secretary
Rhett, Michael A.	
Walker, Larry	

The following communications were received by the Secretary:

OFFICIAL OATH OF GEORGIA STATE SENATOR

SENATOR JANICE VANNESS

SENATE DISTRICT 43

I do hereby solemnly swear or affirm that I will support the Constitution of this state and of the United States and, on all questions and measures which may come before me, I will so conduct myself as will, in my judgment, be most conducive to the interests and prosperity of this state.

I further swear or affirm that I am not the holder of any unaccounted for public money due this state, or due any political subdivision or authority thereof; that I am not the holder of any office of trust under the government of the United States, of any other state, or any foreign state, which by law I am prohibited from holding; that I have been a resident of my district for the time required by the Constitution and the laws of this state; that I am otherwise qualified to hold said office according to the Constitution and laws of Georgia.

So help me God.

This 9th day of December, 2015

/s/ JaNice VanNess  
JANICE VANNESS, SENATOR  
DISTRICT 43

Honorable David Cook  
Secretary of the Georgia Senate  
353 State Capitol  
Atlanta, Georgia 30334

Dear Secretary Cook:

I do hereby certify by my signature below that I currently serve as Judge of Rockdale Superior Court and have this date at Rockdale County Courthouse, Conyers, Georgia, administered the following Oath of Office to Senator-Elect JaNice VanNess.

"I do hereby solemnly swear or affirm that I will support the Constitution of this state and of the United States and, on all questions and measures which may come before me, I will so conduct myself as will, in my judgment, be most conducive to the interests and prosperity of this state.

I further swear or affirm that I am not the holder of any unaccounted for public money due this state, or due any political subdivision or authority thereof; that I am not the holder of any office of trust under the government of the United States, of any other state, or any foreign state, which by law I am prohibited from holding; that I have been a resident of my district for the time required by the Constitution and the laws of this state; that I am otherwise qualified to hold said office according to the Constitution and laws of Georgia.

So help me God."

JUDGE'S NAME: David B. Irwin

SIGNED: David B. Irwin

DATED: 12/9/15

OFFICIAL OATH OF GEORGIA STATE SENATOR

SENATOR LARRY WALKER III

SENATE DISTRICT 20

I do hereby solemnly swear or affirm that I will support the Constitution of this state and of the United States and, on all questions and measures which may come before me, I will so conduct myself as will, in my judgment, be most conducive to the interests and prosperity of this state.

I further swear or affirm that I am not the holder of any unaccounted for public money due this state, or due any political subdivision or authority thereof; that I am not the holder of any office of trust under the government of the United States, of any other state, or any foreign state, which by law I am prohibited from holding; that I have been a resident of my district for the time required by the Constitution and the laws of this state; that I am otherwise qualified to hold said office according to the Constitution and laws of Georgia.

So help me God.

This 18th day of December, 2015

/s/ L. C. Walker  
LARRY WALKER III, SENATOR  
DISTRICT 20

Office of Secretary of the Senate  
353 State Capitol  
Atlanta, Georgia 30334

I, GEORGE NUNN, Chief Judge of the Superior Court of Houston County, Georgia, do hereby certify by my signature below that I have this date, December 18, 2015 at 10:00 AM in the Senate Chamber, Fulton County, Atlanta, Georgia, administered the following Oath of Office to Senator-Elect Larry Walker III of the Georgia Senate for the unexpired 2016 term of the Georgia General Assembly:

"I do hereby solemnly affirm that I will support the Constitution of this state and of the United States and, on all questions and measures which may come before me, I will so conduct myself as will, in my judgment, be most conducive to the interests and prosperity of this state.

I further swear or affirm that I am not the holder of any unaccounted for public money due this state, or due any political subdivision or authority thereof; that I am not the holder of any office of trust under the government of the United States, of any other state, or any foreign state, which by law I am prohibited from holding; that I have been a resident of my district for the time required by the Constitution and the laws of this state; that I am otherwise qualified to hold said office according to the Constitution and laws of Georgia.

So help me God."

SIGNED: George Nunn

DATED: December 18, 2015

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Mullis
Beach	Hill, Judson	Orrock
Bethel	Hufstetler	Parent
Black	Jackson, B	Rhett
Burke	Jackson, L	Seay
Butler	James	Shafer
Cowsert	Jeffares	Sims
Crane	Jones, B	Stone
Davenport	Jones, E	Tate
Dugan	Jones, H	Thompson, B
Fort	Kennedy	Tippins
Ginn	Kirk	Unterman
Gooch	Ligon	VanNess
Harbin	Lucas	Walker
Harbison	Martin	Watson
Harper	McKoon	Wilkinson
Heath	Millar	Williams, M
Hill, H	Miller	Williams, T

Not answering were Senators:

Henson    Thompson, C.

Senator Thompson of the 5th was off the floor of the Senate when the roll was called and wished to be recorded as present.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

The President introduced the chaplain of the day, Dr. Tom Smiley of Gainesville, Georgia, who offered scripture reading and prayer.

Senator Albers of the 56th introduced the doctor of the day, Dr. John S. Harvey.

The following resolution was read and put upon its adoption:

SR 651. By Senators Shafer of the 48th, Cowsert of the 46th, Henson of the 41st, Mullis of the 53rd and Gooch of the 51st:

A RESOLUTION to notify the House of Representatives that the Senate has convened; and for other purposes.

On the adoption of the resolution, there was no objection, and the resolution was adopted.

The following resolution was read and put upon its adoption:

SR 652. By Senators Shafer of the 48th, Cowsert of the 46th, Henson of the 41st, Mullis of the 53rd and Gooch of the 51st:

A RESOLUTION to notify the Governor that the General Assembly has convened; and for other purposes.

On the adoption of the resolution, there was no objection, and the resolution was adopted.

The President appointed as a Committee of Escort on the part of the Senate the following Senators: Shafer of the 48th, Hill of the 4th, Harbison of the 15th, Jackson of the 24th, Miller of the 49th, Dugan of the 30th and Kennedy of the 18th.

The following resolution was read and put upon its adoption:

SR 678. By Senators Cowsert of the 46th, Mullis of the 53rd and Gooch of the 51st:

A RESOLUTION

Relative to meetings and adjournments of the General Assembly; and for other purposes.

PART I

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that, except as otherwise provided by this resolution or by subsequent resolution of the General Assembly, meetings of the 2016 regular session of the General Assembly during the period of Monday, January 11, 2016, through Monday, February 1, 2016, shall be held in accordance with the following schedule:

Monday, January 11 .....convene for legislative day 1  
Tuesday, January 12.....convene for legislative day 2  
Wednesday, January 13 .....convene for legislative day 3  
Thursday, January 14 .....convene for legislative day 4  
Friday, January 15 .....convene for legislative day 5

Wednesday, January 20.....convene for legislative day 6  
Thursday, January 21 .....convene for legislative day 7  
Friday, January 22.....convene for legislative day 8

Monday, January 25 .....convene for legislative day 9  
Tuesday, January 26.....convene for legislative day 10  
Wednesday, January 27.....convene for legislative day 11

Thursday, January 28 .....convene for legislative day 12

Monday, February 1 .....convene for legislative day 13

BE IT FURTHER RESOLVED that the meetings of the General Assembly shall be held as prescribed in Code Section 28-1-2 of the Official Code of Georgia Annotated, except as otherwise provided by this resolution. As authorized by said Code section, the hours for convening and adjourning the House of Representatives for each legislative day may be as ordered by the House; and the hours for convening and adjourning the Senate for each legislative day may be as ordered by the Senate. Each house, upon its own adjournment for a legislative day, shall remain in a period of adjournment until it convenes for the next legislative day.

BE IT FURTHER RESOLVED that the schedule for meetings of the 2016 regular session to be held subsequent to the latest legislative day specified above shall be as provided by another resolution of the General Assembly adopted subsequent to the adoption of this resolution.

## PART II

BE IT FURTHER RESOLVED that whenever, due to an emergency or disaster, resulting from manmade or natural causes or enemy attack, it becomes imprudent, inexpedient, or impossible to conduct the affairs of the General Assembly at the State Capitol in Atlanta, Fulton County, and the Governor has by proclamation declared an emergency temporary location or locations for the seat of government in accordance with Code Section 38-3-52, the Speaker of the House of Representatives and the President of the Senate may, by joint agreement, order the discontinuation of the schedule for meetings provided by this resolution and provide for reconvening the House and the Senate at such temporary location or locations in accordance with Code Sections 38-3-52 and 38-3-53 on such date and at such time as they deem practical.

BE IT FURTHER RESOLVED that whenever, due to an emergency or disaster, resulting from manmade or natural causes or enemy attack, it becomes imprudent, inexpedient, or impossible to conduct the affairs of the General Assembly at the State Capitol in Atlanta, Fulton County, but the Governor has not by proclamation declared an emergency temporary location or locations for the seat of government in accordance with the above, the Speaker of the House of Representatives and the President of the Senate may, by joint agreement, order the discontinuation of the schedule for meetings provided by this resolution and provide for reconvening the House and the Senate at the State Capitol in Atlanta, Fulton County, on such date and at such time as they deem practical.

BE IT FURTHER RESOLVED that, in any case of emergency or disaster resulting in the discontinuation of the schedule for meetings as authorized by this resolution, the Speaker



of the House of Representatives and the President of the Senate shall provide for prompt notice of the same to all members of the House of Representatives and all members of the Senate, respectively, by such means as such officers deem practical and efficient; and each house shall be and remain in adjournment until convening for the next legislative day on the date certain jointly specified by such officers. Following such reconvening, the General Assembly may provide by joint resolution for a new schedule for meetings and adjournments.

BE IT FURTHER RESOLVED that, as to any case of emergency or disaster resulting in the discontinuation of the schedule for meetings as authorized by this resolution, the adoption of this resolution by the General Assembly shall constitute the consent of both the House of Representatives and the Senate for purposes of Article III, Section IV, Paragraph I(b) of the Constitution.

On the adoption of the resolution, there was no objection, and the resolution was adopted.

Senator Cowser of the 46th asked unanimous consent that the following bills, having been placed on the Table during the 2015 Session, be taken from the Table:

SENATE LEGISLATION TABLED  
MONDAY, JANUARY 11, 2016  
FIRST LEGISLATIVE DAY

- |        |  |
|--------|--|
| SB 221 | Greenhaven, City of; provide for incorporation (SLGO-43rd)   |
| HB 20  | State income tax; certain allocations to owners of certain entities shall be governed by Georgia law; clarify (FIN-32nd) Carson-46th   |
| HB 114 | Drivers' licenses; provide for use of paper eye charts for testing of noncommercial driver's vision; provisions (Substitute)(Amendment 1) (Amendment 1a)(PUB SAF-7th) Tanner-9th |
| HB 210 | Drivers' licenses; provide for dissemination of certain information by the Department of Driver Services; provisions (Amendment 1)(Amendment 1a) (PUB SAF-1st) Rogers-10th       |
| HB 221 | Ad valorem tax; property; change certain definitions (Substitute)(FIN-14th) Powell-171st   |
| HB 261 | Alcoholic beverages; sale during certain times on Sunday in commercial service airports owned or operated by a municipal governing authority; provide (RI&U-15th) Harrell-106th  |

- HB 352 Criminal procedure; change provisions relating to discovery in misdemeanor cases; provisions (Amendment)(JUDYNC-54th) Strickland-111th
- HB 375 Motor vehicles; driving with suspended, canceled, or revoked registration; change provisions relating to plea of nolo contendere (Amendment 1) (Amendment 1a)(PUB SAF-7th) Powell-171st
- HB 408 Excise tax; rooms, lodging and accommodations; clarify application of certain provisions to certain municipalities (FIN-56th) Willard-51st
- HB 474 Charter schools; enrollment priorities for educationally disadvantaged students and military students; provide (Substitute)(ED&Y-42nd) Kaiser-59th
- HB 476 Fulton County Industrial District; repeal amendment; provisions (SLGO) Fludd-64th
- HB 640 Gwinnett Judicial Circuit; salary supplements for judges; change provisions (SLGO) Chandler-105th

The consent was granted, and the legislation was taken from the Table.

Pursuant to Senate Rule 6-3.5(b), the legislation, having been taken from the Table, was placed at the foot of the Senate Calendar.

Senator Cowsert of the 46th asked unanimous consent that all general bills and all resolutions on the Senate Calendar, be committed to the committees from which they were last reported.

The consent was granted, and the legislation listed on the Senate Calendar for today was committed to the following Senate Committees:

- SB 77. By Senators Albers of the 56th, McKoon of the 29th, Stone of the 23rd, Williams of the 19th, Jackson of the 24th and others:

A BILL to be entitled an Act to amend Article 6A of Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to DNA sampling, collection, and analysis, so as to provide for analysis and collection of DNA for individuals arrested and convicted of felony offenses; to revise and add definitions; to change provisions relating to time and procedure for obtaining DNA samples; to change provisions relating to expungement of profiles in the data bank; to amend Code Section 17-6-1 of the Official Code of Georgia

Annotated, relating to where offenses are bailable, procedure, and schedule of bails, so as to provide a cross-reference for purposes of DNA collections as a condition of bail; to provide for related matters; to provide for a contingent effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 90. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend Article 5 of Chapter 8 of Title 46 of the O.C.G.A., relating to construction, improvement, and repair of rail lines, depots, and roads, so as to provide for the installation of farm crossings and cattle guards on property which is intersected by a railroad; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

SB 97. By Senators Albers of the 56th, Thompson of the 14th, Hill of the 6th, Unterman of the 45th and Heath of the 31st:

A BILL to be entitled an Act to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to modify certain provisions relating to tax executions; to require due diligence in notifying taxpayers that taxes have not been paid and that an execution shall be issued; to provide a definition; to change the timing of the sale of tax executions; to repeal the fee collected for issuing tax executions; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 110. By Senators Bethel of the 54th, Stone of the 23rd, Cowser of the 46th, Hill of the 32nd, McKoon of the 29th and others:

A BILL to be entitled an Act to amend Code Section 9-11-4.1 of the Official Code of Georgia Annotated, relating to certified process servers, so as to repeal the sunset and legislative review provisions; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

SB 113. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, so as to create a new class of

motor vehicles to be known as autonomous vehicles; to provide for definitions; to provide for requirements to operate an autonomous vehicle; to provide for the operation of autonomous vehicles on public highways for testing purposes; to provide for indemnity to vehicle manufacturers in certain instances; to provide for the regulation of autonomous vehicles; to provide for a penalty; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Science and Technology.

SB 115. By Senators Hufstetler of the 52nd, Orrock of the 36th and Kirk of the 13th:

A BILL to be entitled an Act to amend Code Section 43-34-103 of the Official Code of Georgia Annotated, relating to delegation of authority to physician assistants, so as to authorize a physician to delegate to a physician assistant the authority to prescribe Schedule II controlled substances; to provide for limitations and conditions; to provide for additional continuing education requirements regarding Schedule II controlled substances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 137. By Senators Harbin of the 16th, Thompson of the 14th, McKoon of the 29th, Ligon, Jr. of the 3rd, Stone of the 23rd and others:

A BILL to be entitled an Act to amend Chapter 32 of Title 33 of the Official Code of Georgia Annotated, relating to property insurance, so as to expand the ownership restriction as it relates to the application of the value of the property covered against loss by fire; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SB 142. By Senators Beach of the 21st and Mullis of the 53rd:

A BILL to be entitled an Act to amend Title 36 of the Official Code of Georgia Annotated, relating to local government, so as to regulate procedures governing applications for permits for critical infrastructure projects; to regulate local government zoning procedures with respect to critical infrastructure projects; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

SB 159. By Senators Stone of the 23rd, Mullis of the 53rd, Cowser of the 46th, Harper of the 7th, Hill of the 6th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 17 of the Official Code of Georgia Annotated, relating to searches with warrants, so as to provide for the use of no-knock search warrants; to provide for definitions; to change provisions relating to the issuance of search warrants; to provide for written policies relating to no-knock search warrants; to change provisions relating to the use of force in executing a search warrant; to change provisions relating to quashing a search warrant or suppressing evidence due to technical deficiencies; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 161. By Senators Jones of the 10th, Harbison of the 15th, Seay of the 34th and Davenport of the 44th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to revise a provision regarding automatic expulsion for possession of firearms and dangerous weapons at school; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 179. By Senators McKoon of the 29th and Henson of the 41st:

A BILL to be entitled an Act to amend Article 1 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to general provisions regarding the Georgia Lottery, so as to allow a winner of a lottery prize to remain anonymous if he or she donates 25 percent of the prize to the Lottery for Education Account or other tax exempt organizations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Higher Education.

SB 187. By Senators Bethel of the 54th, Henson of the 41st, McKoon of the 29th, James of the 35th, Thompson of the 5th and others:

A BILL to be entitled an Act to amend Code Section 20-2-2114 of the Official Code of Georgia Annotated, relating to qualifications for the scholarship

program for special needs students, so as to expand eligibility for the program to certain lawful refugees and asylees; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 196. By Senator Beach of the 21st:

A BILL to be entitled an Act to amend Chapter 1 of Title 33 of the Official Code of Georgia Annotated, relating to insurance generally, so as to provide insurance requirements for transportation network companies and their drivers; to provide for definitions; to provide for minimum liability limits; to provide for certain disclosures; to provide for certain notifications; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SR 11. By Senators Jackson of the 2nd, Henson of the 41st, Fort of the 39th, Parent of the 42nd, Jones of the 10th and others:

A RESOLUTION creating the Senate Study Committee on Employee Misclassification; and for other purposes.

Referred to the Committee on Insurance and Labor.

SR 43. By Senators Albers of the 56th, Thompson of the 14th and Hill of the 32nd:

A RESOLUTION creating the Senate Special Tax Exemption Study Committee; and for other purposes.

Referred to the Committee on Finance.

SR 74. By Senators James of the 35th, Henson of the 41st, Rhett of the 33rd, Butler of the 55th, Tate of the 38th and others:

A RESOLUTION encouraging the development of minority owned plasma centers; and for other purposes.

Referred to the Committee on Science and Technology.

SR 113. By Senators Hill of the 32nd, Shafer of the 48th, Cowsert of the 46th, Hill of the 6th, Harper of the 7th and others:

A RESOLUTION creating the Senate Entrepreneur in Residence Study Committee; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

SR 135. By Senators Beach of the 21st, Hill of the 6th, Jones of the 25th, Black of the 8th, Ramsey, Sr. of the 43rd and others:

A RESOLUTION proposing an amendment to the Constitution so as to authorize the General Assembly to provide by law for pari-mutuel wagering on horse racing; to provide for related matters; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

SR 163. By Senators Mullis of the 53rd, Shafer of the 48th, Cowsert of the 46th, Gooch of the 51st, Hill of the 32nd and others:

A RESOLUTION authorizing the Senate Rules Committee, during the 2015-2016 biennium of the General Assembly, to place witnesses under oath or affirmation when testifying before said committee in regard to legislation which is then in the possession of the committee or eligible for placement on the rules calendar of the Senate; and for other purposes.

Referred to the Committee on Rules.

SR 177. By Senators James of the 35th, Seay of the 34th, Davenport of the 44th, Ramsey, Sr. of the 43rd, Rhett of the 33rd and others:

A RESOLUTION encouraging the Capitol Arts Standards Commission to authorize the placement of a portrait of Mrs. Coretta Scott King on the second floor of the state capitol building alongside the portrait of Dr. Martin Luther King, Jr.; and for other purposes.

Referred to the Committee on Rules.

SR 360. By Senators Beach of the 21st, Hill of the 6th, Dugan of the 30th, Jones II of the 22nd and Tolleson of the 20th:

A RESOLUTION creating the Senate Data Security and Privacy Study Committee; and for other purposes.

Referred to the Committee on Science and Technology.

SR 383. By Senator James of the 35th:

A RESOLUTION commending Rashad Richey; and for other purposes.

Referred to the Committee on Rules.

SR 388. By Senators Heath of the 31st, Shafer of the 48th, Cowsert of the 46th, Ligon, Jr. of the 3rd, Mullis of the 53rd and others:

A RESOLUTION proposing an amendment to the Constitution, in a manner consistent with the United States Constitution, so as to prevent discrimination in the public funding of social services by allowing religious or faith based organizations to receive public aid, directly or indirectly, for the provision of such services; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Government Oversight.

SR 412. By Senators Jones II of the 22nd, Beach of the 21st, Stone of the 23rd, Jackson of the 24th, Rhett of the 33rd and others:

A RESOLUTION creating the Senate Cyber Challenge Study Committee; and for other purposes.

Referred to the Committee on Science and Technology.

SR 447. By Senators Black of the 8th, Millar of the 40th, Tippins of the 37th, Hufstetler of the 52nd, Harper of the 7th and others:

A RESOLUTION creating the Joint Study Committee on School Construction; and for other purposes.

Referred to the Committee on Education and Youth.

SR 451. By Senators Jones of the 25th, Ligon, Jr. of the 3rd, Williams of the 19th, Hill of the 6th, McKoon of the 29th and others:

A RESOLUTION creating the Senate Alternatives to Transportation Funding Study Committee; and for other purposes.

Referred to the Committee on Rules.



SR 459. By Senator Jackson of the 2nd:

A RESOLUTION creating the Senate Study Committee on Blind or Visually Impaired Persons; and for other purposes

Referred to the Committee on Health and Human Services.

SR 460. By Senators Jones II of the 22nd, Stone of the 23rd, Parent of the 42nd, Fort of the 39th, Harper of the 7th and others:

A RESOLUTION creating the Senate Minor Traffic Offense Study Committee; and for other purposes.

Referred to the Committee on Public Safety.

SR 479. By Senators Ramsey, Sr. of the 43rd, Unterman of the 45th, Orrock of the 36th, Sims of the 12th, Butler of the 55th and others:

A RESOLUTION creating the Senate Ending Campus Sexual Assaults Study Committee; and for other purposes.

Referred to the Committee on Health and Human Services.

SR 566. By Senator Unterman of the 45th:

A RESOLUTION creating the Senate Abusive Billing Practices Study Committee; and for other purposes.

Referred to the Committee on Health and Human Services.

SR 573. By Senator McKoon of the 29th:

A RESOLUTION creating the Senate Court of Appeals Workload Study Committee; and for other purposes.

Referred to the Committee on Judiciary.

HB 21. By Representatives Carson of the 46th, Roberts of the 155th and Jacobs of the 80th:

A BILL to be entitled an Act to amend Code Section 32-9-9 of the Official Code of Georgia Annotated, relating to the creation of the transit authority by special legislation and the authority's attributes and powers, so as to repeal a

population provision relative to creation of a transit authority within metropolitan areas; to provide for the establishment of intergovernmental agreements prior to the operation of service by a transit authority when it is being created in a geographical area where a transit service is already provided by an authority or county government; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

HB 49. By Representatives Harrell of the 106th, Knight of the 130th, Fludd of the 64th, Powell of the 171st and Houston of the 170th:

A BILL to be entitled an Act to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to provide for electronic service of certain notices; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 65. By Representatives Caldwell of the 20th, Ramsey of the 72nd, Teasley of the 37th, Turner of the 21st, Dudgeon of the 25th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to require local boards of education and certain charter schools to hold at least two public meetings on the proposed annual operating budget; to require that a summary of the proposed and adopted annual operating budget be posted on the Internet; to require that the detailed annual operating budget be made available upon request; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

HB 82. By Representative Kidd of the 145th:

A BILL to be entitled an Act to amend Code Section 12-3-402 of the Official Code of Georgia Annotated, relating to the Oconee River Greenway Authority, so as to allow certain members to appoint a designee; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

- HB 103. By Representatives Belton of the 112th, Dickerson of the 113th, Tanner of the 9th, Williams of the 119th, Peake of the 141st and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to offenses against public order, so as to prohibit any person from causing a minor to be identified as the individual in an obscene depiction; to provide for definitions; to provide for venue; to provide for exceptions; to provide for penalties; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

- HB 119. By Representatives Reeves of the 34th, Willard of the 51st, Fleming of the 121st and Mabra of the 63rd:

A BILL to be entitled an Act to amend Code Section 24-12-21 of the Official Code of Georgia Annotated, relating to disclosure of AIDS confidential information, so as to change provisions relating to disclosure of such information under certain circumstances; to provide for procedure; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

- HB 121. By Representatives Hamilton of the 24th, Powell of the 32nd, Brockway of the 102nd, Fleming of the 121st and Taylor of the 173rd:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the O.C.G.A., relating to primaries and elections generally, so as to require notice of write-in candidacy filings to include an authorization by the candidate if such filings are not done by the candidate; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

- HB 172. By Representatives Lumsden of the 12th, Powell of the 32nd, Hitchens of the 161st, Caldwell of the 131st, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 52 of the Official Code of Georgia Annotated, relating to general provisions relative to the registration, operation, and sale of watercraft, so as to revise the types of vessels that are applicable to the operation of watercraft while under the

influence of alcohol, toxic vapors, or drugs; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

HB 207. By Representatives Beskin of the 54th, Willard of the 51st, Pak of the 108th, Caldwell of the 131st, Quick of the 117th and others:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to change provisions relating to when a judge, judicial officer, grand juror, or trial juror may be disqualified from presiding or serving, as applicable, due to being related by consanguinity or affinity to a party; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 227. By Representatives Duncan of the 26th, Martin of the 49th, Rutledge of the 109th, Pak of the 108th, Kelley of the 16th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to state sales and use taxation, so as to remove programmable thermostats from the definition of Energy Star Qualified Product for purposes of the state sales tax holiday; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 256. By Representatives Maxwell of the 17th, Greene of the 151st, Coleman of the 97th, Brooks of the 55th and Buckner of the 137th:

A BILL to be entitled an Act to amend Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Firefighters' Pension Fund, so as to provide new definitions; to change a term for membership of the board; to provide for a break in employment for certain members; to clarify provisions related to leaves of absence, withdrawal of dues, and application for reinstatement as an active member; to clarify provisions for failure to pay dues and the reinstatement process; to permit selection of up to five beneficiaries to receive equal portions of certain benefits upon the death of certain members; to provide for certain penalties for false statements or falsified records; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

HB 276. By Representatives Harrell of the 106th, Maxwell of the 17th, Powell of the 32nd and Martin of the 49th:

A BILL to be entitled an Act to amend Title 3 of the O.C.G.A., relating to alcoholic beverages, so as to modernize certain terms, repeal certain obsolete provisions, and remove or correct certain inconsistent references; to amend Code Section 51-1-40 of the Official Code of Georgia Annotated, relating to liability for acts of intoxicated persons, so as to make a cross-reference consistent; to amend Code Section 52-7-8.3 of the Official Code of Georgia Annotated, relating to operation of watercraft, identification, and operation by minors, so as to make a cross-reference consistent; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

HB 297. By Representatives Beskin of the 54th, Nix of the 69th, Geisinger of the 48th, Dudgeon of the 25th, Maxwell of the 17th and others:

A BILL to be entitled an Act to amend Code Section 43-1-2 of the Official Code of Georgia Annotated, relating to appointment and general powers of division director, members and meetings of professional licensing boards, examination standards, roster of licensees, and funding, so as to provide for professional licensing boards to make designations for the receipt and processing of applications for examination; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

HB 304. By Representatives Hightower of the 68th, Strickland of the 111th, Efstrotation of the 104th, Reeves of the 34th, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Code Section 17-10-1 of the Official Code of Georgia Annotated, relating to fixing of sentence, so as to clarify service of consecutive sentences; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 370. By Representatives Fleming of the 121st, Wilkerson of the 38th, Fludd of the 64th, England of the 116th, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Chapter 5 of Title 21 of the Official Code of Georgia Annotated, relating to ethics in government, so as to provide

for waivers of certain civil penalties and fees incurred by candidates for local elected office; to provide for exceptions; to provide for refunds of certain civil penalties and fees; to provide for legislative findings; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

HB 396. By Representatives Knight of the 130th, Harrell of the 106th, Battles of the 15th, Williamson of the 115th and Stephens of the 164th:

A BILL to be entitled an Act to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to clarify the penalty for failure to file return or pay revenue held in trust for the state; to prevent the obstruction of officials levying tax executions; to clarify the definition of prescription; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 418. By Representatives Reeves of the 34th, Tanner of the 9th, Efstrotation of the 104th, Ramsey of the 72nd and Strickland of the 111th:

A BILL to be entitled an Act to amend Code Section 15-12-60 of the Official Code of Georgia Annotated, relating to the qualifications for grand jurors, so as to prohibit certain individuals from serving as grand jurors; to prohibit quashing of indictments when ineligible grand jurors serve on a grand jury; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 531. By Representatives Mabra of the 63rd, Fleming of the 121st, Willard of the 51st, Strickland of the 111th, Reeves of the 34th and others:

A BILL to be entitled an Act to amend Article 4 of Chapter 10 of Title 9 of the Official Code of Georgia Annotated, relating to personal jurisdiction over nonresidents, so as to change provisions relating to the grounds for exercising personal jurisdiction over nonresidents; to change provisions relating to effect of appearance; to change provisions relating to venue; to amend Code Sections 19-13-2 and 34-1-7 of the Official Code of Georgia Annotated, relating to jurisdiction of superior court and application for temporary restraining order and injunction, respectively, so as to correct cross-references; to provide for

related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 535. By Representatives Harrell of the 106th, Powell of the 32nd, Kaiser of the 59th, Frye of the 118th, Peake of the 141st and others:

A BILL to be entitled an Act to amend Title 3 of the Official Code of Georgia Annotated, relating to alcoholic beverages, so as to provide that governing authorities of counties and municipalities in which the sale of alcoholic beverages for consumption on the premises is lawful may authorize sales of such alcoholic beverages during a certain time on Sundays; to change the time on Sunday during which farm wineries may sell certain wine for consumption on the premises; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

HB 540. By Representatives Dollar of the 45th, Ramsey of the 72nd, Kelley of the 16th and Petrea of the 166th:

A BILL to be entitled an Act to amend Chapter 6 of Title 28 of the Official Code of Georgia Annotated, relating to interstate cooperation, so as to clarify the number of members of the Senate Interstate Cooperation Committee and the House Committee on Interstate Cooperation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Interstate Cooperation.

HB 547. By Representatives Fleming of the 121st, Powell of the 171st and Willard of the 51st:

A BILL to be entitled an Act to amend Chapter 3 of Title 53 of the Official Code of Georgia Annotated, relating to year's support, so as to change provisions relating to taxes and tax liens; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 20. By Representative Carson of the 46th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate,

computation, and exemptions from state income taxes, so as to clarify that certain allocations to owners of certain entities shall be governed by Georgia law; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 114. By Representatives Tanner of the 9th, Powell of the 32nd, Lumsden of the 12th and Hitchens of the 161st:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to provide for the use of paper eye charts for the testing of noncommercial driver's vision; to provide for notice of certain information from the department to be sent by first-class mail; to provide for the issuance of limited driving permits to noncommercial drivers in certain instances; to provide for a waiver of the application fee for instruction permits in certain instances; to allow photographs on drivers' licenses and identification cards to be in black and white; to provide for the conditions under which limited driving permits shall be issued; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 210. By Representatives Rogers of the 10th, Mayo of the 84th, Jasperse of the 11th, Dempsey of the 13th, Rice of the 95th and others:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the O.C.G.A., relating to drivers' licenses, so as to provide for the dissemination of certain information by the Department of Driver Services; to provide for participation in an anatomical gift donation program when obtaining a personal identification card through the department; to provide for the designation of such participation on personal identification cards; to provide for the dissemination of identifying information for applicants making such election; to provide for legislative findings; to provide for the option of a voluntary contribution from applicants of personal identification cards to prevent blindness and preserve sight; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.



HB 221. By Representatives Powell of the 171st, Knight of the 130th, Harbin of the 122nd, Harrell of the 106th and Stephens of the 164th:

A BILL to be entitled an Act to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 261. By Representatives Harrell of the 106th, Powell of the 32nd, Douglas of the 78th and Waites of the 60th:

A BILL to be entitled an Act to amend Article 1 of Chapter 3 of Title 3 of the Official Code of Georgia Annotated, relating to general provisions regarding the regulation of alcoholic beverages generally, so as to provide for the sale of alcoholic beverages during certain times on Sunday in commercial service airports owned or operated by a municipal governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

HB 352. By Representatives Strickland of the 111th, Reeves of the 34th, Pak of the 108th, Trammell of the 132nd, Gravley of the 67th and others:

A BILL To be entitled an Act to amend Chapter 16 of Title 17 of the Official Code of Georgia Annotated, relating to discovery, so as to change provisions relating to discovery in misdemeanor cases; to provide for a defendant to opt into reciprocal discovery similar to provisions in felony cases; to require the defendant to provide the prosecuting attorney with a list of witness and alibi information; to provide for procedure; to provide for sanctions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 375. By Representatives Powell of the 171st, Fleming of the 121st, Hightower of the 68th, Hitchens of the 161st, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Code Section 40-6-15 of the Official Code of Georgia Annotated, relating to knowingly driving a motor vehicle with a suspended, canceled, or revoked vehicle registration, so as to change provisions relating to a plea of nolo contendere; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 408. By Representatives Willard of the 51st, Raffensperger of the 50th, Geisinger of the 48th and Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Article 3 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to an excise tax on rooms, lodging, and accommodations, so as to clarify the application of certain provisions to certain municipalities; to provide for conditions and limitations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 474. By Representatives Kaiser of the 59th, Clark of the 101st, Dudgeon of the 25th, Mayo of the 84th and Coleman of the 97th:

A BILL to be entitled an Act to amend Article 31 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to charter schools, so as to provide for enrollment priorities in charter schools for educationally disadvantaged students and military students; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

Senator Cowsert of the 46th asked unanimous consent that all the local bills on the Senate Calendar, be committed to State and Local Governmental Operations (General).

The consent was granted, and the local bills on the Senate Calendar were committed to State and Local Governmental Operations (General).

SB 186. By Senators Heath of the 31st, Albers of the 56th, Beach of the 21st, Unterman of the 45th, Jeffares of the 17th and others:

A BILL to be entitled an Act to amend Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, municipal corporations, and other governmental entities, so as provide for electronic publication of certain public notices; to provide for procedures, conditions, and limitations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 221. By Senators Ramsey, Sr. of the 43rd and Davenport of the 44th:

A BILL to be entitled an Act to provide for the incorporation of the City of Greenhaven in DeKalb County, Georgia; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SR 507. By Senators Parent of the 42nd, Williams of the 27th, Black of the 8th, Millar of the 40th, Bethel of the 54th and others:

A RESOLUTION creating the Joint Study Committee on Municipal Annexations and Incorporations; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

HB 73. By Representatives Turner of the 21st, Hamilton of the 24th, Taylor of the 173rd, Caldwell of the 20th, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Code Section 45-2-1 of the Official Code of Georgia Annotated, relating to persons ineligible to hold office, vacation of office, and validity of acts performed while in office, so as to authorize counties and municipalities to provide by local law for district durational residency requirements; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

HB 476. By Representatives Fludd of the 64th, Bruce of the 61st, Mabra of the 63rd, Kaiser of the 59th, Thomas of the 56th and others:

A BILL to be entitled an Act to repeal the amendment to the Constitution of Georgia creating within Fulton County the Fulton County Industrial District and prohibiting the governing authority of Fulton County from levying any tax for educational purposes within such district; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

HB 514. By Representatives Bruce of the 61st, Fludd of the 64th, Kaiser of the 59th, Mabra of the 63rd, Jones of the 53rd and others:

A BILL to be entitled an Act to incorporate the City of South Fulton in Fulton County; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

HB 527. By Representatives Willard of the 51st, Jones of the 47th, Bruce of the 61st, Wilkinson of the 52nd, Beskin of the 54th and others:

A BILL to be entitled an Act to repeal an Act entitled "An Act to repeal an Act entitled 'An Act to provide for a budget in all counties in this state having a population of two hundred thousand or more by the United States census of 1930, or by any future census; to define the word 'authorities' as used herein; for the publication of the proposed budget, the adoption of the budget and publication of the final budget as adopted... and for other purposes,' approved March 16, 1939, appearing in Georgia Laws 1939 pp. 272-276, and all Acts amendatory thereto; and for other purposes" approved March 2, 1953 (Ga. L. 1953, p. 2815), and all Acts amendatory thereto; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

HB 640. By Representatives Chandler of the 105th, Efstoration of the 104th, Kendrick of the 93rd, Clark of the 101st, Clark of the 98th and others:

A BILL to be entitled an Act to amend an Act creating the Gwinnett Judicial Circuit and providing for its powers, duties, jurisdiction, and officers, approved February 12, 1960 (Ga. L. 1960, p. 110), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 3722), so as to change provisions relating to the salary supplements for the judges of the Gwinnett Judicial Circuit; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

Senators Walker III of the 20th and Kennedy of the 18th recognized Miss America, Betty Cantrell, who addressed the Senate briefly.

Senator Cowsert of the 46th moved that the Senate adjourn until 10:00 a.m. Tuesday, January 12, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:30 a.m.

Senate Chamber, Atlanta, Georgia  
Tuesday, January 12, 2016  
Second Legislative Day

The Senate met pursuant to adjournment at 10:00 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has adopted by the requisite constitutional majority the following Resolutions of the House and Senate:

HR 966. By Representative Burns of the 159th:

A RESOLUTION to notify the Senate that the House of Representatives has convened; and for other purposes.

HR 967. By Representative Burns of the 159th:

A RESOLUTION calling a joint session of the House of Representatives and the Senate for the purpose of hearing a message from the Governor; inviting the Justices of the Supreme Court and the Judges of the Court of Appeals to be present at the joint session; and for other purposes.

The Speaker has appointed as a Committee of Escort on the part of the House the following members:

Representatives Nimmer of the 178th, Dickey of the 140th, Rogers of the 10th, Sims of the 123rd, Cooper of the 43rd, Caldwell of the 131st, Coleman of the 97th, Dickson of the 6th, Pruett of the 149th, Morris of the 156th, and Stovall of the 74th.

HR 968. By Representative Burns of the 159th:

A RESOLUTION calling a joint session of the House of Representatives and the Senate for the purpose of hearing a message from the Chief Justice of the Supreme Court; inviting each other Justice of the Supreme Court and each Judge of the Court of Appeals to be present at the joint session; and for other purposes.

SR 652. By Senators Shafer of the 48th, Cowsert of the 46th, Henson of the 41st, Mullis of the 53rd and Gooch of the 51st:

A RESOLUTION to notify the Governor that the General Assembly has convened; and for other purposes.

SR 678. By Senators Cowsert of the 46th, Mullis of the 53rd and Gooch of the 51st:

A RESOLUTION relative to meetings and adjournments of the General Assembly; and for other purposes.

Senator Beach of the 21st asked unanimous consent that Senator Lucas of the 26th be excused. The consent was granted, and Senator Lucas was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Orrock
Beach	Hill, Judson	Parent
Bethel	Hufstetler	Rhett
Burke	Jackson, B	Seay
Butler	Jackson, L	Shafer
Cowsert	James	Sims
Crane	Jeffares	Stone
Davenport	Jones, B	Tate
Dugan	Jones, E	Thompson, B
Fort	Jones, H	Thompson, C
Ginn	Kennedy	Tippins
Gooch	Kirk	Unterman
Harbin	Ligon	VanNess
Harbison	Martin	Watson
Harper	McKoon	Wilkinson
Heath	Millar	Williams, M
Henson	Miller	Williams, T
Hill, H	Mullis	

Not answering were Senators:

Black

Lucas (Excused)

Walker III

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators: Walker III of the 20th Black of the 8th

The following Senate legislation was introduced, read the first time and referred to committee:

SB 254. By Senators Jones II of the 22nd, Fort of the 39th, Orrock of the 36th, Rhett of the 33rd, Sims of the 12th and others:

A BILL to be entitled an Act to amend Code Section 16-13-2 of the Official Code of Georgia Annotated, relating to possession of marijuana and conditional discharge for possession of controlled substances as first offense and certain nonviolent property crimes, so as to provide that simple possession of marijuana constitutes a misdemeanor; to amend Titles 15 and 16 and Code Sections 17-7-72 and 36-32-6 of the Official Code of Georgia Annotated, relating to courts, crimes and offenses, jurisdiction of probate courts to try certain drug and alcohol offenses, and municipal court jurisdiction in marijuana possession cases, respectively, so as to provide for conforming cross-references; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 255. By Senators Stone of the 23rd, Bethel of the 54th, Millar of the 40th, Albers of the 56th, Ligon, Jr. of the 3rd and others:

A BILL to be entitled an Act to amend Title 18 of the Official Code of Georgia Annotated, relating to debtor and creditor, so as to modernize, reorganize, and provide constitutional protections in garnishment proceedings; to provide for definitions; to provide for an affidavit and summons of garnishment, contents, and procedure for garnishment; to provide for property being subject to and exempt from garnishment; to provide for a defendant's and third party's claim and plaintiff's traverse and the procedure for claims and traverses; to provide for procedures only applicable to financial institutions; to provide for and require the use of certain forms for garnishment proceedings; to amend Code Sections 44-7-50 and 53-12-80 of the O.C.G.A., relating to demand for

possession and spendthrift provisions, respectively, so as to correct cross-references; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

SB 258. By Senators Millar of the 40th and Albers of the 56th:

A BILL to be entitled an Act to amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, so as to provide that the assessed value of property for a taxable year shall not be increased beyond the initial assessment value established by the board of tax assessors during an appeal of such valuation for such taxable year by the taxpayer but may be reduced as a result of the appeal of the taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 259. By Senators Millar of the 40th, Shafer of the 48th, Hill of the 32nd and Albers of the 56th:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to property tax exemptions and deferral, so as to provide for a homestead exemption from ad valorem taxes for state, county, municipal, or school purposes in an amount equal to the amount by which the current year assessed value of a homestead exceeds the adjusted base year assessed value of such homestead; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 260. By Senators Rhett of the 33rd, James of the 35th, Tate of the 38th, Fort of the 39th, Davenport of the 44th and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to prohibit the purchase of a firearm by any person who is currently a party to a proceeding instituted under Chapter 5 of Title 19 of the Official Code of Georgia Annotated without permission of the presiding judge; to provide for definitions; to provide for exceptions; to



provide for criminal penalties; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 261. By Senators Seay of the 34th, Henson of the 41st, Davenport of the 44th, Butler of the 55th and James of the 35th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of and exemptions from state income taxes, so as to create an income tax credit for employers who hire certain qualified parolees for full-time jobs; to provide for rules and regulations and an application process related to such income tax credit; to provide for certain conditions and limitations; to provide for definitions; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 262. By Senator Stone of the 23rd:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to change provisions relating to when a judge, judicial officer, grand juror, or trial juror may be disqualified from presiding or serving, as applicable, due to being related by consanguinity or affinity to a party; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

SR 683. By Senators Heath of the 31st, Albers of the 56th, McKoon of the 29th, Harbin of the 16th, Crane of the 28th and others:

A RESOLUTION proposing an amendment to the Constitution of the State of Georgia so as to prohibit the General Assembly from adopting a conference committee report unless such report has been publicly available overnight; to provide for submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Rules.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Davenport of the 44th introduced the chaplain of the day, Bishop Donald E. Battle of Jonesboro, Georgia, who offered scripture reading and prayer.

Senator Rhett of the 33rd introduced the doctor of the day, Dr. G. Waldon Garriss III.

The Secretary read the following Message from the House:

Mr. President:

The House has adopted by the requisite constitutional majority the following Resolutions of the House and Senate:

HR 966. By Representative Burns of the 159th:

A RESOLUTION to notify the Senate that the House of Representatives has convened; and for other purposes.

The following resolution was read and put upon its adoption:

HR 967. By Representative Burns of the 159th:

A RESOLUTION calling a joint session of the House of Representatives and the Senate for the purpose of hearing a message from the Governor; inviting the Justices of the Supreme Court and the Judges of the Court of Appeals to be present at the joint session; and for other purposes.

On the adoption of the resolution, there was no objection, and the resolution was adopted.

The President appointed as a Committee of Escort on the part of the Senate the following Senators: Shafer of the 48th, Cowser of the 46th, Henson of the 41st, Gooch of the 51st, Fort of the 39th, Ligon, Jr. of the 3rd and Jackson of the 24th.

The following resolution was read and put upon its adoption:

HR 968. By Representative Burns of the 159th:

A RESOLUTION calling a joint session of the House of Representatives and the Senate for the purpose of hearing a message from the Chief Justice of the Supreme Court; inviting each other Justice of the Supreme Court and each Judge of the Court of Appeals to be present at the joint session; and for other purposes.

On the adoption of the resolution, there was no objection, and the resolution was adopted.

The following resolution was read and adopted:

SR 685. By Senators Davenport of the 44th, Seay of the 34th, Jeffares of the 17th and Jones of the 10th:

A RESOLUTION commending Clayton State University and recognizing January 12, 2016, as Clayton State University Day at the state capitol; and for other purposes.

Senator Davenport of the 44th recognized Clayton State University. President Dr. Thomas J. Hynes, Jr., addressed the Senate briefly.

The following resolutions were read and adopted:

SR 653. By Senator Mullis of the 53rd:

A RESOLUTION recognizing and commending Canyon Grill in Lookout Mountain, Georgia; and for other purposes.

SR 654. By Senator Mullis of the 53rd:

A RESOLUTION recognizing and commending JB's BBQ in Lafayette, Georgia; and for other purposes.

SR 655. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION commending Julie Kirk, New Hampstead High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 656. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION commending Rachel Starling Hurst, Islands High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 657. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION commending Mary K. Bir, Windsor Forest High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 658. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION commending Paige Morgan, Windsor Forest High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 659. By Senator Jackson of the 2nd:

A RESOLUTION commending Timothy Cone, Woodville-Tompkins High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 660. By Senator Jackson of the 2nd:

A RESOLUTION commending Dmetri S. Nevels, Johnson High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 661. By Senator Jackson of the 2nd:

A RESOLUTION commending Daniel Kamykowski, Jenkins High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 662. By Senator Jackson of the 2nd:

A RESOLUTION commending Joel Clackum, Islands High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 663. By Senator Jackson of the 2nd:

A RESOLUTION commending Melissa Maikos-Ptacin, Beach High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 664. By Senator Jackson of the 2nd:

A RESOLUTION commending Fehmina Kauser, Groves High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 665. By Senator Jackson of the 2nd:

A RESOLUTION commending Rebecca Alt, Groves High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 666. By Senator Jackson of the 2nd:

A RESOLUTION commending Yvette Rushing, Jenkins High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 667. By Senator Jackson of the 2nd:

A RESOLUTION commending Teorna Thomas, Savannah High School LS 2014-2015 Teacher of the Year; and for other purposes.

SR 668. By Senator Jackson of the 2nd:

A RESOLUTION commending Jewel Hendrix, Savannah Arts High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 669. By Senator Jackson of the 2nd:

A RESOLUTION commending Cindy Campbell, Coastal GA Comprehensive High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 670. By Senator Jackson of the 2nd:

A RESOLUTION commending Doug Kearse, Early College's 2014-2015 Teacher of the Year; and for other purposes.

SR 671. By Senator Jackson of the 2nd:

A RESOLUTION commending David Ackerman, Coastal GA Comprehensive High School's 2014-2015 Teacher of the Year; and for other purposes.

SR 672. By Senator Harbin of the 16th:

A RESOLUTION recognizing and commending Jerry Lloyd Harbin and Earline Addis Harbin on the grand occasion of their 50th wedding anniversary; and for other purposes.

SR 673. By Senator Tate of the 38th:

A RESOLUTION honoring the life and expressing regret at the passing of Dr. Louise Thornton Hollowell; and for other purposes.

SR 679. By Senators Shafer of the 48th, Albers of the 56th, Miller of the 49th, Martin of the 9th and Thompson of the 5th:

A RESOLUTION recognizing and honoring January 13, 2016, as Korean American Day at the State Capitol; and for other purposes.

SR 680. By Senators Shafer of the 48th, Crane of the 28th, Kirk of the 13th, Black of the 8th, Bethel of the 54th and others:

A RESOLUTION honoring the life and memory of Sharon Overton McKoon; and for other purposes.

SR 681. By Senators Seay of the 34th, Davenport of the 44th, Butler of the 55th and Sims of the 12th:

A RESOLUTION honoring the life and memory of Dr. Ozias Pearson; and for other purposes.

SR 682. By Senators Seay of the 34th, Davenport of the 44th, Butler of the 55th and Sims of the 12th:

A RESOLUTION recognizing and commending Mrs. Gerrian Hawes on her outstanding public service; and for other purposes.

SR 684. By Senators Heath of the 31st, Tippins of the 37th, Millar of the 40th, Harbin of the 16th, Gooch of the 51st and others:

A RESOLUTION recognizing January 14, 2016, as Sportsmen's and Coastal Day at the capitol; and for other purposes.

SR 686. By Senators Fort of the 39th, Tate of the 38th, Butler of the 55th, Seay of the 34th, Davenport of the 44th and others:

A RESOLUTION honoring the legacy of Hosea Williams, public servant and civil rights activist; and for other purposes.

Senator Cowser of the 46th moved that the Senate adjourn until 10:00 a.m. Wednesday, January 13, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:15 a.m.

Senate Chamber, Atlanta, Georgia  
Wednesday, January 13, 2016  
Third Legislative Day

The Senate met pursuant to adjournment at 10:00 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

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

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

Referred to the Committee on Public Safety.

SB 264. By Senators Beach of the 21st, Jones of the 25th, Harbison of the 15th, Sims of the 12th, Jones II of the 22nd and others:

A BILL to be entitled an Act to amend Title 50 of the Official Code of Georgia Annotated, relating to state government, so as to provide for parimutuel wagering on horse racing; to provide for definitions; to provide for conditions for horse racing and parimutuel wagering; to provide for the regulation and operation of horse racing and parimutuel wagering; to provide for licensing of facilities and persons participating in horse racing and parimutuel wagering; to adopt the Interstate Compact on Licensure of Participants in Live Racing with Parimutuel Wagering; to prohibit certain conduct; to provide for penalties; to

provide for related matters; to provide a contingent effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

SB 265. By Senators Hill of the 32nd, Bethel of the 54th, Burke of the 11th, Martin of the 9th, Millar of the 40th and others:

A BILL to be entitled an Act to amend Chapter 7 of Title 33 of the Official Code of Georgia Annotated, relating to kinds of insurance, limits of risks, and reinsurance, so as to provide definitions; to provide that physician agreements are not insurance; to exempt such agreements from regulation as insurance; to provide for discontinuance of services under certain circumstances; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SB 266. By Senators Fort of the 39th and McKoon of the 29th:

A BILL to be entitled an Act to amend Article 4 of Chapter 5 of Title 21 of the Official Code of Georgia Annotated, relating to public officials' conduct and lobbyist disclosure, so as to provide that any person who is a lobbyist and who makes expenditures of any amount for the purpose of influencing the passage of legislation for the purpose of legalizing casino gambling in this state, whether directly or indirectly, shall disclose all such expenditures, regardless of amount or value; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

SB 267. By Senators Williams of the 27th, Gooch of the 51st, Harper of the 7th, Mullis of the 53rd and Williams of the 19th:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to provide for a reduced weapons carry license and renewal license application fee for persons who are 65 years of age or older; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.



SB 268. By Senators James of the 35th, Rhett of the 33rd and Henson of the 41st:

A BILL to be entitled an Act to amend Code Section 40-6-391 of the Official Code of Georgia Annotated, relating to driving under the influence of alcohol, drugs, or other intoxicating substances, penalties, publication of notice of conviction for persons convicted for a second time, and endangering a child, so as to require that the county department of family and children services be notified when certain offenders are convicted for endangering a child by driving under the influence of alcohol or drugs; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

Senator Tate of the 38th asked unanimous consent that Senator Thompson of the 5th be excused. The consent was granted, and Senator Thompson was excused.

Senator Bethel of the 54th asked unanimous consent that Senator Parent of the 42nd be excused. The consent was granted, and Senator Parent was excused.

Senator Martin of the 9th asked unanimous consent that Senator Williams of the 27th be excused. The consent was granted, and Senator Williams was excused.

Senator Seay of the 34th asked unanimous consent that Senators Butler of the 55th and Orrock of the 36th be excused. The consent was granted, and Senators Butler and Orrock were excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, H	Millar
Beach	Hill, Jack	Miller
Bethel	Hill, Judson	Mullis
Black	Hufstetler	Rhett
Burke	Jackson, B	Shafer
Cowsert	Jackson, L	Sims
Crane	James	Stone
Davenport	Jeffares	Tate
Dugan	Jones, B	Thompson, B
Ginn	Jones, E	Tippins
Gooch	Jones, H	Unterman
Harbin	Kennedy	VanNess
Harbison	Kirk	Walker
Harper	Ligon	Watson
Heath	Martin	Wilkinson
Henson	McKoon	Williams, T

Not answering were Senators:

Butler (Excused)	Fort	Lucas
Orrock (Excused)	Parent (Excused)	Seay
Thompson, C. (Excused)	Williams, M. (Excused)	

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators: Lucas of the 26th                      Seay of the 34th                      Fort of the 39th

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Shafer of the 48th introduced the chaplain of the day, Reverend Yoon Young Chung of Suwanee, Georgia, who offered scripture reading and prayer.

Serving as the doctor of the day was Dr. Stanley J. Shin.

The following resolutions were read and adopted:

SR 687. By Senator Burke of the 11th:

A RESOLUTION recognizing Thomasville, Georgia, as "Georgia's Rose City"; and for other purposes.

SR 688. By Senators Dugan of the 30th, Hill of the 4th, Hill of the 6th, Harbison of the 15th, Shafer of the 48th and others:

A RESOLUTION recognizing January 25, 2016, as National Guard Day at the capitol; and for other purposes.

Senator Shafer of the 48th recognized and honored January 13, 2016, as Korean American Day at the State Capitol, commended by SR 679, adopted previously. Mr. Sunny Park, President, America Korea Friendship Society, addressed the Senate briefly.

Senator Cowsert of the 46th moved that, upon the dissolution of the Joint Session, the Senate stand adjourned until 11:00 a.m. Thursday, January 14, 2016.

The President announced the motion prevailed at 10:40 a.m.

The hour for convening the Joint Session of the Senate and House having arrived, the President, accompanied by the Secretary and Senators, proceeded to the Hall of the

House of Representatives, and the Joint Session, called for the purpose of hearing a message by His Excellency, Governor Nathan Deal, was called to order by the Speaker of the House. HR 967 authorizing the Joint Session of the Senate and House was read by the Clerk of the House.

His Excellency, Governor Nathan Deal addressed the Joint Session of the Senate and the House of Representatives as follows:

"Lt. Governor Cagle, Speaker Ralston, President Pro Tem Shafer, Speaker Pro Tem Jones, members of the General Assembly, constitutional officers, members of the judiciary, members of the consular corps, my fellow Georgians:

Every year during this second week in January, we gather in this chamber of the people to assess the condition of our Ship of State. We review its travel log for the prior year, we inventory its store of resources, we evaluate the effectiveness of its crew, we plan its journey for the coming year, and we attempt to forecast the weather and the condition of the seas it must traverse. Like mariners of old, we consult our charts as we plan how to best avoid the rocky shoals that would damage our vessel and jeopardize the safety of our crew.

But after we conclude our planning and are ready to set sail on our annual journey, what do we do if the wind does not blow, or worse, what if it blows from the wrong direction?

It is in those times that true leadership is required. It is for those occasions that each of us who are elected leaders must step forward. It is how we react to those events and circumstances we did not plan for and over which we have no control that determines the future of our Ship of State and the safety of its cargo. It is said that at such times, the Pessimist simply complains about the wind; the Optimist is content to wait in the harbor because he expects the direction of the wind to change. The true leader, however, gets about the task of adjusting the sails.

When I addressed you for the first time in January 2011, Georgia's Ship of State had been severely battered for two years by the storms of the Great Recession. Our reserves, that is our Rainy Day Fund, had been almost completely depleted in an attempt to keep our Ship of State from sinking. Over \$1.4 billion from that fund had been used during that two-year period, and yet the waves were still beating against our ship, and the wind was still blowing from the wrong direction. Our revenue had dropped by \$2.3 billion from 2007 to 2011. Our unemployment rate was 10.4 percent. Our prison population was the fourth-largest in the country and was projected to grow by eight percent over the next five years. Our high school graduation rate was an unacceptable 67.5 percent.

Georgia was losing tens of thousands of jobs, especially in the construction sector. Our manufacturing sector was at a disadvantage compared with other states because we were imposing sales tax on energy purchases. The Savannah Harbor deepening project, which

was authorized by Congress 12 years earlier, was at a standstill with the real prospect that the larger vessels coming through the enlarged Panama Canal would not be coming to Georgia.

Many Georgians had seen their savings wiped out, business owners were in bankruptcy court, and families were losing their homes to foreclosure. Our revered HOPE Program was rapidly approaching the point of being unable to fulfill its promises to our best students.

Simply put, the Economic Winds were blowing in the wrong direction with an intensity and duration not experienced since the Great Depression. As leaders of our state, we could have been pessimistic and simply railed against the bitter wind and made excuses for our situation. Or, we could have been optimists and told our citizens just to be patient because it wouldn't last much longer. We watched some of our sister states take both approaches and conclude that until the Economic Winds shifted, their state governments could not operate on less revenue and therefore their citizens must pay more taxes.

Fortunately, with your support, we did not follow that pattern. Instead, we began the difficult, and sometimes painful, process of adjusting our sails. As a result, we grew our way out of hard times. By passing conservative budgets, coupled with the economic growth that was spurred by our reforms, our Rainy Day Fund that was almost gone five years ago has now grown to over \$1.43 billion.

By cutting taxes and removing regulatory burdens on businesses, our unemployment rate has been cut almost in half and now stands at 5.6 percent. And, the construction industry that was hit so hard by the waves of the Great Recession now has the third lowest unemployment rate in the country at just 4 percent. By removing sales tax on energy for manufacturing, there have been over 22,000 new manufacturing jobs, a 6.4 percent increase that is more than double the growth rate of the United States. These jobs represent over \$900 million in added wages.

The next step was addressing the jobs skills gap employers continued encountering. As we looked at job openings around the state, we found that almost all of them could be filled if our citizens would attend one of our Technical Colleges and receive the necessary training. With your support over the past three years, we have identified eleven areas where a student will receive a 100 percent tuition HOPE Grant to obtain that training. These Strategic Industries Workforce Development Grants cover 140 programs, and I am recommending that we add industrial maintenance this year to that important list. I am proposing to devote \$17.1 million in 2017 for all of these programs.

As our colleges and universities examine their degree programs and focus more of their resources on those that lead to employment, we will rapidly close the skills gap in our workforce. I am pleased that Georgia Southern University, for instance, is one of the only

universities in the country and the only one in the Southeast to offer a degree program for precision engineering, yet another example of a high demand area.

In addition to directing more resources into post-secondary education programs that lead to employability, we have also moved our focus further down the education line. Our Move On When Ready legislation from last year, coupled with additional funding for Dual Enrollment, has greatly accelerated the pace of many students' educational journeys. This allows high school students to attend postsecondary institutions at no cost to them or their parents. Currently, there are approximately 22,059 students participating in this program. My FY2017 budget contains over \$58.3 million dollars to cover the cost of Move On When Ready, a 654 percent increase over FY2011.

In order to further modernize our K-12 education system, I asked the State Board of Education and the University System of Georgia to allow certain high school computer science courses to count as core courses in high school and for purposes of college admission. Both entities have agreed, and there are currently nine computer science courses that count towards a science or foreign language requirement. This will give us more early learners in a field that is and will continue to be in high demand by employers. Addressing workforce development needs extends into another area we've made a priority: criminal justice reform. In order to curb the growth in our prison population, we created the Georgia Council on Criminal Justice Reform, which has been chaired by Judge Michael Boggs and Thomas Worthy. I want to express publically my thanks to these two gentlemen and the other dedicated members of that Council. Please join me in expressing our appreciation for their work.

As a result of your passing legislation to implement the recommendations of the Council in prior years, we have seen a substantial drop in our prison population as thousands of non-violent offenders are being diverted into accountability courts where they are given a second chance to receive treatments for their addictions. By converting inmates into taxpayers, and by educating and giving paroled inmates marketable skills, we will begin to reduce our rates of recidivism, which will in turn make our state safer.

The same diversion is occurring in the juvenile justice system. In short, Georgia is recognized as the leading state for meaningful criminal justice reform.

There will be more recommendations from the Council this year which I ask you to consider and approve.

As you can see, we have made great progress over the past five years in improving and expanding the skills of our present and future workforce. But these successes are not enough. My administration has spent more of the state budget on K-12 education than any administration in the past 50 years, which included over 1 billion additional dollars

for the past two years and an additional \$416 million for FY2017. However, our Education Boat is still leaking and needs some repairs.

As we contemplate modernizing our education system, it is important to acknowledge the progress we have made over the past five years. Our graduation rate from high school has increased by over 11 percent to 78.8 percent, an average change of 2.83 percent each year. As significant as that increase is, during that same five years, our dropout rate has remained unyieldingly stagnant at an average of 3.66 percent. To put it more bluntly, 96,660 students dropped out of school between 2011 and this school year. That is over 4,000 more than are currently enrolled in our entire Technical College system. That is a wind that is blowing in the wrong direction, and we must continue to trim our sails to bring that dropout number down.

Based on the success of our criminal justice reforms, we sought to improve and transform education in Georgia. I appointed the Education Reform Commission last January and tasked them with examining our entire education system and reporting back to me and the General Assembly with bold recommendations as to how we could better prepare our students for the 21st century.

That report has now been submitted, and I want to thank Dr. Charles Knapp who served as Chairman of the Commission as well as the other 33 members of the Commission and their support staff. Please join me in thanking them for their service.

Because of the magnitude of the recommendations contained in the report, some statutory changes will be necessary to implement them fully. Other recommendations can be achieved through the budgetary process. As an example, my proposed budget provides funds to implement a new compensation model for our Pre-K programs in order to retain lead teachers, increase assistant teacher salaries and maintain classroom quality. The Pre-K budget recommendation is in excess of \$358 million, which includes \$26.2 million for salary increases and an additional \$7.9 million for a 3 percent merit pay increase.

As the Education Funding Subcommittee was meeting this past year, I received a letter from the four legislators on that Committee expressing their desire that the reporting deadline be extended for one additional year, that is, until August 2016. My letter response dated June 3, 2015, extended the general reporting deadline to December 18, 2015. It further stated that during the 2016 session of the General Assembly, I wanted this legislative body to conduct a full review of the Commission's recommendations. That is what I ask you to do. My budget next year will include funding to implement my recommendations and those of the Education Reform Commission. This will provide ample time to vet the full report. It is important that we get this right. It is also important that in the meantime, the debate be conducted in good faith and that your recommendations be based on facts and not rhetoric.

In order to assist you in your deliberations, I will be creating by Executive Order a Teacher Advisory Committee similar to the Governor's Education Advisory Board which I have had for the past 5 years.

Since I have been governor, my wife and I have visited many schools throughout our state. We have been impressed with the progress our students are making and by the dedication of their teachers, principals and staff. Since both of us grew up with parents who were teachers in the Georgia public school system in different parts of the state, we know that it takes a special kind of person to be a teacher. As society has changed and technology has advanced, many of the challenges our teachers face have become more difficult. As a classroom teacher herself, Sandra was particularly aware of the evolving demands placed on our teachers.

As we continue to discuss the recommendations of the Education Reform Commission, it is important for teachers and administrators to know that just because we are examining ways to more appropriately allocate taxpayer dollars and put in place different models to achieve better education results, it does not mean that you are not appreciated. Just as a sailor should not be insulted when someone repairs a leak in his boat and replaces his oars with a motor, neither should our teachers take offense when we try to do the metaphorical equivalent for them.

I fully understand that there are many factors that impact test scores and graduation rates, and many of these are not within the control of our teachers. A good parent that is dedicated to seeing his or her child succeed in school is the best ally a teacher can have. It really doesn't matter what the financial circumstances of those parents might be, if they insist that their children go to school every day and arrive on time, that they do their homework and that they not disrupt the classroom, they will be rewarded by the teachers who welcome the opportunity to work with students who do those things. So, parents, I know you love your children and want them to succeed in life, so please do those things and you and your family will be richly rewarded.

Over the past five years, members of this General Assembly and I have shown our appreciation for our teachers by making public education a priority, and we will do so again this year by appropriating an additional \$300 million for k-12 education, which is more than is required to give teachers a three percent pay raise.

We will distribute this money to your local school system under the existing QBE formula, but it is our intention that your local school system pass the three percent pay raise along to you. If that does not happen, it will make it more difficult next year for the state to grant local systems more flexibility in the expenditure of state education dollars, as recommended by the Education Reform Commission.

We have given local school systems large increases in funding for the past three years and given them the flexibility to decide how to spend it. Based on a survey by the State Department of Education, 94 percent of school systems used those funds to reduce or eliminate furlough days. With the additional funding this year, furloughs should be a thing of the past and teachers should receive that three percent pay raise.

Now that the federal government has given states greater latitude regarding testing of students, I call on our State Department of Education and local school systems to evaluate their testing requirements. If a test is not necessary to advance and tailor instruction, it should be eliminated. I do not suggest that tests should be abolished simply because the results might be embarrassing. In fact, it is those tests that pinpoint areas in need of remediation. But tests that are duplicative and do not enhance educational achievement should be abolished.

Last year, this General Assembly did just that when it abolished the mandated graduation exam. It was decided that if students had successfully passed all of the required courses for graduation, they should not be denied a high school diploma based on one final test. As a result of that change, thousands of students have been able to enter the workforce, the military or post-secondary education without the stigma of not having a high school diploma.

The Education Reform Commission has recommended a student based funding formula to replace QBE, which is over 30 years old. Instead of spending money based on rigid, impersonal criteria, they recommend that we move to funding based on the characteristics of each student. For the first time, poverty will be one of those characteristics to be considered. They also recommend that school systems have the flexibility to utilize the talents of their teachers in expanded ways and be able to reward them accordingly.

The Gwinnett County School System, the largest and one of the most diverse systems in the state, has taken on many of the initiatives recommended by the Education Reform Commission. Under the leadership of Alvin Wilbanks, system superintendent and CEO, Gwinnett County is embracing innovation and is developing a teacher compensation model that rewards effectiveness, promotes flexibility and requires accountability. Superintendent Wilbanks, thank you for being a pioneer and doing what some are calling “impossible.” Your example, and that of other great superintendents, administrators and teachers throughout our State working together, will be invaluable in removing the fear associated with change.

There will be those who will resist change, preferring to defend the status quo. For after all, the status quo as embodied in QBE has been in place for the entire tenure of most teachers in our schools.



To those who are either inflexible or cynical, I would ask them to consider the words of former Prime Minister of Great Britain Tony Blair, who made the following observation, and I quote: “The scope, speed and scale of change demands that we educate students for a future vastly different from our past.”

The education of Georgia’s children is too important to be held hostage to a status quo that may feel comfortable to certain adults but is a disservice to our students. The method whereby we educate our children must be as modern and adaptive to the changes in the world as our cell phones, our computers, our televisions and our automobiles. If it is not, our children will stumble and fall when they step onto the escalator of life outside the schoolhouse door.

Last year, this General Assembly took a major step in that direction by voting to put the Opportunity School District Constitutional Amendment on the ballot this November. Currently, there are approximately 74,000 students who are required to attend chronically failing schools, that is, schools that for three consecutive years have failed to achieve a score above a D or an F on our standard evaluation system. To put that number in perspective, that is about the same number of students currently enrolled at the University of Georgia, Georgia Tech and the University of North Georgia combined. I believe that in November, the voters of our state will help us trim our sails in order to overcome this vicious wind of chronic failure.

There are other items in my proposed budget that I wish to call to your attention, and I will do so quickly.

As you know our mandatory entitlement spending continues to grow through no fault of our own. Although we have seen our revenue grow, we have also seen mandated expenditures grow in the areas of health care and education, taking up ever larger segments of our overall annual budgets. In fact, the discretionary portion of the budget, which is now roughly 17 percent, continues to shrink.

Rising health care costs continue to be a major factor. Consider our State Health Benefit Plan. The state currently contributes \$842 million for health care coverage for state employees while also paying over \$1 billion for the employer share of health insurance for teachers in FY2015.

On top of that, we must also fund the state’s Medicaid program and its growing rolls. The cost of this program has grown from \$2.6 billion in FY2013 to \$3.1 billion in FY2017, an increase of 15.7 percent. Medicaid and PeachCare spending per Georgia family amounts to \$1,258 per annum. And when federal and other costs are added to this number, it amounts to at least \$4,365 each year. And that’s without expansion. Had we elected to expand Medicaid, it would have required us to include approximately \$209 million in this upcoming year’s budget alone to cover the added cost. That number would only continue to grow exponentially.

Those numbers don't even account for the reporting requirements levied by the Affordable Care Act on the state. To demonstrate our compliance with the mandates of the law, we must devote \$2.1 million in FY2017 budget just to turn in the paper work. When you combine the cost of federal dollars to that total, it is \$4.4 million. In other words, this is just what it costs to tell the IRS that everyone in our State Health Benefit Plan and Medicaid program is covered. I can assure you that those funds could have been put to better use than on bureaucratic paperwork.

If we want to talk about something we could throw overboard, there's a good place to start.

Once we have met our mandatory budget requirements, we must ensure that our crew is appropriately provided for, and so we have prioritized rewarding state employees for their hard work. Just as we are budgeting for a three percent pay raise for teachers, we are also including a three percent pay raise for all other state employees. Many of them have worked very hard as the Great Recession required the state to significantly cut the budgets of the agencies for which they work. In addition, they are seeing the number of fellow workers drop. There are four agencies that had over a 20 percent annual turnover rate, with the Department of Behavioral Health and Developmental Disabilities losing almost one third of their employees last year. System wide, the turnover rate last year was 18.4 percent. For those agencies with the highest turnover rate, the budget allocates additional funds to be used to raise pay scales in addition to the overall three percent increase.

One of the highlights of last year's legislative session was the passage of House Bill 170. Yesterday, many of you attended a roll out of the most comprehensive plans for sustainable infrastructure improvement in the history of our state. That would not have been possible without the support of those who voted for H.B. 170. Over the next 18 months, approximately 60 percent of the user fees from H.B. 170 will be used to repair and maintain our existing infrastructure. The remaining 40 percent will be used for new infrastructure investments.

Last year, I told you that with the revenue that was available at that time, a road that was paved when you graduated from high school would not be paved again until you were eligible for Social Security. With the new user fees generated, we have brought that frequency down to every 12 to 15 years, with regular maintenance in between. In other words, if your road is paved the same year you graduate from high school, it will be paved at least three times before you are eligible for Social Security and will further benefit from maintenance in the interim.

Another important agency of State Government that is often overlooked is the Georgia National Guard. In addition to being recognized as the nation's No. 1 Army Guard unit in 2013, more than 18,000 of our guardsmen and women have been deployed since 9/11,

some 964 of them last year alone. They serve our state both at home and abroad with distinction, and they deserve our unfailing gratitude for their valor.

Although the vicious winds of the Great Recession have battered our Ship of State over the past five years, those winds have almost subsided and are now blowing in the right direction. To the members of this General Assembly, thank you for helping me trim our sails without a mutiny. And to the state employees and teachers, thank you for your labors as you “battened down the hatches” and kept us afloat. To our fellow citizens, thank you for your patience, your support and your hard work as we battled the storms together.

Now we are ready to unfurl our sails and set forth on the Ocean of Opportunity that lies before us as we lead the way for others to follow, with No. 1 proudly emblazoned on our mast.

To the members of the General Assembly, may God grant you wisdom as you deliberate during this legislative session, and may He continue to bless our great State of Georgia."

The Majority Leader of the House of Representatives, Representative Jon Burns of the 159th, moved that the Joint Session be hereby dissolved.

The motion prevailed, and the Speaker of the House announced the Joint Session dissolved.

Pursuant to the provisions of a previously adopted motion, the Senate stood adjourned until 11:00 a.m. Thursday, January 14, 2016.

Senate Chamber, Atlanta, Georgia  
Thursday, January 14, 2016  
Fourth Legislative Day

The Senate met pursuant to adjournment at 11:00 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 269. By Senators Stone of the 23rd, Heath of the 31st, Thompson of the 14th, Ligon, Jr. of the 3rd, Martin of the 9th and others:

A BILL to be entitled an Act to amend Code Section 36-80-23 of the Official Code of Georgia Annotated, relating to the prohibition on immigration sanctuary policies by local governmental entities, so as to require local governing bodies to provide certain entities with a certification of compliance with such Code section as a condition of funding; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

Senator Bethel of the 54th asked unanimous consent that Senator Millar of the 40th be excused. The consent was granted, and Senator Millar was excused.

Senator Harper of the 7th asked unanimous consent that Senator Hill of the 6th be excused. The consent was granted, and Senator Hill was excused.

Senator Kennedy of the 18th asked unanimous consent that Senators Jeffares of the 17th and Hill of the 32nd be excused. The consent was granted, and Senators Jeffares and Hill were excused.

Senator Seay of the 34th asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.

Senator Stone of the 23rd asked unanimous consent that Senator Jones of the 25th be excused. The consent was granted, and Senator Jones was excused.

The roll was called and the following Senators answered to their names:

Albers	Heath	Miller
Beach	Henson	Mullis
Bethel	Hill, Jack	Rhett
Black	Hufstetler	Seay
Burke	Jackson, B	Shafer
Butler	Jackson, L	Sims
Cowsert	James	Stone
Crane	Jones, E	Tate
Davenport	Jones, H	Thompson, B
Dugan	Kennedy	Tippins
Fort	Kirk	Unterman
Ginn	Ligon	VanNess
Gooch	Lucas	Watson
Harbin	Martin	Wilkinson
Harbison	McKoon	Williams, M
Harper		

Not answering were Senators:

Hill, H. (Excused)	Hill, Judson (Excused)	Jeffares (Excused)
Jones, B. (Excused)	Millar (Excused)	Orrock (Excused)
Parent	Thompson, C.	Walker III
Williams, T.		

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators: Parent of the 42nd	Jones of the 25th	Hill of the 32nd
Walker of the 20th		

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Tate of the 38th introduced the chaplain of the day, Reverend Dr. Andrew L. Stephens, Jr. of Atlanta, Georgia, who offered scripture reading and prayer.

The President gave remarks in honor of former Senator Mike Egan of Atlanta who recently passed away.

Senator Ginn of the 47th recognized the Georgia Forestry Commission, commended by SR 695, SR 696, and SR 697. Director Robert Farris addressed the Senate briefly.

Senator Tippins of the 37th introduced the doctor of the day, Dr. James M. Tallman.

The President recognized U.S. Representative Lynn Westmoreland who addressed the Senate briefly.

The following resolutions were read and adopted:

SR 689. By Senator Sims of the 12th:

A RESOLUTION recognizing February 3, 2016, as Albany-Dougherty County Day at the capitol and commending the Albany Area Chamber of Commerce; and for other purposes.

SR 690. By Senator Sims of the 12th:

A RESOLUTION recognizing and commending Reverend Dr. Willie Ross, Jr., on the occasion of his 20th pastoral anniversary; and for other purposes.

SR 691. By Senator Black of the 8th:

A RESOLUTION recognizing February 3, 2016, as 4-H Day at the state capitol; commending Mr. Ben Lord, Mr. Arch D. Smith, and the 2015-2016 4-H Leadership Team; and for other purposes.

SR 692. By Senator Black of the 8th:

A RESOLUTION recognizing the Council of Probate Court Judges of Georgia; and for other purposes.

SR 693. By Senators Hill of the 32nd, Dugan of the 30th, Hill of the 6th, Thompson of the 14th, Tippins of the 37th and others:

A RESOLUTION honoring the life and memory of Lance Corporal Skip Wells; and for other purposes.

SR 694. By Senator Williams of the 19th:

A RESOLUTION commending the Georgia Transportation Alliance; and for other purposes.

SR 695. By Senators Ginn of the 47th, Sims of the 12th, Hill of the 4th, Tippins of the 37th, Harper of the 7th and others:

A RESOLUTION recognizing and commending the Clayton-Pike-Lamar-Upson-Spalding Forestry Unit on being named the Georgia Forestry Commission 2015 Northern Unit of the Year; and for other purposes.

SR 696. By Senators Ginn of the 47th, Sims of the 12th, Hill of the 4th, Tippins of the 37th, Harper of the 7th and others:

A RESOLUTION recognizing and commending the Satilla District on being named the Georgia Forestry Commission 2015 District of the Year; and for other purposes.

SR 697. By Senators Ginn of the 47th, Sims of the 12th, Tippins of the 37th, Hill of the 4th, Harper of the 7th and others:

A RESOLUTION recognizing and commending the Appling County Forestry Unit on being named the Georgia Forestry Commission 2015 Southern Unit of the Year; and for other purposes.

Senator Cowsert of the 46th moved that the Senate adjourn until 9:00 a.m. Friday, January 15, 2016.

The motion prevailed, and the President announced the Senate adjourned at 12:00 p.m.

Senate Chamber, Atlanta, Georgia  
Friday, January 15, 2016  
Fifth Legislative Day

The Senate met pursuant to adjournment at 9:00 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

Senator Williams of the 19th asked unanimous consent that the call of the roll be dispensed with. The consent was granted, and the roll call was dispensed with.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator VanNess of the 43rd introduced the chaplain of the day, Reverend Billie Boyd Cox of Conyers, Georgia, who offered scripture reading and prayer.

Senator Wilkinson of the 50th recognized Georgia's Agriculture Commissioner Gary Black who presented the Agriculture Day Trophy to the Senate.

Senator Butler of the 55th recognized the leading Nigerian delegation. Chief Johnbull O. Ejovi addressed the Senate briefly.

The President introduced the doctor of the day, Dr. Kelly M. DeGraffenreid.

The following resolutions were read and adopted:

SR 698. By Senators Martin of the 9th, Unterman of the 45th, Millar of the 40th, Shafer of the 48th, Butler of the 55th and others:

A RESOLUTION commending the Brookwood High School Marching Band on their upcoming appearance in the 2017 New Year's Day Parade in London; and for other purposes.



- SR 699. By Senators Martin of the 9th, Unterman of the 45th, Millar of the 40th, Shafer of the 48th, Butler of the 55th and others:

A RESOLUTION commending Cindy Quinlan, the Association for Career and Technical Education's 2015 National Teacher of the Year; and for other purposes.

- SR 700. By Senators Burke of the 11th, Bethel of the 54th, Watson of the 1st, Unterman of the 45th, Hill of the 4th and others:

A RESOLUTION commending the Georgia Rural Health Association and recognizing March 1, 2016, as Rural Health Day at the state capitol; and for other purposes.

- SR 701. By Senator Shafer of the 48th:

A RESOLUTION honoring the life and memory of June Rowland Flood; and for other purposes.

- SR 702. By Senator Shafer of the 48th:

A RESOLUTION honoring the life and memory of Mrs. Betty Rowland Voyles; and for other purposes.

- SR 703. By Senator Shafer of the 48th:

A RESOLUTION honoring the life and memory of Sara Davis Breedlove Verner; and for other purposes.

- SR 704. By Senators Miller of the 49th, Williams of the 27th, Wilkinson of the 50th and Unterman of the 45th:

A RESOLUTION honoring the life and memory of Mr. Charles Richard Clausen; and for other purposes.

- SR 705. By Senators Parent of the 42nd, Butler of the 55th, Unterman of the 45th, Seay of the 34th, Davenport of the 44th and others:

A RESOLUTION honoring Girl Scouts on the occasion of its 100th anniversary; and for other purposes.

SR 706. By Senators Fort of the 39th and Tate of the 38th:

A RESOLUTION commending Atlanta Metropolitan State College and recognizing January 22, 2016, as Atlanta Metropolitan State College Day at the capitol; and for other purposes.

Senator Cowsert of the 46th moved that the Senate stand adjourned pursuant to SR 678 until 10:00 a.m. Wednesday, January 20, 2016; the motion prevailed, and at 10:01 a.m. the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Wednesday, January 20, 2016  
Sixth Legislative Day

The Senate met pursuant to adjournment at 10:20 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 270. By Senators Martin of the 9th, Hill of the 32nd, Harper of the 7th, Unterman of the 45th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize persons who are qualified retired law enforcement officers to carry a handgun anywhere within this state; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 271. By Senators Burke of the 11th, Kirk of the 13th and Watson of the 1st:

A BILL to be entitled an Act to amend Chapter 3 of Title 37 of the Official Code of Georgia Annotated, relating to examination and treatment for mental illness, so as to provide for reasonable standards for providing patients and their representatives notice of their rights upon each such patient's admission to an emergency receiving facility; to provide for procedure for continued involuntary hospitalization of a mentally ill patient when a discharge has been planned and is deemed unsafe; to change the time frame for certain notices related to the procedure for continued involuntary hospitalization; to provide for a reasonable standard for diligent efforts to secure the names of a mental patient's representatives; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SR 715. By Senators Crane of the 28th, Heath of the 31st, McKoon of the 29th, Harbin of the 16th, Albers of the 56th and others:

A RESOLUTION proposing an amendment to the Constitution of the State of Georgia so as to prohibit a candidate for public office from being designated on a ballot as the incumbent unless such person has been elected, qualified, and served a full term for such office; to provide for an effective date; to provide for submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Rules.

SR 716. By Senators Crane of the 28th, Heath of the 31st, McKoon of the 29th, Harbin of the 16th and Albers of the 56th:

A RESOLUTION proposing an amendment to the Constitution of the State of Georgia so as to prohibit the General Assembly from adopting a conference committee report, bill, or resolution unless such report, bill, or resolution has been publicly available for a certain number of hours; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Rules.

SR 717. By Senators Crane of the 28th, Heath of the 31st, McKoon of the 29th, Harbin of the 16th and Albers of the 56th:

A RESOLUTION proposing an amendment to the Constitution of the State of Georgia so as to prohibit a member of the General Assembly from being elected or appointed by the General Assembly or appointed by the Governor to a paid position within two years of serving his or her last day in the General Assembly; to provide for related matters; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Rules.

SR 719. By Senator James of the 35th:

A RESOLUTION encouraging local boards of education, nonpublic elementary and secondary schools, governing bodies of charter schools, and public recreation facilities to guarantee certain safety rights to youth athletes in sport competition; and for other purposes.

Referred to the Committee on Education and Youth.

The following Senators were excused for business outside the Senate Chamber:

Harbison of the 15th            Parent of the 42nd

Senator Burke of the 11th asked unanimous consent that Senator Harper of the 7th be excused. The consent was granted, and Senator Harper was excused.

Senator Burke of the 11th asked unanimous consent that Senator Hill of the 6th be excused. The consent was granted, and Senator Hill was excused.

Senator Tippins of the 37th asked unanimous consent that Senator Millar of the 40th be excused. The consent was granted, and Senator Millar was excused.

The roll was called and the following Senators answered to their names:

Albers	Hufstetler	Orrock
Beach	Jackson, B	Rhett
Bethel	Jackson, L	Seay
Black	James	Shafer
Burke	Jeffares	Sims
Butler	Jones, B	Stone
Cowsert	Jones, E	Tate
Crane	Jones, H	Thompson, B
Davenport	Kennedy	Tippins
Dugan	Kirk	Unterman
Ginn	Ligon	VanNess
Harbin	Lucas	Walker
Heath	Martin	Wilkinson
Henson	McKoon	Williams, M
Hill, Jack	Mullis	Williams, T
Hill, Judson		

Not answering were Senators:

Fort	Gooch	Harbison (Excused)
Harper (Excused)	Hill, H. (Excused)	Millar (Excused)
Miller	Parent (Excused)	Thompson, C.
Watson		

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators:    Watson of the 1st            Miller of the 49th

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

The President introduced the chaplain of the day, Senator Greg Kirk of Americus, Georgia, who offered scripture reading and prayer.

The following resolution was read and adopted:

SR 708. By Senators Millar of the 40th, Sims of the 12th and Rhett of the 33rd:

A RESOLUTION recognizing January 20, 2016, as Together Georgia Day at the state capitol; and for other purposes.

Senator Millar of the 40th recognized Together Georgia and President John Blend who addressed the Senate briefly.

The President introduced the doctor of the day, Dr. Mark Newton.

The following resolutions were read and adopted:

SR 707. By Senator Albers of the 56th:

A RESOLUTION commending John S. Harvey, M.D.; and for other purposes.

SR 709. By Senators Lucas of the 26th, Ginn of the 47th, Henson of the 41st, Thompson of the 5th, Rhett of the 33rd and others:

A RESOLUTION commending the Georgia Science Teachers Association and recognizing February 15, 2016, as Science Day at the state capitol; and for other purposes.

SR 710. By Senator Ligon, Jr. of the 3rd:

A RESOLUTION recognizing February 3 as Thiokol Plant Remembrance Day and honoring the 29 victims of the Thiokol Plant explosion; and for other purposes.

SR 711. By Senators Beach of the 21st, Mullis of the 53rd, Millar of the 40th, Miller of the 49th, Gooch of the 51st and others:

A RESOLUTION recognizing and commending Mr. A. Paul Wood upon the grand occasion of his retirement; and for other purposes.

SR 712. By Senators Beach of the 21st, Mullis of the 53rd, Millar of the 40th, Miller of the 49th, Gooch of the 51st and others:

A RESOLUTION recognizing March 16, 2016, as Council for Quality Growth Day at the state capitol; and for other purposes.

SR 713. By Senators Beach of the 21st, Mullis of the 53rd, Millar of the 40th, Miller of the 49th, Gooch of the 51st and others:

A RESOLUTION recognizing the month of November as Epilepsy Awareness Month; and for other purposes.

SR 714. By Senators Beach of the 21st, Mullis of the 53rd, Millar of the 40th, Miller of the 49th, Gooch of the 51st and others:

A RESOLUTION recognizing April, 2016, as Parkinson's Disease Awareness Month; and for other purposes.

SR 718. By Senator Mullis of the 53rd:

A RESOLUTION honoring Mr. Matthew Crownover; and for other purposes.

Senator Mullis of the 53rd moved that the Senate adjourn until 10:00 a.m. Thursday, January 21, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:15 a.m.

Senate Chamber, Atlanta, Georgia  
Thursday, January 21, 2016  
Seventh Legislative Day

The Senate met pursuant to adjournment at 10:07 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 272. By Senators Ligon, Jr. of the 3rd, Millar of the 40th, Williams of the 27th, Hill of the 32nd, Williams of the 19th and others:

A BILL to be entitled an Act to amend Title 36 of the O.C.G.A., relating to local government, so as to provide for a short title; to revise other provisions of the Official Code of Georgia Annotated so as to provide for conformity; to provide for related matters; to provide for a contingent effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 273. By Senators Burke of the 11th, Jones of the 25th, Jeffares of the 17th and VanNess of the 43rd:

A BILL to be entitled an Act to amend Code Section 31-22-1 of the Official Code of Georgia Annotated, relating to definitions relative to clinical laboratories, so as to provide that certain nondiagnostic laboratories are not subject to state licensure as a clinical laboratory; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 274. By Senators Albers of the 56th and Beach of the 21st:

A BILL to be entitled an Act to repeal an Act entitled "An Act to repeal an Act entitled 'An Act to provide for a budget in all counties in this State having a



population of two hundred thousand or more by the United States census of 1930, or by any future census; to define the word 'authorities' as used herein; for the publication of the proposed budget, the adoption of the budget and publication of the final budget as adopted... and for other purposes' approved March 16, 1939, appearing in Georgia Laws 1939, pp. 272-276, and all Acts amendatory thereto; and for other purposes," approved March 2, 1953 (Ga. L. 1953, p. 2815), and all Acts amendatory thereto; to provide for the nonrevival of a previously repealed Act; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 275. By Senators Williams of the 27th, Ligon, Jr. of the 3rd, Burke of the 11th, Gooch of the 51st, Martin of the 9th and others:

A BILL to be entitled an Act to amend Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding counties, municipal corporations, and other governmental entities, so as to provide that the governing body of any county, consolidated government, or municipality; local board of education; or any other governmental entity shall not adopt or maintain any policy, rule, or other provision that has the effect of preventing the free exercise of the right of freedom of speech by the members of the governing body and the ability of members of the governing body to discuss freely the policies and actions of such entity; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

SB 276. By Senators Albers of the 56th, Beach of the 21st, Ligon, Jr. of the 3rd, Thompson of the 14th, McKoon of the 29th and others:

A BILL to be entitled an Act to amend Article 34 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to identity theft, so as to enact the "Georgia Personal Data Security Act"; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Science and Technology.

SB 277. By Senators Albers of the 56th, Bethel of the 54th, Ligon, Jr. of the 3rd, Shafer of the 48th, Millar of the 40th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions relative to labor and industrial relations, so as to provide that neither a franchisee nor a franchisee's

employee shall be deemed to be an employee of the franchisor for any purpose; to provide for a short title; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SR 722. By Senators James of the 35th, Butler of the 55th, Sims of the 12th, Lucas of the 26th, Jones II of the 22nd and others:

A RESOLUTION creating the Joint Study Committee on Mental Illness Initiative, Reform, Public Health, and Safety; and for other purposes.

Referred to the Committee on Health and Human Services.

SR 723. By Senators James of the 35th, Butler of the 55th, Sims of the 12th, Jones II of the 22nd, Rhett of the 33rd and others:

A RESOLUTION encouraging local boards of education, nonpublic elementary and secondary schools, governing bodies of charter schools, and public recreation facilities to guarantee certain safety rights to youth athletes in sport competition; and for other purposes.

Referred to the Committee on Education and Youth.

SR 724. By Senators Ligon, Jr. of the 3rd, Williams of the 27th, Millar of the 40th, Hill of the 32nd, Williams of the 19th and others:

A RESOLUTION proposing an amendment to the Constitution so as to provide that the General Assembly may provide by law for the creation of townships for the limited purposes of exercising the power of zoning and the regulation of land use and development within the boundaries of such townships and provide for the funding and operation of such townships; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SR 725. By Senators Hill of the 32nd, Hill of the 6th, Ligon, Jr. of the 3rd, Albers of the 56th, McKoon of the 29th and others:

A RESOLUTION proposing an amendment to the Constitution so as to provide that public funds associated with any retirement or pension system wholly or partially supported from public funds shall not invest in a foreign state that

sponsors terrorism or entities engaged in certain for-profit activities with such a foreign state; and for other purposes.

Referred to the Committee on Retirement.

SR 726. By Senators Mullis of the 53rd and Hufstetler of the 52nd:

A RESOLUTION honoring Major General William "Bill" K. Gayler and Brigadier General John "Pete" P. Johnson and dedicating a road in their honor; and for other purposes.

Referred to the Committee on Transportation.

SR 730. By Senators Ligon, Jr. of the 3rd, Watson of the 1st and Jackson of the 2nd:

A RESOLUTION encouraging the Coastal Regional Commission and other entities to support implementation of the Coastal Georgia Greenway; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

Senator Harbison of the 15th asked unanimous consent that Senator Lucas of the 26th be excused. The consent was granted, and Senator Lucas was excused.

Senator Martin of the 9th asked unanimous consent that Senator Black of the 8th be excused. The consent was granted, and Senator Black was excused.

Senator Parent of the 42nd asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Mullis
Beach	Hill, Judson	Parent
Bethel	Hufstetler	Rhett
Burke	Jackson, B	Seay
Butler	Jackson, L	Shafer
Cowsert	James	Sims
Crane	Jeffares	Stone
Davenport	Jones, B	Tate
Dugan	Jones, E	Thompson, B
Fort	Jones, H	Tippins
Ginn	Kennedy	Unterman

Gooch	Kirk	VanNess
Harbin	Ligon	Walker
Harbison	Martin	Watson
Harper	McKoon	Wilkinson
Heath	Millar	Williams, M
Henson	Miller	Williams, T
Hill, H		

Not answering were Senators:

Black (Excused)	Lucas (Excused)	Orrock (Excused)
Thompson, C.		

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Rhett of the 33rd introduced the chaplain of the day, Senior Pastor John C. Woods of Marietta, Georgia, who offered scripture reading and prayer.

The following resolutions were read and adopted:

SR 720. By Senator Stone of the 23rd:

A RESOLUTION recognizing February 11, 2016, as Augusta University Day at the state capitol; and for other purposes.

SR 721. By Senator Unterman of the 45th:

A RESOLUTION recognizing and commending Georgia State University's Legislative Health Policy Certificate Program and Advanced Health Policy Institute and its instructors; and for other purposes.

SR 727. By Senator Gooch of the 51st:

A RESOLUTION recognizing Leadership Dawson; and for other purposes.

SR 728. By Senators Gooch of the 51st, Miller of the 49th, Williams of the 27th, Cowser of the 46th, Beach of the 21st and others:

A RESOLUTION commending the University of North Georgia softball team; and for other purposes.

SR 729. By Senators Orrock of the 36th, Jones of the 10th, Tate of the 38th, Butler of the 55th, Seay of the 34th and others:

A RESOLUTION commending Lambda Theta Phi Latin Fraternity, Inc., and recognizing January 28, 2016, as Lambda Day at the state capitol; and for other purposes.

SR 731. By Senators Wilkinson of the 50th, Tippins of the 37th, Sims of the 12th and Ginn of the 47th:

A RESOLUTION recognizing February as Career and Technical Education Month and February 17, 2016, as Georgia Career and Technical Student Organizations Day at the state capitol; and for other purposes.

SR 732. By Senators Wilkinson of the 50th, Tippins of the 37th, Miller of the 49th and Burke of the 11th:

A RESOLUTION recognizing the week of February 1-5, 2016, as National School Counseling Week; and for other purposes.

SR 733. By Senator Heath of the 31st:

A RESOLUTION commending Mr. James I. Casey for 50 years of leadership as the President of the Polk County Farm Bureau; and for other purposes.

SR 734. By Senator Wilkinson of the 50th:

A RESOLUTION recognizing and commending Mr. Edward C. Gambrell on the occasion of his retirement; and for other purposes;

Senator Millar of the 40th introduced the doctor of the day, Dr. Daniel H. Cohen.

Senator Ligon, Jr. of the 3rd moved that the Senate adjourn until 10:00 a.m. Friday, January 22, 2016.

The motion prevailed, and the President announced the Senate adjourned at 10:29 a.m.

Senate Chamber, Atlanta, Georgia  
Friday, January 22, 2016  
Eighth Legislative Day

The Senate met pursuant to adjournment at 10:12 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 251. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend Code Section 48-9-3 of the Official Code of Georgia Annotated, relating to the levy of an excise tax on motor fuels, so as to exempt school buses from such levy; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 252. By Senators McKoon of the 29th and Crane of the 28th:

A BILL to be entitled an Act to repeal Code Section 48-13-50.3 of the Official Code of Georgia Annotated, relating to an excise tax on hotel and motel room rentals, so as to repeal such provision; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 253. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend Code Section 48-9-3 of the Official Code of Georgia Annotated, relating to the levy of an excise tax on motor fuels, so as to exempt school systems, counties, and municipalities from such levy; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 278. By Senators Unterman of the 45th, Stone of the 23rd and VanNess of the 43rd:

A BILL to be entitled an Act to amend Code Section 16-6-13 of the Official Code of Georgia Annotated, relating to penalties for violating Code Sections 16-6-9 through 16-6-12, so as to increase the penalty provisions relating to pimping and pandering; to amend Code Section 42-1-12 of the Official Code of Georgia Annotated, relating to the State Sexual Offender Registry, so as to require registration on the State Sexual Offender Registry when an individual is convicted for the third time for pandering; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 279. By Senators Harper of the 7th, Albers of the 56th, Ligon, Jr. of the 3rd, Dugan of the 30th, Williams of the 27th and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 35 of the Official Code of Georgia Annotated, relating to employment and training of peace officers, so as to include the commissioner of juvenile justice and the commissioner of natural resources as voting members of the Georgia Peace Officer Standards and Training Council; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 280. By Senators Hill of the 32nd, Hill of the 6th, Gooch of the 51st, Thompson of the 14th, Albers of the 56th and others:

A BILL to be entitled an Act to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to provide for the revision of personal income tax rates; to eliminate itemized adjustments to Georgia taxable net income except for limited mortgage deductions, charitable contributions, and medical expenses; to increase the personal exemption from state income tax; to repeal the corporate net worth tax; to provide that this Act shall not abate or affect prosecutions, punishments, penalties, administrative proceedings or remedies, or civil actions related to certain violations; to provide for a short title; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Special Joint Committee on Revenue Structure.

- SB 281. By Senators Ligon, Jr. of the 3rd, Hill of the 32nd, Harbin of the 16th, Williams of the 27th, Albers of the 56th and others:

A BILL to be entitled an Act to amend Article 19 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to instructional materials and content in elementary and secondary education, so as to require schools to provide certain information to students and parents prior to using any digital-learning platform; to provide for definitions; to provide for destruction of student data collected through a digital-learning platform; to provide the opportunity to opt out; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

- SB 282. By Senators Stone of the 23rd, Tippins of the 37th, Unterman of the 45th, Mullis of the 53rd, Burke of the 11th and others:

A BILL to be entitled an Act to amend Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to deceptive or unfair practices, so as to prohibit the discriminatory refusal to provide credit or financial services to those persons engaged in the lawful commerce of firearms or ammunition products; to provide for a short title; to provide definitions; to provide for civil causes of action; to provide for action by the Attorney General; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banking and Financial Institutions.

- SB 283. By Senators Kennedy of the 18th, Jones of the 25th, Miller of the 49th, Stone of the 23rd, Rhett of the 33rd and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 45 of the Official Code of Georgia Annotated, relating to accounting for public funds, so as to provide for multibank pooling of depositories for the acceptance of deposits of public funds from public bodies; to provide for definitions, procedures, conditions, and limitations on the establishment of such pools; to provide for multiple effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banking and Financial Institutions.



SB 284. By Senators Kirk of the 13th, Ligon, Jr. of the 3rd, Stone of the 23rd, Mullis of the 53rd, Hill of the 32nd and others:

A BILL to be entitled an Act to amend Title 50 of the Official Code of Georgia Annotated, relating to state government, so as to prohibit discriminatory action against a person who believes, speaks, or acts in accordance with a sincerely held religious belief or moral conviction that marriage is or should be recognized as the union of one man and one woman or that sexual relations are properly reserved to such marriage; to provide for definitions; to provide for the granting of relief; to provide for construction and application; to provide for waiver of sovereign immunity under certain circumstances; to provide for a short title; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Rules.

SR 675. By Senators McKoon of the 29th, Gooch of the 51st, Crane of the 28th, Ginn of the 47th, Harbin of the 16th and others:

A RESOLUTION Proposing an amendment to the Constitution so as to declare English as the official language of the State of Georgia; and for other purposes.

Referred to the Committee on Rules.

SR 736. By Senators Bethel of the 54th, Albers of the 56th, Martin of the 9th, Harper of the 7th, Jones of the 25th and others:

A RESOLUTION creating the Senate Work and Save Study Committee; and for other purposes.

Referred to the Committee on Retirement.

SR 756. By Senators Hill of the 32nd, Hill of the 6th, Ligon, Jr. of the 3rd, Williams of the 27th, Gooch of the 51st and others:

A RESOLUTION proposing an amendment to the Constitution so as to provide for prioritized funding requirements regarding certain appropriations Acts; to provide for procedures, conditions, and limitations; to provide for the authority of the General Assembly with respect to the foregoing; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Appropriations.

Senator Hufstetler of the 52nd was excused for business outside the Senate Chamber.

Senator Millar of the 40th asked unanimous consent that Senators Tippins of the 37th and Albers of the 56th be excused. The consent was granted, and Senators Tippins and Albers were excused.

Senator Martin of the 9th asked unanimous consent that Senator Burke of the 11th be excused. The consent was granted, and Senator Burke was excused.

Senator Stone of the 23rd asked unanimous consent that Senator Jones of the 25th be excused. The consent was granted, and Senator Jones was excused.

Senator Kennedy of the 18th asked unanimous consent that Senator Jeffares of the 17th be excused. The consent was granted, and Senator Jeffares was excused.

Senator Parent of the 42nd asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.

The roll was called and the following Senators answered to their names:

Beach	Hill, Jack	Parent
Bethel	Hill, Judson	Rhett
Black	Jackson, B	Seay
Butler	Jackson, L	Shafer
Cowsert	James	Sims
Crane	Jones, E	Stone
Davenport	Jones, H	Tate
Dugan	Kennedy	Thompson, B
Fort	Kirk	Thompson, C
Ginn	Ligon	Unterman
Harbin	Lucas	VanNess
Harbison	Martin	Walker
Harper	McKoon	Watson
Heath	Millar	Wilkinson
Henson	Miller	Williams, M
Hill, H	Mullis	Williams, T

Not answering were Senators:

Albers (Excused)	Burke (Excused)	Gooch
Hufstetler (Excused)	Jeffares (Excused)	Jones, B. (Excused)
Orrock (Excused)	Tippins (Excused)	

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators: Gooch of the 51st                      Tippins of the 37th

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Mullis of the 53rd introduced the chaplain of the day, Pastor David Cordell of Chickamauga, Georgia, who offered scripture reading and prayer.

Senator Beach of the 21st introduced the doctor of the day, Dr. John T. Wright.

Senators Fort of the 39th and Orrock of the 36th recognized Atlanta Metropolitan State College and declared January 22, 2016, as Atlanta Metropolitan State College Day at the capitol, commended by SR 706, adopted previously. President Dr. Gary A. McGaha addressed the Senate briefly.

Senator James of the 35th recognized Ambassador Geoffrey Teneilabe, commended by SR 553, adopted previously. Ambassador Geoffrey Teneilabe addressed the Senate briefly.

The following resolutions were read and adopted:

SR 735. By Senators Ginn of the 47th, Jackson of the 2nd, Orrock of the 36th, Wilkinson of the 50th, Gooch of the 51st and others:

A RESOLUTION recognizing and commending Mrs. Kathy Ash; and for other purposes.

SR 737. By Senator Harbison of the 15th:

A RESOLUTION recognizing and commending Police Corporal Bruce Robinson on the occasion of his retirement; and for other purposes.

SR 738. By Senators Harbison of the 15th and McKoon of the 29th:

A RESOLUTION commending Coach Dell McGee; and for other purposes.

SR 739. By Senator Harbison of the 15th:

A RESOLUTION commending Reverend Justin E. Garner, Jr.; and for other purposes.

SR 740. By Senator Harbison of the 15th:

A RESOLUTION recognizing and commending Michael Henry Murphy; and for other purposes.

SR 741. By Senator Harbison of the 15th:

A RESOLUTION honoring the life and memory of Mr. Robert Thomas Taylor; and for other purposes.

SR 742. By Senator Jeffares of the 17th:

A RESOLUTION recognizing and commending Mrs. Frances Ward; and for other purposes.

SR 743. By Senators Hill of the 6th, Hill of the 32nd, Dugan of the 30th and Wilkinson of the 50th:

A RESOLUTION recognizing that dyslexia has a profound impact on education and all aspects of life; and for other purposes.

SR 744. By Senator Jackson of the 2nd:

A RESOLUTION commending Dawn J. Parrish, West Chatham Middle School's 2015-2016 Teacher of the Year; and for other purposes.

SR 745. By Senator Jackson of the 2nd:

A RESOLUTION commending Leona Gerido, Southwest Middle School's 2015-2016 Teacher of the Year; and for other purposes.

SR 746. By Senator Jackson of the 2nd:

A RESOLUTION commending Eric Turner, Oglethorpe Academy's 2015-2016 Teacher of the Year; and for other purposes.

SR 747. By Senator Jackson of the 2nd:

A RESOLUTION commending Gabriel Woods, Myers Middle School's 2015-2016 Teacher of the Year; and for other purposes.

SR 748. By Senator Jackson of the 2nd:

A RESOLUTION commending John Haskew, Mercer Middle School's 2015-2016 Teacher of the Year; and for other purposes.

SR 749. By Senator Jackson of the 2nd:

A RESOLUTION commending Magen K. Peigelbeck, Isle of Hope K-8 School's 2015-2016 Teacher of the Year; and for other purposes.

SR 750. By Senator Jackson of the 2nd:

A RESOLUTION commending Willie Andrew Haynes, Jr., Hubert Middle School's 2015-2016 Teacher of the Year; and for other purposes.

SR 751. By Senator Jackson of the 2nd:

A RESOLUTION commending Polly Way, Hesse K-8 School's 2015-2016 Teacher of the Year; and for other purposes.

SR 752. By Senator Jackson of the 2nd:

A RESOLUTION commending Suzanne Clements, Godley Station K-8 School's 2015-2016 Teacher of the Year; and for other purposes.

SR 753. By Senator Jackson of the 2nd:

A RESOLUTION commending Shawna Farley, Georgetown K-8 School's 2015-2016 Teacher of the Year; and for other purposes.

SR 754. By Senator Jackson of the 2nd:

A RESOLUTION commending Penny Price-Matthews, Garrison K-8 School's 2015-2016 Teacher of the Year; and for other purposes.

SR 755. By Senator Jackson of the 2nd:

A RESOLUTION commending Krista Harris, Garrison K-8 School's 2015-2016 Teacher of the Year; and for other purposes.

SR 757. By Senator Jackson of the 2nd:

A RESOLUTION commending Carol S. Nathan, Ellis K-8 School's 2015-2016 Teacher of the Year; and for other purposes.

SR 758. By Senator Jackson of the 2nd:

A RESOLUTION commending Salacthia Coast, East Broad K-8 School's 2015-2016 Teacher of the Year; and for other purposes.

SR 759. By Senator Jackson of the 2nd:

A RESOLUTION commending Eleanor Kent, DeRenne Middle School's 2015-2016 Teacher of the Year; and for other purposes.

SR 760. By Senator Jackson of the 2nd:

A RESOLUTION commending Wanda Hopkins, DeRenne Middle School's 2015-2016 Teacher of the Year; and for other purposes.

SR 761. By Senator Jackson of the 2nd:

A RESOLUTION commending Faria Singleton, Coastal Middle School's 2015-2016 Teacher of the Year; and for other purposes.

SR 762. By Senator Jackson of the 2nd:

A RESOLUTION commending April Harvey, STEM Academy at Bartlett Middle School's 2015-2016 Teacher of the Year; and for other purposes.

SR 763. By Senator Jackson of the 2nd:

A RESOLUTION commending Kayoko Spivey, Windsor Forest Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 764. By Senator Jackson of the 2nd:

A RESOLUTION commending Patrick LaPollo, STEM Academy at Bartlett Middle School's 2015-2016 Teacher of the Year; and for other purposes.

SR 765. By Senator Jackson of the 2nd:

A RESOLUTION commending Holly Pittman Vaughn, White Bluff Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 766. By Senator Jackson of the 2nd:

A RESOLUTION commending Floyd Epperly, West Chatham Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 767. By Senator Jackson of the 2nd:

A RESOLUTION commending George (Tommy) Gibbs, West Chatham Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 768. By Senator Jackson of the 2nd:

A RESOLUTION commending Edna Mason, Thunderbolt Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 769. By Senator Jackson of the 2nd:

A RESOLUTION commending LaTonya Judson, Thunderbolt Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 770. By Senator Jackson of the 2nd:

A RESOLUTION commending Tia Nicholson, Spencer Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 771. By Senator Jackson of the 2nd:

A RESOLUTION commending Stephania Ann Richmond, Southwest Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 772. By Senator Jackson of the 2nd:

A RESOLUTION commending Nancy C. Neff, Shuman Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 773. By Senator Jackson of the 2nd:

A RESOLUTION commending Kimberly L. Edwards, Pulaski Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 774. By Senator Jackson of the 2nd:

A RESOLUTION commending Thomas Dennard, Port Wentworth Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 775. By Senator Jackson of the 2nd:

A RESOLUTION commending Kimberly Garcia Bennett, Pooler Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 776. By Senator Jackson of the 2nd:

A RESOLUTION commending Sue Burdette, May Howard Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 777. By Senator Jackson of the 2nd:

A RESOLUTION commending Debbie Burnsed Looye, May Howard Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 778. By Senator Jackson of the 2nd:

A RESOLUTION commending Christel Cunningham, Marshpoint Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 779. By Senator Jackson of the 2nd:

A RESOLUTION commending Patrice D. White, Low Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 780. By Senator Jackson of the 2nd:

A RESOLUTION commending Elizabeth Pistorio, Largo-Tibet Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 781. By Senator Jackson of the 2nd:

A RESOLUTION commending Sara Maier, J.G. Smith Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 782. By Senator Jackson of the 2nd:

A RESOLUTION commending Bill Garrison, Heard Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 783. By Senator Jackson of the 2nd:

A RESOLUTION commending Bynikini Frazier, Hodge Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 784. By Senator Jackson of the 2nd:

A RESOLUTION commending Kimbra S. Moore, Haven Elementary School's 2015-2016 Teacher of the Year; and for other purposes.



SR 785. By Senator Jackson of the 2nd:

A RESOLUTION commending Jessica Smith-Eddy, Gould Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 786. By Senator Jackson of the 2nd:

A RESOLUTION commending Jennifer Lino, Garden City Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 787. By Senator Jackson of the 2nd:

A RESOLUTION commending Susann Valenzuela, Gadsden Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 788. By Senator Jackson of the 2nd:

A RESOLUTION commending Carol Fluellen, Brock Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 789. By Senator Jackson of the 2nd:

A RESOLUTION commending Catherine D. Cummings, Bloomingdale Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 790. By Senator Jackson of the 2nd:

A RESOLUTION commending Vanessa Hudson-Newbill, Butler Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 791. By Senator Jackson of the 2nd:

A RESOLUTION commending Avis Myles, Low Elementary School's 2015-2016 Teacher of the Year; and for other purposes.

SR 792. By Senators VanNess of the 43rd, Rhett of the 33rd, Jones of the 25th, Jeffares of the 17th, Wilkinson of the 50th and others:

A RESOLUTION recognizing and commending Georgia State Trooper First Class Nathan Bradley, Georgia State Patrol Corporal Richard Thacker, and Morgan County Sheriff Robert Markley; and for other purposes.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has adopted by the requisite constitutional majority the following Resolution of the House:

HR 1114. By Representative Burns of the 159th:

A RESOLUTION relative to meetings and adjournments of the General Assembly; and for other purposes.

The following resolution was read and put upon its adoption:

HR 1114. By Representative Burns of the 159th:

A RESOLUTION

Relative to meetings and adjournments of the General Assembly; and for other purposes.

PART I

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that, except as otherwise provided by this resolution or by subsequent resolution of the General Assembly, meetings of the 2016 regular session of the General Assembly during the period of Tuesday, February 2, 2016, through Thursday, March 24, 2016, shall be held in accordance with the following schedule:

- Tuesday, February 2 . . . . . convene for legislative day 14
- Wednesday, February 3 . . . . . convene for legislative day 15
- Thursday, February 4 . . . . . convene for legislative day 16
  
- Monday, February 8 . . . . . convene for legislative day 17
- Tuesday, February 9 . . . . . convene for legislative day 18
- Wednesday, February 10 . . . . . convene for legislative day 19
- Thursday, February 11 . . . . . convene for legislative day 20
  
- Tuesday, February 16 . . . . . convene for legislative day 21
- Wednesday, February 17 . . . . . convene for legislative day 22
- Thursday, February 18 . . . . . convene for legislative day 23
- Friday, February 19 . . . . . convene for legislative day 24

- Monday, February 22 . . . . . convene for legislative day 25
- Tuesday, February 23 . . . . . convene for legislative day 26
- Wednesday, February 24 . . . . . convene for legislative day 27
- Thursday, February 25 . . . . . convene for legislative day 28
- Friday, February 26 . . . . . convene for legislative day 29
  
- Monday, February 29 . . . . . convene for legislative day 30
  
- Wednesday, March 2 . . . . . convene for legislative day 31
  
- Monday, March 7 . . . . . convene for legislative day 32
- Tuesday, March 8 . . . . . convene for legislative day 33
  
- Thursday, March 10 . . . . . convene for legislative day 34
- Friday, March 11 . . . . . convene for legislative day 35
  
- Monday, March 14 . . . . . convene for legislative day 36
- Tuesday, March 15 . . . . . convene for legislative day 37
- Wednesday, March 16 . . . . . convene for legislative day 38
  
- Tuesday, March 22 . . . . . convene for legislative day 39
  
- Thursday, March 24 . . . . . convene for legislative day 40

BE IT FURTHER RESOLVED that the meetings of the General Assembly shall be held as prescribed in Code Section 28-1-2 of the Official Code of Georgia Annotated, except as otherwise provided by this resolution. As authorized by said Code section, the hours for convening and adjourning the House of Representatives for each legislative day may be as ordered by the House; and the hours for convening and adjourning the Senate for each legislative day may be as ordered by the Senate. Each house, upon its own adjournment for a legislative day, shall remain in a period of adjournment until it convenes for the next legislative day.

PART II

BE IT FURTHER RESOLVED that whenever, due to an emergency or disaster, resulting from manmade or natural causes or enemy attack, it becomes imprudent, inexpedient, or impossible to conduct the affairs of the General Assembly at the State Capitol in Atlanta, Fulton County, and the Governor has by proclamation declared an emergency temporary location or locations for the seat of government in accordance with Code Section 38-3-52, the Speaker of the House of Representatives and the President of the Senate may, by joint agreement, order the discontinuation of the schedule for meetings provided by this resolution and provide for reconvening the House and the Senate at such temporary

location or locations in accordance with Code Sections 38-3-52 and 38-3-53 on such date and at such time as they deem practical.

BE IT FURTHER RESOLVED that whenever, due to an emergency or disaster, resulting from manmade or natural causes or enemy attack, it becomes imprudent, inexpedient, or impossible to conduct the affairs of the General Assembly at the State Capitol in Atlanta, Fulton County, but the Governor has not by proclamation declared an emergency temporary location or locations for the seat of government in accordance with the above, the Speaker of the House of Representatives and the President of the Senate may, by joint agreement, order the discontinuation of the schedule for meetings provided by this resolution and provide for reconvening the House and the Senate at the State Capitol in Atlanta, Fulton County, on such date and at such time as they deem practical.

BE IT FURTHER RESOLVED that, in any case of emergency or disaster resulting in the discontinuation of the schedule for meetings as authorized by this resolution, the Speaker of the House of Representatives and the President of the Senate shall provide for prompt notice of the same to all members of the House of Representatives and all members of the Senate, respectively, by such means as such officers deem practical and efficient; and each house shall be and remain in adjournment until convening for the next legislative day on the date certain jointly specified by such officers. Following such reconvening, the General Assembly may provide by joint resolution for a new schedule for meetings and adjournments.

BE IT FURTHER RESOLVED that, as to any case of emergency or disaster resulting in the discontinuation of the schedule for meetings as authorized by this resolution, the adoption of this resolution by the General Assembly shall constitute the consent of both the House of Representatives and the Senate for purposes of Article III, Section IV, Paragraph I(b) of the Constitution.

On the adoption of the resolution, there was no objection, and the resolution was adopted.

Senator Cowser of the 46th asked unanimous consent to suspend Senate Rule 3-1.2(a) and allow the Secretary of the Senate to accept new legislation until 1:00 p.m. today due to approaching inclement weather. There was no objection and the consent was granted.

Senator Cowser of the 46th moved that the Senate stand adjourned pursuant to SR 678 until 10:00 a.m. Monday, January 25, 2016; the motion prevailed, and at 11:13 a.m. the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Monday, January 25, 2016  
Ninth Legislative Day

The Senate met pursuant to adjournment at 10:09 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 285. By Senators Jones of the 10th, Henson of the 41st and James of the 35th:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 17 of the Official Code of Georgia Annotated, relating to general provisions relative to bonds and recognizances, so as to prohibit the operation of a motor vehicle as a condition of bail for the offense of homicide by vehicle; to amend Article 2 of Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to the Georgia Crime Information Center, so as to provide for the receipt, storage, and dissemination of information regarding prohibition on operation of a motor vehicle as a condition of bail by the center; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 286. By Senator Williams of the 19th:

A BILL to be entitled an Act to amend Code Section 33-8-8.3 of the Official Code of Georgia Annotated, relating to the use of insurance premium tax proceeds by county governing authorities, so as to revise and clarify provisions regarding the funding of services to inhabitants of the unincorporated areas of counties; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SB 287. By Senators James of the 35th and Rhett of the 33rd:

A BILL to be entitled an Act to amend Part 14 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to other educational programs, so as to require that a specialized home room class be available for at-risk students; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 288. By Senators Fort of the 39th and Tate of the 38th:

A BILL to be entitled an Act to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties and municipal corporations, so as to prohibit a county or municipal corporation from using public funds for the construction of a pedestrian bridge in certain instances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 289. By Senator Fort of the 39th:

A BILL To be entitled an Act to amend Title 21 of the Official Code of Georgia Annotated, relating to elections, so as to prohibit persons employed within the executive branch of state government from registering and acting as a lobbyist and from being hired as a consultant by any agency or entity of the executive branch of state government for a period of one year following the termination of such person's employment with the executive branch of state government; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

SR 805. By Senators James of the 35th, Rhett of the 33rd, Davenport of the 44th, Jones II of the 22nd and Seay of the 34th:

A RESOLUTION recognizing Reverend Creflo Dollar and dedicating a road in his honor; and for other purposes.

Referred to the Committee on Transportation.

SR 809. By Senators Fort of the 39th and Tate of the 38th:

A RESOLUTION proposing an amendment to the Constitution so as to prohibit county and municipal governments from entering into contracts with private entities for the provision of parking enforcement services; to provide for related matters; to provide for submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

Senator Rhett of the 33rd asked unanimous consent that Senator James of the 35th be excused. The consent was granted, and Senator James was excused.

Senator Parent of the 42nd asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Mullis
Beach	Hill, Judson	Parent
Bethel	Hufstetler	Rhett
Black	Jackson, B	Seay
Burke	Jackson, L	Shafer
Butler	Jeffares	Sims
Cowsert	Jones, B	Stone
Crane	Jones, E	Tate
Davenport	Jones, H	Thompson, B
Dugan	Kennedy	Tippins
Ginn	Kirk	Unterman
Gooch	Ligon	VanNess
Harbin	Lucas	Walker
Harbison	Martin	Watson
Harper	McKoon	Wilkinson
Heath	Millar	Williams, M
Henson	Miller	Williams, T
Hill, H		

Not answering were Senators:

Fort	James (Excused)	Orrock (Excused)
Thompson, C.		

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Dugan of the 30th introduced the chaplain of the day, Chaplain Captain Jon Pirtle of Fitzgerald, Georgia, who offered scripture reading and prayer.

Serving as the doctor of the day was Dr. Becky Abell.

The following resolutions were read and adopted:

SR 793. By Senator Unterman of the 45th:

A RESOLUTION honoring the life and memory of Dr. Thomas Edwin Seay; and for other purposes.

SR 794. By Senator Unterman of the 45th:

A RESOLUTION recognizing January 26, 2016, as Human Trafficking Awareness Day at the state capitol; and for other purposes.

SR 795. By Senators Dugan of the 30th and Crane of the 28th:

A RESOLUTION recognizing February 18, 2016, as Carroll County Day at the state capitol; and for other purposes.

SR 796. By Senators Thompson of the 14th, Mullis of the 53rd, Shafer of the 48th, Hill of the 6th, Hill of the 4th and others:

A RESOLUTION commending the 2015 Cartersville High School football team; and for other purposes.

SR 797. By Senators Thompson of the 14th, Gooch of the 51st, Shafer of the 48th, Mullis of the 53rd, Hill of the 6th and others:

A RESOLUTION commending Mr. Jeff Foxworthy; and for other purposes.

SR 798. By Senators Watson of the 1st and Jackson of the 2nd:

A RESOLUTION recognizing and commending Alpha United Methodist Church on the occasion of its 175th anniversary; and for other purposes.



SR 799. By Senators Watson of the 1st and Jackson of the 2nd:

A RESOLUTION recognizing February, 2016, as Self-Care Month; and for other purposes.

SR 800. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION honoring the life and memory of Mr. Booker T. Newsome; and for other purposes.

SR 801. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION commending Reverend James E. Taylor; and for other purposes.

SR 802. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION honoring and commending Company "D" 10th Infantry Battalion; and for other purposes.

SR 803. By Senators Martin of the 9th, Millar of the 40th, Crane of the 28th, Bethel of the 54th and Seay of the 34th:

A RESOLUTION commending the student leaders of the Georgia Institute of Technology and recognizing February 1, 2016, as Georgia Tech Student Day at the capitol; and for other purposes.

SR 804. By Senators Millar of the 40th, Thompson of the 14th, Jackson of the 24th, Heath of the 31st, Bethel of the 54th and others:

A RESOLUTION recognizing the Civil Air Patrol for their service to the citizens of Georgia; and for other purposes.

SR 806. By Senators Kennedy of the 18th, Harbin of the 16th, Jackson of the 24th, Walker III of the 20th, Kirk of the 13th and others:

A RESOLUTION recognizing and commending President William D. Underwood of Mercer University; and for other purposes.

SR 807. By Senators Wilkinson of the 50th, Harper of the 7th, Black of the 8th and Walker III of the 20th:

A RESOLUTION recognizing February 4, 2016, as Georgia Farm Bureau Federation Day at the state capitol; and for other purposes.

SR 808. By Senators Parent of the 42nd, Orrock of the 36th, Butler of the 55th, Tate of the 38th, Fort of the 39th and others:

A RESOLUTION recognizing February 2, 2016, as Stop Violence Against Women Day at the state capitol; and for other purposes.

The President recognized U.S. Senator Johnny Isakson who addressed the Senate briefly.

Senator Dugan of the 30th recognized January 25, 2016, as National Guard Day at the capitol, commended by SR 688, adopted previously. Brigadier General Joe Jarrard addressed the Senate briefly.

Senator Dugan of the 30th administered the Georgia National Guard's Oath of Enlistment to David G. Lauer.

Senator Cowser of the 46th moved that the Senate adjourn until 10:00 a.m. Tuesday, January 26, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:12 a.m.

Senate Chamber, Atlanta, Georgia  
Tuesday, January 26, 2016  
Tenth Legislative Day

The Senate met pursuant to adjournment at 10:07 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 290. By Senator Bethel of the 54th:

A BILL to be entitled an Act to amend Chapter 23 of Title 33 of the Official Code of Georgia Annotated, relating to licensing, so as to clarify those individuals not required to be licensed as an insurance agent; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Insurance and Labor has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 137 Do Pass by substitute

Respectfully submitted,  
Senator Bethel of the 54th District, Chairman

Mr. President:

The Committee on Public Safety has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 263      Do Pass  
SB 279      Do Pass

Respectfully submitted,  
Senator Harper of the 7th District, Chairman

Mr. President:

The Committee on Science and Technology has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 74      Do Pass

Respectfully submitted,  
Senator Thompson of the 14th District, Chairman

The following Senators were excused for business outside the Senate Chamber:

Hill of the 4th                      Parent of the 42nd

Senator Heath of the 31st asked unanimous consent that Senator Dugan of the 30th be excused. The consent was granted, and Senator Dugan was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Judson	Mullis
Beach	Hufstetler	Orrock
Bethel	Jackson, B	Rhett
Black	Jackson, L	Seay
Burke	James	Shafer
Butler	Jeffares	Sims
Cowsert	Jones, B	Stone
Crane	Jones, E	Tate
Davenport	Jones, H	Thompson, B
Fort	Kennedy	Thompson, C
Ginn	Kirk	Tippins

Gooch	Ligon	Unterman
Harbin	Lucas	VanNess
Harbison	Martin	Walker
Harper	McKoon	Watson
Heath	Millar	Wilkinson
Hill, H	Miller	Williams, T

Not answering were Senators:

Dugan (Excused)	Henson	Hill, Jack (Excused)
Parent (Excused)	Williams, M.	

Senator Henson of the 41st was off the floor of the Senate when the roll was called and wished to be recorded as present.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Seay of the 34th introduced the chaplain of the day, Bishop Jerome Dukes of Fayetteville, Georgia, who offered scripture reading and prayer.

Senator Miller of the 49th introduced the doctor of the day, Dr. James Smith.

Senator Unterman of the 45th recognized January 26, 2016, as Human Trafficking Awareness Day at the state capitol, commended by SR 794, adopted previously.

Senator Seay of the 34th honored the life and memory of Dr. Ozias Pearson, commended by SR 681, adopted previously. Shirley T. Pearson addressed the Senate briefly.

Senators Unterman of the 45th and VanNess of the 43rd recognized pregnancy resource centers.

Senator Burke of the 11th recognized Thomasville, Georgia, as "Georgia's Rose City", commended by SR 687, adopted previously. Executive Director of Main Street and Tourism Karen Smith addressed the Senate briefly.

Senator Kennedy of the 18th recognized and honored President William D. Underwood of Mercer University, commended by SR 806, adopted previously. President Underwood addressed the Senate briefly.

The following resolutions were read and adopted:

SR 810. By Senator Dugan of the 30th:

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

SR 811. By Senator McKoon of the 29th:

A RESOLUTION recognizing Family and Consumer Sciences; and for other purposes.

SR 812. By Senator McKoon of the 29th:

A RESOLUTION commending Harris and Meriwether Counties and recognizing January 27, 2016, as Harris and Meriwether County Day at the state capitol; and for other purposes.

SR 813. By Senator Watson of the 1st:

A RESOLUTION recognizing the STEM Academy at Bartlett and commending them on their Future of Education Technology Conference STEM Excellence Award; and for other purposes.

SR 814. By Senator Wilkinson of the 50th:

A RESOLUTION commending Habersham County, Georgia, on the occasion of its "Day at the Capitol 2016"; and for other purposes.

SR 815. By Senator Watson of the 1st:

A RESOLUTION recognizing January 27, 2016, as Physician's Day at the capitol; saluting the physicians of Georgia; and for other purposes.

Senator Cowser of the 46th moved that the Senate adjourn until 10:00 a.m. Wednesday, January 27, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:32 a.m.

Senate Chamber, Atlanta, Georgia  
Wednesday, January 27, 2016  
Eleventh Legislative Day

The Senate met pursuant to adjournment at 10:02 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 683. By Representatives Dickerson of the 113th, Anderson of the 92nd, Stephenson of the 90th and Carter of the 92nd:

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

HB 735. By Representative Greene of the 151st:

A BILL to be entitled an Act to amend an Act creating the Stewart County Water and Sewerage Authority, approved March 24, 1988 (Ga. L. 1988, p. 4498), so as to revise method of membership appointments; to provide for related matters; to provide an effective date and applicability; to repeal conflicting laws; and for other purposes.

HB 748. By Representatives Taylor of the 173rd, Carter of the 175th and Watson of the 172nd:

A BILL to be entitled an Act to authorize the Magistrate Court of Thomas County to impose and collect county law library fees as part of the court

costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 782. By Representatives Rogers of the 29th, Hawkins of the 27th, Dunahoo of the 30th, Barr of the 103rd, Coleman of the 97th and others:

A BILL to be entitled an Act to provide for the continuation of an alternative method of distribution of the net proceeds of the sales and use tax for educational purposes authorized under Article VIII, Section VI, Paragraph IV of the Constitution among the Hall County School District, Gainesville City School District, and Buford City School District; to provide for an effective date, applicability, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 786. By Representative Buckner of the 137th:

A BILL to be entitled an Act to amend an Act providing a new charter for the City of Manchester, approved August 16, 1909 (Ga. L. 1909, p. 1071), as amended, particularly by an Act approved August 20, 1923 (Ga. L. 1923, p. 739), an Act approved March 28, 1990 (Ga. L. 1990, p. 4980), and an Act approved April 10, 2014 (Ga. L. 2014, p. 3692), so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 787. By Representatives Dickson of the 6th, Broadrick of the 4th and Tarvin of the 2nd:

A BILL to be entitled an Act to provide for a homestead exemption from City of Varnell ad valorem taxes for municipal purposes in the full amount of the assessed value of the homestead for residents of that city who are 65 years of age or older or who are the unremarried spouses of deceased firefighters, police officers, or military veterans; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 794. By Representative Bentley of the 139th:

A BILL to be entitled an Act to provide that the judge of the Probate Court of Macon County shall also serve as the chief magistrate judge of the



Magistrate Court of Macon County on and after January 1, 2017; to provide for the continuation in office and expiration of term of the current chief magistrate judge; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 799. By Representative Benton of the 31st:

A BILL to be entitled an Act to amend an Act to provide for a new charter for the City of Hoschton, Georgia, approved April 24, 2013 (Ga. L. 2013, p. 3539), so as to provide for the manner of election of the mayor and councilmembers; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 807. By Representatives Stovall of the 74th, Scott of the 76th, Mabra of the 63rd, Jordan of the 77th, Glanton of the 75th and others:

A BILL to be entitled an Act to amend an Act creating one or more community improvement districts within Clayton County, approved April 7, 1992 (Ga. L. 1992, p. 5698), so as to change certain provisions relating to the purpose of the Act; to change the definition of the term "electors"; to change the definition of the term "project"; to change certain provisions relating to taxes, fees, and assessments; to change certain provisions relating to boundaries of such districts; to change certain provisions relating to the powers of boards of such districts; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 256. By Senators McKoon of the 29th, Crane of the 28th and Fort of the 39th:

A BILL to be entitled an Act to amend Chapter 1 of Title 28 of the Official Code of Georgia Annotated, relating to general provisions regarding the General Assembly, so as to provide that no member of the General Assembly who serves on a conference committee shall be eligible for employment in state government, other than as an elected official, for a period of 24 months immediately following such member's service on such conference committee; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Rules.

- SB 291. By Senators Hill of the 32nd, Hill of the 6th, Hufstetler of the 52nd, Watson of the 1st and Harbin of the 16th:

A BILL to be entitled an Act to amend Title 33 of the O.C.G.A., relating to insurance; to provide for related matters; to amend Title 48 of the O.C.G.A., relating to revenue and taxation, so as to provide for certain income tax deductions for certain insurance premiums; to provide for certain tax credits for employers offering HSA eligible major medical plans to employees under certain circumstances; to provide a short title; to provide for related matters; to provide for effective dates and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

- SB 292. By Senators Fort of the 39th, Henson of the 41st, Orrock of the 36th, Butler of the 55th, Rhett of the 33rd and others:

A BILL to be entitled an Act to amend Chapter 4 of the Official Code of Georgia Annotated, relating to minimum wage law, so as to repeal certain provisions relating to the preemption of wage and employment benefit mandates adopted by a local government entity; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

- SB 293. By Senators Fort of the 39th, Henson of the 41st, Orrock of the 36th, Butler of the 55th, Rhett of the 33rd and others:

A BILL to be entitled an Act to amend Chapter 4 of Title 34 of the Official Code of Georgia Annotated, relating to minimum wage, so as to revise certain provisions regarding the minimum wage law; to provide for an increase in the minimum wage; to provide for annual minimum wage increases to match the rising cost of living; to provide a credit toward the minimum wage for employers of tipped workers; to eliminate various eligibility exemptions from the minimum wage; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

- SB 294. By Senators Fort of the 39th, Henson of the 41st, Butler of the 55th, Rhett of the 33rd, Tate of the 38th and others:

A BILL to be entitled an Act to amend Chapter 4 of Title 1 of the Official Code of Georgia Annotated, relating to holidays and observances, so as to

revise the public and legal holidays recognized by the State of Georgia; to prohibit the recognition of public and legal holidays honoring, recognizing, observing, or celebrating the Confederate States of America, its history, or the military or political leaders thereof or the Civil War; to repeal the observing of Confederate History and Heritage Month; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 295. By Senators Fort of the 39th, Henson of the 41st, Lucas of the 26th, Butler of the 55th, Rhett of the 33rd and others:

A BILL to be entitled an Act to amend Chapter 5 of Title 50 of the O.C.G.A., relating to the Department of Administrative Services, so as to define certain terms; to create the Division of Supplier Diversity; to provide for appointment of a director; to provide for powers and duties of the director; to create the position of minority and women owned business enterprises state-wide advocate; to provide for appointment; to provide for duties; to provide for provisions for state contracts; to provide for a state-wide disparity study; to provide for contents; to provide for the structure of procurement contracts; to provide for rules and regulations; to provide for the implementation of rules and regulations; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SB 296. By Senators Jackson of the 2nd, Fort of the 39th, Henson of the 41st and Sims of the 12th:

A BILL to be entitled an Act to amend Article 2 of Chapter 20 of Title 45 of the Official Code of Georgia Annotated, relating to leaves of absence for certain public employees, so as to provide paid leave upon the death of an immediate family member; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 297. By Senators Jackson of the 2nd, Fort of the 39th, Henson of the 41st and Sims of the 12th:

A BILL to be entitled an Act to amend Article 2 of Chapter 20 of Title 45 of the Official Code of Georgia Annotated, relating to leaves of absence for certain public employees, so as to authorize the use of accrued leave by

adoptive parents for the purpose of caring for the child after placement; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 298. By Senator Jackson of the 2nd:

A BILL to be entitled an Act to amend Code Section 48-5-7 of the Official Code of Georgia Annotated, relating to the assessment of tangible property for purposes of ad valorem taxation, so as to limit the amount of increases of assessments in any taxable year; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 299. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend Chapter 1 of Title 33 of the Official Code of Georgia Annotated, relating to general provisions of insurance, so as to create the Georgia Health Care Transparency Initiative; to provide for definitions; to provide for a purpose; to provide for a Georgia Health Care Initiative Board; to provide for the board's membership and duties; to provide for the Commissioner's duties; to provide for subcommittees; to provide for submission of data and its uses; to provide for data confidentiality; to provide for penalties; to provide for funding; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SB 300. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend Chapter 5A of Title 50 of the Official Code of Georgia Annotated, relating to the Office of the State Treasurer, so as to require the state treasurer to collect certain data and maintain and publish a data base that includes searchable information related to all expenditures made by state entities to vendors; to require state entities to submit certain information related to expenditures made to vendors; to require the state treasurer to provide an opportunity for public comment and to publish annual usage statistics of such data base; to authorize the state treasurer to promulgate rules and regulations necessary to implement the foregoing provisions; to provide for definitions; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SR 820. By Senator Unterman of the 45th:

A RESOLUTION recognizing pregnancy resource centers; and for other purposes.

Referred to the Committee on Health and Human Services.

SR 828. By Senators Fort of the 39th, Henson of the 41st, Tate of the 38th, Seay of the 34th, Butler of the 55th and others:

A RESOLUTION to amend Senate Resolution 287, proposing an amendment to the Constitution of Georgia to allow the General Assembly to authorize the establishment of an Opportunity School District to provide for state intervention for failing schools, adopted by the General Assembly at the 2015 regular session (Ga. L. 2015, p. 1498), so as to revise the ballot question; to provide for related matters; and for other purposes.

Referred to the Committee on Education and Youth.

SR 833. By Senators Fort of the 39th, Henson of the 41st, Butler of the 55th, Tate of the 38th, Seay of the 34th and others:

A RESOLUTION amending the Rules of the Senate; and for other purposes.

Referred to the Committee on Rules.

The following House legislation was read the first time and referred to committee:

HB 683. By Representatives Dickerson of the 113th, Stephenson of the 90th and Carter of the 92nd:

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

Referred to the Committee on State and Local Governmental Operations.

HB 735. By Representative Greene of the 151st:

A BILL to be entitled an Act to amend an Act creating the Stewart County Water and Sewerage Authority, approved March 24, 1988 (Ga. L. 1988, p.

4498), so as to revise method of membership appointments; to provide for related matters; to provide an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 748. By Representatives Taylor of the 173rd, Carter of the 175th and Watson of the 172nd:

A BILL to be entitled an Act to authorize the Magistrate Court of Thomas County to impose and collect county law library fees as part of the court costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 782. By Representatives Rogers of the 29th, Hawkins of the 27th, Dunahoo of the 30th, Barr of the 103rd, Coleman of the 97th and others:

A BILL to be entitled an Act to provide for the continuation of an alternative method of distribution of the net proceeds of the sales and use tax for educational purposes authorized under Article VIII, Section VI, Paragraph IV of the Constitution among the Hall County School District, Gainesville City School District, and Buford City School District; to provide for an effective date, applicability, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 786. By Representative Buckner of the 137th:

A BILL to be entitled an Act to amend an Act providing a new charter for the City of Manchester, approved August 16, 1909 (Ga. L. 1909, p. 1071), as amended, particularly by an Act approved August 20, 1923 (Ga. L. 1923, p. 739), an Act approved March 28, 1990 (Ga. L. 1990, p. 4980), and an Act approved April 10, 2014 (Ga. L. 2014, p. 3692), so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 787. By Representatives Dickson of the 6th, Broadrick of the 4th and Tarvin of the 2nd:

A BILL to be entitled an Act to provide for a homestead exemption from City of Varnell ad valorem taxes for municipal purposes in the full amount of the assessed value of the homestead for residents of that city who are 65 years of age or older or who are the unremarried spouses of deceased firefighters, police officers, or military veterans; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 794. By Representative Bentley of the 139th:

A BILL to be entitled an Act to provide that the judge of the Probate Court of Macon County shall also serve as the chief magistrate judge of the Magistrate Court of Macon County on and after January 1, 2017; to provide for the continuation in office and expiration of term of the current chief magistrate judge; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 799. By Representative Benton of the 31st:

A BILL to be entitled an Act to amend an Act to provide for a new charter for the City of Hoschton, Georgia, approved April 24, 2013 (Ga. L. 2013, p. 3539), so as to provide for the manner of election of the mayor and councilmembers; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 807. By Representatives Stovall of the 74th, Scott of the 76th, Mabra of the 63rd, Jordan of the 77th, Glanton of the 75th and others:

A BILL to be entitled an Act to amend an Act creating one or more community improvement districts within Clayton County, approved April 7, 1992 (Ga. L. 1992, p. 5698), so as to change certain provisions relating to the purpose of the Act; to change the definition of the term "electors"; to change the definition of the term "project"; to change certain provisions relating to taxes, fees, and

assessments; to change certain provisions relating to boundaries of such districts; to change certain provisions relating to the powers of boards of such districts; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Ethics has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 199      Do Pass

Respectfully submitted,  
Senator Burke of the 11th District, Chairman

Mr. President:

The Committee on Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 51      Do Pass by substitute

Respectfully submitted,  
Senator McKoon of the 29th District, Chairman

Mr. President:

The Committee on Judiciary Non-Civil has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 193      Do Pass by substitute

Respectfully submitted,  
Senator Stone of the 23rd District, Chairman



Mr. President:

The Committee on Retirement has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 243 Do Pass

Respectfully submitted,  
Senator Hufstetler of the 52nd District, Chairman

The following legislation was read the second time:

SB 263 SB 279

Senator Harbison of the 15th was excused for business outside the Senate Chamber.

Senator Martin of the 9th asked unanimous consent that Senator Williams of the 27th be excused. The consent was granted, and Senator Williams was excused.

Senator Jones of the 10th asked unanimous consent that Senator Henson of the 41st be excused. The consent was granted, and Senator Henson was excused.

Senator Thompson of the 14th asked unanimous consent that Senator Jackson of the 24th be excused. The consent was granted, and Senator Jackson was excused.

Senator Jeffares of the 17th asked unanimous consent that Senator Jones of the 25th be excused. The consent was granted, and Senator Jones was excused.

Senator Harper of the 7th asked unanimous consent that Senators Burke of the 11th and Hill of the 6th be excused. The consent was granted, and Senators Burke and Hill of the 6th were excused.

Senator Unterman of the 45th asked unanimous consent that Senator Hufstetler of the 52nd be excused. The consent was granted, and Senator Hufstetler was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Judson	Orrock
Beach	Jackson, L	Parent
Bethel	James	Rhett
Black	Jeffares	Seay
Butler	Jones, E	Shafer

Cowsert	Jones, H	Sims
Crane	Kennedy	Stone
Davenport	Kirk	Tate
Dugan	Ligon	Tippins
Ginn	Lucas	Unterman
Gooch	Martin	VanNess
Harbin	McKoon	Walker
Harper	Millar	Watson
Heath	Miller	Wilkinson
Hill, Jack	Mullis	

Not answering were Senators:

Burke (Excused)	Fort	Harbison (Excused)
Henson (Excused)	Hill, H. (Excused)	Hufstetler (Excused)
Jackson, B. (Excused)	Jones, B. (Excused)	Thompson, B.
Thompson, C.	Williams, M. (Excused)	Williams, T.

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators: Fort of the 39th Hill of the 6th

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Millar of the 40th recognized the Civil Air Patrol for their service to the citizens of Georgia, commended by SR 804, adopted previously.

Senator Millar of the 40th introduced the chaplain of the day, Chaplain Lt. Col. Elise Whitworth of Dahlonega, Georgia, who offered scripture reading and prayer.

Senator Parent of the 42nd introduced the doctors of the day, Dr. Matthew T. Keadey and Dr. Shamie Das.

Senator Thompson of the 14th recognized the 2015 Cartersville High School football team, commended by SR 796, adopted previously. Coach Joey King addressed the Senate briefly.

Senator Mullis of the 53rd recognized Kristian Bush of country music group Sugarland who addressed the Senate briefly.

The following resolutions were read and adopted:

SR 816. By Senators Beach of the 21st, Hill of the 6th, James of the 35th, Tate of the 38th, Hill of the 32nd and others:

A RESOLUTION commending Fulton County Charter School System on being named the 2015 Charter System of the Year; and for other purposes.

SR 817. By Senator Jones of the 25th:

A RESOLUTION commending Putnam County Charter School System on receiving the Charter System Innovation Award; and for other purposes.

SR 818. By Senators Jones of the 10th, Orrock of the 36th, Davenport of the 44th, Butler of the 55th, Tate of the 38th and others:

A RESOLUTION commending The Links, Incorporated, and recognizing February 24, 2016, as Links Day at the state capitol; and for other purposes.

SR 819. By Senator Unterman of the 45th:

A RESOLUTION recognizing the Georgia Association of Black Women Attorneys' (GABWA) 35th Anniversary and January 28, 2016, as the annual Georgia Association of Black Women Attorneys Day at the capitol; and for other purposes.

SR 821. By Senators Kirk of the 13th, Walker III of the 20th, Harper of the 7th, Sims of the 12th, Harbison of the 15th and others:

A RESOLUTION honoring the City of Vienna, Georgia, on the occasion of its 175th anniversary; and for other purposes.

SR 822. By Senators Wilkinson of the 50th, Harper of the 7th, Black of the 8th, Williams of the 19th, Burke of the 11th and others:

A RESOLUTION commending the Georgia Young Farmers Association and recognizing February 10, 2016, as Young Farmers Day at the state capitol; and for other purposes.

SR 823. By Senator Butler of the 55th:

A RESOLUTION commending Delta Sigma Theta Sorority, Inc., for its continued commitment to public service and its collective contributions in

helping to make the State of Georgia a better place to live and work and recognizing February 1, 2016, as Delta Day at the state capitol; and for other purposes.

SR 824. By Senators James of the 35th and Rhett of the 33rd:

A RESOLUTION recognizing and commending World Changers Church International on the occasion of its 30th anniversary; and for other purposes.

SR 825. By Senators James of the 35th and Rhett of the 33rd:

A RESOLUTION recognizing Reverend Yvonne Shaw; and for other purposes.

SR 826. By Senators Bethel of the 54th, Millar of the 40th, Shafer of the 48th, Mullis of the 53rd and Cowsert of the 46th:

A RESOLUTION commending the Dalton State College men's basketball team on winning the National Association of Intercollegiate Athletics Division I National Championship in Kansas City; and for other purposes.

SR 827. By Senators Shafer of the 48th, Fort of the 39th, Tate of the 38th, Butler of the 55th, Orrock of the 36th and others:

A RESOLUTION honoring the life and memory of Mrs. Constance M. Henson; and for other purposes.

SR 829. By Senators Shafer of the 48th, Cowsert of the 46th, Albers of the 56th, Hill of the 4th, Hill of the 32nd and others:

A RESOLUTION recognizing January 27, 2016, as Georgia Virtual Parents Coalition Day at the state capitol; and for other purposes.

SR 830. By Senators Jackson of the 2nd, Tate of the 38th, Henson of the 41st and Watson of the 1st:

A RESOLUTION commending Alpha Phi Alpha Fraternity, Inc., and the Georgia District Chapters and recognizing February 18, 2016, as Alpha Phi Alpha Day at the state capitol; and for other purposes.

SR 831. By Senators Jackson of the 2nd, Jones of the 10th and Watson of the 1st:

A RESOLUTION recognizing and honoring Mr. Ernie Lee, 2016 Georgia Teacher of the Year; and for other purposes.

SR 832. By Senators Fort of the 39th, Tate of the 38th, Henson of the 41st, Butler of the 55th, Seay of the 34th and others:

A RESOLUTION honoring the life and memory of Mr. Julian Bond; and for other purposes.

SR 834. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION recognizing the Frank Callen Boys and Girls Club on winning the National Prep Football Association Super Bowl Championship; and for other purposes.

SR 835. By Senator Albers of the 56th:

A RESOLUTION recognizing and commending the collaboration between Shriners Hospitals for Children and the PeachCare for Kids Health Care Program; and for other purposes.

SR 836. By Senator Albers of the 56th:

A RESOLUTION commemorating Mr. Robert Wheeler Hagan's service to the Rotary Club of Roswell and the State of Georgia; and for other purposes.

SR 837. By Senator Mullis of the 53rd:

A RESOLUTION honoring Corporal Nicholas Terry and Patrol Officer Dusty Coker; and for other purposes.

SR 838. By Senator Mullis of the 53rd:

A RESOLUTION honoring Ms. Emily Armour; and for other purposes.

SENATE RULES CALENDAR  
WEDNESDAY, JANUARY 27, 2016  
ELEVENTH LEGISLATIVE DAY

SB 137 Property Insurance; expand the ownership restriction; value of the property covered against loss by fire (Substitute)(I&L-16th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 137. By Senators Harbin of the 16th, Thompson of the 14th, McKoon of the 29th, Ligon, Jr. of the 3rd, Stone of the 23rd and others:

A BILL to be entitled an Act to amend Chapter 32 of Title 33 of the Official Code of Georgia Annotated, relating to property insurance, so as to expand the ownership restriction as it relates to the application of the value of the property covered against loss by fire; to repeal conflicting laws; and for other purposes.

The Senate Committee on Insurance and Labor offered the following substitute to SB 137:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 32 of Title 33 of the Official Code of Georgia Annotated, relating to property insurance, so as to expand the ownership restriction as it relates to the application of the value of the property covered against loss by fire; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 32 of Title 33 of the Official Code of Georgia Annotated, relating to property insurance, is amended by revising Code Section 33-32-5, relating to the amount of insurance in certain fire policies deemed conclusive as to value of property covered, as follows:

"33-32-5.

(a) Whenever any policy of insurance is issued to a natural person or persons or to any legal entity wholly owned by a natural person or persons insuring a specifically described one or two family residential building or structure located in this state against loss by fire and the building or structure is wholly destroyed by fire without fraudulent or criminal fault on the part of the insured or one acting in his or her behalf, the amount of insurance set forth in the policy relative to the building or structure shall be taken conclusively to be the value of the property, except to the extent of any depreciation in value occurring between the date of the policy or its renewal and the loss, provided that, if loss occurs within 30 days of the original effective date of the policy, the insured shall be entitled to the actual loss sustained not exceeding the sum insured. Nothing in this Code section shall be construed as prohibiting the use of coinsurance or as preventing the insurer from repairing or replacing damaged property at its own expense without contribution on the part of the insured.

(b) Subsection (a) of this Code section shall not apply where:

- (1) The building or structure is not wholly destroyed by fire;
- (2) Insurance policies are issued or renewed by more than one company insuring the same building or structure against fire and the existence of the additional insurance is not disclosed by the insured to all insurers issuing policies;
- (3) Two or more buildings or structures are insured under a blanket form for a single amount of insurance; or
- (4) The completed value of a building or structure is insured under a builders' risk policy."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	E Hufstetler	Rhett
Y Black	E Jackson, B	Y Seay
E Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	E Williams, M
E Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 48, nays 0.

SB 137, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

1/27/16

Due to business outside the Senate Chamber, I missed the vote on SB 137. Had I been present, I would have voted “yea”.

/s/ Michael “Doc” Rhett  
District 33

Senator Cowser of the 46th moved that, upon the dissolution of the Joint Session, the Senate stand adjourned until 10:00 a.m. Thursday, January 28, 2016.

The President announced the motion prevailed at 10:55 a.m.

The hour for convening the Joint Session of the Senate and House having arrived, the President, accompanied by the Secretary and Senators, proceeded to the Hall of the House of Representatives, and the Joint Session, called for the purpose of hearing a message by Honorable Hugh P. Thompson, Chief Justice of the Supreme Court, was called to order by the President of the Senate. HR 968 authorizing the Joint Session of the Senate and House was read by the Clerk of the House.

Honorable Hugh P. Thompson, Chief Justice of the Supreme Court, addressed the Joint Session of the Senate and the House of Representatives as follows:

**2016 STATE OF THE JUDICIARY ADDRESS  
THE HONORABLE CHIEF JUSTICE  
HUGH P. THOMPSON  
SUPREME COURT OF GEORGIA  
January 27, 2016, 11 a.m.  
House Chambers, State Capitol**

Lt. Governor Cagle, Speaker Ralston, President Pro Tem Shafer, Speaker Pro Tem Jones, members of the General Assembly, my fellow judges and my fellow Georgians:

Good morning. Thank you for this annual tradition of inviting the Chief Justice to report on the State of Georgia’s Judiciary. Thanks in large part to your support and the support of our governor, as we move into 2016, I am pleased to tell you that your judicial branch of government is not only steady and secure, it is dynamic; it has momentum; and it is moving forward into the 21st century with a vitality and a commitment to meeting the inevitable changes before us.



Our mission remains the same: To protect individual rights and liberties, to uphold and interpret the rule of law, and to provide a forum for the peaceful resolution of disputes that is fair, impartial, and accessible to all.

Our judges are committed to these principles. Each day, throughout this state, they put on their black robes; they take their seat on the courtroom bench; and they work tirelessly to ensure that all citizens who come before them get justice.

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Our Judicial Council is the policy-making body of the state's judicial branch. It is made up of competent, committed leaders elected by their fellow judges and representing all classes of court. They are assisted by an Administrative Office of the Courts, which is under a new director –Cynthia Clanton –and has a renewed focus as an agency that serves judges and courts throughout Georgia.

A number of our judges have made the trip to be here today. Our judges are here today because the relationship we have with you is important. We share with you the same goal of serving the citizens of this great state. We could not do our work without your help and that of our governor.

On behalf of all of the judges, let me say we are extremely grateful to you members of the General Assembly for your judicial compensation appropriation last year.

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Today I want to talk to you about Georgia's 21st century courts –our vision for the future, the road we must travel to get there, and the accomplishments we have already achieved.

It has been said that, “Change is the law of life. And those who look only to the past or present are certain to miss the future.”

Since a new state Constitution took effect in 1983, our population has nearly doubled to a little over 10 million, making us the 8th most populous state in the country. We are among the fastest growing states in the nation, and in less than four years, our population is projected to exceed 12 million.

Because it is good for our economy, we welcome that growth. Today, Georgia ranks among states with the highest number of Fortune 500 companies, 20 of which have their global headquarters here; we have 72 four-year colleges and universities; we have the world's busiest airport and we have two deep-water ports. Georgia is a gateway to the South, and for a growing number of people and businesses from around the world, it is a gateway to this country.

All of this growth produces litigation –increasingly complex litigation –and just as our state must prepare for this growth by ensuring we have enough roads and modes of transportation, enough doctors and hospitals, and enough power to reach people throughout the state, our courts also must be equipped and modernized for the 21st century.

While our population has nearly doubled since 1983, the number of Georgia judges has grown only 16 percent. We must work together to ensure that our judicial system has enough judges, staff and resources in the 21st century to fulfill the mission and constitutional duties our forefathers assigned to us.

A healthy, vibrant judiciary is absolutely critical to the economic development of our state. Thanks to many leaders in the judiciary, as well as to our partnership with the governor and to you in the legislature, we are well on our way to building a court system for the 21st century.

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This time next year, with your support, we will have put into place an historic shift in the types of cases handled by the Georgia Supreme Court –the highest court in the state –and by the Court of Appeals –our intermediate appellate court. Thanks to Governor Deal’s Georgia Appellate Jurisdiction Review Commission, this realignment will bring the Supreme Court of Georgia in line with other state Supreme Courts, which handle only the most critical cases that potentially change the law. Serving on the Commission are two of my colleagues –Justice David Nahmias and Justice Keith Blackwell –as well as two judges from the Court of Appeals –Chief Judge Sara Doyle and Judge Stephen Dillard.

I thank you, Justices and Judges, for your leadership.

Under the Georgia Constitution, Supreme Court justices collectively decide every case that comes before us. Currently the state’s highest court hears divorce and alimony cases; we hear cases involving wills; we hear cases involving titles to land; and we hear disputes over boundary lines.

But the Governor’s Commission, and a number of reports by other commissions and committees issued since 1983, have recommended that such cases should be heard by our intermediate appeals court, not by our highest court.

Both of our courts are among the busiest in the nation. But unlike the Supreme Court, which sits as a full court with all seven justices participating in, and deciding, every case, the Court of Appeals sits in panels of three. With your approval last year of three new Court of Appeals judges, that court will now have five panels, so it will have the capacity to consider five times as many cases as the Supreme Court.

Modernization of the Supreme Court makes sense. In a 19th century court system, when most of the wealth was tied up in land, maybe title to land cases were the most important. Maybe they had the greatest implications for the public at large. But as we move into the 21st century, that is no longer true.

In answer to questions such as who owns a strip of land, what does a will mean, and who should prevail in a divorce settlement or an alimony dispute, most judicial systems believe that three judges are enough to provide the parties with a full and fair consideration of their appeal. It no longer makes sense to have seven –or nine –justices collectively review these types of cases. There is no doubt these cases will be in good hands with the Court of Appeals.

Let me emphasize that all these cases the Commission recommended shifting to the Court of Appeals are critically important to the parties involved.

Let me also emphasize that the purpose of this historic change is not to lessen the burden on the Supreme Court. Rather, the intent is to free up the state’s highest court to devote more time and energy to the most complex and the most difficult cases that have the greatest implications for the law and society at large.

We will therefore retain jurisdiction of constitutional challenges to the laws you enact, questions from the federal courts seeking authoritative rulings on Georgia law, election contests, murder and death penalty cases, and cases in which the Court of Appeals judges are equally divided.

Significantly, we want to be able to accept more of what we call “certiorari” cases – which are appeals of decisions by the Court of Appeals. The number of petitions filed in this category during the first quarter of the new docket year is nearly 14 percent higher this year over last. Yet due to the amount of appeals the law now requires us to take, we have had to reject the majority of the petitions for certiorari that we receive.

These cases are often the most complex –and the most consequential. They involve issues of great importance to the legal system and the State as a whole. Or they involve an area of law that has become inconsistent and needs clarification.

Businesses and citizens need to know what the law allows them to do and what it does not allow them to do. It is our job at the highest court to reduce any uncertainty and bring consistency and clarity to the law.

Under the Commission’s recommendations, our 21st century Georgia Supreme Court will be able to accept more of these important appeals.

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As we move into the 21st century, plans are being discussed to build the first state Judicial Building in Georgia's history that will be dedicated solely to the judiciary. We are grateful for the Governor's leadership on this. The building that now houses the state's highest court and the Court of Appeals was built in 1954 when Herman Tallmadge was governor. Back then, it made sense to combine the state judicial branch with part of the executive branch, by locating the Law Department in the same building.

But the world has changed since 1954, and the building we now occupy was not designed with visitors in mind. It was not designed with technology in mind. And it surely was not designed with security in mind. Indeed, it was designed to interconnect with neighboring buildings that housed other branches of government.

A proper Judicial Building is about more than bricks and mortar. Outside, this building will symbolize for generations to come the place where people will go to get final resolution of civil wrongs and injustices; where the government will go to safeguard its prosecution of criminals; and where defendants will go to appeal convictions and sentences to prison for life.

Inside such a building, the courtroom will reinforce the reality that what goes on here is serious and solemn; it is a place of great purpose, in the words of a federal judge. The parties and the lawyers will understand they are all on equal footing, because they are equal under the law.

There is a majesty about the law that gets played out in the courtroom. It is a hallowed place because it is where the truth must be told and where justice is born. The courtroom represents our democracy at its very best.

No, this building is not just about bricks and mortar. Rather it is a place that will house Georgia's highest court where fairness, impartiality, and justice will reign for future generations.

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We are no longer living in a 1950s Georgia. The courts of the 21st century must be equipped to handle an increasingly diverse population. Living today in metropolitan Atlanta alone are more than 700,000 people who were born outside the United States. According to the Chamber of Commerce, today some 70 countries have a presence in Atlanta, in the form of a consulate or trade office. We must be ready to help resolve the disputes of international businesses that are increasingly locating in our state and capital.

Our 21st century courts must be open, transparent and accessible to all. Our citizens' confidence in their judicial system depends on it. We must be armed with qualified, certified interpreters, promote arbitration as an alternative to costly, courtroom-bound

litigation, ensure that all those who cannot afford lawyers have an avenue toward justice, and be constantly updating technology with the aim of improving our courts' efficiency while saving literally millions of dollars. For all of this, we need your help.

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When I first became a judge, we had no email, no cell phones, no Internet. People didn't Twitter or text, or post things on YouTube, Facebook or Instagram. The most modern equipment we had was a mimeograph machine.

This past year, by Supreme Court order, we created for the first time a governance structure to bring our use of technology into the 21st century. Chaired by my colleague Justice Harold Melton, and co-chaired by Douglas County Superior Court Judge David Emerson, this permanent Judicial Council Standing Committee on Technology will lead the judicial branch by providing guidance and oversight of its technology initiatives.

Our courts on their own are rapidly moving away from paper documents into the digital age. At the Supreme Court, lawyers must now electronically file all cases. This past year, we successfully launched the next phase by working with trial courts to begin transmitting their entire court record to us electronically. The Court of Appeals also now requires the e-filing of applications to appeal, and this year, will join the Supreme Court in accepting electronic trial records.

Our goal is to develop a uniform statewide electronic filing and retrieval system so that lawyers and others throughout the judiciary can file and access data the easiest way possible. Using a single portal, attorneys will be able to file documents with trial courts and appellate courts –and retrieve them from any court in the state. This is the system advocated by our partner, President Bob Kaufman of the State Bar of Georgia, and by attorneys throughout the state.

Such a system will not only make our courts more efficient at huge savings, but it will make Georgia safer. When our trial judges conduct bond hearings, for example, they often lack critical information about the person before them. They usually have reports about any former convictions, but they may not have information about cases pending against the defendant in other courts. The technology exists now to ensure that they do.

Also on the horizon is the expanded use of videoconferencing –another electronic improvement that will save money and protect citizens' lives. After a conviction and sentence to prison, post-trial hearings require courts to send security teams to pick up the prisoner and bring him to court. Without encroaching on the constitutional right of confrontation, we could videoconference the inmate's testimony from his prison cell. Again, the technology already exists.

Our Committee on Technology will be at the forefront of guiding our courts into the 21st century.

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As Georgia grows, it grows more diverse.

Our Georgia courts are required by the federal government to provide language services free of charge to litigants and witnesses, not only in criminal cases but in civil cases as well.

Even for fluent English speakers, the judicial system can be confusing and unwelcoming.

My vision for Georgia's judiciary in the 21st century is that every court, in every city and every county in Georgia, will have the capacity of serving all litigants, speaking any language, regardless of national origin, from the moment they enter the courthouse until the moment they leave. That means that on court websites, signs and forms will be available in multiple languages that all court staff will have the tools they need to assist any customers, and that court proceedings will have instant access to the interpreters of the languages they need.

Chief Magistrate Kristina Blum of the Gwinnett County Magistrate Court has been working hard to ensure access to justice for all those who come to her court, most of whom are representing themselves.

Recently her court created brochures that provide guidance for civil trials, family violence matters, warrant applications, garnishments, and landlord-tenant disputes. These brochures provide basic information about each proceeding –what to expect and how best to present their case in court.

Judge Blum, who is in line to be president of the Council of Magistrate Judges and is a member of our Judicial Council, has had the brochures translated into Spanish, Korean and Vietnamese. Such non-legalese forms and tutorial videos that our citizens can understand go a long way toward building trust in the judicial system, and in our entire government.

The Supreme Court Commission on Interpreters, chaired by Justice Keith Blackwell, is making significant strides in ensuring that our courts uphold the standards of due process. With the help of Commission member Jana Edmondson-Cooper, an energetic attorney with the Georgia Legal Services Program, the Commission is working around the state to educate judges, court administrators and lawyers on the judiciary's responsibilities in providing language assistance.

The essence of due process is the opportunity to be heard. Our justice system is the envy of other countries because it is open and fair to everyone seeking justice. By helping those who have not yet mastered English, we reinforce the message that the doors to the best justice system in the world are open to everyone.

Our law demands it. Our Constitution demands it.

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The courts of the 21st century will symbolize a new era. A turning point in our history occurred when we realized there was a smarter way to handle criminals.

Six years ago, my colleague and then Chief Justice Carol Hunstein accompanied Representative Wendell Willard to Alabama to explore how that state was reforming its criminal justice system. Back in Georgia, Governor Deal seized the reins, brought together the three branches of government, and through extraordinary leadership, has made criminal justice reform a reality. Georgia is now a model for the nation.

Today, following an explosive growth in our prison population that doubled between 1990 and 2011 and caused corrections costs to top one billion dollars a year, last year our prison population was the lowest it has been in 10 years. Our recidivism rate is the lowest it's been in three decades. And we have turned back the tide of rising costs.

For the last five years, the Georgia Council on Criminal Justice Reform –created by the governor and your legislation –has been busy transforming our criminal justice system into one that does a better job of protecting public safety while holding non-violent offenders accountable and saving millions in taxpayer dollars. I am extremely grateful to this Council and commend the steady leadership of co-chairs Judge Michael Boggs of the Court of Appeals and Thomas Worthy of the State Bar of Georgia.

Throughout this historic reform, Georgia's trial court judges have been in the trenches. Our number one goal in criminal justice reform is to better protect the safety of our citizens. Central to that goal is the development of our specialty courts –what some call accountability courts.

These courts have a proven track record of reducing recidivism rates and keeping our citizens safe. Nationwide, 75 percent of drug court graduates remain free of arrest two years after completing the program, and the most conservative analyses show that drug courts reduce crime as much as 45 percent more than other sentencing options. Last year, these courts helped save Georgia more than \$51 million in prison costs.

From the beginning, you in the legislature have steadfastly supported the growth in these courts, most recently appropriating more than \$19 million for the current fiscal year.

Georgia now has 131 of these courts, which include drug courts, DUI courts, juvenile and adult mental health courts, and veterans courts. Today, only two judicial circuits in the state do not yet have a specialty court, and both are in the early stages of discussing the possibility of starting one. In addition to those already involved, last year alone, we added nearly 3500 new participants to these courts.

Behind that number are individual tales of lives changed and in some cases, lives saved. Our judges, who see so much failure, take pride in these success stories. And so should you.

Chief Judge Richard Slaby of the Richmond County State Court, speaks with great pride of Judge David Watkins and the specialty courts that have grown under Judge Watkins' direction. Today the recidivism rate among the Augusta participants is less than 10 percent.

The judges who run these courts are committed and deserve our thanks. We are grateful to leaders like Judge Slaby, who is President-Elect of the Council of State Court Judges and a member of our Judicial Council; to Judge Stephen Goss of the Dougherty Superior Court, whose mental health court has been recognized as one of the best mental health courts in our country; to Chief Judge Brenda Weaver, President of the Council of Superior Court Judges and a member of our Judicial Council. Judge Weaver of the Appalachian Judicial Circuit serves on the Council of Accountability Court Judges of Georgia, which you created last year by statute. Its purpose is to improve the quality of our specialty courts through proven standards and practices, and it is chaired by Superior Court Judge Jason Deal of Hall County. Judge Deal's dedication to the specialty court model in his community, and his guidance and encouragement to programs throughout the state, are described as invaluable by those who work with him.

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We may not have a unified court system in Georgia. But we have judges unified in their commitment to our courts. Among our one thousand four hundred and fifty judges, Georgia has many fine leaders. I've told you about a number of them today. In closing, I want to mention two more.

When the United States Supreme Court issued its historic decision last year on same-sex marriage, our Council of Probate Court Judges led the way toward compliance. Three months before the ruling was issued, the judges met privately at the behest of the Council's then president, Judge Chase Daughtrey of Cook County, and his successor, Judge Don Wilkes of Emanuel County. Together, they determined that regardless of what the Supreme Court decided, they would follow the law. Both Governor Deal and Attorney General Sam Olens also publicly announced they would respect the court's decision, despite tremendous pressure to do otherwise.



These men are all great leaders who spared our state the turmoil other states endured. The bottom line is this: In Georgia, we may like the law, we may not like the law, but we follow the law.

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The day-to-day business of the Georgia courts rarely makes the news. Rather judges, their staff and clerks spend their days devoted to understanding the law, tediously pushing cases through to resolution, committed to ferreting out the truth and making the right decision. It is not easy, and they must often stand alone, knowing that when they sentence someone to prison, many lives hang in the balance between justice and mercy.

So I thank all of our leaders, and I thank all of our judges who are leading our courts into the 21st century.

May God bless them. May God bless you. And may God bless all the people of Georgia.

Thank you

Senator David Shafer, President Pro Tempore, moved that the Joint Session be hereby dissolved.

The motion prevailed, and Representative David Ralston, Speaker of the House, announced the Joint Session dissolved.

Pursuant to the provisions of a previously adopted motion, the Senate stood adjourned until 10:00 a.m. Thursday, January 28, 2016.

Senate Chamber, Atlanta, Georgia  
Thursday, January 28, 2016  
Twelfth Legislative Day

The Senate met pursuant to adjournment at 10:04 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following committee report was read by the Secretary:

Mr. President:

The Committee on Rules has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 833      Do Not Pass

Respectfully submitted,  
Senator Mullis of the 53rd District, Chairman

The following Senate legislation was introduced, read the first time and referred to committee:

SB 301. By Senators Tate of the 38th, Henson of the 41st, Butler of the 55th, Orrock of the 36th and Fort of the 39th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the Official Code of Georgia Annotated, relating to regulation of fireworks, so as to revise the days and times in which consumer fireworks may be lawfully used or exploded; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 302. By Senators Martin of the 9th, Burke of the 11th, Unterman of the 45th, Watson of the 1st and Parent of the 42nd:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to require health carriers to maintain

accurate provider directories; to provide for definitions; to provide for electronic and printed provider directories; to require certain information in provider directories; to grant enforcement authority to the Commissioner; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SR 842. By Senators Ligon, Jr. of the 3rd, Shafer of the 48th, Cowser of the 46th, VanNess of the 43rd, Hill of the 32nd and others:

A RESOLUTION Creating the Senate Study Committee on the Legislative Process; and for other purposes.

Referred to the Committee on Rules.

SR 847. By Senator Mullis of the 53rd:

A RESOLUTION honoring the life of Mr. L. Wesley Smith and dedicating an intersection in his memory; and for other purposes.

Referred to the Committee on Transportation.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Finance has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 604 Do Pass

Respectfully submitted,  
Senator Hill of the 32nd District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 273 Do Pass

Respectfully submitted,  
Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Public Safety has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 270      Do Pass by substitute

Respectfully submitted,  
Senator Harper of the 7th District, Chairman

Mr. President:

The Committee on Regulated Industries and Utilities has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 264      Do Pass by substitute  
SR 135      Do Pass by substitute

Respectfully submitted,  
Senator Jeffares of the 17th District, Chairman

The following communications were received by the Secretary:

To:    David Cook, Secretary of the Senate  
From: Sen. Steve Henson  
Re:    Minority Report on SB 264  
Date: January 27, 2016

Mr. Secretary:

Pursuant to Senate Rule 2-1.6, I hereby give notice that I will introduce a minority report to be read along with the majority report of Senate Bill 264.

/s/ Stephen B. Henson  
Sen. Steve Henson, 41st District

To: David Cook, Secretary of the Senate  
 From: Sen. Steve Henson  
 Re: Minority Report on SR 135  
 Date: January 27, 2016

Mr. Secretary:

Pursuant to Senate Rule 2-1.6, I hereby give notice that I will introduce a minority report to be read along with the majority report of Senate Resolution 135.

/s/ Steve Henson 41st  
 Sen. Steve Henson, 41st District

The following legislation was read the second time:

HB 51            SB 193            SB 199            SB 243

Senator Millar of the 40th asked unanimous consent that Senator McKoon of the 29th be excused. The consent was granted, and Senator McKoon was excused.

Senator Butler of the 55th asked unanimous consent that Senator Lucas of the 26th be excused. The consent was granted, and Senator Lucas was excused.

Senator Rhett of the 33rd asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Mullis
Beach	Hill, Judson	Parent
Bethel	Hufstetler	Rhett
Black	Jackson, B	Seay
Burke	Jackson, L	Shafer
Butler	James	Sims
Cowsert	Jeffares	Stone
Crane	Jones, B	Thompson, B
Davenport	Jones, E	Thompson, C
Fort	Jones, H	Unterman
Ginn	Kennedy	VanNess
Harbin	Kirk	Walker
Harbison	Ligon	Watson
Harper	Martin	Wilkinson
Heath	Millar	Williams, T
Hill, H		

Not answering were Senators:

Dugan	Gooch	Henson
Lucas (Excused)	McKoon (Excused)	Miller
Orrock (Excused)	Tate	Tippins
Williams, M.		

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators:	Dugan of the 30th	Henson of the 41st	Tate of the 38th
	Gooch of the 51st		

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Jackson of the 2nd introduced the chaplain of the day, Presiding Elder James E. Taylor of Savannah, Georgia, who offered scripture reading and prayer.

Senator Jones of the 25th recognized Putnam County Charter School System on receiving the Charter System Innovation Award, commended by SR 817, adopted previously. Superintendent Eric Arena addressed the Senate briefly.

Senator Beach of the 21st recognized Fulton County Charter School System on being named the 2015 Charter System of the Year, commended by SR 816, adopted previously. Interim Superintendent Kenneth Zeff addressed the Senate briefly.

Senator Watson of the 1st recognized the STEM Academy at Bartlett and honored them on their Future of Education Technology Conference STEM Excellence Award, commended by SR 813, adopted previously. Principal Peter Ulrich addressed the Senate briefly.

Senator Gooch of the 51st recognized the University of North Georgia softball team, commended by SR 728, adopted previously. UNG President Dr. Bonita Jacobs and Head Coach Mike Davenport addressed the Senate briefly.

Senator Jackson of the 2nd recognized and honored Mr. Ernie Lee, 2016 Georgia Teacher of the Year, commended by SR 831, adopted previously. Mr. Ernie Lee addressed the Senate briefly.

Senator Jackson of the 2nd introduced the doctor of the day, Dr. Daniel Most.

Senator VanNess of the 43rd recognized and honored Georgia State Trooper First Class Nathan Bradley, Georgia State Patrol Corporal Richard Thacker, and Morgan County Sheriff Robert Markley, commended by SR 792, adopted previously. Trooper Nathan Bradley addressed the Senate briefly.

The following resolutions were read and adopted:

SR 839. By Senator Unterman of the 45th:

A RESOLUTION commending the Epidemiology Section of the Georgia Department of Public Health and recognizing March 24, 2016, as World Tuberculosis Day; and for other purposes.

SR 840. By Senator Unterman of the 45th:

A RESOLUTION recognizing February 9, 2016, as Skin Cancer Awareness Day at the state capitol; and for other purposes.

SR 841. By Senators Martin of the 9th, Unterman of the 45th and Shafer of the 48th:

A RESOLUTION recognizing and commending Lawrenceville's Police Chief L. Randy Johnson on being named the Georgia Association of Chiefs of Police 2015 Outstanding Chief of the Year; and for other purposes.

SR 843. By Senators Beach of the 21st, Ginn of the 47th, Gooch of the 51st, Bethel of the 54th, Miller of the 49th and others:

A RESOLUTION commending the Georgia Senate and the Georgia Economic Developers Association on their efforts to improve the economic development climate of the State of Georgia; and for other purposes.

SR 844. By Senator Orrock of the 36th:

A RESOLUTION recognizing February 3, 2016, as High Performance Healthy Schools Day at the capitol; and for other purposes.

SR 845. By Senators Harper of the 7th, Jones II of the 22nd, Albers of the 56th, Mullis of the 53rd, Watson of the 1st and others:

A RESOLUTION honoring and commending the firefighters of Georgia and recognizing February 2, 2016, as the 44th annual Firefighters Recognition Day at the capitol; and for other purposes.

SR 846. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION recognizing Mr. David Leonard Campbell, Sr.; and for other purposes.

Senator Hill of the 32nd asked unanimous consent that the following resolution be withdrawn from the Senate Committee on Appropriations and committed to the Special Joint Committee on Revenue Structure:

SR 756. By Senators Hill of the 32nd, Hill of the 6th, Ligon, Jr. of the 3rd, Williams of the 27th, Gooch of the 51st and others:

A RESOLUTION proposing an amendment to the Constitution so as to provide for prioritized funding requirements regarding certain appropriations Acts; to provide for procedures, conditions, and limitations; to provide for the authority of the General Assembly with respect to the foregoing; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

The consent was granted, and SR 756 was committed to the Special Joint Committee on Revenue Structure.

Senator Thompson of the 5th was excused for business outside the Senate Chamber.

SENATE RULES CALENDAR  
THURSDAY, JANUARY 28, 2016  
TWELFTH LEGISLATIVE DAY

SB 263 Law Enforcement Officers; provide governing authority; employs sworn police officers who are P.O.S.T certified; policies; disability in line of duty (PUB SAF-14th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

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

A BILL to be entitled an Act to amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions regarding law



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

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson
Y Heath	Y Millar	Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 1.

SB 263, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

1-28-16

Due to business outside the Senate Chamber, I missed the vote on SB 263. Had I been present, I would have voted “yes”.

/s/ Unterman  
District 45

1/28/16

Due to business outside the Senate Chamber, I missed the vote on SB 263. Had I been present, I would have voted "yes".

/s/ Lindsey Tippins  
District 37

Senator Cowser of the 46th moved that the Senate stand in recess until 5:00 p.m., and then stand adjourned pursuant to SR 678 until 10:00 a.m. Monday, February 1, 2016. The President announced the motion prevailed at 11:33 a.m.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 742. By Representatives Knight of the 130th, Powell of the 171st, Harrell of the 106th, Carson of the 46th, Mosby of the 83rd and others:

A BILL to be entitled an Act to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to revise the definition of the terms "Internal Revenue Code" and "Internal Revenue Code of 1986" and thereby incorporate certain provisions of federal law into Georgia law; to change certain dates for partnerships and corporations other than Georgia Subchapter "S" corporations; to clarify certain provisions relating to statements of wages paid; to change certain dates and clarify provisions relating to annual and final compensation returns; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Mr. President:

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

HB 750. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to amend an Act making and providing appropriations for the State Fiscal Year beginning July 1, 2015, and ending June 30, 2016, known as the "General Appropriations Act," Act No. 198, approved May 12, 2015 (Ga. L. 2015, Volume One, Appendix, commencing at page 1 of 251), so as to make, provide, and change certain appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following communication was received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

January 28, 2016

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with Senate Rules, the Senate Committee on Assignments hereby appoints Senator David Shafer to serve as a permanent Ex-Officio Member for the Senate Government Oversight Committee. This appointment is effective immediately, and shall be concurrent with Senate Term.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

Pursuant to an earlier adopted motion, the Senate stood adjourned at 5:00 p.m.

Senate Chamber, Atlanta, Georgia  
Monday, February 1, 2016  
Thirteenth Legislative Day

The Senate met pursuant to adjournment at 10:09 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 303. By Senators Parent of the 42nd and Jones II of the 22nd:

A BILL to be entitled an Act to amend Part 5 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to Brady Law Regulations, so as to require that a gun lock be furnished to the buyer in all retail firearm sales made by firearm dealers; to provide for criminal penalties; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 304. By Senators Parent of the 42nd and Jones II of the 22nd:

A BILL to be entitled an Act to amend Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System, so as to allow for the preservation of a person's involuntary hospitalization information received by the Georgia Crime Information Center; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 305. By Senator Unterman of the 45th:

A BILL to be entitled an Act to amend Article 1 of Chapter 1 of Title 31 of the Official Code of Georgia Annotated, relating to general provisions relative to health, so as to require the department to provide certain notification prior to modification of the Physician Orders for Life-Sustaining Treatment form; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 306. By Senators Martin of the 9th, Hill of the 32nd, Ginn of the 47th, Thompson of the 14th, Stone of the 23rd and others:

A BILL to be entitled an Act to amend Article 34 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to identity theft, so as to remove telephone notification as a permissible means of informing a person of a potential breach of security involving personal information; to provide for a free consumer credit report security freeze placement or removal for individuals notified of a potential breach of security involving their personal information; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Science and Technology.

SB 307. By Senators Beach of the 21st, Williams of the 19th, Butler of the 55th, Parent of the 42nd and Gooch of the 51st:

A BILL to be entitled an Act to amend Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to erection, placement, or maintenance of unauthorized structures within rights of way of public roads and authorization of commercial advertisements by a transit agency, so as to provide for definitions relative to advertising; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

SB 308. By Senators Unterman of the 45th, Shafer of the 48th, Cowser of the 46th, Ligon, Jr. of the 3rd, Gooch of the 51st and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to establish the Positive Alternatives for Pregnancy and Parenting Grant Program; to provide for a purpose; to provide for definitions; to provide for administration and duties; to provide for grant

services; to provide criteria; to provide for record maintenance and reporting; to provide for reports to the General Assembly; to provide for funding; to provide for redesignation of certain Code provisions and conforming changes; to expand authorized expenditure of contributed funds; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 309. By Senators Jones of the 25th, Bethel of the 54th, Hill of the 6th, Jeffares of the 17th, Mullis of the 53rd and others:

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

Referred to the Committee on Education and Youth.

SB 310. By Senators Ligon, Jr. of the 3rd, Martin of the 9th, Hill of the 6th, Shafer of the 48th, Albers of the 56th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 1 of Title 20 of the Official Code of Georgia Annotated, relating to general provisions relative to education, so as to prohibit the implementation of certain grants affecting education policy regarding pre-kindergarten through grade 12 education until a written analysis is provided and the grant terms are ratified by the General Assembly; to provide for a definition; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SR 849. By Senators James of the 35th, Davenport of the 44th, Rhett of the 33rd, Tate of the 38th and Henson of the 41st:

A RESOLUTION recognizing Mr. Walter Frazier, Jr., and dedicating a road in his honor; and for other purposes.

Referred to the Committee on Transportation.

SR 863. By Senator Gooch of the 51st:

A RESOLUTION recognizing United States military veterans of the Vietnam War and dedicating a bridge in their honor; and for other purposes.

Referred to the Committee on Transportation.

The following House legislation was read the first time and referred to committee:

HB 742. By Representatives Knight of the 130th, Powell of the 171st, Harrell of the 106th, Carson of the 46th, Mosby of the 83rd and others:

A BILL to be entitled an Act to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to revise the definition of the terms "Internal Revenue Code" and "Internal Revenue Code of 1986" and thereby incorporate certain provisions of federal law into Georgia law; to change certain dates for partnerships and corporations other than Georgia Subchapter "S" corporations; to clarify certain provisions relating to statements of wages paid; to change certain dates and clarify provisions relating to annual and final compensation returns; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 750. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to amend an Act making and providing appropriations for the State Fiscal Year beginning July 1, 2015, and ending June 30, 2016, known as the "General Appropriations Act," Act No. 198, approved May 12, 2015 (Ga. L. 2015, Volume One, Appendix, commencing at page 1 of 251), so as to make, provide, and change certain appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Appropriations.

The following legislation was read the second time:

SB 264          SB 270          SB 273          SR 604

Senator Rhett of the 33rd asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.

Senator Wilkinson of the 50th asked unanimous consent that Senators Ginn of the 47th and Gooch of the 51st be excused. The consent was granted, and Senators Ginn and Gooch were excused.

Senator Albers of the 56th asked unanimous consent that Senator Williams of the 19th be excused. The consent was granted, and Senator Williams was excused.

Senator Harbison of the 15th asked unanimous consent that Senator Thompson of the 5th be excused. The consent was granted, and Senator Thompson was excused.

Senator Jones of the 25th asked unanimous consent that Senator Stone of the 23rd be excused. The consent was granted, and Senator Stone was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Millar
Beach	Hill, Judson	Miller
Bethel	Hufstetler	Mullis
Black	Jackson, B	Parent
Burke	Jackson, L	Rhett
Butler	James	Seay
Cowsert	Jeffares	Sims
Crane	Jones, B	Tate
Davenport	Jones, E	Thompson, B
Dugan	Jones, H	Tippins
Fort	Kennedy	Unterman
Harbin	Kirk	VanNess
Harbison	Ligon	Walker
Harper	Lucas	Watson
Heath	Martin	Wilkinson
Henson	McKoon	Williams, M
Hill, H		



Not answering were Senators:

Ginn (Excused)

Shafer

Williams, T. (Excused)

Gooch (Excused)

Stone (Excused)

Orrock (Excused)

Thompson, C. (Excused)

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators: Shafer of the 48th

Williams of the 19th

Gooch of the 51st

Thompson of the 5th

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Kennedy of the 18th introduced the chaplain of the day, Reverend Herb Flanders of Thomaston, Georgia, who offered scripture reading and prayer.

Senator Jackson of the 24th introduced the doctor of the day, Dr. Bruce M. LeClair.

Senator Martin of the 9th recognized the student leaders of the Georgia Institute of Technology and declared February 1, 2016, as Georgia Tech Student Day at the capitol, commended by SR 803, adopted previously. President Bud Peterson and Student Body President Jen Abrams addressed the Senate briefly.

Senator Butler of the 55th recognized Delta Sigma Theta Sorority, Inc., for its continued commitment to public service and its collective contributions in helping to make the State of Georgia a better place to live and work and declared February 1, 2016, as Delta Day at the state capitol, commended by SR 823, adopted previously. Southern Regional Director Cheryl W. Turner addressed the Senate briefly.

The following resolutions were read and adopted:

SR 848. By Senator Unterman of the 45th:

A RESOLUTION commending public health nurses; and for other purposes.

SR 850. By Senators James of the 35th, Davenport of the 44th, Rhett of the 33rd, Jones of the 10th, Harbison of the 15th and others:

A RESOLUTION recognizing Ms. Nadine Mathews Lawson; and for other purposes.

- SR 851. By Senators Tippins of the 37th, Unterman of the 45th, Sims of the 12th, Harbison of the 15th, Butler of the 55th and others:

A RESOLUTION commending Georgia State University and recognizing February 3, 2016, as Georgia State University Day at the state capitol; and for other purposes.

- SR 852. By Senators Jones of the 25th, Jeffares of the 17th, VanNess of the 43rd and Millar of the 40th:

A RESOLUTION recognizing the South River Watershed Alliance; and for other purposes.

- SR 853. By Senators Parent of the 42nd, Bethel of the 54th, Miller of the 49th, Orrock of the 36th, Hufstetler of the 52nd and others:

A RESOLUTION recognizing and commending the State YMCA of Georgia and its Center for Civic Engagement and "Y" Club programs which sponsor Youth Assembly among other programs that cultivate youth civic engagement; and for other purposes.

- SR 854. By Senator Tate of the 38th:

A RESOLUTION recognizing Isaiah Rogers for his outstanding accomplishments in shot put and discus; and for other purposes.

- SR 855. By Senators Dugan of the 30th, Bethel of the 54th, Williams of the 19th, Hufstetler of the 52nd, Stone of the 23rd and others:

A RESOLUTION recognizing February 29, 2016, as REACH Georgia Day at the state capitol and commending the REACH Georgia program coordinators, mentors, academic coaches, and supporters for their dedicated service to the lives of our REACH Scholars; and for other purposes.

- SR 856. By Senators Kennedy of the 18th, Williams of the 19th, Cowsert of the 46th, Shafer of the 48th, Harper of the 7th and others:

A RESOLUTION recognizing and commending Trooper Carlos Searcy; and for other purposes.

SR 857. By Senators Kennedy of the 18th, Jones of the 25th, Walker III of the 20th, Rhett of the 33rd, Beach of the 21st and others:

A RESOLUTION recognizing and commending the Macon Judicial Circuit's Veterans Treatment Court; and for other purposes.

SR 858. By Senators Jones of the 25th, Bethel of the 54th, Harper of the 7th, Wilkinson of the 50th, Ginn of the 47th and others:

A RESOLUTION commending Mr. Thomas Antonio Davis and recognizing May 8, 2016, as Thomas Davis Day; and for other purposes.

SR 859. By Senators Jones of the 25th, Bethel of the 54th, Harper of the 7th, Wilkinson of the 50th, Ginn of the 47th and others:

A RESOLUTION commending Mr. Benjamin Watson on his extraordinary accomplishments as a football player and for his public service; and for other purposes.

SR 860. By Senators Cowsert of the 46th, Unterman of the 45th, Mullis of the 53rd, Hill of the 6th, Gooch of the 51st and others:

A RESOLUTION recognizing February 4, 2016, as Prostate Cancer Awareness Day at the state capitol; and for other purposes.

SR 862. By Senator Tate of the 38th:

A RESOLUTION honoring the life and memory of Anne C. Forsyth and recognizing the Stouffer Scholars; and for other purposes.

SENATE RULES CALENDAR  
MONDAY, FEBRUARY 1, 2016  
THIRTEENTH LEGISLATIVE DAY

SB 279 Georgia Peace Officer Standards and Training Council; include Commissioners of Juvenile Justice/Natural Resources as voting members (PUB SAF-7th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 279. By Senators Harper of the 7th, Albers of the 56th, Ligon, Jr. of the 3rd, Dugan of the 30th, Williams of the 27th and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 35 of the Official Code of Georgia Annotated, relating to employment and training of peace officers, so as to include the commissioner of juvenile justice and the commissioner of natural resources as voting members of the Georgia Peace Officer Standards and Training Council; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	E Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
E Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 49, nays 3.

SB 279, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

2/1/16

Due to business outside the Senate Chamber, I missed the vote on SB 279. Had I been present, I would have voted “yes”.

/s/ C. Thompson  
District 5

Senator Cowsert of the 46th moved that the Senate adjourn until 10:00 a.m. Tuesday, February 2, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:07 a.m.

Senate Chamber, Atlanta, Georgia  
Tuesday, February 2, 2016  
Fourteenth Legislative Day

The Senate met pursuant to adjournment at 10:09 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 311. By Senators Bethel of the 54th, Shafer of the 48th, Mullis of the 53rd, Hill of the 6th, Harper of the 7th and others:

A BILL to be entitled an Act to amend Chapter 10 of Title 12 of the Official Code of Georgia Annotated, relating to interstate compacts and conservation and natural resources, so as to enact the Interstate Power Compact; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

SB 312. By Senators Bethel of the 54th, Hill of the 32nd, Martin of the 9th, Wilkinson of the 50th, VanNess of the 43rd and others:

A BILL to be entitled an Act to amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to revise a definition; to establish minimum HOPE award amounts; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 313. By Senators Beach of the 21st, Butler of the 55th, Mullis of the 53rd, Williams of the 19th and Hill of the 6th:

A BILL to be entitled an Act to amend an Act known as the "Metropolitan Atlanta Rapid Transit Authority Act of 1965," approved March 10, 1965 (Ga.

L. 1965, p. 2243), as amended, so as to provide that property of the Authority not used for transportation or rapid transit purposes shall be subject to local planning and zoning requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 314. By Senators Unterman of the 45th, Hufstetler of the 52nd and Burke of the 11th:

A BILL to be entitled an Act to amend Chapter 26 of Title 43 of the Official Code of Georgia Annotated, relating to nurses, so as to revise certain provisions relating to advanced nursing practice; to provide for changes to the roles and definitions of advanced nursing practice and advanced practice registered nurses; to provide for renewal of licenses; to revise certain criminal background check requirements; to provide that a criminal background check is part of the renewal process; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 315. By Senators Williams of the 27th and Gooch of the 51st:

A BILL to be entitled an Act to amend an Act to create the Forsyth County Public Facilities Authority, approved May 1, 2008 (Ga. L. 2008, p. 3637), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 3944), so as to revise a definition; to provide a monetary limitation; to provide for related matters; to provide an effective date and severability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Finance has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 742 Do Pass

Respectfully submitted,  
Senator Hill of the 32nd District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 230      Do Pass by substitute

Respectfully submitted,  
Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Science and Technology has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 360      Do Pass by substitute

Respectfully submitted,  
Senator Thompson of the 14th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 641      Do Pass  
HB 794      Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Senator Crane of the 28th asked unanimous consent that Senator McKoon of the 29th be excused. The consent was granted, and Senator McKoon was excused.

Senator Thompson of the 14th asked unanimous consent that Senator Hill of the 32nd be excused. The consent was granted, and Senator Hill was excused.

Senator Rhett of the 33rd asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.



The roll was called and the following Senators answered to their names:

Albers	Henson	Parent
Beach	Hill, H	Rhett
Bethel	Hill, Jack	Seay
Black	Hufstetler	Shafer
Burke	Jackson, B	Sims
Butler	Jackson, L	Stone
Cowsert	James	Tate
Crane	Jeffares	Thompson, B
Davenport	Jones, B	Thompson, C
Dugan	Jones, E	Tippins
Fort	Jones, H	Unterman
Ginn	Kennedy	VanNess
Gooch	Kirk	Walker
Harbin	Ligon	Watson
Harbison	Martin	Wilkinson
Harper	Millar	Williams, M
Heath	Mullis	Williams, T

Not answering were Senators:

Hill, Judson (Excused)	Lucas	McKoon (Excused)
Miller	Orrock (Excused)	

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Heath of the 31st introduced the chaplain of the day, Dr. J. Robert White of Duluth, Georgia, who offered scripture reading and prayer.

Senator Parent of the 42nd introduced the doctor of the day, Dr. Helen M. Ward.

Senator Kennedy of the 18th recognized the Macon Judicial Circuit's Veterans Treatment Court, commended by SR 857, adopted previously. Judge Tilman E. Self III and David Hubbard, first graduate of the program, addressed the Senate briefly.

Senator Parent of the 42nd honored Girl Scouts on the occasion of its 100th anniversary, commended by SR 705, adopted previously. CEO Amy S. Dosik addressed the Senate briefly.

Senator Hill of the 6th recognized the profound impact dyslexia has on education and all aspects of life, commended by SR 743, adopted previously. Attorney Alicia C. Gant addressed the Senate briefly.

Senator Hill of the 4th recognized University of Georgia Blue Key Day. Senator Bethel of the 54th addressed the Senate briefly.

Senator Wilkinson of the 50th recognized the week of February 1-5, 2016, as National School Counseling Week, commended by SR 732, adopted previously. Georgia School Counselor Association President Brent Henderson addressed the Senate briefly.

Senator Harper of the 7th recognized the firefighters of Georgia and declared February 2, 2016, as the 44th annual Firefighters Recognition Day at the capitol, commended by SR 845, adopted previously. Assistant Chief Gary McGhee addressed the Senate briefly.

The following resolutions were read and adopted:

SR 861. By Senator Bethel of the 54th:

A RESOLUTION honoring the life and memory of Rana Elyse Mashburn; and for other purposes.

SR 865. By Senator Sims of the 12th:

A RESOLUTION honoring the life and memory of Mr. Ozell Ulysses Barlow, Jr.; and for other purposes.

SR 866. By Senators Hill of the 4th, Hill of the 32nd, Jackson of the 24th, Williams of the 19th, Hufstetler of the 52nd and others:

A RESOLUTION honoring the life and memory of Special Agent Staff Sergeant Chester J. McBride III; and for other purposes.

SR 867. By Senators Hill of the 6th, Hill of the 32nd, Mullis of the 53rd and Jones of the 25th:

A RESOLUTION recognizing and commending the Westminster Schools' varsity football team; and for other purposes.

SR 868. By Senators James of the 35th, Dugan of the 30th and Rhett of the 33rd:

A RESOLUTION recognizing the Douglas County School System and commending it for its increased graduation rates; and for other purposes.

SR 869. By Senators Hill of the 32nd, Dugan of the 30th, Thompson of the 14th, Hill of the 6th, Rhett of the 33rd and others:

A RESOLUTION commending Commander Axel W. Spens for his outstanding service with the United States Navy; and for other purposes.

SR 870. By Senators Miller of the 49th, Wilkinson of the 50th, Bethel of the 54th, Ginn of the 47th, Gooch of the 51st and others:

A RESOLUTION encouraging the United States House of Representatives to designate the Federal Building and United States Courthouse located at 121 Spring Street SE, in Gainesville, Georgia, as the Sidney Olsin Smith, Jr., Federal Building and United States Courthouse; and for other purposes.

SR 871. By Senators Jeffares of the 17th, Jones of the 10th, Mullis of the 53rd, Beach of the 21st, Davenport of the 44th and others:

A RESOLUTION commending Atlanta Motor Speedway for stimulating the economy and providing entertainment and enjoyment to NASCAR fans across the State of Georgia and recognizing February 25, 2016, as Atlanta Motor Speedway Day at the capitol; and for other purposes.

SR 872. By Senators Fort of the 39th, Tate of the 38th, Davenport of the 44th, Seay of the 34th, Parent of the 42nd and others:

A RESOLUTION honoring the life and memory of Reverend Willie Bolden; and for other purposes.

Senator Bethel of the 54th asked unanimous consent that the following bill be withdrawn from the Senate Committee on Education and Youth and committed to the Senate Committee on Higher Education:

SB 312.

By Senators Bethel of the 54th, Hill of the 32nd, Martin of the 9th, Wilkinson of the 50th, VanNess of the 43rd and others:

A BILL to be entitled an Act to amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to revise a definition; to establish minimum HOPE award amounts; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

The consent was granted, and SB 312 was committed to the Senate Committee on Higher Education.

The following Senators were excused for business outside the Senate Chamber:

Henson of the 41st

Sims of the 12th

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### SENATE LOCAL CONSENT CALENDAR

Tuesday February 2, 2016  
Fourteenth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

HB 641 Harbin of the 16th  
**SPALDING COUNTY**

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

HB 794 Harbison of the 15th  
**MACON COUNTY**

A BILL to be entitled an Act to provide that the judge of the Probate Court of Macon County shall also serve as the chief magistrate judge of the Magistrate Court of Macon County on and after January 1, 2017; to provide for the continuation in office and expiration of term of the current chief magistrate judge; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	E Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B

Y Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
E Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 46, nays 1.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

Senator Tate of the 38th asked unanimous consent that Senator Lucas of the 26th be excused. The consent was granted, and Senator Lucas was excused.

SENATE RULES CALENDAR  
TUESDAY, FEBRUARY 2, 2016  
FOURTEENTH LEGISLATIVE DAY

- SB 193 Crimes and Offenses; family violence battery; change penalty provisions (Substitute)(JUDYNC-54th)
- SB 243 Georgia Judicial Retirement System; preservation of rights by certain persons; change certain provisions (RET-4th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

- SB 193. By Senators Bethel of the 54th, Stone of the 23rd, Kennedy of the 18th, Parent of the 42nd, Unterman of the 45th and others:

A BILL to be entitled an Act to amend Code Section 16-5-23.1 of the Official Code of Georgia Annotated, relating to battery, so as to change penalty provisions relating to family violence battery; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Judiciary Non-Civil offered the following substitute to SB 193:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 16-5-23.1 of the Official Code of Georgia Annotated, relating to battery, so as to change penalty provisions relating to family violence battery; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 16-5-23.1 of the Official Code of Georgia Annotated, relating to battery, is amended by revising subsection (f) as follows:

"(f)(1) As used in this subsection, the term 'household member' means ~~If the offense of battery is committed between~~ past or present spouses, persons who are parents of the same child, parents and children, stepparents and stepchildren, foster parents and foster children, or other persons living or formerly living in the same household, ~~then such offense.~~

(2) If the offense of battery is committed between household members, it shall constitute the offense of family violence battery and shall be punished as follows:

~~(1)(A)~~ Upon a first conviction of family violence battery, the defendant shall be guilty of and punished for a misdemeanor; provided, however, that if the defendant has previously been convicted of a forcible felony committed between household members under the laws of this state, of the United States, including the laws of its territories, possessions or dominions, or any of the several states, or of any foreign nation recognized by the United States, which if committed in this state would have constituted a forcible felony committed between household members, he or she shall be guilty of a felony and shall be punished by imprisonment for not less than one nor more than five years; and

~~(2)(B)~~ Upon a second or subsequent conviction of family violence battery against the same or another victim, the defendant shall be guilty of a felony and shall be punished by imprisonment for not less than one nor more than five years.

(3) In no event shall this subsection be applicable to reasonable corporal punishment administered by parent to child."

**SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	E Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	E Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
E Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

SB 193, having received the requisite constitutional majority, was passed by substitute.

The following Senators were excused for business outside the Senate Chamber:

Martin of the 9th                      Williams of the 27th

SB 243. By Senators Hill of the 4th and Shafer of the 48th:

A BILL to be entitled an Act to amend Chapter 23 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Judicial Retirement System, so as to change certain provisions relating to preservation of rights by certain persons; to provide for membership in the system for certain persons in a full-time position requiring admission to the State Bar of Georgia as a condition of employment; to provide for an irrevocable election; to provide for a transfer of funds; to provide for creditable service; to provide for calculation of benefits; to change certain provisions relating to definitions; to provide a

legislative purpose; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

The following Fiscal Notes, as required by law, were read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

March 24, 2015

The Honorable Jack Hill  
State Senator  
State Capitol, Room 234  
Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
Senate Bill 243 (LC 21 3828)

Dear Senator Hill:

This bill would amend provisions relating membership in the Georgia Judicial Retirement System. Specifically, this bill would allow any person who is a member of the Employees' Retirement System and is employed as Legislative Counsel in a full-time position requiring admission to the State Bar of Georgia to make an irrevocable election to become a member of the Georgia Judicial Retirement System. Any eligible person wishing to become a member of the System must notify the Board no later than December 31, 2016, or within 90 days of employment. Upon such notification, the Employees' Retirement System would be required to transfer all employee and employer contributions, plus interest, to the Georgia Judicial Retirement System. Persons transferring to the Georgia Judicial Retirement System would receive creditable service for actual years of service as a member of the Employees' Retirement System.

Additionally, this bill would allow any person who was employed as Legislative Counsel on June 30, 2016 in a full-time position requiring admission to the State Bar of



Georgia and is a member of the Georgia Judicial Retirement System to remain a member of the System.

Under the provisions of this bill, eligible persons who elect to join or remain in the Georgia Judicial Retirement System will be covered under the provisions applicable to solicitors-general. However, retirement benefits will be calculated using the average earnable monthly compensation of the member.

This is to certify that this bill is a fiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor



## **Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

September 18, 2015

Honorable Chuck Hufstetler, Chairman  
Senate Retirement Committee  
Coverdell Legislative Office Building, Room 302-A  
Atlanta, Georgia 30334

**SUBJECT:** Actuarial Investigation  
Senate Bill 243 (LC 21 3828)  
Employees' Retirement System  
Georgia Judicial Retirement System

Dear Chairman Hufstetler:

This bill would amend provisions relating to membership in the Georgia Judicial Retirement System. Specifically, this bill would allow any person who is a member of

the Employees' Retirement System and is employed as Legislative Counsel in a full-time position requiring admission to the State Bar of Georgia to make an irrevocable election to become a member of the Georgia Judicial Retirement System. Any eligible person wishing to become a member of the System must notify the Board no later than December 1, 2016 or within 90 days of employment. Upon such notification, the Employees' Retirement System would be required to transfer all employee and employer contributions, plus interest, to the Georgia Judicial Retirement System. Persons transferring to the Georgia Judicial Retirement System would receive creditable service for actual years of service as a member of the Employees' Retirement System. Additionally, this bill would allow any person who was employed as Legislative Counsel on June 30, 2016 in a full-time position requiring admission to the State Bar of Georgia and is a member of the Georgia Judicial Retirement System to remain a member of such System.

Currently, there are seven active members of the Employees' Retirement System who would be eligible to transfer to the Georgia Judicial Retirement System under the provisions of this legislation. This bill would not result in any additional cost to the Employees' Retirement System since the System is only required to transfer the employee and employer contributions, plus interest, made by or on behalf of the seven members transferring to the Georgia Judicial Retirement System. There would be no increase in the unfunded actuarial accrued liability or the employer contribution rate as a result of this legislation. The estimate is based on current member data, actuarial assumptions and actuarial methods. It should be noted that changes in any of these variables could affect the cost of this legislation. Any future costs would be paid through State appropriations.

The cost to the Georgia Judicial Retirement System would be \$50,000 in the first year in order to meet the concurrent funding requirements of O.C.G.A. §47-20-50. The first year cost represents .09% of the current projected payroll of \$56,000,000 and is the amount required each year for the next 20 years to amortize the unfunded actuarial accrued liability. This cost estimate is based on the assumption that all seven eligible persons transfer into the Georgia Judicial Retirement System. This estimate is based on current member data, actuarial assumptions, and actuarial methods. It should be noted that changes in any of these variables could affect the cost of this legislation. Any future costs would be paid through State appropriations.

The following is a summary of the relevant findings of the actuarial investigations for this bill pursuant to a request by the Senate Retirement Committee. The investigations were to be conducted according to O.C.G.A. §47-20-36, which outlines the factors to be considered in an actuarial investigation. The figures are based on employee data and the most recent actuarial assumptions and methods.

**Employees' Retirement System**

(1)	The amount of the unfunded actuarial accrued liability which will result from the bill.	\$ <u>          0</u>
(2)	The amount of the annual amortization of the unfunded actuarial accrued liability which will result from the bill.	\$ <u>          0</u>
(3)	The number of years that the unfunded actuarial accrued liability created by this bill would be amortized.	<u>          N/A</u>
(4)	The amount of the annual normal cost which will result from the bill.	\$ <u>          0</u>
(5)	The employer contribution rate currently in effect for Non-GSEPS Members.	<u>          24.69% *</u>
(6)	The employer contribution rate recommended for Non-GSEPS Members (in conformity with minimum funding standards specified in Code Section 47-20-10).	<u>          24.69%</u>
(7)	The employer contribution rate currently in effect for GSEPS Members.	<u>          21.69%*</u>
(8)	The employer contribution rate recommended for GSEPS Members (in conformity with minimum funding standards specified in Code Section 47-20-10).	<u>          21.69%</u>
(9)	The total dollar amount of the increase in the annual employer contribution which is necessary to maintain the retirement system in an actuarially sound condition.	\$ <u>          0</u>

*\*This rate represents the employer contribution rate that has been recommended by the actuary beginning July 1, 2016 in order to meet the minimum funding standards.*

**Georgia Judicial Retirement System**

(1)	The amount of the unfunded actuarial accrued liability which will result from the bill.	\$ <u>      390,000</u>
(2)	The amount of the annual amortization of the unfunded actuarial accrued liability which will result from the bill.	\$ <u>      50,000</u>
(3)	The number of years that the unfunded actuarial accrued liability created by this bill would be amortized.	<u>          20</u>
(4)	The amount of the annual normal cost which will result from the bill.	\$ <u>          0</u>

- |     |  |                  |
|-----|--|------------------|
| (5) | The employer contribution rate currently in effect for the Georgia Judicial Retirement System  | <u>10.48%*</u>   |
| (6) | The employer contribution rate recommended for the Georgia Judicial Retirement System (in conformity with minimum funding standards specified in Code Section 47-20-10). | <u>10.57%</u>    |
| (7) | The total dollar amount of the increase in the annual employer contribution which is necessary to maintain the retirement system in an actuarially sound condition.      | \$ <u>50,000</u> |

*\*This rate represents the employer contribution rate that has been recommended by the actuary beginning July 1, 2016 in order to meet the minimum funding standards.*

It should be noted that any subsequent changes in the retirement bill will invalidate the actuarial investigation and the findings included therein.

Respectfully,

/s/ Greg S. Griffin  
State Auditor

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	E Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson
Y Heath	Y Millar	E Williams, M
E Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

SB 243, having received the requisite constitutional majority, was passed.

Senator Cowser of the 46th moved that the Senate adjourn until 10:00 a.m. Wednesday, February 3, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:52 a.m.

Senate Chamber, Atlanta, Georgia  
Wednesday, February 3, 2016  
Fifteenth Legislative Day

The Senate met pursuant to adjournment at 10:13 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 316. By Senators Gooch of the 51st, Mullis of the 53rd, Harper of the 7th, Beach of the 21st and Ginn of the 47th:

A BILL to be entitled an Act to amend Code Section 16-12-60 of the Official Code of Georgia Annotated, relating to rules and regulations relative to bingo, so as to remove the daily permissible prize limitation while preserving the weekly permissible prize limitation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 317. By Senators Gooch of the 51st, Ligon, Jr. of the 3rd, Mullis of the 53rd, Harper of the 7th and Wilkinson of the 50th:

A BILL to be entitled an Act to amend Code Section 44-12-300 of the Official Code of Georgia Annotated, relating to tribes, bands, groups, or communities recognized by this state as legitimate American Indian tribes, so as to add a new tribe and to correct address information; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Government Oversight.

SB 318. By Senators Jeffares of the 17th, Millar of the 40th, Stone of the 23rd, VanNess of the 43rd, Beach of the 21st and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to elections and primaries generally, so as

to provide for the nonpartisan election of district attorneys, sheriffs, coroners, tax commissioners, and clerks of superior court; to provide for the qualifying for such offices; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

SB 319. By Senators Jackson of the 2nd, Kirk of the 13th, Unterman of the 45th, Henson of the 41st and Orrock of the 36th:

A BILL to be entitled an Act to amend Code Section 43-10A-3 of the Official Code of Georgia Annotated, relating to definitions relative to professional counselors, social workers, and others, so as to revise the definition of "professional counseling"; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 320. By Senators Watson of the 1st, Harper of the 7th, Beach of the 21st, Ginn of the 47th, Miller of the 49th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to issuance, expiration, and renewal of licenses, so as to revise the exemptions afforded to nonresidents who have in their immediate possession a valid driver's license issued to them in their home state or country; to provide for certain presumptions of validity of a driver's license issued by the driver's licensing authority of a foreign county; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 321. By Senators Hill of the 6th, Kirk of the 13th, Williams of the 27th, Millar of the 40th, Jones of the 25th and others:

A BILL to be entitled an Act to amend Titles 10 and 50 of the Official Code of Georgia Annotated, relating to commerce and trade and state government, respectively, so as to provide protections against public disclosure of certain information; to expand trade secrets to include certain monetary, operational, and consumption data; to change certain provisions relating to restrictions on public disclosure of certain customer account information; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

- SB 322. By Senators Jackson of the 2nd, Henson of the 41st, Davenport of the 44th, Fort of the 39th and James of the 35th:

A BILL to be entitled an Act to amend Title 20 and Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to education and law enforcement officers and agencies, respectively, so as to require certain persons with arrest powers at university or college campuses to report allegations of rape to a local law enforcement agency with concurrent jurisdiction, to hand over all information and evidence, and to cooperate with said law enforcement agency; to provide for penalties; to require all law enforcement agencies with information on a sexual assault to cooperate with colleges and universities investigating a student for said assault; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Higher Education.

- SR 876. By Senators Gooch of the 51st, Wilkinson of the 50th, Ginn of the 47th, Mullis of the 53rd, Harper of the 7th and others:

A RESOLUTION creating the Joint High-Speed Broadband Communications Access for all Georgians Study Committee; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

- SR 883. By Senators Beach of the 21st, Thompson of the 14th, Gooch of the 51st, Jones II of the 22nd and Parent of the 42nd:

A RESOLUTION creating the Joint Study Committee on Industry Incentives for Financial Technologies and the Payment Processing Industry; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

- SR 892. By Senators Walker III of the 20th, Hill of the 4th, Kennedy of the 18th, Lucas of the 26th, Black of the 8th and others:

A RESOLUTION recognizing Governor Sonny Perdue and dedicating a road in his honor; and for other purposes.

Referred to the Committee on Transportation.



SR 893. By Senator Mullis of the 53rd:

A RESOLUTION honoring the life of Private Lonnie S. Rhinehart and dedicating an intersection in his memory; and for other purposes.

Referred to the Committee on Transportation.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Banking and Financial Institutions has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 283 Do Pass by substitute

Respectfully submitted,  
Senator Jones of the 25th District, Chairman

Mr. President:

The Committee on Economic Development and Tourism has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 113 Do Pass by substitute

Respectfully submitted,  
Senator Beach of the 21st District, Chairman

Mr. President:

The Committee on Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 207 Do Pass by substitute

SB 255 Do Pass by substitute

Respectfully submitted,  
Senator McKoon of the 29th District, Chairman

Mr. President:

The Committee on Judiciary Non-Civil has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 278      Do Pass by substitute

Respectfully submitted,  
Senator Stone of the 23rd District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations (General) has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 73      Do Pass  
SB 274      Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Mr. President:

The Committee on Transportation has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 307      Do Pass by substitute

Respectfully submitted,  
Senator Williams of the 19th District, Chairman

The following legislation was read the second time:

HB 742      SB 230

Senator Harbison of the 15th asked unanimous consent that Senator Thompson of the 5th be excused. The consent was granted, and Senator Thompson was excused.

Senator Bethel of the 54th asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, H	Miller
Beach	Hill, Jack	Mullis
Bethel	Hill, Judson	Parent
Black	Hufstetler	Rhett
Burke	Jackson, B	Seay
Butler	Jackson, L	Shafer
Cowsert	James	Sims
Crane	Jeffares	Stone
Davenport	Jones, B	Tate
Dugan	Jones, E	Thompson, B
Fort	Jones, H	Tippins
Ginn	Kennedy	Unterman
Gooch	Kirk	VanNess
Harbin	Ligon	Walker
Harbison	Lucas	Watson
Harper	Martin	Wilkinson
Heath	McKoon	Williams, M
Henson	Millar	Williams, T

Not answering were Senators:

Orrock (Excused)                      Thompson, C. (Excused)

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Jones of the 25th introduced the chaplain of the day, Dr. Benny Tate of Milner, Georgia, who offered scripture reading and prayer.

Senator Black of the 8th recognized February 3, 2016, as 4-H Day at the state capitol; honoring Mr. Ben Lord, Mr. Arch D. Smith, and the 2015-2016 4-H Leadership Team, commended by SR 691, adopted previously. President Ben Lord addressed the Senate briefly.

The following resolution was read and adopted:

SR 894. By Senator Albers of the 56th:

A RESOLUTION commemorating Mr. Robert Wheeler Hagan's service to the Rotary Club of Roswell and the State of Georgia; and for other purposes.

Senator Albers of the 56th recognized Mr. Robert Wheeler Hagan who addressed the Senate briefly.

Senator Tippins of the 37th introduced the doctor of the day, Dr. Laura Garvey.

Senator Sims of the 12th recognized February 3, 2016, as Albany-Dougherty County Day at the capitol and honored the Albany Area Chamber of Commerce, commended by SR 689, adopted previously. Mayor Dorothy Hubbard and Chairman Chris Cohilas addressed the Senate briefly.

Senator Tippins of the 37th recognized Georgia State University and declared February 3, 2016, as Georgia State University Day at the state capitol, commended by SR 851, adopted previously. President Mark P. Becker addressed the Senate briefly.

Senator Parent of the 42nd recognized the State YMCA of Georgia and its Center for Civic Engagement and "Y" Club programs which sponsor Youth Assembly among other programs that cultivate youth civic engagement, commended by SR 853, adopted previously. Youth Governor Jackson Mitchell addressed the Senate briefly.

The following resolutions were read and adopted:

SR 864. By Senator Mullis of the 53rd:

A RESOLUTION congratulating the Gordon Lee Memorial High School Lady Trojans softball team on their outstanding season; and for other purposes.

SR 873. By Senator Harper of the 7th:

A RESOLUTION commending Chief David Eddins and congratulating him upon being honored with the 2015 Georgia Association of Fire Chiefs Chief of the Year Award; and for other purposes.

SR 874. By Senator Jackson of the 2nd:

A RESOLUTION recognizing Mr. Lester Anthony; and for other purposes.

SR 875. By Senator Gooch of the 51st:

A RESOLUTION recognizing and commending Dr. Joe L. Vernon on the occasion of his 60th pastoral anniversary; and for other purposes.

SR 877. By Senator Gooch of the 51st:

A RESOLUTION recognizing and commending White County; and for other purposes.

SR 878. By Senators Seay of the 34th, Tate of the 38th, Sims of the 12th, James of the 35th, Jones II of the 22nd and others:

A RESOLUTION recognizing February 4, 2016, as Wear Red Day; and for other purposes.

SR 879. By Senators Millar of the 40th and Martin of the 9th:

A RESOLUTION recognizing and commending Justin Walters; and for other purposes.

SR 880. By Senators Millar of the 40th and Martin of the 9th:

A RESOLUTION recognizing and commending Christian Tetzlaff; and for other purposes.

SR 881. By Senators Millar of the 40th and Martin of the 9th:

A RESOLUTION recognizing and commending Stephanie Jackson; and for other purposes.

SR 882. By Senators James of the 35th, Rhett of the 33rd, Davenport of the 44th, Seay of the 34th, Tate of the 38th and others:

A RESOLUTION recognizing the South Fulton Chamber of Commerce on the grand occasion of its 69th anniversary; and for other purposes.

SR 884. By Senators Wilkinson of the 50th, Harper of the 7th, Black of the 8th and Ginn of the 47th:

A RESOLUTION recognizing January 17, 2016, as Georgia Agribusiness Council's 50th Anniversary; and for other purposes.

SR 885. By Senators Cowser of the 46th, Millar of the 40th, Ginn of the 47th and Jones of the 25th:

A RESOLUTION commending the student leaders at the University of Georgia and recognizing February 9, 2016, as University of Georgia Day at the state capitol; and for other purposes.

- SR 886. By Senators Miller of the 49th, Wilkinson of the 50th, Dugan of the 30th, Martin of the 9th, Rhett of the 33rd and others:

A RESOLUTION recognizing February 17, 2016, as State Restaurant Day at the capitol and commending the restaurant industry of Georgia; and for other purposes.

- SR 887. By Senators Wilkinson of the 50th, Harper of the 7th, Black of the 8th and Burke of the 11th:

A RESOLUTION commending the Future Farmers of America and recognizing February 21-28, 2016, as National Future Farmers of America Week and February 23, 2016, as Future Farmers of America Day at the state capitol; and for other purposes.

- SR 888. By Senator Harbison of the 15th:

A RESOLUTION recognizing the Georgia PlanFirst Class of 2016; and for other purposes.

- SR 889. By Senator Harbison of the 15th:

A RESOLUTION honoring Apostle Terry and Pastor Mary Jefferson and their work in planning the city-wide Youth Career Day; and for other purposes.

- SR 890. By Senator Harbison of the 15th:

A RESOLUTION commending Ms. Rose Strong and congratulating her on her 70th birthday; and for other purposes.

- SR 891. By Senator Harbison of the 15th:

A RESOLUTION recognizing Isaiah Hugley upon receiving the 2015 Pillars of Professional Management Award; and for other purposes.

- SR 895. By Senators Orrock of the 36th, Dugan of the 30th, Jones of the 10th, Bethel of the 54th, Lucas of the 26th and others:

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

SR 896. By Senators Orrock of the 36th, Henson of the 41st, Butler of the 55th, Tate of the 38th, Millar of the 40th and others:

A RESOLUTION recognizing February 16, 2016, as Literacy Day at the state capitol; and for other purposes.

SR 897. By Senator Jones of the 25th:

A RESOLUTION recognizing February 4, 2016, as Jackson-Butts County Day at the state capitol; and for other purposes.

Senator Cowsert of the 46th moved to engross SB 199, which was on today's Senate Rules Calendar.

Senator Butler of the 55th objected.

On the motion, the yeas were 27, nays 12; the motion lost, and SB 199 was not engrossed.

Senator Cowsert of the 46th moved that the Senate reconsider its action in defeating the motion to engross.

On the motion, the yeas were 32, nays 15; the motion prevailed, and the motion to engross SB 199 was reconsidered.

Senator Cowsert of the 46th moved to engross SB 199.

On the motion a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker

N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 39, nays 17; the motion prevailed, and SB 199 was engrossed.

SENATE RULES CALENDAR  
WEDNESDAY, FEBRUARY 3, 2016  
FIFTEENTH LEGISLATIVE DAY

SB 199	Elections; provide for a definition; prohibit certain activities within close proximity to polling places (ETHICS-17th)
SB 273	Clinical Laboratories; provide certain nondiagnostic laboratories not subject to state licensure as clinical laboratory (H&HS-11th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 199. By Senators Jeffares of the 17th, Mullis of the 53rd, Jones of the 25th, Dugan of the 30th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, so as to provide a definition; to prohibit certain activities within close proximity to polling places; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	N Rhett



Y Black	Y Jackson, B	Y Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
N Hill, H	Y Mullis	

On the passage of the bill, the yeas were 39, nays 15.

SB 199, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

2/3/16

Due to business outside the Senate Chamber, I missed the vote on SB 199. Had I been present, I would have voted "yes".

/s/ Steve Gooch  
District 51

SB 273. By Senators Burke of the 11th, Jones of the 25th, Jeffares of the 17th and VanNess of the 43rd:

A BILL to be entitled an Act to amend Code Section 31-22-1 of the Official Code of Georgia Annotated, relating to definitions relative to clinical laboratories, so as to provide that certain nondiagnostic laboratories are not subject to state licensure as a clinical laboratory; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 56, nays 0.

SB 273, having received the requisite constitutional majority, was passed.

Senator Cowsert of the 46th moved that the Senate adjourn until 10:00 a.m. Thursday, February 4, 2016.

The motion prevailed, and the President announced the Senate adjourned at 12:06 p.m.

Senate Chamber, Atlanta, Georgia  
Thursday, February 4, 2016  
Sixteenth Legislative Day

The Senate met pursuant to adjournment at 10:10 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 402. By Representatives Lumsden of the 12th, England of the 116th, Broadrick of the 4th, Coleman of the 97th, Dickson of the 6th and others:

A BILL to be entitled an Act to amend Chapter 9 of Title 33 and Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to regulation of insurance rates and workers' compensation, respectively, so as to encourage employers to provide work based learning opportunities for students age 16 and older; to provide for an optional reduction in workers' compensation premiums for employers that provide work based learning; to provide that work based learning students are covered under workers' compensation insurance; to establish criteria for employers providing work based learning; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 421. By Representatives Nimmer of the 178th, Coomer of the 14th, Dickey of the 140th and Rogers of the 10th:

A BILL to be entitled an Act to amend Code Section 47-2-221 of the Official Code of Georgia Annotated, relating to disability allowances payable to personnel for certain disabilities arising in the line of duty, so as to provide that community supervision officers employed by the

Department of Community Supervision shall be entitled to certain disability benefits; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 690. By Representative Carter of the 175th:

A BILL to be entitled an Act to amend Part 5 of Article 8 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated, relating to membership of certain law enforcement officers in the Employees' Retirement System of Georgia, so as to provide that certain law enforcement officers may obtain creditable service in such retirement system under certain conditions; to define a certain term; to provide for the payment of the full actuarial value of obtaining such creditable service; to provide for application; to provide for related matters; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 691. By Representatives Tanner of the 9th, Willard of the 51st, Welch of the 110th, Caldwell of the 131st and Golick of the 40th:

A BILL to be entitled an Act to amend Article 1 of Chapter 32 of Title 36 of the Official Code of Georgia Annotated, relating to municipal courts generally, so as to provide the removal of appointed municipal court judges under certain circumstances; to provide for procedure; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 801. By Representatives Jones of the 47th, Dickey of the 140th, Nimmer of the 178th, Rogers of the 10th, Burns of the 159th and others:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to revise various provisions regarding the HOPE scholarship; to include certain coursework in computer science as optional rigor requirements; to provide for weighted scores for certain college coursework; to clarify definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 323. By Senators Dugan of the 30th, Jackson of the 24th, Miller of the 49th, Martin of the 9th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Chapter 18 of Title 50 of the Official Code of Georgia Annotated, relating to state printing and documents, so as to

provide for public disclosure not to be required for any documents pertaining to an economic development project by any agency; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

SB 324. By Senator Parent of the 42nd:

A BILL to be entitled an Act to amend Code Section 40-2-151 of the Official Code of Georgia Annotated, relating to annual license fees for operating motor vehicles, so as to lower the annual fee for alternative fueled vehicles; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Appropriations.

SB 325. By Senators Hill of the 32nd, Hill of the 6th, Ligon, Jr. of the 3rd, Thompson of the 14th, Shafer of the 48th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 6 of the Official Code of Georgia Annotated, relating to regulation of aeronautics, aircraft, and airports generally, so as to provide legislative findings; to provide definitions; to provide for preemption of prohibitions, restrictions, and regulation of the testing or operation of unmanned aircraft systems in the State of Georgia; to provide for the establishment of the Georgia Unmanned Aircraft Systems Commission and its composition, duties, and activities; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Science and Technology.

SB 326. By Senators Jeffares of the 17th, Heath of the 31st, Harper of the 7th, Tippins of the 37th, Beach of the 21st and others:

A BILL to be entitled an Act to amend Chapter 7 of Title 12 of the Official Code of Georgia Annotated, relating to the control of soil erosion and sedimentation, so as to shorten the time period for permit issuance or denial by local issuing authorities; to clarify qualification standards for erosion and sediment control plan designers and reviewers; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

- SB 327. By Senators Hill of the 32nd, Hill of the 6th, McKoon of the 29th, Crane of the 28th, Thompson of the 14th and others:

A BILL to be entitled an Act to amend Part 1 of Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia Annotated, relating to general authority, duties, and procedure relative to state purchasing, so as to prohibit the state, including all of its subdivisions and instrumentalities, from entering into certain contracts with an individual or company unless such contracts contain a certification that such individual or company does not presently conduct a boycott of Israel and will not conduct such a boycott for the duration of such contract; to exclude certain contracts from these requirements; to provide for definitions; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Government Oversight.

- SB 328. By Senators Jones of the 10th, Sims of the 12th, Davenport of the 44th, Jackson of the 2nd, Seay of the 34th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide that students who are subject to compulsory attendance shall not be assigned to an alternative education program for more than two semesters; to provide for students to remain in an alternative education program at their option; to remove the funding cap on alternative education programs; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

- SB 329. By Senators Tippins of the 37th, Jones of the 25th, Ginn of the 47th and Orrock of the 36th:

A BILL to be entitled an Act to amend Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the "Quality Basic Education Act," so as to expand provisions relating to awarding of high school diplomas based on certain dual credit coursework; to provide that students who earn high school diplomas based on postsecondary coursework meet the rigor requirements for HOPE scholarships; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Higher Education.

SB 330. By Senators Beach of the 21st, Butler of the 55th, Mullis of the 53rd, Hill of the 6th, Sims of the 12th and others:

A BILL to be entitled an Act to amend an Act known as the "Metropolitan Atlanta Rapid Transit Authority Act of 1965," approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended, so as to provide for a definition; to provide for a referendum; to provide for an additional referendum under certain conditions; to provide for a procedure for conclusion of such tax; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

The following House legislation was read the first time and referred to committee:

HB 402. By Representatives Lumsden of the 12th, England of the 116th, Broadrick of the 4th, Coleman of the 97th, Dickson of the 6th and others:

A BILL to be entitled an Act to amend Chapter 9 of Title 33 and Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to regulation of insurance rates and workers' compensation, respectively, so as to encourage employers to provide work based learning opportunities for students age 16 and older; to provide for an optional reduction in workers' compensation premiums for employers that provide work based learning; to provide that work based learning students are covered under workers' compensation insurance; to establish criteria for employers providing work based learning; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 421. By Representatives Nimmer of the 178th, Coomer of the 14th, Dickey of the 140th and Rogers of the 10th:

A BILL to be entitled an Act to amend Code Section 47-2-221 of the Official Code of Georgia Annotated, relating to disability allowances payable to personnel for certain disabilities arising in the line of duty, so as to provide that community supervision officers employed by the Department of Community Supervision shall be entitled to certain disability benefits; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 690. By Representative Carter of the 175th:

A BILL to be entitled an Act to amend Part 5 of Article 8 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated, relating to membership of certain law enforcement officers in the Employees' Retirement System of Georgia, so as to provide that certain law enforcement officers may obtain creditable service in such retirement system under certain conditions; to define a certain term; to provide for the payment of the full actuarial value of obtaining such creditable service; to provide for application; to provide for related matters; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

HB 691. By Representatives Tanner of the 9th, Willard of the 51st, Welch of the 110th, Caldwell of the 131st and Golick of the 40th:

A BILL to be entitled an Act to amend Article 1 of Chapter 32 of Title 36 of the Official Code of Georgia Annotated, relating to municipal courts generally, so as to provide the removal of appointed municipal court judges under certain circumstances; to provide for procedure; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

HB 801. By Representatives Jones of the 47th, Dickey of the 140th, Nimmer of the 178th, Rogers of the 10th, Burns of the 159th and others:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to revise various provisions regarding the HOPE scholarship; to include certain coursework in computer science as optional rigor requirements; to provide for weighted scores for certain college coursework; to clarify definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Higher Education.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Science and Technology has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:



SR 412 Do Pass by substitute

Respectfully submitted,  
Senator Thompson of the 14th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 315 Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

The following legislation was read the second time:

SB 207 SB 255 SB 274 SB 278 SB 283 SB 307  
SR 113

The following Senators were excused for business outside the Senate Chamber:

Harbison of the 15th Thompson of the 5th

Senator Rhett of the 33rd asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.

Senator Williams of the 27th asked unanimous consent that Senator Unterman of the 45th be excused. The consent was granted, and Senator Unterman was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Mullis
Beach	Hill, Judson	Parent
Bethel	Hufstetler	Rhett
Black	Jackson, B	Seay
Burke	Jackson, L	Shafer
Butler	Jeffares	Sims
Cowsert	Jones, B	Stone
Crane	Jones, E	Tate
Davenport	Jones, H	Thompson, B
Dugan	Kennedy	Tippins

Fort	Kirk	VanNess
Gooch	Ligon	Walker
Harbin	Lucas	Watson
Harper	Martin	Wilkinson
Heath	McKoon	Williams, M
Henson	Millar	Williams, T
Hill, H	Miller	

Not answering were Senators:

Ginn	Harbison (Excused)	James
Orrock (Excused)	Thompson, C. (Excused)	Unterman (Excused)

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator James of the 35th introduced the chaplain of the day, Pastor Taffi L. Dollar of College Park, Georgia, who offered scripture reading and prayer.

Senator Fort of the 39th introduced the doctor of the day, Dr. Shefali Shah.

Senator James of the 35th recognized World Changers Church International on the occasion of its 30th anniversary, commended by SR 824, adopted previously. Pastor Creflo Dollar addressed the Senate briefly.

Senator Heath of the 31st recognized Mr. James I. Casey for 50 years of leadership as the President of the Polk County Farm Bureau, commended by SR 733, adopted previously. President James Casey addressed the Senate briefly.

Senators Seay of the 34th and Butler of the 55th recognized February 4, 2016, as Wear Red Day, commended by SR 878, adopted previously. Lyndsey Hopkins addressed the Senate briefly.

Senator Jones of the 25th recognized February 4, 2016, as Jackson-Butts County Day at the state capitol, commended by SR 897, adopted previously. Mayor Kay Pippin addressed the Senate briefly.

Senator Wilkinson of the 50th recognized February 4, 2016, as Georgia Farm Bureau Federation Day at the state capitol, commended by SR 807, adopted previously. President Gerald Long addressed the Senate briefly.

The following resolutions were read and adopted:

SR 898. By Senators Harper of the 7th, Ginn of the 47th, Ligon, Jr. of the 3rd, Jeffares of the 17th, Hill of the 4th and others:

A RESOLUTION recognizing and commending the South Georgia-North Florida Fire Initiative upon being honored with the 2015 National Pulaski Award; and for other purposes.

SR 899. By Senators Dugan of the 30th, VanNess of the 43rd, Hill of the 4th, Hill of the 6th, Beach of the 21st and others:

A RESOLUTION recognizing February 4, 2016, as Catholic Day at the state capitol; and for other purposes.

SR 900. By Senators Hill of the 4th and Stone of the 23rd:

A RESOLUTION recognizing and commending Mr. Gary Drake on the grand occasion of his retirement from Excelsior Electric Membership Corporation; and for other purposes.

SR 901. By Senators Henson of the 41st, Fort of the 39th, Tate of the 38th, Orrock of the 36th, Parent of the 42nd and others:

A RESOLUTION recognizing Georgia school bus drivers for their service to Georgia and its children; and for other purposes.

SR 902. By Senators Wilkinson of the 50th, Harper of the 7th, Black of the 8th and Gooch of the 51st:

A RESOLUTION recognizing and commending Mr. Gerald Long, the president of Georgia Farm Bureau; and for other purposes.

SR 903. By Senators Walker III of the 20th, Kennedy of the 18th and Lucas of the 26th:

A RESOLUTION commending Houston County Career Academy upon being named the 2015 College and Career Academy of the Year; and for other purposes.

SR 904. By Senators Bethel of the 54th, Hufstetler of the 52nd and Thompson of the 14th:

A RESOLUTION commending Mohawk Industries upon being named the 2015 Business Partner of the Year; and for other purposes.

SR 905. By Senators Beach of the 21st, Thompson of the 14th, Albers of the 56th, Tippins of the 37th and Hill of the 6th:

A RESOLUTION honoring Sheriff Roger D. Garrison; and for other purposes.

Senator Sims of the 12th was excused for business outside the Senate Chamber.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### SENATE LOCAL CONSENT CALENDAR

Thursday, February 4, 2016  
Sixteenth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 315                      Gooch of the 51st  
                                 Williams of the 27th  
**FORSYTH COUNTY**

A BILL to be entitled an Act to amend an Act to create the Forsyth County Public Facilities Authority, approved May 1, 2008 (Ga. L. 2008, p. 3637), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 3944), so as to revise a definition; to provide a monetary limitation; to provide for related matters; to provide an effective date and severability; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	E Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B

Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 51, nays 0.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

SENATE RULES CALENDAR  
THURSDAY, FEBRUARY 4, 2016  
SIXTEENTH LEGISLATIVE DAY

SB 230      'Uniform Emergency Volunteer Health Practitioners Act'; enactment  
(Substitute)(H&HS-52nd)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 230. By Senators Hufstetler of the 52nd, Unterman of the 45th, Burke of the 11th and Watson of the 1st:

A BILL to be entitled an Act to amend Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, so as to provide for the enactment of the "Uniform Emergency Volunteer Health Practitioners Act"; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Health and Human Services offered the following substitute to SB 230:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, so as to provide for the enactment of the "Uniform Emergency Volunteer Health Practitioners Act"; to provide for definitions; to provide for applicability to volunteer health practitioners; to provide for regulation of volunteer health practitioners during an emergency; to provide for registration systems; to provide for recognition of volunteer health practitioners licensed in other states; to provide that there shall be no effect on credentialing and privileging; to provide for the provision of volunteer health services or veterinary services; to provide for relation to other laws; to provide for regulatory authority; to provide for limitations on civil liability; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, is amended by adding a new article to read as follows:

"ARTICLE 11

38-3-160.

This article shall be known and may be cited as the 'Uniform Emergency Volunteer Health Practitioners Act.'

38-3-161.

As used in this article, the term:

(1) 'Credentialing' means obtaining, verifying, and assessing the qualifications of a health practitioner to provide treatment, care, or services in or for a health facility.

(2) 'Disaster relief organization' means an entity that provides emergency or disaster relief services that include health services or veterinary services provided by volunteer health practitioners and that:

(A) Is designated or recognized as a provider of those services pursuant to a disaster response and recovery plan adopted by an agency of the federal government or the Georgia Emergency Management Agency; or

(B) Regularly plans and conducts its activities in coordination with an agency of the federal government, the Department of Public Health, a local emergency management agency, a local public health district, or the Georgia Emergency Management Agency.

(3) 'Emergency' means an event or condition that is deemed a state of emergency or disaster under Code Section 38-3-51, a public health emergency under Code Section 31-12-1.1, a local emergency under Code Section 36-69-2, or an emergency declared

by a state entity or official or by a federal entity or official, if such emergency includes the State of Georgia, under any other provision of Georgia or federal law.

(4) 'Emergency declaration' means a state of emergency or disaster declared by the Governor pursuant to Code Section 38-3-51 or other applicable law or laws.

(5) 'Emergency Management Assistance Compact' means the interstate compact approved by the United States Congress by Public Law No. 104-321, 110 Stat. 3877 and enacted in this state as Article 5 of this chapter.

(6) 'Entity' means a person other than an individual.

(7) 'Health facility' means a hospital or other health facility licensed under Chapter 7 of Title 31, a veterinary facility as defined in paragraph (16) of Code Section 43-50-3, or any other similar entity licensed under the laws of another state to provide health services or veterinary services.

(8) 'Health practitioner' means an individual licensed under the laws of this or another state to provide health services or veterinary services.

(9) 'Health services' means the provision of treatment, care, advice, or guidance, or other services or supplies, related to the health or death of individuals or human populations to the extent necessary to respond to an emergency, including:

(A) The following, concerning the physical or mental condition or functional status of an individual or affecting the structure or function of the body:

(i) Preventive, diagnostic, therapeutic, rehabilitative, maintenance, or palliative care; and

(ii) Counseling, assessment, procedures, or other services;

(B) The sale or dispensing of a drug, a device, equipment, or another item to an individual in accordance with a prescription; and

(C) Funeral, cremation, cemetery, or other mortuary services.

(10) 'Host entity' means an entity operating in this state which uses volunteer health practitioners to respond to an emergency.

(11) 'License' means authorization by a state to engage in health services or veterinary services that are unlawful without such authorization. The term includes authorization under the laws of this state to an individual to provide health services or veterinary services based upon a national certification issued by a public or private entity.

(12) 'Person' means an individual, corporation, business trust, trust, partnership, limited liability company, association, joint venture, public corporation, government or governmental subdivision, agency, or instrumentality, or any other legal or commercial entity.

(13) 'Privileging' means the authorizing by an appropriate authority, such as a governing body, of a health practitioner to provide specific treatment, care, or services at a health facility subject to limits based on factors that include license, education, training, experience, competence, health status, and specialized skill.

(14) 'Scope of practice' means the extent of the authorization to provide health services or veterinary services granted to a health practitioner by a license issued to such health practitioner in the state in which the principal part of such health

practitioner's services are rendered, including any conditions imposed by the licensing authority.

(15) 'State' means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States.

(16) 'Veterinary services' means the provision of treatment, care, advice, or guidance, or other services or supplies, related to the health or death of an animal or to animal populations to the extent necessary to respond to an emergency, including:

(A) The diagnosis, treatment, or prevention of an animal disease, injury, or other physical or mental condition by the prescription, administration, or dispensing of vaccines, medicine, surgery, or therapy;

(B) The use of a procedure for reproductive management; and

(C) The monitoring and treatment of animal populations for diseases that have spread or demonstrate the potential to spread to humans.

(17) 'Volunteer health practitioner' means a health practitioner who provides health services or veterinary services pursuant to this article at no charge to the patients receiving such services, so long as such health practitioner does not receive compensation in direct relation to those specific services. The term 'volunteer health practitioner' shall not include a health practitioner who receives compensation pursuant to a preexisting employment relationship with a host entity or affiliate which requires such health practitioner to provide such health services to patients of such host entity or affiliate, unless such health practitioner is not a resident of this state and is employed by a disaster relief organization providing health services in this state while an emergency declaration is in effect.

38-3-162.

This article shall only apply to volunteer health practitioners registered with a registration system that complies with Code Section 38-3-164 and who provide health services or veterinary services in this state for a host entity while an emergency declaration is in effect.

38-3-163.

(a) For health services and veterinary services provided by volunteer health practitioners pursuant to this article while an emergency declaration is in effect, the Governor may waive, limit, restrict, or otherwise regulate:

(1) The duration of practice by such volunteer health practitioners with respect to such services;

(2) The geographical areas in which such volunteer health practitioners may practice with respect to such services;

(3) The types of volunteer health practitioners who may practice with respect to such services; and

(4) Any other matters necessary

to coordinate effectively the provision of health services or veterinary services during



the emergency.

(b) An order issued pursuant to subsection (a) of this Code section may take effect immediately, without prior notice or comment, and shall not be a rule within the meaning of Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act.'

(c) A host entity that uses volunteer health practitioners to provide health services or veterinary services in this state shall:

(1) Consult and coordinate its activities with the Georgia Emergency Management Agency, consistent with the Georgia Emergency Operations Plan, to provide for the efficient and effective use of volunteer health practitioners; and

(2) Comply with the laws of this state relating to the management of emergency health services or veterinary services.

38-3-164.

(a) To qualify as a volunteer health practitioner registration system, a system shall:

(1) Accept applications for the registration of volunteer health practitioners before or during an emergency;

(2) Include information about the licensure and good standing of health practitioners which is accessible by authorized persons;

(3) Be capable of confirming the accuracy of information concerning whether a health practitioner is licensed and in good standing before health services or veterinary services are provided under this article; and

(4) Meet one of the following conditions:

(A) Be an emergency system for advance registration of volunteer health care practitioners established by a state and funded through the United States Department of Health and Human Services under Section 319I of the Public Health Services Act, 42 U.S.C. Section 247d-7b;

(B) Be a local unit consisting of trained and equipped emergency response, public health, and medical personnel formed pursuant to Section 2801 of the Public Health Services Act, 42 U.S.C. Section 300hh;

(B.1) Be a member of an approved medical reserve corps;

(C) Be operated by a:

(i) Disaster relief organization;

(ii) Licensing board;

(iii) National or regional association of licensing boards or health practitioners;

(iv) Health facility that provides comprehensive inpatient and outpatient health care services, including a tertiary care and teaching hospital; or

(v) Governmental entity; or

(D) Be designated by the Georgia Emergency Management Agency as a registration system for purposes of this article.

(b) While an emergency declaration is in effect, the Georgia Emergency Management Agency, consistent with the Georgia Emergency Operations Plan; a person authorized to act on behalf of the Georgia Emergency Management Agency; or a host entity may confirm whether volunteer health practitioners utilized in this state are registered with a

registration system that complies with subsection (a) of this Code section. Confirmation shall be limited to obtaining the identities of the volunteer health practitioners from the system and determining whether the system indicates that the volunteer health practitioners are licensed and in good standing.

(c) Upon request of a person in this state authorized under subsection (b) of this Code section, or a similarly authorized person in another state, a registration system located in this state shall notify the person of the identities of volunteer health practitioners and whether the volunteer health practitioners are licensed and in good standing.

(d) A host entity shall not be required to use the services of a volunteer health practitioner even if such volunteer health practitioner is registered with a registration system that indicates that such volunteer health practitioner is licensed and in good standing.

### 38-3-165.

(a) While an emergency declaration is in effect, a volunteer health practitioner registered with a registration system that complies with Code Section 38-3-164 and who is licensed and in good standing in the state upon which such volunteer health practitioner's registration is based may practice in this state to the extent authorized by this article as if such volunteer health practitioner were licensed in this state.

(b) A volunteer health practitioner qualified under subsection (a) of this Code Section shall not be entitled to the protections of this article if such volunteer health practitioner is licensed in more than one state and any license of such volunteer health practitioner is suspended, revoked, or subject to an agency order limiting or restricting practice privileges or has been voluntarily terminated under threat of sanction.

### 38-3-166.

This article shall not affect credentialing or privileging standards of a health facility and shall not preclude a health facility from waiving or modifying those standards while an emergency declaration is in effect.

### 38-3-167.

(a) Except as otherwise provided in this Code section, a volunteer health practitioner shall adhere to the scope of practice for a similarly licensed volunteer health practitioner established by the licensing provisions, practice acts, or other laws of this state.

(b) Except as otherwise provided in this article, this article shall not authorize a volunteer health practitioner to provide services that are outside such volunteer health practitioner's scope of practice, even if a similarly licensed volunteer health practitioner in this state would be permitted to provide such services.

(c) A host entity may restrict the health services or veterinary services that a volunteer health practitioner may provide pursuant to this article.

(d) A volunteer health practitioner shall not be considered to be engaging in unauthorized practice unless such volunteer health practitioner has reason to know of

any limitation, modification, or restriction under this Code section or that a similarly licensed volunteer health practitioner in this state would not be permitted to provide such services. A volunteer health practitioner has reason to know of a limitation, modification, or restriction under this Code section or that a similarly licensed volunteer health practitioner in this state would not be permitted to provide a service if:

(1) The volunteer health practitioner knows the limitation, modification, or restriction exists or that a similarly licensed volunteer health practitioner in this state would not be permitted to provide such service; or

(2) From all the facts and circumstances known to the volunteer health practitioner at the relevant time, a reasonable person would conclude that the limitation, modification, or restriction exists or that a similarly licensed volunteer health practitioner in this state would not be permitted to provide such service.

(e) In addition to the authority granted by the laws of this state other than this article to regulate the conduct of health practitioners, a licensing board or other disciplinary authority in this state:

(1) May impose administrative sanctions upon a health practitioner licensed in this state for conduct outside of this state in response to an out-of-state emergency;

(2) May impose administrative sanctions upon a health practitioner not licensed in this state for conduct in this state in response to an in-state emergency; and

(3) Shall report any administrative sanctions imposed upon a health practitioner licensed in another state to the appropriate licensing board or other disciplinary authority in any other state in which such health practitioner is known to be licensed.

(f) In determining whether to impose administrative sanctions under subsection (e) of this Code section, a licensing board or other disciplinary authority shall consider the circumstances in which the conduct took place, including any exigent circumstances, and the health practitioner's scope of practice, education, training, experience, and specialized skill.

38-3-168.

(a) This article shall not limit rights, privileges, or immunities provided to volunteer health practitioners by laws other than this article. Except as otherwise provided in subsection (b) of this Code section, this article shall not affect requirements for the use of health practitioners pursuant to the Emergency Management Assistance Compact.

(b) The Georgia Emergency Management Agency, pursuant to the Emergency Management Assistance Compact, may incorporate into the emergency forces of this state volunteer health practitioners who are not officers or employees of this state, a political subdivision of this state, or a municipality or other local government within this state.

38-3-169.

The Department of Public Health may promulgate rules and regulations to implement this article. In doing so, the Department of Public Health shall consult with and consider the recommendations of the Georgia Emergency Management Agency,

consistent with the Georgia Emergency Operations Plan, and shall also consult with and consider rules and regulations promulgated by similarly empowered agencies in other states to promote uniformity of application of this article and make the emergency response systems in the various states reasonably compatible.

38-3-170.

(a) Except as provided in subsection (c) of this Code section, a volunteer health practitioner who provides health services or veterinary services pursuant to this article shall not be liable for damages for his or her act or omission in providing such health services or veterinary services.

(b) No person shall be vicariously liable for damages for an act or omission of a volunteer health practitioner if such volunteer practitioner is not liable for the damages under subsection (a) of this Code section.

(c) This Code section shall not limit the liability of a volunteer health practitioner for:

(1) Willful misconduct or wanton, grossly negligent, reckless, or criminal conduct;

(2) An intentional tort;

(3) Breach of contract;

(4) A claim asserted by a host entity or by an entity located in this or another state which employs or uses the services of the volunteer health practitioner; or

(5) An act or omission relating to the operation of a motor vehicle, vessel, aircraft, or other vehicle.

(d) A person that, pursuant to this article, operates, uses, or relies upon information provided by a volunteer health practitioner registration system shall not be liable for damages for an act or omission relating to that operation, use, or reliance unless such act or omission is an intentional tort or is willful misconduct or wanton, grossly negligent, reckless, or criminal conduct.

(e) In addition to the protections provided in subsection (a) of this Code section, a volunteer health practitioner who provides health services or veterinary services pursuant to this article shall be entitled to all the rights, privileges, or immunities which may otherwise be provided by law.

38-3-171.

In applying and construing this uniform Act, consideration shall be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it."

## **SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	E Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

SB 230, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Charlie Bethel to serve as Ex-Officio for the Senate Natural Resources Committee meeting on 2/4/16. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

Senator Cowsert of the 46th asked unanimous consent to suspend Senate Rule 3-1.2(a) and allow the Secretary of the Senate to accept new legislation until 3:00 p.m. Friday, February 5, 2016; the consent was granted.

Senator Cowsert of the 46th moved that the Senate stand adjourned pursuant to HR 1114 until 10:00 a.m. Monday, February 8, 2016; the motion prevailed, and at 12:05 p.m. the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Monday, February 8, 2016  
Seventeenth Legislative Day

The Senate met pursuant to adjournment at 10:14 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 228. By Representatives Jones of the 167th, Atwood of the 179th, Werkheiser of the 157th, Allison of the 8th, Kelley of the 16th and others:

A BILL to be entitled an Act to amend Code Section 15-16-21 of the Official Code of Georgia Annotated, relating to fees for sheriff's services, so as to provide for the sheriff to collect and deposit certain fees; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 730. By Representatives Powell of the 32nd and Weldon of the 3rd:

A BILL to be entitled an Act to amend Chapter 8 of Title 35 of the Official Code of Georgia Annotated, relating to employment and training of peace officers, so as to add the commissioner of juvenile justice or his or her designee as a voting member of the Georgia Peace Officer Standards and Training Council; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 747. By Representatives Rogers of the 10th, Nimmer of the 178th, Dickey of the 140th, Hitchens of the 161st, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Code Section 40-1-8 of the Official Code of Georgia Annotated, relating to safe operation of motor carriers and

commercial motor vehicles, so as to update the reference date to federal regulations regarding the safe operation of motor carriers and commercial motor vehicles; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 800. By Representatives Jasperse of the 11th, McCall of the 33rd, England of the 116th, Ballinger of the 23rd, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Code Section 43-50-3 of the Official Code of Georgia Annotated, relating to definitions relative to veterinarians and veterinary technicians, so as to clarify the scope of the veterinarian-client-patient relationship; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 815. By Representatives Rhodes of the 120th, McCall of the 33rd, Broadrick of the 4th, Williams of the 119th, Knight of the 130th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to meat inspection, so as to provide for the inspection and regulation of certain avian meat products and facilities related to the processing of such products for human consumption; to provide for uniformity; to remove an obsolete provision relating to enforcement responsibility; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 830. By Representatives Glanton of the 75th, Douglas of the 78th, Scott of the 76th, Mabra of the 63rd, Stovall of the 74th and others:

A BILL to be entitled an Act to conditionally repeal an Act providing for homestead exemptions from ad valorem taxes for city purposes for residents of the City of Jonesboro, approved May 14, 2002 (Ga. L. 2002, p. 5845), and to enact a new provision; to restate the amount of the homestead exemption for the assessed value of the homestead for residents of that city; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, specific conditional repeal, and automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 839. By Representatives Hatchett of the 150th and Epps of the 144th:

A BILL to be entitled an Act to amend an Act providing a charter for the City of East Dublin, approved April 9, 1981 (Ga. L. 1981, p. 4645), as



amended, particularly by an Act approved May 5, 2006 (Ga. L. 2006, p. 4402), so as to change the corporate limits of the city; to repeal conflicting laws; and for other purposes.

HB 857. By Representatives Fleming of the 121st and Jackson of the 128th:

A BILL to be entitled an Act to provide a homestead exemption from McDuffie County school district ad valorem taxes for educational purposes in the amount of half the assessed value of the homestead for residents of that school district who are 70 years of age or older and in the full amount of the assessed value of the homestead for residents of that school district who are 75 years of age or older; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 863. By Representative Strickland of the 111th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to revise the manner of filling vacancies on the governing authority; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

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

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

HB 880. By Representatives Spencer of the 180th and Corbett of the 174th:

A BILL to be entitled an Act to amend an Act providing for a new charter for the City of St. Marys, Georgia, approved April 9, 1981 (Ga. L. 1981, p. 4763), as amended, so as to provide for the manner of election of the mayor and council; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

- SB 331. By Senators Thompson of the 14th, Hill of the 32nd, Cowser of the 46th, McKoon of the 29th, Ligon, Jr. of the 3rd and others:

A BILL to be entitled an Act to amend Code Section 15-11-2 and Title 19 of the Official Code of Georgia Annotated, relating to definitions for the Juvenile Code and domestic relations, respectively, so as to provide that causing a child to be conceived as a result of violating certain prohibitions relating to certain offenses is an additional ground for terminating parental rights; to revise definitions; to provide that causing a child to be conceived as a result of violating certain prohibitions relating to certain offenses is an additional ground for losing parental rights and is relevant in certain adoption proceedings; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

- SB 332. By Senators Kennedy of the 18th, VanNess of the 43rd, Dugan of the 30th, Cowser of the 46th, Walker III of the 20th and others:

A BILL to be entitled an Act to amend Code Section 16-11-130 of the Official Code of Georgia Annotated, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, so as to clarify the judges and Justices who are exempt from various weapons carry laws and prohibitions; to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to provide for the issuance of personal identification cards to certain judges and Justices of the federal and state judiciary who are exempt from various weapons carry laws and prohibitions; to provide for rules and regulations; to provide for fees; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

- SB 333. By Senators Kennedy of the 18th, VanNess of the 43rd, Dugan of the 30th, Cowser of the 46th, Walker III of the 20th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 14 of the Official Code of Georgia Annotated, relating to nonprofit corporations, so as to allow for a nonprofit corporation organized in a foreign jurisdiction to change its jurisdiction of organization to this state; to allow for a nonprofit corporation organized in this state to change its jurisdiction of organization to a foreign jurisdiction; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

SB 334. By Senators Seay of the 34th, Orrock of the 36th and James of the 35th:

A BILL to be entitled an Act to amend Article 4 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to water and sewer projects and costs tax, so as to provide that municipalities that are parties to certain intergovernmental sewer service agreements may implement a sales tax for water and sewer projects and costs; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 335. By Senators Black of the 8th, Hufstetler of the 52nd, Hill of the 6th, Jones of the 10th and Lucas of the 26th:

A BILL to be entitled an Act to amend Article 7 of Chapter 20 of Title 47 of the Official Code of Georgia Annotated, the "Public Retirement Systems Investment Authority Law," so as to revise provisions related to permissible investments in commingled funds and collective investment funds; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

SB 336. By Senators Black of the 8th, Hufstetler of the 52nd, Jones of the 10th and Lucas of the 26th:

A BILL to be entitled an Act to amend Article 3 of Chapter 5 of Title 47 of the O.C.G.A., related to retirement plans of the Georgia Municipal Employees Benefit System, so as to permit governing bodies of municipal corporations to enact plans or join a master plan by resolution in addition to ordinance; to designate a board of trustees for a master plan; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

SB 337. By Senators Walker III of the 20th, Hill of the 6th, Hufstetler of the 52nd, Cowsert of the 46th, Kirk of the 13th and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to require the Department of Human Services to provide that certain dependents of a military service member shall maintain eligibility and priority for certain medical assistance and developmental disability services under certain conditions; to require the department to request a waiver if necessary to

implement such provision; to provide that such provision shall only apply to the fullest extent permissible to remain in compliance with certain federal laws, rules, and regulations; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 338. By Senators Hill of the 32nd and Thompson of the 14th:

A BILL to be entitled an Act to amend Article 1 of Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to workers' compensation generally, so as to provide for a certificate of state law applicability to be issued by the State Board of Workers' Compensation under certain circumstances; to provide for an application fee; to authorize the board to promulgate certain rules and regulations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SB 339. By Senator Parent of the 42nd:

A BILL to be entitled an Act to amend an Act providing a homestead exemption from certain City of Decatur ad valorem taxes, approved April 19, 2000 (Ga. L. 2000, p. 4285), so as modify the amount of a homestead exemption from City of Decatur ad valorem taxes for municipal purposes except for ad valorem taxes levied to pay interest on and to retire municipal bonded indebtedness in the amount of \$25,000.00 of the assessed value of the homestead for residents of that city; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 340. By Senator Parent of the 42nd:

A BILL to be entitled an Act to amend an Act providing an additional \$2,000.00 homestead exemption from City of Decatur ad valorem taxes for certain residents of said city, approved March 27, 1985 (Ga. L. 1985, p. 4140), as amended, particularly by an Act approved March 25, 1986 (Ga. L. 1986, p. 4475), and by an Act approved April 13, 2001 (Ga. L. 2001, p. 4259); to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 341. By Senator Parent of the 42nd:

A BILL to be entitled an Act to repeal a former local constitutional amendment, Ga. L. 1981, p. 1914, which former local constitutional amendment was continued in effect as statutory law pursuant to Article VII, Section II, Paragraph IV of the Constitution of Georgia and which provides for a homestead exemption from certain city ad valorem taxes for residents of the City of Decatur in an amount to be fixed by the governing authority of the city at not more than \$2,000.00 for the first year, and which may be increased periodically, but which exemption shall not exceed \$10,000.00; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 342. By Senator Parent of the 42nd:

A BILL to be entitled an Act to provide for a homestead exemption from City of Decatur ad valorem taxes for municipal purposes except for ad valorem taxes levied to pay interest on and to retire municipal bonded indebtedness in the amount of \$15,000.00 of the assessed value of the homestead for residents of that city who are 62 years of age or older and whose income does not exceed \$50,000.00; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 343. By Senator Parent of the 42nd:

A BILL to be entitled an Act to provide a homestead exemption from City of Decatur independent school district ad valorem taxes for educational purposes for five years in the full amount of the assessed value of the homestead for residents of that school district who are 65 years of age or older; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SR 908. By Senators Gooch of the 51st, Mullis of the 53rd, Beach of the 21st, Harper of the 7th and Ginn of the 47th:

A RESOLUTION creating the Senate Electronic Driver's License Study Committee; and for other purposes.

Referred to the Committee on Rules.

SR 921. By Senator Wilkinson of the 50th:

A RESOLUTION honoring the life of Mr. Charles Leroy "Buck" Simmons and dedicating a road in his memory; and for other purposes.

Referred to the Committee on Transportation.

The following House legislation was read the first time and referred to committee:

HB 228. By Representatives Jones of the 167th, Atwood of the 179th, Werkheiser of the 157th, Allison of the 8th, Kelley of the 16th and others:

A BILL to be entitled an Act to amend Code Section 15-16-21 of the Official Code of Georgia Annotated, relating to fees for sheriff's services, so as to provide for the sheriff to collect and deposit certain fees; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 730. By Representatives Powell of the 32nd and Weldon of the 3rd:

A BILL to be entitled an Act to amend Chapter 8 of Title 35 of the Official Code of Georgia Annotated, relating to employment and training of peace officers, so as to add the commissioner of juvenile justice or his or her designee as a voting member of the Georgia Peace Officer Standards and Training Council; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 747. By Representatives Rogers of the 10th, Nimmer of the 178th, Dickey of the 140th, Hitchens of the 161st, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Code Section 40-1-8 of the Official Code of Georgia Annotated, relating to safe operation of motor carriers and commercial motor vehicles, so as to update the reference date to federal

regulations regarding the safe operation of motor carriers and commercial motor vehicles; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 800. By Representatives Jasperse of the 11th, McCall of the 33rd, England of the 116th, Ballinger of the 23rd, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Code Section 43-50-3 of the Official Code of Georgia Annotated, relating to definitions relative to veterinarians and veterinary technicians, so as to clarify the scope of the veterinarian-client-patient relationship; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture and Consumer Affairs.

HB 815. By Representatives Rhodes of the 120th, McCall of the 33rd, Broadrick of the 4th, Williams of the 119th, Knight of the 130th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to meat inspection, so as to provide for the inspection and regulation of certain avian meat products and facilities related to the processing of such products for human consumption; to provide for uniformity; to remove an obsolete provision relating to enforcement responsibility; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture and Consumer Affairs.

HB 830. By Representatives Glanton of the 75th, Douglas of the 78th, Scott of the 76th, Mabra of the 63rd, Stovall of the 74th and others:

A BILL to be entitled an Act to conditionally repeal an Act providing for homestead exemptions from ad valorem taxes for city purposes for residents of the City of Jonesboro, approved May 14, 2002 (Ga. L. 2002, p. 5845), and to enact a new provision; to restate the amount of the homestead exemption for the assessed value of the homestead for residents of that city; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, specific conditional repeal, and automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 839. By Representatives Hatchett of the 150th and Epps of the 144th:

A BILL to be entitled an Act to amend an Act providing a charter for the City of East Dublin, approved April 9, 1981 (Ga. L. 1981, p. 4645), as amended, particularly by an Act approved May 5, 2006 (Ga. L. 2006, p. 4402), so as to change the corporate limits of the city; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 857. By Representatives Fleming of the 121st and Jackson of the 128th:

A BILL to be entitled an Act to provide a homestead exemption from McDuffie County school district ad valorem taxes for educational purposes in the amount of half the assessed value of the homestead for residents of that school district who are 70 years of age or older and in the full amount of the assessed value of the homestead for residents of that school district who are 75 years of age or older; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 863. By Representative Strickland of the 111th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to revise the manner of filling vacancies on the governing authority; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

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

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

Referred to the Committee on State and Local Governmental Operations.



HB 880. By Representatives Spencer of the 180th and Corbett of the 174th:

A BILL to be entitled an Act to amend an Act providing for a new charter for the City of St. Marys, Georgia, approved April 9, 1981 (Ga. L. 1981, p. 4763), as amended, so as to provide for the manner of election of the mayor and council; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Appropriations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 750 Do Pass by substitute

Respectfully submitted,  
Senator Hill of the 4th District, Chairman

Mr. President:

The Committee on Insurance and Labor has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 158 Do Pass by substitute  
SB 277 Do Pass by substitute  
SB 290 Do Pass by substitute

Respectfully submitted,  
Senator Bethel of the 54th District, Chairman

Mr. President:

The Committee on Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 52      Do Pass by substitute  
 SB 262     Do Pass by substitute

Respectfully submitted,  
 Senator McKoon of the 29th District, Chairman

Mr. President:

The Committee on Natural Resources and the Environment has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 172      Do Pass by substitute

Respectfully submitted,  
 Senator Ginn of the 47th District, Chairman

Senator Heath of the 31st was excused for business outside the Senate Chamber.

Senator Seay of the 34th asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.

Senator Albers of the 56th asked unanimous consent that Senators Gooch of the 51st and Millar of the 40th be excused. The consent was granted, and Senators Gooch and Millar was excused.

Senator Black of the 8th asked unanimous consent that Senator Martin of the 9th be excused. The consent was granted, and Senator Martin was excused.

Senator Harbison of the 15th asked unanimous consent that Senator Thompson of the 5th be excused. The consent was granted, and Senator Thompson was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Parent
Beach	Hill, Judson	Rhett
Bethel	Hufstetler	Seay
Black	Jackson, B	Shafer
Burke	Jackson, L	Sims
Butler	James	Stone
Cowsert	Jeffares	Tate
Crane	Jones, B	Thompson, B
Davenport	Jones, E	Tippins

Dugan	Jones, H	Unterman
Fort	Kennedy	VanNess
Ginn	Kirk	Walker
Harbin	Ligon	Watson
Harbison	Lucas	Wilkinson
Harper	McKoon	Williams, M
Henson	Miller	Williams, T
Hill, H	Mullis	

Not answering were Senators:

Gooch (Excused)	Heath (Excused)	Martin (Excused)
Millar (Excused)	Orrock (Excused)	Thompson, C. (Excused)

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Wilkinson of the 50th introduced the chaplain of the day, Reverend Andy Childs of Toccoa, Georgia, who offered scripture reading and prayer.

Senator Hill of the 6th introduced the doctor of the day, Dr. Y. Julia Kao.

The President recognized U.S. Representative Tom Price who addressed the Senate briefly.

The President recognized U.S. Representative Rick Allen who addressed the Senate briefly.

Senator Dugan of the 30th recognized the University of West Georgia football team for their record-breaking season, commended by SR 810, adopted previously. Coach Will Hall addressed the Senate briefly.

The following resolutions were read and adopted:

SR 906. By Senator Millar of the 40th:

A RESOLUTION recognizing the Georgia State Chapter of the Philanthropic Educational Organization Sisterhood and commending all 66 local chapters; and for other purposes.

SR 907. By Senators Unterman of the 45th, Orrock of the 36th and Jackson of the 2nd:

A RESOLUTION recognizing Thursday, February 25, 2016, as Lupus Awareness Day at the state capitol; and for other purposes.

SR 909. By Senator Black of the 8th:

A RESOLUTION commending Mr. Eddie B. Tucker; and for other purposes.

SR 910. By Senators Orrock of the 36th, Henson of the 41st, Seay of the 34th, Butler of the 55th, Fort of the 39th and others:

A RESOLUTION recognizing the month of February as American Heart Month in Georgia; and for other purposes.

SR 911. By Senators Orrock of the 36th, Fort of the 39th, Henson of the 41st, Tate of the 38th, Butler of the 55th and others:

A RESOLUTION recognizing Mr. David Kayango and congratulating him upon his appointment as the new CEO of the Center for Civil and Human Rights; and for other purposes.

SR 912. By Senators Mullis of the 53rd, Miller of the 49th, Tate of the 38th, Cowsert of the 46th and Jackson of the 24th:

A RESOLUTION recognizing and commending Gregg Allman for his 2015 Songwriters Award and third induction into the Georgia Music Hall of Fame; and for other purposes.

SR 913. By Senators Mullis of the 53rd, Miller of the 49th, Tate of the 38th, Cowsert of the 46th and Jackson of the 24th:

A RESOLUTION recognizing and commending Monica Pearson for her 2015 Chairman's Award and induction into the Georgia Music Hall of Fame; and for other purposes.

SR 914. By Senators Mullis of the 53rd, Miller of the 49th, Tate of the 38th, Cowsert of the 46th and Jackson of the 24th:

A RESOLUTION recognizing and commending John Huie for his 2015 Non-Performer Award and induction into the Georgia Music Hall of Fame; and for other purposes.

SR 915. By Senators Mullis of the 53rd, Miller of the 49th, Tate of the 38th, Cowsert of the 46th and Jackson of the 24th:

A RESOLUTION recognizing and commending John Barbe and the late Jane Barbe for their 2015 Pioneer Award and induction into the Georgia Music Hall of Fame; and for other purposes.

- SR 916. By Senators Mullis of the 53rd, Miller of the 49th, Tate of the 38th, Cowsert of the 46th and Jackson of the 24th:

A RESOLUTION recognizing and commending the band Drivin' N Cryin' for their 2015 Group Award and induction into the Georgia Music Hall of Fame; and for other purposes.

- SR 917. By Senators Mullis of the 53rd, Miller of the 49th, Tate of the 38th, Cowsert of the 46th, Jackson of the 24th and others:

A RESOLUTION recognizing and commending Sam Moore for his 2015 Performer Award and induction into the Georgia Music Hall of Fame; and for other purposes.

- SR 918. By Senators Parent of the 42nd, Butler of the 55th, Henson of the 41st, Millar of the 40th and VanNess of the 43rd:

A RESOLUTION recognizing the Emory Scholars Program; and for other purposes.

- SR 919. By Senators Hill of the 6th, Gooch of the 51st, Mullis of the 53rd, Dugan of the 30th, Hufstetler of the 52nd and others:

A RESOLUTION recognizing and commending the Georgia Public Policy Foundation for its 25th year of continued service and work in researching and analyzing state public policy issues to educate citizens and enhance economic opportunity; and for other purposes.

- SR 920. By Senator Unterman of the 45th:

A RESOLUTION recognizing February 11, 2016, as Domestic Minor Sex Trafficking Awareness Day at the state capitol; and for other purposes.

- SR 922. By Senator Wilkinson of the 50th:

A RESOLUTION recognizing and commending John and Bobbie Foster for the dedication and service they have provided to the Cornelia radio station, WCON, Habersham County, and the State of Georgia; and for other purposes.

SENATE RULES CALENDAR  
MONDAY, FEBRUARY 8, 2016  
SEVENTEENTH LEGISLATIVE DAY

- SB 278 Criminal Offenses; increase the penalty provisions; pimping and pandering (Substitute)(JUDYNC-45th)
- SB 283 Accounting for Public Funds; provide multibank pooling of depositories for acceptance of deposits of public funds from public bodies (Substitute) (B&FI-18th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 278. By Senators Unterman of the 45th, Stone of the 23rd and VanNess of the 43rd:

A BILL to be entitled an Act to amend Code Section 16-6-13 of the Official Code of Georgia Annotated, relating to penalties for violating Code Sections 16-6-9 through 16-6-12, so as to increase the penalty provisions relating to pimping and pandering; to amend Code Section 42-1-12 of the Official Code of Georgia Annotated, relating to the State Sexual Offender Registry, so as to require registration on the State Sexual Offender Registry when an individual is convicted for the third time for pandering; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Judiciary Non-Civil offered the following substitute to SB 278:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 16-6-13 of the Official Code of Georgia Annotated, relating to penalties for violating Code Sections 16-6-9 through 16-6-12, so as to increase the penalty provisions relating to pimping and pandering; to amend Code Section 42-1-12 of the Official Code of Georgia Annotated, relating to the State Sexual Offender Registry, so as to require registration on the State Sexual Offender Registry when an individual is convicted for the second time for pandering; to provide for related matters; to repeal conflicting laws; and for other purposes.

## BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 16-6-13 of the Official Code of Georgia Annotated, relating to penalties for violating Code Sections 16-6-9 through 16-6-12, is amended by revising subsection (a) and paragraph (2) of subsection (b) as follows:

"(a) Except as otherwise provided in subsection (b) of this Code section, a person convicted of ~~any of the offenses enumerated in Code Sections:~~

(1) Violating Code Section 16-6-10 through 16-6-12 shall be punished as for a misdemeanor of a high and aggravated nature. A person convicted of the offense enumerated in;

(2) Violating Code Section 16-6-9 shall be punished as for a misdemeanor;

(3) Violating Code Section 16-6-11 shall be guilty of a felony and shall be punished by a term of imprisonment of not less than one nor more than ten years; or

(4) Violating Code Section 16-6-12 for a first offense shall be punished as for a misdemeanor of a high and aggravated nature, provided that upon a second or subsequent conviction for such offense he or she shall be guilty of a felony and punished by imprisonment of not less than one nor more than ten years."

"(2) A person convicted of any of the offenses enumerated in Code Sections 16-6-10 through 16-6-12 when such offense involves the conduct of a person under the age of 16 years shall be guilty of a felony and shall be punished by imprisonment for a period of not less than ten nor more than 30 years; and a fine of not more than \$100,000.00, ~~or both.~~"

**SECTION 2.**

Code Section 42-1-12 of the Official Code of Georgia Annotated, relating to the State Sexual

Offender Registry, is amended by revising subparagraph (a)(10)(B.1) and adding a new subparagraph to read as follows:

"(B.1) 'Dangerous sexual offense' with respect to convictions occurring ~~after June 30,~~ between July 1, 2015, and June 30, 2016, means any criminal offense, or the attempt to commit any criminal offense, under Title 16 as specified in this paragraph or any offense under federal law or the laws of another state or territory of the United States which consists of the same or similar elements of the following offenses:

(i) Aggravated assault with the intent to rape in violation of Code Section 16-5-21;

(ii) Kidnapping in violation of Code Section 16-5-40 which involves a victim who is less than 14 years of age, except by a parent;

(iii) Trafficking a person for sexual servitude in violation of Code Section 16-5-46;

(iv) Rape in violation of Code Section 16-6-1;

- (v) Sodomy in violation of Code Section 16-6-2;
  - (vi) Aggravated sodomy in violation of Code Section 16-6-2;
  - (vii) Statutory rape in violation of Code Section 16-6-3, if the individual convicted of the offense is 21 years of age or older;
  - (viii) Child molestation in violation of Code Section 16-6-4;
  - (ix) Aggravated child molestation in violation of Code Section 16-6-4, unless the person was convicted of a misdemeanor offense;
  - (x) Enticing a child for indecent purposes in violation of Code Section 16-6-5;
  - (xi) Sexual assault against persons in custody in violation of Code Section 16-6-5.1;
  - (xii) Incest in violation of Code Section 16-6-22;
  - (xiii) A second conviction for sexual battery in violation of Code Section 16-6-22.1;
  - (xiv) Aggravated sexual battery in violation of Code Section 16-6-22.2;
  - (xv) Sexual exploitation of children in violation of Code Section 16-12-100;
  - (xvi) Electronically furnishing obscene material to minors in violation of Code Section 16-12-100.1;
  - (xvii) Computer pornography and child exploitation in violation of Code Section 16-12-100.2;
  - (xviii) Obscene telephone contact in violation of Code Section 16-12-100.3; or
  - (xix) Any conduct which, by its nature, is a sexual offense against a victim who is a minor or an attempt to commit a sexual offense against a victim who is a minor.
- (B.2) 'Dangerous sexual offense' with respect to convictions occurring after June 30, 2016, means any criminal offense, or the attempt to commit any criminal offense, under Title 16 as specified in this paragraph or any offense under federal law or the laws of another state or territory of the United States which consists of the same or similar elements of the following offenses:
- (i) Aggravated assault with the intent to rape in violation of Code Section 16-5-21;
  - (ii) Kidnapping in violation of Code Section 16-5-40 which involves a victim who is less than 14 years of age, except by a parent;
  - (iii) Trafficking a person for sexual servitude in violation of Code Section 16-5-46;
  - (iv) Rape in violation of Code Section 16-6-1;
  - (v) Sodomy in violation of Code Section 16-6-2;
  - (vi) Aggravated sodomy in violation of Code Section 16-6-2;
  - (vii) Statutory rape in violation of Code Section 16-6-3, if the individual convicted of the offense is 21 years of age or older;
  - (viii) Child molestation in violation of Code Section 16-6-4;
  - (ix) Aggravated child molestation in violation of Code Section 16-6-4, unless the person was convicted of a misdemeanor offense;
  - (x) Enticing a child for indecent purposes in violation of Code Section 16-6-5;
  - (xi) Sexual assault against persons in custody in violation of Code Section 16-6-



5.1;

(xii) A second or subsequent conviction for pandering in violation of Code Section 16-6-12;

(xiii) Incest in violation of Code Section 16-6-22;

(xiv) A second conviction for sexual battery in violation of Code Section 16-6-22.1;

(xv) Aggravated sexual battery in violation of Code Section 16-6-22.2;

(xvi) Sexual exploitation of children in violation of Code Section 16-12-100;

(xvii) Electronically furnishing obscene material to minors in violation of Code Section 16-12-100.1;

(xviii) Computer pornography and child exploitation in violation of Code Section 16-12-100.2;

(xix) Obscene telephone contact in violation of Code Section 16-12-100.3; or

(xx) Any conduct which, by its nature, is a sexual offense against a victim who is a minor or an attempt to commit a sexual offense against a victim who is a minor."

### SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson

Y Harper  
E Heath  
Y Henson  
Y Hill, H

Y McKoon  
Y Millar  
Y Miller  
Y Mullis

Y Wilkinson  
Y Williams, M  
Y Williams, T

On the passage of the bill, the yeas were 53, nays 0.

SB 278, having received the requisite constitutional majority, was passed by substitute.

SB 283. By Senators Kennedy of the 18th, Jones of the 25th, Miller of the 49th, Stone of the 23rd, Rhett of the 33rd and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 45 of the Official Code of Georgia Annotated, relating to accounting for public funds, so as to provide for multibank pooling of depositories for the acceptance of deposits of public funds from public bodies; to provide for definitions, procedures, conditions, and limitations on the establishment of such pools; to provide for multiple effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Banking and Financial Institutions offered the following substitute to SB 283:

**A BILL TO BE ENTITLED  
AN ACT**

To amend Chapter 8 of Title 45 of the Official Code of Georgia Annotated, relating to accounting for public funds, so as to provide for multibank pooling of depositories for the acceptance of deposits of public funds from public bodies; to provide for definitions, procedures, conditions, and limitations on the establishment of such pools; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**SECTION 1.**

Chapter 8 of Title 45 of the Official Code of Georgia Annotated, relating to accounting for public funds, is amended by revising Code Section 45-8-1, relating to definitions, as follows:

"45-8-1.

As used in this chapter, the term:

(1) 'Collecting officer' means any person who is either generally or specifically elected, appointed, or employed, in whole or in part, to collect any tax, revenue, or other moneys on behalf of the state or any of its political subdivisions or on behalf of any board, commission, bureau, or department thereof. The term shall not mean any state, municipality, or county tax collector or revenue agent pursuant to Title 48.

(2) 'Commissioner' means the commissioner of banking and finance.

(3) 'County authority' means the judge of the probate court or the board of county commissioners or other tribunal, body, or officer having jurisdiction over the fiscal affairs of the county.

(4)(A) 'Covered depository' means:

(i) Any depository whose total assets exceed \$50 billion as of the latest Consolidated Report of Condition and Income filed by the depository with the Federal Deposit Insurance Corporation and has qualified to serve as a depository for state funds pursuant to Code Section 50-17-50; or

(ii) A depository whose total assets are less than \$50 billion as of the latest Consolidated Report of Condition and Income filed by the depository with the Federal Deposit Insurance Corporation, has qualified to serve as a depository for state funds pursuant to Code Section 50-17-50, and has elected to participate in the multibank pooled method.

(B) A covered depository in operation as of January 1, 2016, may continue to secure public body deposits using the dedicated method, the single bank method, or both methods until policies and procedures have been approved by the State Depository Board regarding the multibank pooled method, which shall occur no later than July 1, 2017.

~~(3)~~(5) 'Custodian' means the state treasurer, any Federal Reserve Bank, or any Federal Home Loan Bank approved by the state treasurer, or any bank, savings association, or trust company that:

(A) Is organized and existing under the laws of this state, any other state, or the United States;

(B) Has executed all forms required under this chapter or any rule adopted under this chapter;

(C) Agrees to be subject to the jurisdiction of the courts of this state or of courts of the United States which are located within this state for the purpose of any litigation arising out of this chapter; and

(D) Has been approved by the state treasurer to act as a custodian;

and which holds a pool of collateral for public deposits established by a depository pursuant to Code Section 45-8-13.

~~(4)~~(6) 'Daily pool balance' means the daily balance of deposits of public funds held by a depository which balance is secured by the single bank pooled method as specified in paragraph (2) of subsection (b) of Code Section 45-8-13, or the multibank pooled method as specified in paragraph (2) of subsection (c) of Code Section 45-8-

13. Insured deposits and deposits of public funds for which no collateral is required under subsection (b) or (d) of Code Section 45-8-12 or special deposits and operating funds for which collateral has been duly waived pursuant to subsection (b) of Code Section 45-8-11 or paragraph (3) of Code Section 50-17-53 shall be excluded from the balance of deposits of public funds for purposes of determining the daily pool balance.

~~(5)~~(7) 'Default' includes, without limitation, the failure or refusal of a ~~public~~ depository holding funds of a public body to pay any check or warrant drawn upon sufficient and collected funds by any public body depositor or to return any deposit on demand or at maturity together with interest as agreed; the issuance of an order by any supervisory authority restraining such depository from making payments of deposit liabilities; or the appointment of a receiver for such depository.

~~(6)~~(8) 'Depository' means any bank designated, named, or appointed from time to time:

(A) By the State Depository Board as qualified to serve as a depository of state funds pursuant to Code Section 50-17-50;

(B) By county authorities or others as depositories for county and other public funds pursuant to Code Section 45-8-14; or

(C) By collecting officers and officers holding public funds as a depository for public funds pursuant to Code Section 45-8-11.

~~(7) Reserved.~~

~~(8)~~(9) 'Officer to hold public funds' means not only the state treasurer, municipality or county treasurers, the State School Superintendent, municipality or county school superintendents, and treasurers of school districts, but also every other person, by whatever name or title called, who shall be either generally or specially elected, appointed, or employed with the duty, in whole or in part, to receive, hold, or disburse any public money or revenue on behalf of the state or any of its political subdivisions or on behalf of any board, commission, bureau, or department.

~~(9)~~(10) 'Proper authority' means the officer, board, commission, or other tribunal or body having the jurisdiction to act in the particular matter.

~~(10)~~(11) 'Public body' means not only the state, municipalities, counties, school districts, drainage districts, and other districts created for special purposes, but also every other political subdivision of the state and every board, bureau, commission, and department of the state or any subdivision thereof, as the context may require.

~~(11)~~(12) 'State authority' means the officer or officers or board, bureau, commission, or other person or persons who, in their official capacity, shall have, according to the laws of this state, the duty or jurisdiction to act on behalf of the state in the particular matter."

## SECTION 2.

Said chapter is further amended in Code Section 45-8-12, relating to bonds and pledges of securities for depositories, by revising subsections (b) and (c) as follows:

"(b) The collecting officer or officer holding public funds shall accept the guarantee or

insurance of accounts ~~of~~ by the Federal Deposit Insurance Corporation ~~and the guarantee or insurance of accounts of the Federal Savings and Loan Insurance Corporation~~ to secure public funds on deposit in depositories to the extent authorized by federal law governing the Federal Deposit Insurance Corporation ~~and the Federal Savings and Loan Insurance Corporation.~~

(c) A depository may secure deposits made with it partly by surety bond, partly by deposit of any one or more of the obligations referred to in subsection (a) of this Code section, partly by the guarantee or insurance ~~referred to in subsection (b) of this Code section~~ of accounts by the Federal Deposit Insurance Corporation, or by any combination of these methods. ~~The~~ Except for covered depositories, the aggregate of the face value of such surety bond and the market value of securities pledged shall be equal to not less than 110 percent of the public funds being secured after the deduction of the amount of deposit insurance."

### SECTION 3.

Said chapter is further amended in Code Section 45-8-13, relating to deposit of securities by banks or depositories and interest or compensation, by revising subsections (b) and (c) as follows:

"(b) Depositories that are not covered depositories may secure deposits of public funds using the dedicated method ~~or the pooled method, the single bank pooled method, or both methods~~, as enumerated in this subsection:

(1) Under the dedicated method, a depository shall secure the deposits of each of its public body depositors separately. It is intended that the dedicated method is the method permitted under Code Section 45-8-12 and that this method will not be affected by this subsection; or

(2) Under the single bank pooled method, a depository shall secure deposits of public funds of public bodies which have deposits with it through a pool of collateral established by the depository with a custodian for the benefit of public bodies having deposits with such depository as set forth in Code Section 45-8-13.1. If a depository elects the single bank pooled method, it may use the single bank pooled method with some public body depositors and the dedicated method with other public body depositors.

~~(c) No depository shall be required to use the pooled method. However, any depository that offers the pooled method shall also offer the dedicated method. Covered depositories shall secure public funds from public bodies as provided in this subsection:~~

(1) Establish a pool of collateral with a custodian for the benefit of public bodies having deposits with such covered depository as set forth in Code Section 45-8-13.1;

(2) Secure deposits made with it partly by surety bond, partly by deposit of any one or more of the obligations referred to in subsection (a) of Code Section 45-8-12, partly by the guarantee or insurance of accounts by the Federal Deposit Insurance Corporation, any obligation authorized pursuant to the policies and procedures of the State Depository Board, or by any combination of these methods. The aggregate of

the face value of such surety bond and the market value of securities pledged shall be a percent of the public funds being secured after the deduction of the amount of deposit insurance as established quarterly pursuant to a formula proposed by the commissioner and adopted by the State Depository Board based on the ratings of the covered depository from one or more nationally recognized rating services. The commissioner is authorized to propose to the State Depository Board multiple tiers of collateralization requiring different percentages of securities to be pledged to secure deposited public funds; and

(3) Under the multibank pooled method, each covered depository shall guarantee the deposits of a public body against loss caused by the default of other depositories within the multibank pool."

#### SECTION 4.

Said chapter is further amended by revising Code Section 45-8-13.1, relating to depositories using pooled method of securing deposits of public funds and rights and responsibilities of the state treasurer, as follows:

"45-8-13.1.

(a) Only depositories which have met the qualifications imposed by this Code section may use ~~the~~ a pooled method. If a depository elects ~~the~~ a pooled method, it shall notify the state treasurer in writing of its desire to utilize ~~the~~ a pooled method and the proposed effective date thereof and provide to the state treasurer executed copies of the custodial agreement, resolution, and other agreements and data as may be required by the state treasurer. Upon meeting the qualifications of this Code section, the state treasurer shall issue a certificate of qualification, and such bank or trust company shall become a depository permitted to use ~~the~~ a pooled method.

(b) The aggregate of the market value of the securities pledged to secure a pool of public funds under the single bank pooled method shall be not less than 110 percent of the daily pool balance. The aggregate of the market value of the securities pledged to secure a pool of public funds under the multibank pooled method shall be not less than the percent established by the State Depository Board for the multibank pooled method provided for in paragraph (2) of subsection (c) of Code Section 45-8-13, which shall be neither less than 25 percent nor greater than 125 percent. Notwithstanding these parameters for the multibank pool, the aggregate market value of securities pledged shall be not less than 100 percent for amounts greater than 20 percent of the total daily pool balance held by any one covered depository. The State Depository Board, upon the recommendation of the state treasurer, in consultation with the commissioner, shall have the authority to increase the percent collateralization of any covered depository to a maximum of 125 percent at any time as economic conditions warrant.

(c)(1) A depository may not retain any deposit of public funds which is required to be secured unless, within ten days thereafter or such shorter period as has been agreed upon by the depository and the ~~public depositories secured by the pool~~ state treasurer, it has deposited for the benefit of the pool eligible collateral equal to its required collateral pursuant to this Code section.

(2) For reporting purposes, each depository using ~~the~~ a pooled method shall determine the market value of its collateral. Each depository shall provide such monthly reports to the state treasurer as the state treasurer shall require.

(3) A depository may not substitute or withdraw collateral previously pledged as part of a pool without the prior approval of the state treasurer. The state treasurer shall grant such approval if:

(A) In the case of substitution of collateral, the market value of the substituted collateral is equal to or greater than the market value of the collateral withdrawn; and

(B) In the case of withdrawal of collateral:

(i) The depository certifies in writing that such withdrawal will not reduce its collateral below its required collateral; and

(ii) This certification is substantiated by a statement of the depository's current daily pool balance that indicates that after withdrawal such deposits will continue to be secured to the full extent required by law.

(d) The state treasurer shall be authorized to delegate to any bank, savings association, trust company, or other qualified firm, corporation, or association which is authorized to transact business in the State of Georgia such of its rights and responsibilities with respect to ~~the~~ a pooled method as the state treasurer deems appropriate including, without limitation, the right to approve or disapprove any substitutions or withdrawals permitted under this Code section. Fees and expenses of the bank, savings association, trust company, or other qualified firm, corporation, or association to which the state treasurer delegates his or her rights and responsibilities under this subsection shall be paid by the depositories using ~~the~~ a pooled method.

(e) The state treasurer, upon a default by a depository using ~~the~~ a pooled method, shall request immediate delivery of such part of the pooled, pledged collateral as may be needed to hold the state treasurer or any public body depositor harmless from losses incurred by the default. The state treasurer shall have full discretion as to the amounts and securities to be delivered. The state treasurer shall sell as much of the collateral as is needed to provide cash to cover the amount of the default and expenses resulting therefrom. From the proceeds of the sale of such collateral, the state treasurer shall pay any amounts owing to public body depositors who participated in the pooled fund of the defaulting depository. Public body depositors whose deposits are secured by a single bank pledging pool of a defaulting depository shall look solely to the assets of such pledging pool and to the assets of the defaulting depository and shall have no claim, ex contractu or otherwise, against the state, other depositories, or the assets of pledging pools created by other depositories. Public body depositors whose deposits are secured in a multibank pool of a defaulting covered depository shall look to the assets of the defaulting covered depository. If such assets are insufficient to cover amounts owing to public body depositors, the state treasurer shall assess all covered depositories, except the defaulting covered depository, on a pro rata basis based upon a covered depository's percentage remaining share of the deposit of the public body; and a public body depositor shall have no claim, ex contractu or otherwise, against the state, depositories

outside the multibank pool, or the assets of pools in a defaulting depository created outside the multibank pool. The failure of a covered depository to satisfy an assessment from the state treasurer in a timely manner shall be an event of default.

(f) In addition to all of the rights provided to the state treasurer in this chapter, the state treasurer shall have the following powers:

(1) To adopt such rules and prescribe such forms as may be necessary to accomplish the purposes of this chapter;

(2) To decline, accept, or reduce the reported value of collateral, as circumstances may require, in order to ensure the pledging of sufficient marketable collateral to meet the purposes of this chapter;

(3) To suspend or disqualify any custodian or depository that has violated any provision of this chapter or any rule adopted pursuant to this chapter;

(4) To require depositories to furnish detailed monthly reports of ~~public~~ deposits from public bodies held by depositories' the depository, including depositor names, and addresses, deposit amounts, and any additional information requested by the state treasurer;

(5) To confirm deposits of ~~public~~ funds by a public body to the extent possible under current law; and

(6) To monitor and confirm, as often as deemed necessary by the state treasurer, the pledged collateral held by third-party custodians.

(g) Neither the provisions of this chapter nor the exercise of any right or duty by the state treasurer or the commissioner authorized or permitted by Code Section 45-8-13 or this Code section shall be construed as a waiver of sovereign immunity.

(h) Pursuant to Code Section 50-17-53 and the other powers of the State Depository Board, the State Depository Board may establish policies and procedures related to the operation of a multibank pool, including, but not limited to, defining eligible collateral, establishing collateral limits, adopting the schedule of fees charged to covered depositories, establishing a formula to calculate different collateralization tiers, and reporting requirements."

#### **SECTION 5.**

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval for purposes of promulgating rules and regulations.

#### **SECTION 6.**

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

Senator Crane of the 28th offered the following amendment #1:

Amend the committee substitute (LC 391192ERS) to SB 283 by striking "25 percent" on line 162 and inserting in same place "100 percent".



On the adoption of the amendment, the President asked unanimous consent.

Senator Kennedy of the 18th objected.

On the adoption of the amendment, the yeas were 4, nays 47, and the Crane amendment #1 to the committee substitute was lost.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	N Tippins
Y Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
E Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 3.

SB 283, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

Wayne R. Allen  
Legislative Counsel

316 State Capitol, S.W.  
Atlanta, Georgia 30334

**Office of Legislative Counsel  
General Assembly of Georgia**

8 February 2016

Honorable Brian P. Kemp  
Secretary of State  
214 State Capitol  
Atlanta, GA 30334

Dear Secretary of State Kemp:

Enclosed is a certificate from the Lieutenant Governor and the Speaker of the House of Representatives certifying that Honorable Robert L. Brown, Jr., was reelected as the member of the State Transportation Board from the 4th Congressional District. He will serve for a term expiring April 15, 2021. This certificate is furnished to you pursuant to the provisions of O.C.G.A. Section 32-2-20.

With all good wishes, I am,

Respectfully,

/s/ Wayne R. Allen  
Legislative Counsel

**The General Assembly**

Atlanta, Georgia 30334

TO: HONORABLE BRIAN KEMP  
SECRETARY OF STATE

This is to certify that Honorable Robert L. Brown, Jr., has been reelected, pursuant to the provisions of O.C.G.A. Section 32-2-20, as a member of the State Transportation Board from the 4th Congressional District for a term expiring April 15, 2021.

/s/ Honorable Casey Cagle  
LIEUTENANT GOVERNOR

/s/ Honorable David Ralston  
SPEAKER, HOUSE OF REPRESENTATIVES

**The General Assembly**

**State Capitol**

**Atlanta**

**CERTIFICATION OF CAUCUS ELECTION**

Pursuant to the call for a caucus under the provisions of O.C.G.A. Section 32-2-20, a caucus was held on February 3, 2016, in the Senate Chamber of the State Capitol Building. At that caucus, Honorable Robert L. Brown, Jr., was reelected as a member of the State Transportation Board from the 4th Congressional District to serve a term expiring April 15, 2021.

Respectfully submitted,

/s/ Honorable Gloria Butler  
Senator, District 55  
CHAIRMAN

/s/ Honorable Pam Stephenson  
Representative, District 90  
SECRETARY

Wayne R. Allen  
Legislative Counsel

316 State Capitol, S.W.  
Atlanta, Georgia 30334

**Office of Legislative Counsel**  
**General Assembly of Georgia**

8 February 2016

Honorable Brian P. Kemp  
Secretary of State  
214 State Capitol  
Atlanta, GA 30334

Dear Secretary of State Kemp:

Enclosed is a certificate from the Lieutenant Governor and the Speaker of the House of Representatives certifying that Honorable Jeff Lewis was reelected as the member of the State Transportation Board from the 11th Congressional District. He will serve for a

term expiring April 15, 2021. This certificate is furnished to you pursuant to the provisions of O.C.G.A. Section 32-2-20.

With all good wishes, I am,

Respectfully,

/s/ Wayne R. Allen  
Legislative Counsel

**The General Assembly**

State Capitol

Atlanta

TO: HONORABLE BRIAN KEMP  
SECRETARY OF STATE

This is to certify that Honorable Jeff Lewis has been reelected, pursuant to the provisions of O.C.G.A. Section 32-2-20, as a member of the State Transportation Board from the 11th Congressional District for a term expiring April 15, 2021.

/s/ Honorable Casey Cagle  
LIEUTENANT GOVERNOR

/s/ Honorable David Ralston  
SPEAKER, HOUSE OF REPRESENTATIVES

**The General Assembly**

State Capitol

Atlanta

**CERTIFICATION OF CAUCUS ELECTION**

Pursuant to the call for a caucus under the provisions of O.C.G.A. Section 32-2-20, a caucus was held on February 3, 2016, in the Senate Chamber of the State Capitol Building. At that caucus, Honorable Jeff Lewis was reelected as a member of the State Transportation Board from the 11th Congressional District to serve a term expiring April 15, 2021.

Respectfully submitted,

/s/ Honorable Paul Battles  
Representative, District 15  
CHAIRMAN

/s/ Honorable Stacey Evans  
Representative, District 42  
SECRETARY

Senator Cowser of the 46th moved that the Senate adjourn until 10:00 a.m. Tuesday, February 9, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:46 a.m.

Senate Chamber, Atlanta, Georgia  
Tuesday, February 9, 2016  
Eighteenth Legislative Day

The Senate met pursuant to adjournment at 10:06 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 649. By Representatives Cooper of the 43rd, Clark of the 101st, Knight of the 130th, Jones of the 53rd, Stephenson of the 90th and others:

A BILL to be entitled an Act to amend Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to physicians, acupuncturists, and others, so as to require licensure of lactation consultants; to provide for a short title; to provide for legislative findings; to provide for definitions; to provide for an advisory committee; to provide for licensure application and qualifications; to provide for license renewal; to provide for statutory construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 759. By Representatives Willard of the 51st and Morris of the 156th:

A BILL to be entitled an Act to amend Article 3 of Chapter 19 of Title 15 of the Official Code of Georgia Annotated, relating to the regulation of the practice of law, so as to provide that certain activities by financial institutions shall not constitute the unauthorized practice of law; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 767. By Representatives Powell of the 32nd, Hitchens of the 161st, Petrea of the 166th, Waites of the 60th, Taylor of the 173rd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions regarding uniform rules of the road, so as to add utility service vehicles to the "Spencer Pass Law"; to provide a procedure for passing stationary utility service vehicles; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 775. By Representatives Ehrhart of the 36th and Meadows of the 5th:

A BILL to be entitled an Act to amend Chapter 12 of Title 31 of the Official Code of Georgia Annotated, relating to the control of hazardous conditions, preventable diseases, and metabolic disorders, so as to provide for restrictions on the sale and dispensing of spectacles; to provide for definitions; to provide for violations; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 780. By Representatives Lott of the 122nd, Williamson of the 115th, Cooper of the 43rd, Fleming of the 121st, Sims of the 123rd and others:

A BILL to be entitled an Act to amend Code Section 31-22-1 of the Official Code of Georgia Annotated, relating to definitions relative to clinical laboratories, so as to provide that certain nondiagnostic laboratories are not subject to state licensure as a clinical laboratory; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 344. By Senators Williams of the 27th, Beach of the 21st and Millar of the 40th:

A BILL to be entitled an Act to amend Chapter 71 of Title 36 of the Official Code of Georgia Annotated, relating to development impact fees, so as to provide for development impact fees for education; to provide definitions; to provide for the manner of calculation, imposition, and collection of such fees; to provide for related matters; to provide for a contingent effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 345. By Senators Hill of the 6th, Hill of the 32nd, VanNess of the 43rd, Bethel of the 54th, Watson of the 1st and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 5 of Title 14 of the Official Code of Georgia Annotated, relating to corporations organized for religious, fraternal, or educational purposes, so as to provide for the policy of the state with regard to determining the property rights of religious organizations; to provide that such disputes shall be resolved by a neutral principles analysis of all relevant matters; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Government Oversight.

SB 346. By Senators Beach of the 21st and Mullis of the 53rd:

A BILL to be entitled an Act to amend Code Section 12-16-3 of the Official Code of Georgia Annotated, relating to definitions relative to the "Environmental Policy Act," so as to exempt projects for the construction or improvement of public roads from environmental effects reports in certain instances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

SB 347. By Senator Bethel of the 54th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for extensive changes to the captive insurance company provisions of this title; to provide for definitions for types of captive insurance companies; to provide for creation and regulation of different types of captive insurance companies; to provide for certain exemptions; to change certain requirements; to provide for regulation by the Commissioner; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SB 348. By Senators Tippins of the 37th, Cowsert of the 46th, Wilkinson of the 50th, Williams of the 27th and Sims of the 12th:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to provide for college and career academies as charter schools or as schools within a strategic waivers school



system or charter system; to provide for requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 349. By Senator Hill of the 32nd:

A BILL to be entitled an Act to amend Article 1 of Chapter 3 of Title 46 of the Official Code of Georgia Annotated, relating to generation and distribution of electricity generally, so as to provide for legislative findings; to provide for the development, content, and review of grid security plans; to provide for recovery of costs; to provide for coordination of efforts; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

SB 350. By Senators Mullis of the 53rd, Watson of the 1st, Harper of the 7th, Shafer of the 48th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of consumer fireworks, so as to dedicate moneys collected from the excise tax on the sale of consumer fireworks for trauma care, fire services, and local public safety purposes; to provide for related matters; to provide for an effective date contingent on a certain ratification of the Constitution of Georgia; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SR 925. By Senators Henson of the 41st, Parent of the 42nd, Butler of the 55th, Tate of the 38th, Cowser of the 46th and others:

A RESOLUTION recognizing Senator Michael Polak and dedicating a bridge in his honor; and for other purposes.

Referred to the Committee on Transportation.

SR 926. By Senators Miller of the 49th, Wilkinson of the 50th and Harper of the 7th:

A RESOLUTION honoring the life of Corporal Matthew Brittin Phillips and dedicating an intersection in his memory; and for other purposes.

Referred to the Committee on Transportation.

SR 929. By Senators Williams of the 27th, Harper of the 7th, Mullis of the 53rd and Albers of the 56th:

A RESOLUTION honoring the life of Sergeant David Paul "Bubba" Land and dedicating an intersection in his memory; and for other purposes.

Referred to the Committee on Transportation.

The following House legislation was read the first time and referred to committee:

HB 649. By Representatives Cooper of the 43rd, Clark of the 101st, Knight of the 130th, Jones of the 53rd, Stephenson of the 90th and others:

A BILL to be entitled an Act to amend Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to physicians, acupuncturists, and others, so as to require licensure of lactation consultants; to provide for a short title; to provide for legislative findings; to provide for definitions; to provide for an advisory committee; to provide for licensure application and qualifications; to provide for license renewal; to provide for statutory construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 759. By Representatives Willard of the 51st and Morris of the 156th:

A BILL to be entitled an Act to amend Article 3 of Chapter 19 of Title 15 of the Official Code of Georgia Annotated, relating to the regulation of the practice of law, so as to provide that certain activities by financial institutions shall not constitute the unauthorized practice of law; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banking and Financial Institutions.

HB 767. By Representatives Powell of the 32nd, Hitchens of the 161st, Petrea of the 166th, Waites of the 60th, Taylor of the 173rd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions regarding uniform rules of the road, so as to add utility service vehicles to the "Spencer Pass Law"; to provide a procedure for passing stationary utility service vehicles; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 775. By Representatives Ehrhart of the 36th and Meadows of the 5th:

A BILL to be entitled an Act to amend Chapter 12 of Title 31 of the Official Code of Georgia Annotated, relating to the control of hazardous conditions, preventable diseases, and metabolic disorders, so as to provide for restrictions on the sale and dispensing of spectacles; to provide for definitions; to provide for violations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 780. By Representatives Lott of the 122nd, Williamson of the 115th, Cooper of the 43rd, Fleming of the 121st, Sims of the 123rd and others:

A BILL to be entitled an Act to amend Code Section 31-22-1 of the Official Code of Georgia Annotated, relating to definitions relative to clinical laboratories, so as to provide that certain nondiagnostic laboratories are not subject to state licensure as a clinical laboratory; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Economic Development and Tourism has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 883      Do Pass

Respectfully submitted,  
Senator Beach of the 21st District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 115	Do Pass by substitute	SB 242	Do Pass
SB 248	Do Pass by substitute	SB 271	Do Pass by substitute
SB 305	Do Pass	SB 308	Do Pass by substitute
SB 314	Do Pass		

Respectfully submitted,  
 Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Public Safety has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 320 Do Pass by substitute

Respectfully submitted,  
 Senator Harper of the 7th District, Chairman

The following legislation was read the second time:

HB 52 HB 750 SB 158 SB 262 SB 277 SB 290

Senator Albers of the 56th asked unanimous consent that Senators Gooch of the 51st and Crane of the 28th be excused. The consent was granted, and Senators Gooch and Crane were excused.

Senator Harbison of the 15th asked unanimous consent that Senator Thompson of the 5th be excused. The consent was granted, and Senator Thompson was excused.

Senator Tate of the 38th asked unanimous consent that Senator Butler of the 55th be excused. The consent was granted, and Senator Butler was excused.

Senator Stone of the 23rd asked unanimous consent that Senator Jones of the 25th be excused. The consent was granted, and Senator Jones was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Parent
Beach	Hill, Judson	Rhett
Bethel	Hufstetler	Seay
Black	Jackson, B	Shafer
Burke	Jackson, L	Sims

Cowsert	James	Stone
Davenport	Jeffares	Tate
Dugan	Jones, E	Thompson, B
Fort	Jones, H	Tippins
Ginn	Kennedy	Unterman
Harbin	Kirk	VanNess
Harbison	Ligon	Walker
Harper	Martin	Watson
Heath	McKoon	Wilkinson
Henson	Millar	Williams, M
Hill, H	Mullis	Williams, T

Not answering were Senators:

Butler (Excused)	Crane (Excused)	Gooch (Excused)
Jones, B. (Excused)	Lucas	Miller
Orrock	Thompson, C. (Excused)	

Senator Orrock of the 36th was off the floor of the Senate when the roll was called and wished to be recorded as present.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Millar of the 40th introduced the chaplain of the day, Reverend Dan Brown of Dunwoody, Georgia, who offered scripture reading and prayer.

Senator Beach of the 21st recognized Mohawk Industries upon being named the 2015 Business Partner of the Year, commended by SR 904, adopted previously. Senior Director of Human Resources Anne Cooper addressed the Senate briefly.

Senator Walker III of the 20th recognized Houston County Career Academy upon being named the 2015 College and Career Academy of the Year, commended by SR 903, adopted previously. Principal Sabrina Phelps addressed the Senate briefly.

Senator Unterman of the 45th honored the life and memory of Dr. Thomas Edwin Seay, commended by SR 793, adopted previously.

Senator Millar of the 40th introduced the doctor of the day, Dr. James Crownover.

Senator Unterman of the 45th recognized February 9, 2016, as Skin Cancer Awareness Day at the state capitol, commended by SR 840, adopted previously. Dr. Sarit Paktuwalla addressed the Senate briefly.

The following resolutions were read and adopted:

SR 927. By Senators Watson of the 1st, Burke of the 11th, Cowser of the 46th, Ligon, Jr. of the 3rd, Jackson of the 2nd and others:

A RESOLUTION recognizing and honoring Dr. Lois T. Ellison, Augusta University's medical historian in residence, for her contributions to the Georgia Composite Medical Board and the state's medical school; and for other purposes.

SR 928. By Senators Harbison of the 15th and McKoon of the 29th:

A RESOLUTION recognizing February 23, 2016, as Columbus State University Day at the state capitol; and for other purposes.

SR 930. By Senators James of the 35th and Rhett of the 33rd:

A RESOLUTION recognizing the legacy of Drexel Catholic High School; and for other purposes.

SR 931. By Senator Mullis of the 53rd:

A RESOLUTION recognizing the Dade County Public Library for being a finalist in Library Journal's 2016 Best Small Library in America Contest; and for other purposes.

SR 932. By Senators Harper of the 7th, Watson of the 1st, Williams of the 27th and Dugan of the 30th:

A RESOLUTION recognizing the Georgia Law Enforcement Certification Program and commending the commitment to excellence on the part of the employees of state certified law enforcement agencies; and for other purposes.

SR 933. By Senators Hill of the 6th, Hill of the 32nd, Dugan of the 30th, Hill of the 4th, Beach of the 21st and others:

A RESOLUTION recognizing the importance of the proper positioning and manner of display of the American flag as well as the uniforms of members of the United States military in television and movies; and for other purposes.

SR 924. By Senators Heath of the 31st, Ginn of the 47th, Shafer of the 48th, Cowsert of the 46th, Ligon, Jr. of the 3rd and others:

A RESOLUTION urging the United States Congress to enact legislation for the purpose of enhancing hunting, fishing, recreational shooting, and other outdoor recreational opportunities, as well as strengthen conservation efforts nationwide; and for other purposes.

Senator Fort of the 39th was excused for business outside the Senate Chamber.

Senator Cowsert of the 46th moved to engross HB 742, which was on today's Senate Rules Calendar.

Senator Henson of the 41st objected.

On the motion a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
E Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 37, nays 15; the motion prevailed, and HB 742 was engrossed.

SENATE RULES CALENDAR  
TUESDAY, FEBRUARY 9, 2016  
EIGHTEENTH LEGISLATIVE DAY

- SB 255 Garnishment Proceedings; modernize, reorganize, and provide constitutional protections (Substitute)(JUDY-23rd)
- SB 307 Public Roads; provide for definitions relative to advertising (Substitute) (TRANS-21st)
- HB 742 Revenue and taxation; Internal Revenue Code; define terms; incorporate certain provisions of federal law into Georgia law (FIN-32nd) Knight-130th

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

- SB 255. By Senators Stone of the 23rd, Bethel of the 54th, Millar of the 40th, Albers of the 56th, Ligon, Jr. of the 3rd and others:

A BILL to be entitled an Act to amend Title 18 of the Official Code of Georgia Annotated, relating to debtor and creditor, so as to modernize, reorganize, and provide constitutional protections in garnishment proceedings; to provide for definitions; to provide for an affidavit and summons of garnishment, contents, and procedure for garnishment; to provide for property being subject to and exempt from garnishment; to provide for a defendant's and third party's claim and plaintiff's traverse and the procedure for claims and traverses; to provide for procedures only applicable to financial institutions; to provide for and require the use of certain forms for garnishment proceedings; to amend Code Sections 44-7-50 and 53-12-80 of the O.C.G.A., relating to demand for possession and spendthrift provisions, respectively, so as to correct cross-references; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Judiciary offered the following substitute to SB 255:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 18 of the Official Code of Georgia Annotated, relating to debtor and creditor, so as to modernize, reorganize, and provide constitutional protections in



garnishment proceedings; to provide for definitions; to provide for an affidavit and summons of garnishment, contents, and procedure for garnishment; to provide for property being subject to and exempt from garnishment; to provide for a garnishee's answer to a summons of garnishment; to provide for garnishee expenses; to provide for a defendant's and third party's claim and plaintiff's traverse to a garnishment proceeding; to provide for procedure for claims and traverses; to provide for default judgment and opening of default judgments; to provide for procedures only applicable to financial institutions; to provide for release of garnishment; to provide for continuing garnishments; to provide for continuing garnishment for support of family members; to provide for and require the use of certain forms for garnishment proceedings; to amend Code Sections 44-7-50 and 53-12-80 of the Official Code of Georgia Annotated, relating to demand for possession and spendthrift provisions, respectively, so as to correct cross-references; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 18 of the Official Code of Georgia Annotated, relating to debtor and creditor, is amended by repealing Chapter 4, relating to garnishment proceedings, and enacting a new Chapter 4 to read as follows:

"CHAPTER 4  
ARTICLE 1

18-4-1.

As used in this chapter, the term:

(1) 'Disposable earnings' means that part of the earnings of an individual remaining after the deduction for federal income tax, state income tax, withholdings for the Federal Insurance Contributions Act (FICA), and other mandatory deductions required by law.

(2) 'Earnings' means compensation paid or payable for personal services, whether denominated as wages, salary, commission, fee, bonus, tips, overtime, or severance pay, including recurring periodic payments from pensions or retirement plans, including, but not limited to, the United States Department of Veterans Affairs, Railroad Retirement Board, Keoghs, and individual retirement accounts.

(3) 'Entity' means a public corporation or a corporation, limited liability company, partnership, limited partnership, professional corporation, firm, or other business organization other than a natural person.

(4) 'Financial institution' means every federal or state chartered commercial or savings bank, including savings and loan associations and cooperative banks, federal or state chartered credit unions, benefit associations, insurance companies, safe-deposit companies, trust companies, any money market mutual fund, or other

organization held out to the public as a place of deposit of funds or medium of savings or collective investment.

(5) 'Garnishee answer' or 'garnishee's answer' means the response filed by a garnishee responding to a summons of garnishment detailing the money or other property of the defendant that is in the possession of the garnishee or declaring that the garnishee holds no such money or other property of the defendant.

(6) 'Public corporation' means any department, agency, branch of government, or political subdivision, as such term is defined in Code Section 50-15-1, or any public board, bureau, commission, or authority created by the General Assembly.

#### 18-4-2.

(a) The procedure in garnishment cases shall be uniform in all courts throughout this state that have jurisdiction to preside over garnishment proceedings.

(b) In all cases when a money judgment was obtained in a court of this state or a federal court or is being enforced in this state as provided in Article 5 of Chapter 12 of Title 9, the 'Uniform Foreign-Country Money Judgments Recognition Act,' or Article 6 of Chapter 12 of Title 9, the 'Uniform Enforcement of Foreign Judgments Law,' the plaintiff shall be entitled to the process of garnishment.

(c) Except as otherwise provided in this chapter, Chapter 11 of Title 9 shall apply in garnishment proceedings.

(d) Any affidavit, garnishee answer, or pleading required or permitted by this chapter shall be amendable at any time before judgment is entered or before money or other property subject to garnishment is distributed by the court.

#### 18-4-3.

(a) The plaintiff, the plaintiff's attorney, or the plaintiff's agent shall make, on personal knowledge or belief, an affidavit setting forth that the plaintiff has a judgment against a named defendant, the amount remaining due on the judgment, the name of the court which rendered the judgment, and the case number thereof.

(b) Upon the filing of the affidavit described in subsection (a) of this Code section with the clerk of any court having jurisdiction to preside over garnishment proceedings, such clerk shall cause a summons of garnishment to issue, provided that the plaintiff's affidavit is:

(1) Made before any officer authorized to administer oaths, a notary public, such clerk, or the deputy clerk of the court in which the garnishment is filed; and

(2) Submitted to and approved by any judge of the court in which the garnishment is filed or submitted to and approved by any clerk or deputy clerk of such court if the court has promulgated rules authorizing the clerk or deputy clerk of such court to review and approve affidavits of garnishment.

(c) An affidavit of garnishment may be electronically submitted to the clerk or deputy clerk of the court if the court has promulgated rules authorizing such submission.

(d) The form for an affidavit of garnishment is set forth in Code Section 18-4-71.

18-4-4.

(a) All obligations owed by the garnishee to the defendant at the time of service of the summons of garnishment upon the garnishee and all obligations accruing from the garnishee to the defendant throughout the garnishment period shall be subject to the process of garnishment. No payment made by the garnishee to the defendant or on his or her behalf, or by any arrangement between the defendant and the garnishee, after the date of service of the summons of garnishment upon the garnishee shall defeat the lien of such garnishment.

(b) All money or other property of the defendant in the possession or control of the garnishee at the time of service of the summons of garnishment upon the garnishee or coming into the possession or control of the garnishee throughout the garnishment period shall be subject to the process of garnishment, provided that, in the case of collateral securities in the hands of a creditor, such securities shall not be subject to garnishment so long as there is an amount owed on the debt for which the securities were given as collateral.

(c) The garnishment period shall begin on the day of service of the summons of garnishment and, for:

(1) A continuing garnishment, shall include the next 179 days;

(2) Garnishments, other than a continuing garnishment or continuing garnishment for support, served on a financial institution, shall include the next 24 hours;

(3) A continuing garnishment for support, shall remain for so long as the defendant is employed by the garnishee and shall not terminate until the original arrearage is retired; and

(4) All other garnishments, shall include the next 29 days.

18-4-5.

(a)(1) Subject to the limitations set forth in Code Sections 18-4-6 and 18-4-53, the maximum part of disposable earnings for any work week which is subject to garnishment shall not exceed the lesser of:

(A) Twenty-five percent of the defendant's disposable earnings for that week; or

(B) The amount by which the defendant's disposable earnings for that week exceed \$217.00.

(2) In case of earnings for a period other than a week, a multiple of \$7.25 per hour shall be used.

(b) The limitation on garnishment set forth in subsection (a) of this Code section shall apply although the garnishee may receive a summons of garnishment in more than one garnishment case naming the same defendant unless the garnishee has received a summons of continuing garnishment for support as provided in Article 3 of this chapter.

(c) No employer shall discharge an employee by reason of the fact that such employee's earnings have been subjected to garnishment for any one obligation, even though more than one summons of garnishment may be served upon such employer with respect to the obligation.

18-4-6.

(a)(1) Certain earnings or property of the defendant may be exempt from the process of garnishment.

(2) Funds or benefits from an individual retirement account or from a pension or retirement program shall be exempt from the process of garnishment until paid or otherwise distributed to a member of such program or beneficiary thereof. Such funds or benefits, when paid or otherwise distributed to such member or beneficiary, shall be exempt from the process of garnishment only to the extent of the limitations provided in Code Section 18-4-5 for other disposable earnings, unless a greater exemption is otherwise provided by law.

(3) Funds in an unfunded plan maintained by an employer primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees shall not be exempt from the process of garnishment.

(4) Exempt property shall not be considered disposable earnings for purposes of Code Section 18-4-5 or subsection (b) of Code Section 18-4-53.

(b) Not later than ten days after the effective date of this Code section, the Attorney General shall create and maintain on the Department of Law's website a list of exemptions that a defendant may be allowed by law to claim in relation to a garnishment of his or her earnings or property. The Attorney General shall revise such list when exemptions are repealed, revised, or created by law. The Attorney General shall transmit a copy of such list to each clerk of court in this state who issues summonses of garnishment and transmit a revised list when a change is made to such list.

(c) Each clerk of court in this state who issues summonses of garnishment shall post and update such list of exemptions as promulgated by the Attorney General and shall provide such list to individuals upon request.

(d) A defendant may claim an exemption as provided in Code Section 18-4-15.

(e) The fact that an exemption is not identified by the Attorney General shall not preclude a defendant from claiming an exemption.

18-4-7.

(a) The amount shown on the summons of garnishment shall not exceed the amount the defendant owes the plaintiff pursuant to a judgment.

(b)(1) A summons of garnishment, or an attachment thereto, shall state on its face with particularity all of the following information, to the extent reasonably available to the plaintiff:

(A) The name of the defendant and, to the extent such would reasonably enable the garnishee to properly respond to the summons of garnishment, all known configurations, nicknames, aliases, former or maiden names, trade names, or variations thereof;

(B) The service address and the current address of the defendant and, to the extent such would reasonably enable the garnishee to properly respond to the summons of garnishment and such is reasonably available to the plaintiff, the past addresses of

the defendant; and

(C) The social security number or federal tax identification number of the defendant; provided, however, that if such summons is filed with a court, the court filing shall be redacted in accordance with Code Section 9-11-7.1 or 15-10-54, as applicable. The defendant's full social security number or federal tax identification number shall be made known to the garnishee and defendant in accordance with Code Section 9-11-7.1 or 15-10-54, as applicable, to the extent such information is reasonably available to the plaintiff.

(2) A summons of garnishment on a financial institution shall not be used for a continuing garnishment or continuing garnishment for support. A summons of garnishment on a financial institution, or an attachment thereto, shall also state with particularity the defendant's account, identification, or tracking numbers known to the plaintiff used by the garnishee in the identification or administration of the defendant's funds or property; provided, however, that if such summons is filed with a court, the court filing shall be redacted in accordance with Code Section 9-11-7.1 or 15-10-54, as applicable. The defendant's account, identification, or tracking numbers shall be made known to the garnishee and defendant in accordance with Code Section 9-11-7.1 or 15-10-54, as applicable, to the extent such information is known to the plaintiff.

(3) A misspelling of any information required by this subsection, other than the surname of a natural person defendant, shall not invalidate a summons of garnishment, so long as such information is not misleading in a search of the garnishee's records.

(c) The form for a summons of garnishment is set forth in Code Section 18-4-74, and the optional attachment thereto is set forth in Code Section 18-4-75. The form for a summons of garnishment on a financial institution is set forth in Code Section 18-4-76, and the attachment thereto is set forth in Code Section 18-4-77. The form for a summons of garnishment on a financial institution shall not be used for a continuing garnishment or continuing garnishment for support.

(d) When a plaintiff uses the incorrect form for a summons of garnishment of any type, the garnishment shall not be valid and the garnishee shall be relieved of all liability.

18-4-8.

(a) The plaintiff shall serve the garnishee, as provided in Code Section 9-11-4, or, when the garnishment is filed in a magistrate court, the plaintiff may serve the garnishee by using the constable of the magistrate court in the manner set forth in Code Section 9-11-4, with a copy of the affidavit of garnishment, summons of garnishment, Notice to Defendant of Right Against Garnishment of Money, Including Wages, and Other Property, and Defendant's Claim Form. The plaintiff shall fill in the style of the case, except for the civil action file number, and the garnishment court information on such notice and claim form. Such notice and claim form are set forth in Code Section 18-4-82.

(b)(1) Not more than three business days after service of the summons of garnishment on the garnishee, the plaintiff shall cause a copy of the affidavit of

garnishment, a copy of the summons of garnishment, a copy of the Notice to Defendant of Right Against Garnishment of Money, Including Wages, and Other Property, and a copy of the Defendant's Claim Form as described in subsection (a) of this Code section, using one of the following methods:

(A)(i) To be sent to the defendant at the defendant's last known address by:

(I) Regular mail; and

(II) Registered or certified mail or statutory overnight delivery, return receipt requested.

(ii) The return receipt indicating receipt by the defendant, the envelope bearing the official notification from the United States Postal Service of the defendant's refusal to accept delivery of such registered or certified mail, the envelope bearing the official notification from a commercial firm of the defendant's refusal to accept such statutory overnight delivery, or an official written notice from the United States Postal Service of the defendant's refusal to accept delivery of such registered or certified mail shall be filed with the clerk of the court in which the garnishment is pending.

(iii) The defendant's refusal to accept or failure to claim such registered or certified mail or statutory overnight delivery addressed to such defendant shall be deemed notice to such defendant;

(B)(i) To be delivered personally to the defendant by:

(I) An individual who is not a party and is not younger than 18 years of age;

(II) An individual who has been appointed by the court to serve process or is a permanent process server;

(III) The sheriff of the county where the action is brought or where the defendant is found or by such sheriff's deputy;

(IV) The marshal or sheriff of the court or by such official's deputy;

(V) The constable of the magistrate court, when the garnishment is filed in a magistrate court, or by the constable's deputy; or

(VI) A certified process server as provided in Code Section 9-11-4.1.

(ii) A certification by the person making the delivery shall be filed with the clerk of the court in which the garnishment is pending; or

(C) To be sent to the defendant by regular mail at the address at which the defendant was served as shown on the return of service in the action resulting in the judgment when it shall appear by affidavit to the satisfaction of the clerk of the court that the defendant resides out of this state, has departed this state, cannot, after due diligence, be found within this state, or has concealed his or her place of residence from the plaintiff. A certificate of such mailing shall be filed with the clerk of the court in which the garnishment is pending by the person mailing such notice.

(2) The methods of notification specified in this subsection shall be cumulative and may be used in any sequence or combination. When it appears that a plaintiff has reasonably, diligently, and in good faith attempted to use one method, another method thereafter may be utilized; for the time during which the attempt was being made, the

time limit shall be tolled for the subsequent method.

(3) No money or other property paid or delivered to the court by the garnishee shall be distributed nor shall any judgment be rendered against the garnishee until:

(A) Ten days have elapsed from the date of compliance with at least one method of notification provided by this subsection; and

(B) If a garnishee answer was filed:

(i) Twenty days have elapsed from the filing of the garnishee's answer without a claim having been filed by any defendant or third party and without a traverse having been filed by the plaintiff; or

(ii) All traverses filed prior to the twenty-first day from the filing of the garnishee's answer have been adjudicated and all claims have been adjudicated.

18-4-9.

(a) Summonses of garnishment may issue from time to time until the judgment is paid or the garnishment proceeding is otherwise terminated.

(b) No new summons of garnishment on the same affidavit of garnishment shall be issued after two years from the date of the original filing of such affidavit. The garnishment proceeding based on such affidavit shall automatically stand dismissed unless there are funds remaining in the registry of the court or a new summons of garnishment has been issued in the preceding 30 days.

18-4-10.

(a) The summons of garnishment shall state that if the garnishee fails to file a garnishee's answer to such summons in a timely manner, a judgment by default shall be entered against the garnishee for the amount remaining due on a judgment as shown in the plaintiff's affidavit of garnishment.

(b) The summons of garnishment shall be directed to the garnishee, commanding the garnishee to respond and state what money or other property is subject to garnishment. Except as provided in subsection (c) of this Code section and Articles 2 and 3 of this chapter, the garnishee's answer shall be filed with the court issuing the summons not sooner than 30 days and not later than 45 days after service of the summons, and the money or other property subject to garnishment shall be paid to or delivered to the court concurrently with such garnishee's answer.

(c) When the garnishee is a financial institution and the garnishment is not a continuing garnishment or continuing garnishment for support, such garnishee's answer shall be filed with the court issuing the summons of garnishment not sooner than one day and not later than ten days after service of the summons, and the money or other property subject to garnishment shall be paid to or delivered to the court concurrently with such garnishee's answer. If the defendant does not have an active account with and is not the owner of any money or other property in the possession of such financial institution, then the garnishee may immediately file the garnishee's answer; provided, however, that such garnishee's answer shall be filed not later than ten days after service of the summons.

18-4-11.

(a) Within the time prescribed by Code Section 18-4-10, the garnishee shall file a garnishee answer. Along with the garnishee's answer, the garnishee shall pay or deliver to the court the money or other property admitted in the garnishee's answer to be subject to garnishment.

(b) If in responding to the summons of garnishment the garnishee shall state that the property of the defendant includes property in a safe-deposit box or similar property, the garnishee shall respond to the court issuing the summons of garnishment as to the existence of such safe-deposit box and shall restrict access to any contents of such safe-deposit box until the earlier of:

(1) Further order of such court regarding the disposition of the contents of such safe-deposit box; or

(2) The elapsing of 120 days from the date of filing of the garnishee answer unless such time has been extended by the court.

(c) If the garnishee has been served with a summons in more than one garnishment case involving the same defendant, the garnishee shall state in each garnishee answer that the money or other property is being paid or delivered to a specifically named court subject to the demands of other cases and shall give the numbers of all such cases in each garnishee answer.

(d) If the garnishee is unable to respond with the specific information required by this Code section, the garnishee's inability shall be stated in the garnishee's answer, together with all the facts plainly, fully, and distinctly set forth, so as to enable the court to give judgment thereon.

(e) The form for a garnishee answer is set forth in Code Section 18-4-84, and the form for a financial institution garnishee answer is set forth in Code Section 18-4-85.

18-4-12.

(a) When a garnishment proceeding is filed in a court under any provision of this chapter involving an entity as garnishee, the execution and filing of a garnishee answer may be done by an entity's authorized officer or employee and shall not constitute the practice of law. If a claim or traverse is filed to such entity's garnishee answer in a court of record, an attorney shall be required to represent such entity in further garnishment proceedings.

(b) An entity's payment into court of any money or other property of the defendant, or money or other property which is admitted to be subject to garnishment, may be done by an entity's authorized officer or employee and shall not constitute the practice of law.

18-4-13.

(a) All garnishee answers shall, concurrently with filing, be served by the garnishee upon the plaintiff or the plaintiff's attorney and the defendant or the defendant's attorney.

(b)(1) Service of the garnishee's answer upon the plaintiff shall be shown by the:



- (A) Written acknowledgment of the plaintiff or the plaintiff's attorney; or  
(B) Certificate of the garnishee or the garnishee's attorney, attached to the garnishee's answer, that a copy of the garnishee's answer was mailed to the plaintiff or the plaintiff's attorney.
- (2) No service upon the plaintiff shall be required unless the name and address of the plaintiff or the plaintiff's attorney shall legibly appear on the face of the summons of garnishment.
- (3) If the garnishee fails to serve the plaintiff, the plaintiff shall be allowed 20 days from the time the plaintiff receives actual notice of the garnishee's answer to traverse the garnishee's answer.
- (c)(1) Service of the garnishee's answer upon the defendant shall be shown by the:  
(A) Written acknowledgment of the defendant or the defendant's attorney; or  
(B) Certificate of the garnishee or the garnishee's attorney, attached to the garnishee's answer, that a copy of the garnishee's answer was mailed to the:  
(i) Defendant's attorney; or  
(ii) Defendant at the last address known to the garnishee.
- (2) No service upon the defendant shall be required by a financial institution garnishee if the defendant does not have an active account with and is not the owner of any money or other property in the possession of such financial institution.
- (d) The garnishee shall provide the defendant, by regular mail at the defendant's last address known to the garnishee, with the Notice to Defendant of Right Against Garnishment of Money, Including Wages, and Other Property and the Defendant's Claim Form that it received from the plaintiff as set forth in subsection (a) of Code Section 18-4-8.

18-4-14.

- (a) The garnishee shall be entitled to the garnishee's actual reasonable expenses, including attorney's fees, in preparing and filing a garnishee's answer. The amount of expenses incurred shall be taxed in the bill of costs and shall be paid by the party upon whom the cost is cast, as costs are cast in other cases. The garnishee may deduct \$50.00 or 10 percent of the amount paid into court, whichever is greater, not to exceed \$100.00, as reasonable attorney's fees or expenses.
- (b) If the garnishee can show that the garnishee's actual attorney's fees or expenses exceed the amount provided for in subsection (a) of this Code section, the garnishee shall petition the court for a hearing at the time of filing the garnishee's answer without deducting from the amount paid into court. Upon hearing from the parties, the court may enter an order for payment of actual attorney's fees or expenses proven by the garnishee to have been incurred reasonably in preparing and filing the garnishee's answer.
- (c) In the event the garnishee makes the deduction permitted in subsection (a) of this Code section but the costs are later cast upon the garnishee, the garnishee shall forthwith refund to the defendant the funds deducted; if the costs are later cast against the plaintiff, the court shall enter judgment in favor of the defendant and against the

plaintiff for the amount of the deductions made by the garnishee.

(d) Nothing in this Code section shall limit the reimbursement of costs incurred by a financial institution as provided in Code Section 7-1-237.

18-4-15.

(a) A garnishment proceeding is an action between the plaintiff and garnishee; provided, however, that at any time before a judgment is entered or before money or other property subject to garnishment is distributed, the defendant may become a party to the garnishment by filing a claim with the clerk of court and may use the form set forth in Code Section 18-4-82. A defendant's claim shall assert the basis upon which he or she claims that his or her money or other property is exempt from garnishment. Money or other property may be exempt from garnishment for a variety of reasons, including, but not limited to, the limitations on garnishment as provided in Code Sections 18-4-5 and 18-4-53, exemptions as provided in Code Section 18-4-6, the plaintiff not having a judgment against the defendant, the amount claimed due by the plaintiff being erroneous, such money or other property being subject to a claim held by a third party that is superior to the judgment described in the affidavit of garnishment, or other legal or statutory defenses. Even when earnings are held at a financial institution, such money may be exempt from garnishment due to the limitations on garnishment as provided in Code Sections 18-4-5 and 18-4-53, exemptions as provided in Code Section 18-4-6, or other reasons.

(b) The defendant shall serve a copy of his or her claim upon the plaintiff and garnishee. The clerk of court shall transmit a copy of the defendant's claim to the plaintiff and garnishee. If the defendant's claim alleges that money or other property in the possession of the court may be subject to a claim held by a third party that is superior to the judgment described in the affidavit of garnishment, the defendant shall serve a copy of his or her claim upon the third party named in such claim.

(c) The defendant shall become a party to all proceedings by filing a claim pursuant to this Code section.

(d) Upon the filing of the defendant's claim, a judge of the court in which the garnishment is pending shall order a hearing to be held not more than ten days from the date the claim is filed. The form for the order for such hearing is set forth in Code Section 18-4-83. Such hearing shall be available to the defendant as a matter of right after filing his or her claim, and no further summons of garnishment shall issue nor shall any money or other property paid or delivered to the court as subject to garnishment be disbursed until the hearing shall be held.

(e) The validity of the judgment upon which a garnishment is based shall only be challenged in accordance with Chapter 11 of Title 9, and no such challenge shall be entertained in the garnishment case. However, when the court finds that the defendant has attacked the validity of the judgment upon which the garnishment is based in an appropriate forum, the judge may order the garnishment be stayed until the validity of the judgment has been determined in such forum.

(f) The filing of a claim by the defendant shall not relieve the garnishee of the duties of

filing a garnishee answer, of withholding money or other property subject to garnishment, or of paying or delivering to the court any money or other property subject to garnishment.

(g) A party's failure to include the civil action file number on a defendant's claim shall not affect the validity of such claim.

18-4-16.

Within 20 days after the plaintiff has been served with the garnishee's answer, the plaintiff may file a traverse stating that the garnishee's answer is untrue or legally insufficient. Such statement places in issue all questions of law and fact concerning the garnishee's answer. The form for a plaintiff's traverse is set forth in Code Section 18-4-87.

18-4-17.

At any time before judgment is entered on the garnishee's answer or money or other property subject to garnishment is distributed, any person may file a third-party claim in writing under oath stating that he or she has a claim superior to that of the plaintiff to the money or other property in the hands of the garnishee subject to the process of garnishment, and the third-party claimant shall be a party to all further proceedings upon the garnishment. A third-party claimant shall serve his or her claim upon the plaintiff, defendant, and garnishee. The form for a third-party claim is set forth in Code Section 18-4-88.

18-4-18.

When money or other property in court is subject to a third-party claim or to more than one garnishment case, the party with the oldest entered judgment shall have priority to such money or other property and any interested party to any one of the garnishment cases may make a motion to the court where such money or other property has been deposited for the distribution of such money or other property. Each party of interest in each case and the clerk of court shall be served with a copy of the motion. Upon hearing the motion, the court shall enter an order directing that the clerk be paid the court cost of each garnishment proceeding first, and all remaining money or other property shall be distributed in accordance with the laws governing the relative priority of claims, judgments, and liens.

18-4-19.

(a) After the garnishee's answer is filed, the defendant's claim shall be tried first, the plaintiff's traverse shall be tried second, and third-party claims shall be tried last; provided, however, that the court shall retain the money or other property subject to garnishment until the completion of the trial of all claims and traverses which are filed under this chapter. The court may consolidate or bifurcate such actions for trial in the court's discretion.

(b) If a claim or traverse has been filed, all parties of record may introduce evidence to

establish their respective interests in the money or other property in court, and the court shall direct that such money or other property be distributed in accordance with the laws governing the relative priority of claims, judgments, and liens.

(c) When the defendant prevails upon the trial of his or her claim:

(1) That the plaintiff does not have a judgment against the defendant or that the plaintiff's affidavit of garnishment is untrue or is legally insufficient, the garnishment case shall be dismissed by the court, and any money or other property belonging to the defendant in the possession of the court shall be restored to the defendant unless another claim or traverse thereto has been filed;

(2) That the amount shown to be due on the plaintiff's affidavit of garnishment is incorrect, the court may allow the summons of garnishment to be amended to the amount proven to be owed, and if such amount is less than the amount shown to be due by the plaintiff, any money or other property belonging to the defendant in the possession of the court in excess of the amount due shall be restored to the defendant unless another claim or traverse thereto has been filed;

(3) That the money or other property belonging to the defendant in the possession of the court is exempt from garnishment, such exempt money or other property shall be restored directly to the defendant. The court shall order such restoration within 48 hours; and

(4) Based on any legal or statutory defense or that money or other property in the possession of the court may be subject to a claim held by a third party that is superior to the judgment described in the affidavit of garnishment, the court shall determine the disposition of the money or other property belonging to the defendant in the possession of the court.

(d) On the trial of the plaintiff's traverse, if the court finds the garnishee has failed to respond properly to the summons of garnishment, the court shall disallow any expenses demanded by the garnishee and shall enter a judgment for any money or other property paid or delivered to the court with the garnishee's answer, plus any money or other property the court finds subject to garnishment which the garnishee has failed to pay or deliver to the court; provided, however, that the total amount of such judgment shall not exceed the amount shown to be due by the plaintiff, together with the costs of the garnishment proceeding.

18-4-20.

When no claim has been filed and no traverse has been filed within 20 days after the garnishee's answer is filed:

(1) If money is paid or delivered to the court by the garnishee, the clerk of the court shall pay the money to the plaintiff or the plaintiff's attorney upon application, and the garnishee shall be automatically discharged from further liability with respect to the summons of garnishment so answered;

(2) If property is delivered to the court by the garnishee, the sheriff, marshal, constable, or like officer of the court shall sell the property in the manner provided by law for the sale of property levied under an execution, and the garnishee shall be

automatically discharged from further liability with respect to the summons of garnishment so answered. The proceeds of such sale shall be paid or delivered to the plaintiff or the plaintiff's attorney upon application; or

(3) If money or other property admitted to be subject to the garnishment is not paid or delivered to the court, judgment shall be entered for the plaintiff and against the garnishee for such money or other property and execution shall issue on the judgment.

18-4-21.

Except as provided in Code Section 18-4-22, when a garnishee fails or refuses to file a garnishee answer by the forty-fifth day after service of the summons of garnishment, such garnishee shall automatically be in default. The default may be opened as a matter of right by the filing of a garnishee answer within 15 days of the day of default and payment of costs. If the case is still in default after the expiration of the period of 15 days, judgment by default may be entered at any time thereafter against such garnishee for the amount remaining due on the judgment obtained against the defendant as shown in the plaintiff's affidavit of garnishment.

18-4-22.

When a garnishee is a financial institution and fails or refuses to file a garnishee answer by the tenth day after service of the summons of garnishment, such garnishee shall automatically be in default. The default may be opened as a matter of right by the filing of a garnishee answer within 15 days of the day of default and payment of costs. If the case is still in default after the expiration of the period of 15 days, judgment by default may be entered at any time thereafter against such garnishee for the amount remaining due on the judgment obtained against the defendant as shown in the plaintiff's affidavit of garnishment.

18-4-23.

(a) A garnishee may be relieved from liability for failure to file a garnishee answer if the plaintiff failed to provide the information required by paragraph (2) of subsection (b) of Code Section 18-4-7 that would reasonably enable the garnishee to respond properly to the summons of garnishment and a good faith effort to locate the requested property was made by the garnishee based on the information provided by the plaintiff. In determining whether a garnishee may be relieved of liability, the court shall consider and compare the accuracy and quantity of the information supplied by the plaintiff pursuant to paragraph (2) of subsection (b) of Code Section 18-4-7 with the manner in which such garnishee maintains and locates its records, the compliance by such garnishee with its own procedures, and the conformity of the record systems and procedures with reasonable commercial standards prevailing in the area in which such garnishee is located.

(b) A garnishee and a plaintiff shall not be subject to liability to any party or nonparty to the garnishment at issue arising from the attachment of a lien or the freezing, payment, or delivery into court of money or other property reasonably believed to be

that of the defendant if such attachment, freezing, payment, or delivery is reasonably required by a good faith effort to comply with the summons of garnishment. In determining whether such compliance by a garnishee is reasonable, the court shall consider and compare the accuracy and quantity of the information supplied by the plaintiff pursuant to paragraph (2) of subsection (b) of Code Section 18-4-7 with the manner in which such garnishee maintains and locates its records, the compliance by such garnishee with its own procedures, and the conformity of the record systems and procedures with reasonable commercial standards prevailing in the area in which such garnishee is located.

(c)(1) As used in this subsection, the term:

(A) 'Association account' means any account or safe-deposit box or similar property maintained by a corporation, statutory close corporation, limited liability company, partnership, limited partnership, limited liability partnership, foundation, trust, national, state, or local government or quasi-government entity, or other incorporated or unincorporated association.

(B) 'Fiduciary account' means any account or safe-deposit box maintained by any party in a fiduciary capacity for any other party other than the defendant in garnishment. Without limiting the foregoing, such term shall include any trust account as defined in Code Section 7-1-810, any account created pursuant to a transfer governed by Code Section 44-5-119, and any agency account or safe-deposit box governed by a power of attorney or other written designation of authority.

(2)(A) A garnishee shall not be liable for failure to pay or deliver to the court money or other property in an association account that may be subject to garnishment by reason of the fact that a defendant is an authorized signer on such association account, unless the summons of garnishment alleges that the association account is being used by the defendant for an improper or unlawful purpose.

(B) A garnishee shall not be liable for failure to pay or deliver to the court money or other property in a fiduciary account that may be subject to garnishment if such fiduciary account specifically is exempted from garnishment as set forth in Code Section 18-4-6.

(C) A garnishee shall not be liable for failure to pay or deliver to the court money or other property in a fiduciary account that may be subject to garnishment by reason of the fact that a defendant is a fiduciary of the fiduciary account, unless the summons of garnishment is against the defendant in the defendant's capacity as a fiduciary of the fiduciary account or the summons of garnishment alleges that the fiduciary account is being used by the defendant for an improper or unlawful purpose.

18-4-24.

(a) When a default judgment is rendered against a garnishee under Code Section 18-4-21, 18-4-22, or 18-4-43, the plaintiff shall serve the garnishee, as provided in Code Section 9-11-4, or, when the garnishment is filed in a magistrate court, the plaintiff may

serve the garnishee by using the constable of the magistrate court in the manner set forth in Code Section 9-11-4, with a copy of such default judgment. On a motion filed not later than 90 days from the date the garnishee was served with such default judgment, the garnishee may, upon payment of all accrued costs of court, have such default judgment modified so that the amount of such default judgment shall be reduced to an amount equal to the greater of \$50.00 or \$50.00 plus 100 percent of the amount by which the garnishee was indebted to the defendant from the time of service of the summons of garnishment through and including the last day on which a timely garnishee answer could have been made for all money or other property belonging to the defendant which came into the garnishee's hands from the time of service of the summons through and including the last day on which a timely answer could have been made and less any exemption allowed the defendant.

(b) On the trial of a motion to modify a default judgment, the burden of proof shall be upon any plaintiff who objects to the timeliness of the motion to establish that such motion was not filed within the time provided for by this Code section.

18-4-25.

(a) A release of a summons of garnishment:

(1) Shall relieve the garnishee from any obligation to file a garnishee answer to any summons of garnishment pending on the date of the release and shall authorize the garnishee to pay or deliver to the defendant any money or other property in the garnishee's possession belonging to the defendant; and

(2) Shall not operate as a dismissal of the garnishment proceeding.

(b) It shall be the duty of the clerk of the court in which garnishment proceedings are pending to issue a release of garnishment if:

(1) The plaintiff or the plaintiff's attorney requests a release in writing;

(2) The amount shown to be due on the plaintiff's affidavit of garnishment together with the costs of the garnishment proceeding are paid into court;

(3) A judge enters an order, after a hearing required by this chapter, directing that the garnishment be released; or

(4) The garnishment is dismissed.

(c) The form for a release of garnishment is set forth in Code Section 18-4-89.

## ARTICLE 2

18-4-40.

(a) In addition to garnishment proceedings otherwise available under this chapter, in all cases when a money judgment was obtained in a court of this state or a federal court or is being enforced in this state as provided in Article 5 of Chapter 12 of Title 9, the 'Uniform Foreign-Country Money Judgments Recognition Act,' or Article 6 of Chapter 12 of Title 9, the 'Uniform Enforcement of Foreign Judgments Law,' a plaintiff shall be entitled to the process of continuing garnishment against any garnishee who is an employer of the defendant against whom the judgment has been obtained.

(b) Unless otherwise specifically provided in this article, Article 1 of this chapter shall apply to this article.

18-4-41.

(a) In addition to the information required by subsection (a) of Code Section 18-4-3, an affidavit of continuing garnishment shall state that the plaintiff believes that the garnishee is or may be an employer of the defendant and subject to continuing garnishment.

(b) Only one summons of continuing garnishment shall issue on one affidavit of continuing garnishment.

(c) The plaintiff shall serve a summons of continuing garnishment and provide notice of exemptions in the same manner as provided for in Code Section 18-4-8.

(d) The form for an affidavit of continuing garnishment is set forth in Code Section 18-4-72. The form for a summons of continuing garnishment is set forth in Code Section 18-4-78, and the optional attachment thereto is set forth in Code Section 18-4-79.

18-4-42.

(a) As used in this Code section, the term 'previous garnishee answer date' means the date upon which the immediately preceding garnishee answer was filed.

(b) If the garnishee owes the defendant any sum for wages earned as the garnishee's employee, the garnishee answer shall state specifically when the wages were earned by the defendant, whether the wages were earned on a daily, weekly, or monthly basis, the rate of pay and hours worked, and the basis for computation of earnings.

(c) The summons of continuing garnishment shall be directed to the garnishee, commanding the garnishee:

(1) To file a first garnishee answer with the court issuing such summons not sooner than 30 days and not later than 45 days after service of the summons of continuing garnishment, for the period of time from the date of service through and including the day of the first garnishee answer;

(2) To file subsequent garnishee answers with such court for the remaining period covered by the summons of continuing garnishment; and

(3) To accompany all such garnishee answers with any money subject to continuing garnishment.

(d)(1) Subsequent garnishee answers shall be filed not later than 45 days after the previous garnishee answer date stating what money of the defendant is subject to continuing garnishment from the previous garnishee answer date through and including the date on which the next garnishee answer is filed.

(2) Subsequent garnishee answers shall not be required on a summons of continuing garnishment if the preceding garnishee answer filed states what money of the defendant is subject to continuing garnishment from the previous garnishee answer date to and including the one hundred seventy-ninth day after service of the summons of continuing garnishment.

(3) Notwithstanding the other provisions of this subsection, the last garnishee answer



shall be filed not later than the one hundred ninety-fifth day after service of the summons of continuing garnishment.

(e) The summons of continuing garnishment shall state that if the garnishee fails to file a garnishee's answer to such summons in a timely manner, a judgment by default shall be entered against the garnishee for the amount remaining due on a judgment as shown in the plaintiff's affidavit of continuing garnishment.

(f)(1) If the employment relationship between the garnishee and the defendant does not exist at the time of service of the summons of continuing garnishment, the garnishee shall state in the garnishee answer that such relationship does not exist and may immediately file the garnishee's answer; provided, however, that such garnishee's answer shall be filed not later than 45 days after service of the summons of continuing garnishment.

(2) When the defendant has been an employee of the garnishee, and if the defendant is no longer employed by the garnishee, the garnishee may immediately file the garnishee's answer; provided, however, that such garnishee's answer shall be filed not later than 45 days after service of the summons of continuing garnishment.

(3) If the employment relationship between the garnishee and the defendant terminates on or after service of the summons of continuing garnishment, the garnishee shall state in the garnishee answer that such relationship has been terminated, giving the date of termination, and may immediately file the garnishee's answer; provided, however, that such garnishee's answer shall be filed not later than 45 days after service of the summons of continuing garnishment.

(4) Upon the termination of employment of the defendant by the garnishee, the garnishee shall be required to file a final garnishee answer stating the date of the defendant's termination.

(g) When a garnishee answer is made pursuant to subsection (f) of this Code section, no claim has been filed, and no traverse has been filed within 20 days after such garnishee answer is filed, the garnishee shall be discharged from further liability and obligation in the same manner as set forth under Code Section 18-4-20 for that summons with respect to the period of continuing garnishment remaining after the employment relationship is terminated.

(h) The form for a garnishee's answer to a continuing garnishment is set forth in Code Section 18-4-86.

18-4-43.

(a) When a garnishee fails or refuses to file a garnishee answer at least once every 45 days, such garnishee shall automatically be in default. The default may be opened as provided in Code Section 18-4-21. If the case is still in default after the expiration of the period of 15 days, judgment by default may be entered at any time thereafter against such garnishee for the amount remaining due on the judgment obtained against the defendant as shown in the plaintiff's affidavit of continuing garnishment.

(b) A garnishee may obtain relief from a default judgment upon the same conditions as provided in Code Section 18-4-24.

ARTICLE 318-4-50.

As used in this article, the term:

(1) 'Earnings' shall have the same meaning as set forth in Code Section 18-4-1 and shall include disability or retirement benefits that are received from the Social Security Administration pursuant to Title II of the federal Social Security Act, disability benefits that are received pursuant to the federal Veterans' Benefits Act of 2010, 38 U.S.C. Section 101, et seq., workers' compensation benefits, whether temporary or permanent, and unemployment insurance benefits.

(2) 'Judgment' means an order for periodic support obtained:

(A) In a court of this state;

(B) In a court of another state which has been registered pursuant to Code Section 19-11-77 under the 'Uniform Reciprocal Enforcement of Support Act' or as provided in Article 3 of Chapter 11 of Title 19, the 'Uniform Interstate Family Support Act,' or Article 6 of Chapter 12 of Title 9, the 'Uniform Enforcement of Foreign Judgments Law';

(C) By a final administrative order for support issued by the Department of Human Services; or

(D) By a final administrative order issued by a governmental agency of another state.

(3) 'Periodic support' means money required to be paid regularly on a daily, weekly, monthly, or other similar specified frequency for the support of a minor child of the defendant or a spouse or former spouse of the defendant.

18-4-51.

(a) In addition to garnishment proceedings otherwise available under this chapter, in all cases when a judgment was obtained or is being enforced, a plaintiff shall be entitled to the process of continuing garnishment for support against any garnishee who is an employer of the defendant against whom the judgment has been obtained.

(b) Unless otherwise specifically provided in this article, Articles 1 and 2 of this chapter shall apply to this article.

18-4-52.

(a) In addition to the information required by subsection (a) of Code Sections 18-4-3 and 18-4-41, the plaintiff shall attach a certified copy of the judgment to be enforced to the affidavit of continuing garnishment for support and shall state the following in such affidavit:

(1) That the defendant is in arrears on the obligation of support in an amount equal to or in excess of one month's obligation as decreed in such judgment;

(2) The amount of arrearage which exists under such judgment as of the date of the execution of the affidavit;

(3) The amount of support due under the judgment for each obligee named therein,

taking into account the possible attainment of majority or emancipation or death of any minor child named in such judgment; and

(4) The date of the termination of the obligation of support of each obligee named in the judgment, based upon the terms of such judgment, or, as to any obligee who is a minor child, the date each such obligee shall attain the age of 18 years.

(b) Such affidavit may be amended from time to time by subsequent affidavits of any party showing a modification or other amendment to the original judgment being enforced. Such amended or subsequent affidavits shall include a certified copy of any such modification or amendment and shall contain the information required by paragraphs (1) through (4) of subsection (a) of this Code section.

(c) The plaintiff shall serve the summons of continuing garnishment for support and provide notice of exemptions in the same manner as provided for in Code Section 18-4-8.

(d) The form for an affidavit of continuing garnishment for support is set forth in Code Section 18-4-73.

#### 18-4-53.

(a) A summons of continuing garnishment for support shall contain a notice to the garnishee that such garnishment is based on a judgment governed by this article. The form for a summons of continuing garnishment for support is set forth in Code Section 18-4-80, and the optional attachment thereto is set forth in Code Section 18-4-81.

(b) Subject to the limitations set forth in Code Section 18-4-6, the maximum part of disposable earnings for any work week which shall be subject to continuing garnishment for support shall not exceed 50 percent of the defendant's disposable earnings for that week.

(c) Funds or benefits from an individual retirement account or from a pension or retirement program shall not be exempt from the process of continuing garnishment for support except as provided in subsection (b) of this Code section for other disposable earnings, unless a greater exemption is otherwise provided by law.

#### 18-4-54.

(a) The money paid into court with the initial garnishee answer, after deduction for costs, shall be first applied to the support payment required to be paid on a periodic basis that has accrued on a daily basis, by converting the periodic amount to an annual amount and dividing by 365, from the date of the plaintiff's affidavit of continuing garnishment for support to the date of the initial garnishee answer. All sums in excess of such payment shall be applied to the original arrearage. As used in this subsection, the term 'original arrearage' means the sum of arrears existing as of the date of the making of the plaintiff's affidavit of continuing garnishment for support, plus any amounts includable pursuant to subsection (c) of this Code section.

(b) If the amount claimed as original arrearage as of the date of the making of the plaintiff's affidavit of continuing garnishment for support is not satisfied by the money payable into court under the initial garnishee answer, after application of the funds as

set forth in subsection (a) of this Code section, the garnishee shall file further garnishee answers no later than 45 days after the previous garnishee answer date, stating the earnings accrued and the basis of their accrual and tendering such money accruing in such period. The amounts paid into court pursuant to subsequent garnishee answers, over and above the periodic payment accruing within such period, shall be applied to the original arrearage until the same is retired.

(c) If the money paid into court pursuant to any garnishee answer is less than the sums due under the support requirement accruing over the same period of time, after allowance for any costs deductible from same, the resulting difference shall be added to the amount due as original arrearage until the same is retired by subsequent payments.

(d) The garnishee shall file additional garnishee answers until the original arrearage is retired and all support payments are current.

(e) Upon the termination of employment of the defendant by the garnishee, the garnishee shall be required to file a final garnishee answer stating the date of the defendant's termination.

18-4-55.

The continuing garnishment for support described in this article shall attach for so long as the defendant is employed by the garnishee and shall not terminate until the original arrearage is retired and all support payments are current. The garnishee may rely upon the information as to the termination date of the duty of support of any individual claimed in the affidavit of continuing garnishment for support, the amount of the duty of support to be paid, any sums paid by the defendant between the date of the filing of such affidavit and the date of the initial garnishee answer, and the amount of the original arrearage existing as of the date of such affidavit, unless the defendant files a claim against such affidavit or the garnishee's answer and the court enters any finding otherwise.

#### ARTICLE 4

18-4-70.

(a) For the purpose of this chapter, the forms contained in this article shall be required to be used; provided, however, that a party may use its own format so long as it contains all of the information in the form. A defendant may use the form provided in Code Section 18-4-82 to file a claim or may use the defendant's own pleading. When a case involves more than one plaintiff or defendant or necessitates the inclusion of additional information, the form may be expanded to allow for the information pertaining to all parties and such additional information to be displayed.

(b) The certificates of service provided within the forms in this article are included as examples. A party may modify a certificate of service in accordance with the circumstances of the case, including, but not limited to, transmission by e-mail as provided in subsection (b) of Code Section 9-11-5 or by court rule.

(c) A court may combine multiple forms.



**AFFIDAVIT OF GARNISHMENT**

**Check this box if the Garnishee is a financial institution.**

**Check this box if garnishment is for the collection of child support or alimony.**  
**See O.C.G.A. § 18-4-50, et seq.**

Personally appeared \_\_\_\_\_, who on oath says:

(Print name)

1. I am the (Plaintiff)(Attorney at Law for Plaintiff)(Agent for Plaintiff). [Circle one]

2. The Plaintiff obtained a judgment against the Defendant in Case Number \_\_\_\_\_  
in the \_\_\_\_\_ Court of \_\_\_\_\_ County, \_\_\_\_\_,  
State

and no agreement requires forbearance from the garnishment which is applied for  
currently.

3. \$ \_\_\_\_\_ is the balance due, which consists of the sum of \$ \_\_\_\_\_  
Principal, \$ \_\_\_\_\_ Postjudgment interest, and \$ \_\_\_\_\_ Other (e.g.,  
prejudgment interest, attorney's fees, costs [exclusive of the cost of this action]).

4. Upon the Affiant's personal knowledge or belief, the sum stated herein is unpaid.

This \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Affiant

\_\_\_\_\_  
Print name of Affiant

Sworn to and subscribed before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Notary Public or Deputy Clerk of Court'

18-4-72.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

**Plaintiff:** )  
\_\_\_\_\_)  
Name \_\_\_\_\_) )

**Plaintiff's contact information:** )  
\_\_\_\_\_)  
Name \_\_\_\_\_) )

_____	)	<b>Civil Action File No.</b> _____
<u>Street Address</u>	)	
_____	)	
<u>City</u> <u>State</u> <u>ZIP Code</u>	)	
_____	)	
<u>E-mail Address</u>	)	
_____	)	
<u>Phone Number</u>	)	
_____	)	
<u>Bar Number</u>	)	
	)	
<b>v.</b>	)	
	)	
<b><u>Defendant:</u></b>	)	
_____	)	
<u>Name</u>	)	
_____	)	
<u>Street Address</u>	)	
_____	)	
<u>City</u> <u>State</u> <u>ZIP Code</u>	)	
	)	
<b><u>Garnishee:</u></b>	)	
_____	)	
<u>Name</u>	)	
_____	)	
<u>Street Address</u>	)	
_____	)	
<u>City</u> <u>State</u> <u>ZIP Code</u>	)	

**AFFIDAVIT OF CONTINUING GARNISHMENT**

**DO NOT USE THIS FORM FOR A CONTINUING GARNISHMENT FOR CHILD SUPPORT OR ALIMONY. SEE O.C.G.A. § 18-4-73.**

Personally appeared \_\_\_\_\_, who on oath says:

(Print name)

1. I am the (Plaintiff)(Attorney at Law for Plaintiff)(Agent for Plaintiff). [Circle one]

2. The Plaintiff obtained a judgment against the Defendant in Case Number \_\_\_\_\_ in the \_\_\_\_\_ Court of \_\_\_\_\_ County, \_\_\_\_\_ State

and no agreement requires forbearance from the garnishment which is applied for currently.

3. \$ \_\_\_\_\_ is the balance due, which consists of the sum of \$ \_\_\_\_\_

Principal, \$ \_\_\_\_\_ Postjudgment interest, and \$ \_\_\_\_\_ Other (e.g.,  
prejudgment interest, attorney's fees, costs [exclusive of the cost of this action]).

4. Upon the Affiant's personal knowledge or belief, the sum stated herein is unpaid.

5. The Affiant believes that the Garnishee is an employer of the Defendant.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_ Affiant

\_\_\_\_\_ Print name of Affiant

Sworn to and subscribed before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_ Notary Public or Deputy Clerk of Court'

18-4-73.

'IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY  
STATE OF GEORGIA

Plaintiff:

\_\_\_\_\_)  
\_\_\_\_\_) Name

Plaintiff's contact information:

\_\_\_\_\_) Name

\_\_\_\_\_) Street Address

\_\_\_\_\_) City State ZIP Code

\_\_\_\_\_) E-mail Address

\_\_\_\_\_) Phone Number

\_\_\_\_\_) Bar Number

v.

\_\_\_\_\_) Civil Action File No. \_\_\_\_\_



**Defendant:** )  
 )  
 \_\_\_\_\_ )  
Name )  
 \_\_\_\_\_ )  
Street Address )  
 \_\_\_\_\_ )  
City      State      ZIP Code )

**Garnishee:** )  
 )  
 \_\_\_\_\_ )  
Name )  
 \_\_\_\_\_ )  
Street Address )  
 \_\_\_\_\_ )  
City      State      ZIP Code )

**AFFIDAVIT OF CONTINUING GARNISHMENT FOR SUPPORT**

Personally appeared \_\_\_\_\_, who on oath says:  
 (Print name)

1. I am the (Plaintiff)(Attorney at Law for Plaintiff)(Agent for Plaintiff). [Circle one]
2. The Plaintiff obtained a judgment against the Defendant in Case Number \_\_\_\_\_  
 in the \_\_\_\_\_ Court of \_\_\_\_\_ County, \_\_\_\_\_  
 \_\_\_\_\_ State

and no agreement requires forbearance from the garnishment which is applied for currently.

3. The Affiant states that the Defendant is in arrears on the obligation for support in an amount equal to or in excess of one month's obligation as decreed in the judgment for support and provides the following information:  
 \$ \_\_\_\_\_ is the amount of arrearage which exists under the judgment as of the execution of this affidavit.

**Check one of the boxes below and complete the requested information:**

- A.  Periodic support is owed for one obligee, or the judgment sets forth a total amount of periodic support for multiple obligees as follows:  
 \$ \_\_\_\_\_ is the total amount of periodic support due for \_\_\_\_\_,  
 \_\_\_\_\_, and \_\_\_\_\_ . Such periodic  
 \_\_\_\_\_ Name of obligee  
 \_\_\_\_\_ Name of obligee  
 support is payable on a \_\_\_\_\_ basis.

E.g., weekly, monthly

The termination date of the obligation for periodic support is \_\_\_\_\_  
 \_\_\_\_\_ Date

B.  Periodic support is owed for multiple obligees, and the judgment sets forth a different amount of periodic support for each obligee as follows:

\$ \_\_\_\_\_ is the total amount of periodic support due for \_\_\_\_\_,  
Name of obligee  
payable on a \_\_\_\_\_ basis, and the termination date of such  
E.g., weekly, monthly  
obligation is \_\_\_\_\_.

\_\_\_\_\_ Date  
\$ \_\_\_\_\_ is the total amount of periodic support due for \_\_\_\_\_,  
Name of obligee  
payable on a \_\_\_\_\_ basis, and the termination date of such  
E.g., weekly, monthly  
obligation is \_\_\_\_\_.

\_\_\_\_\_ Date  
\$ \_\_\_\_\_ is the total amount of periodic support due for \_\_\_\_\_,  
Name of obligee  
payable on a \_\_\_\_\_ basis, and the termination date of such  
E.g., weekly, monthly  
obligation is \_\_\_\_\_.

- 4.  Check this box and attach a certified copy of the judgment for support hereto.
- 5. Upon the Affiant's personal knowledge or belief, the sum stated herein is unpaid.
- 6. The Affiant believes that the Garnishee is an employer of the Defendant.

This \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Affiant  
\_\_\_\_\_  
Print name of Affiant

Sworn to and subscribed before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Notary Public or Deputy Clerk of Court'

18-4-74.

'IN THE COURT OF COUNTY  
STATE OF GEORGIA

Plaintiff:

\_\_\_\_\_  
Name

)  
)  
)  
)  
)

**Plaintiff's contact information:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State ZIP Code

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Bar Number

**v.**

**Defendant:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State ZIP Code

**Garnishee:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State ZIP Code

\_\_\_\_\_  
**Civil Action File No.**

**Garnishment Court information:**

\_\_\_\_\_  
Street Address

\_\_\_\_\_, Georgia

\_\_\_\_\_  
City ZIP Code

\_\_\_\_\_  
Phone Number

**SUMMONS OF GARNISHMENT**

**Check this box if this is a garnishment for child support or alimony. If this is intended to be a continuing garnishment for support, use the form set forth in O.C.G.A. § 18-4-80.**

**TO THE ABOVE-NAMED GARNISHEE:**

Total amount claimed due by the Plaintiff ..... \$ \_\_\_\_\_

Plus court costs due on this summons ..... \$ \_\_\_\_\_

Total garnishment claim ..... \$ \_\_\_\_\_

**COURT OF JUDGMENT**

**JUDGMENT CASE NO.**

YOU ARE HEREBY COMMANDED to immediately hold all money, including wages, and other property, except what is known to be exempt, including property in safe-deposit boxes or similar property that you hold, belonging to the Defendant or obligations owed to the Defendant named above beginning on the day of service of this summons and including the next 29 days. You are FURTHER COMMANDED to file your answer, in writing, not sooner than 30 days and not later than 45 days from the date you were served with this summons, with the Clerk of this Court and serve a copy of your answer upon the Plaintiff or Plaintiff's Attorney named above and the Defendant named above, or the Defendant's Attorney, if known, at the time of making such answer. Your answer shall state what money, including wages, or other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold beginning on the day of service of this summons and including the next 29 days. Money, including wages, or other property admitted in an answer to be subject to garnishment must be paid or delivered to the Court concurrently with your answer.

If, in answering this summons, you state that the property of the Defendant includes property in a safe-deposit box or similar property, you shall answer to the Court issuing this summons as to the existence of such safe-deposit box or similar property and shall restrict access to any contents of such safe-deposit box or similar property until further order of such Court regarding the disposition of such contents or 120 days from the date of filing your answer to this summons unless such time has been extended by the Court, whichever is sooner.

Should you fail to file a Garnishee Answer as required by this summons, a judgment by default will be rendered against you for the amount remaining due on a judgment as shown in the Plaintiff's Affidavit of Garnishment.

WITNESS, the Honorable \_\_\_\_\_, Judge of said Court.  
This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_, Clerk of Court

By: \_\_\_\_\_  
Deputy Clerk, \_\_\_\_\_ Court'

18-4-75.

'IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY  
STATE OF GEORGIA

<u>Plaintiff</u>	)	
	)	
<u>v.</u>	)	<u>Civil Action File No.</u>
	)	
<u>Defendant</u>	)	
	)	
<u>Garnishee</u>	)	

**ATTACHMENT FOR SUMMONS OF GARNISHMENT**

Other known names of the Defendant:

\_\_\_\_\_

\_\_\_\_\_

Current and past addresses of the Defendant:

\_\_\_\_\_

\_\_\_\_\_

Social security number or federal tax identification number of the Defendant:

\_\_\_\_\_

\_\_\_\_\_

**THIS PLEADING SHALL NOT BE FILED WITH THE COURT'**

18-4-76.

**'IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY**  
**STATE OF GEORGIA**

<u>Plaintiff:</u>	)	
	)	
<u>Name</u>	)	
	)	
<u>Plaintiff's contact information:</u>	)	
	)	
<u>Name</u>	)	
	)	
<u>Street Address</u>	)	<u>Civil Action File No.</u>

\_\_\_\_\_)  
City            State            ZIP Code            )  
\_\_\_\_\_)  
E-mail Address            )  
\_\_\_\_\_)  
Phone Number            )  
\_\_\_\_\_)  
Bar Number            )

**v.**

**Defendant:**

\_\_\_\_\_)  
Name            )  
\_\_\_\_\_)  
Street Address            )  
\_\_\_\_\_)  
City            State            ZIP Code            )

**Garnishee:**

\_\_\_\_\_)  
Name            )  
\_\_\_\_\_)  
Street Address            )  
\_\_\_\_\_)  
City            State            ZIP Code            )

**Garnishment Court information:**

\_\_\_\_\_)  
Street Address            )  
\_\_\_\_\_)            , Georgia  
City            ZIP Code            )  
\_\_\_\_\_)  
Phone Number            )

**SUMMONS OF GARNISHMENT ON A FINANCIAL INSTITUTION**

**DO NOT USE THIS FORM IF THIS IS A CONTINUING GARNISHMENT (SEE O.C.G.A. §§ 18-4-72 and 18-4-78) OR CONTINUING GARNISHMENT FOR CHILD SUPPORT OR ALIMONY (SEE O.C.G.A. §§ 18-4-73 and 18-4-80).**

**Check this box if other allegations are made against a nonjudgment Defendant pursuant to O.C.G.A. § 18-4-23.**

**Check this box if this is a garnishment for child support or alimony.**

**TO THE ABOVE-NAMED GARNISHEE:**

Total amount claimed due by the Plaintiff .....\$ \_\_\_\_\_  
Plus court costs due on this summons .....\$ \_\_\_\_\_  
Total garnishment claim .....\$ \_\_\_\_\_

**COURT OF JUDGMENT**

**JUDGMENT CASE NO.**

YOU ARE HEREBY COMMANDED to immediately hold all money, including wages, and other property, except what is known to be exempt, including property in safe-deposit boxes or similar property that you hold, belonging to the Defendant named above beginning on the day of service of this summons and including the next 24 hours. You are FURTHER COMMANDED to file your answer, in writing, not sooner than one day and not later than ten days from the date you were served with this summons, with the Clerk of this Court and serve a copy of your answer upon the Plaintiff or Plaintiff's Attorney named above and the Defendant named above, or the Defendant's Attorney, if known, at the time of making such answer. Your answer shall state what money, including wages, or other property, except what is known to be exempt, belonging to the Defendant you hold beginning on the day of service of this summons and including the next 24 hours. Money, including wages, or other property admitted in an answer to be subject to garnishment must be paid or delivered to the Court concurrently with your answer.

If, in answering this summons, you state that the property of the Defendant includes property in a safe-deposit box or similar property, you shall answer to the Court issuing this summons as to the existence of such safe-deposit box or similar property and shall restrict access to any contents of such safe-deposit box or similar property until further order of such Court regarding the disposition of such contents or 120 days from the date of filing your answer to this summons unless such time has been extended by the Court, whichever is sooner.

Should you fail to file a Garnishee Answer as required by this summons, a judgment by default will be rendered against you for the amount remaining due on the judgment as shown in the Plaintiff's Affidavit of Garnishment.

WITNESS, the Honorable \_\_\_\_\_, Judge of said Court.  
This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_, Clerk of Court

By: \_\_\_\_\_  
Deputy Clerk, \_\_\_\_\_ Court'

18-4-77.

**'IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_ COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

)  
)  
)

	)	
<u>v.</u>	)	<u>Civil Action File No.</u> _____
	)	
_____	)	
<u>Defendant</u>	)	
	)	
_____	)	
<u>Garnishee</u>	)	

**ATTACHMENT FOR SUMMONS OF GARNISHMENT  
ON A FINANCIAL INSTITUTION**

Other known names of the Defendant:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Current and past addresses of the Defendant:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Social security number or federal tax identification number of the Defendant:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Account or identification numbers of accounts of the Defendant used by the Garnishee:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Other allegations pursuant to O.C.G.A. § 18-4-23:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**THIS PLEADING SHALL NOT BE FILED WITH THE COURT'**

18-4-78.

**'IN THE COURT OF COUNTY  
STATE OF GEORGIA**

**Plaintiff:**

\_\_\_\_\_  
Name

)  
)  
)  
)  
)  
)



**Plaintiff's contact information:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City      State      ZIP Code

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Bar Number

**v.**

**Defendant:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City      State      ZIP Code

**Garnishee:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City      State      ZIP Code

\_\_\_\_\_  
**Civil Action File No.**

**Garnishment Court information:**

\_\_\_\_\_  
Street Address

\_\_\_\_\_, Georgia

\_\_\_\_\_  
City      ZIP Code

\_\_\_\_\_  
Phone Number

**SUMMONS OF CONTINUING GARNISHMENT**

**TO THE ABOVE-NAMED GARNISHEE:**

Total amount claimed due by the Plaintiff ..... \$ \_\_\_\_\_

Plus court costs due on this summons ..... \$ \_\_\_\_\_

Total garnishment claim ..... \$ \_\_\_\_\_

**COURT OF JUDGMENT**

\_\_\_\_\_  
**JUDGMENT CASE NO.**

**YOU ARE HEREBY COMMANDED** to immediately hold all money, including wages, and other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant named above beginning on the day of service of this summons and including the next 179 days. You are **FURTHER COMMANDED** to file your answer, in writing, not later than 45 days from the date you were served with this summons, with the Clerk of this Court and serve a copy of your answer upon the Plaintiff or Plaintiff's Attorney named above and the Defendant named above, or the Defendant's Attorney, if known, at the time of making such answer. Your answer shall state what money, including wages, or other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold or owe beginning on the day of service of this summons and between the time of such service and the time of making your first answer. Thereafter, you are required to file further answers no later than 45 days after your last answer. Every further answer shall state what money, including wages, and other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold or owe at and from the time of the last answer to the time of the current answer. The last answer required by this summons shall be filed no later than the 195th day after you receive this summons. Money, including wages, or other property admitted in an answer to be subject to continuing garnishment must be paid or delivered to the Court concurrently with each answer.

Should you fail to file Garnishee Answers as required by this summons, a judgment by default will be rendered against you for the amount remaining due on a judgment as shown in the Plaintiff's Affidavit of Continuing Garnishment.

**WITNESS**, the Honorable \_\_\_\_\_, Judge of said Court.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_, Clerk of Court

By: \_\_\_\_\_  
Deputy Clerk, \_\_\_\_\_ Court'

18-4-79.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

\_\_\_\_\_  
**Defendant**

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)

**Civil Action File No.** \_\_\_\_\_

\_\_\_\_\_)
)
**Garnishee** )

**ATTACHMENT FOR SUMMONS  
OF CONTINUING GARNISHMENT**

Other known names of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_

Current and past addresses of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_

Social security number or federal tax identification number of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_

**THIS PLEADING SHALL NOT BE FILED WITH THE COURT'**

18-4-80.

**'IN THE COURT OF COUNTY  
STATE OF GEORGIA**

**Plaintiff:**

\_\_\_\_\_  
Name

**Plaintiff's contact information:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State ZIP Code

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Bar Number

**Civil Action File No.** \_\_\_\_\_

	)	
<b>v.</b>	)	
	)	
<b><u>Defendant:</u></b>	)	<b><u>Garnishment Court information:</u></b>
_____	)	_____
<u>Name</u>	)	<u>Street Address</u>
_____	)	_____, Georgia _____
<u>Street Address</u>	)	<u>City</u> <u>ZIP Code</u>
_____	)	_____
<u>City</u> <u>State</u> <u>ZIP Code</u>	)	<u>Phone Number</u>
	)	
<b><u>Garnishee:</u></b>	)	
_____	)	
<u>Name</u>	)	
_____	)	
<u>Street Address</u>	)	
_____	)	
<u>City</u> <u>State</u> <u>ZIP Code</u>	)	

**SUMMONS OF CONTINUING GARNISHMENT FOR SUPPORT  
GOVERNED BY ARTICLE 3 OF CHAPTER 4 OF TITLE 18**

**TO THE ABOVE-NAMED GARNISHEE:**

Total amount claimed due by the Plaintiff . . . . .	\$ _____
Plus court costs due on this summons . . . . .	\$ _____
Total garnishment claim . . . . .	\$ _____

**COURT OF JUDGMENT**  
**JUDGMENT CASE NO.**

**YOU ARE HEREBY COMMANDED** to immediately hold all money, including wages, and other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant named above beginning on the day of service of this summons until the original arrearage is retired and all periodic support payments are current or until the termination of the garnishment. You are **FURTHER COMMANDED** to file your answer, in writing, not later than 45 days from the date you were served with this summons, with the Clerk of this Court and serve a copy of your answer upon the Plaintiff or Plaintiff's Attorney named above and the Defendant named above, or the Defendant's Attorney, if known, at the time of making such answer. Your answer shall state what money, including wages, or other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold or owe beginning on the day of service of this summons and between the time of such service and the time of making your first answer. Thereafter,

you are required to file further answers no later than 45 days after your last answer. Every further answer shall state what money, including wages, and other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold or owe at and from the time of the last answer to the time of the current answer. YOU MUST FILE ADDITIONAL ANSWERS UNTIL THE ORIGINAL ARREARAGE IS RETIRED AND ALL PERIODIC SUPPORT PAYMENTS ARE CURRENT. Money, including wages, or other property admitted in an answer to be subject to continuing garnishment must be paid or delivered to the Court concurrently with each answer. The Plaintiff and the Defendant are required by law to serve you with a copy of any amendment or modification to the original judgment.

Should you fail to file Garnishee Answers as required by this summons, a judgment by default will be rendered against you for the amount remaining due on a judgment as shown in the Plaintiff's Affidavit of Continuing Garnishment.

WITNESS, the Honorable \_\_\_\_\_, Judge of said Court.  
This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_, Clerk of Court  
By: \_\_\_\_\_  
Deputy Clerk, \_\_\_\_\_ Court'

18-4-81.

'IN THE COURT OF COUNTY  
STATE OF GEORGIA

\_\_\_\_\_  
Plaintiff

v.

Civil Action File No. \_\_\_\_\_

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Garnishee

ATTACHMENT FOR SUMMONS OF  
CONTINUING GARNISHMENT FOR SUPPORT

Other known names of the Defendant:

\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Current and past addresses of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_

Social security number or federal tax identification number of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_

**THIS PLEADING SHALL NOT BE FILED WITH THE COURT'**

18-4-82.

**'IN THE COURT OF COUNTY  
STATE OF GEORGIA**

**Plaintiff:**  
\_\_\_\_\_ )

Name )  
\_\_\_\_\_ )

**Plaintiff's contact information:** )

\_\_\_\_\_ )  
Name )

\_\_\_\_\_ )  
Street Address )

\_\_\_\_\_ )  
City State ZIP Code )

\_\_\_\_\_ )  
E-mail Address )

\_\_\_\_\_ )  
Phone Number )

\_\_\_\_\_ )  
Bar Number )

**v.** )

**Defendant:** )

\_\_\_\_\_ )  
Name )

\_\_\_\_\_ )  
Street Address )

**Civil Action File No.** \_\_\_\_\_

_____	)
<u>City</u> <u>State</u> <u>ZIP Code</u>	)
	)
<b><u>Garnishee:</u></b>	)
_____	)
<u>Name</u>	)
_____	)
<u>Street Address</u>	)
_____	)
<u>City</u> <u>State</u> <u>ZIP Code</u>	)

**NOTICE TO DEFENDANT OF RIGHT AGAINST GARNISHMENT  
OF MONEY, INCLUDING WAGES, AND OTHER PROPERTY**

You received this notice because money, including wages, and other property belonging to you have been garnished to pay a court judgment against you. HOWEVER, YOU MAY BE ABLE TO KEEP YOUR MONEY, INCLUDING WAGES, OR OTHER PROPERTY.

**READ THIS NOTICE CAREFULLY.**

State and federal law protects some money, including wages, from garnishment even if it is in a bank. Some common exemptions are benefits from social security, supplemental security income, unemployment, workers' compensation, the Veterans' Administration, state pension, retirement funds, and disability income. This list of exemptions does not include all possible exemptions. A more detailed list of exemptions is available at the Clerk of Court's office located at

\_\_\_\_\_ (Name of Court),  
\_\_\_\_\_  
(Address), \_\_\_\_\_ (City), Georgia \_\_\_\_\_ (ZIP Code), and  
on the website for the Attorney General ([www.law.ga.gov](http://www.law.ga.gov)).

Garnishment of your earnings from your employment is limited to the lesser of 25 percent of your disposable earnings for a week or the amount by which your disposable earnings for a week exceed \$217.00. More than 25 percent of your disposable earnings may be taken from your earnings for the payment of child support or alimony or if a Chapter 13 bankruptcy allows a higher amount.

**TO PROTECT YOUR MONEY, INCLUDING WAGES, AND OTHER  
PROPERTY FROM BEING GARNISHED, YOU MUST:**

1. Complete the Defendant's Claim Form as set forth below; and
2. File this completed claim form with the Clerk of Court's office located at  
\_\_\_\_\_ (Name of Court), \_\_\_\_\_ (Address),  
\_\_\_\_\_ (City), Georgia \_\_\_\_\_ (ZIP Code).

FILE YOUR COMPLETED CLAIM FORM AS SOON AS POSSIBLE. You may lose your right to claim an exemption if you do not file your claim form within 20 days after the Garnishee's Answer is filed or if you do not mail or deliver a copy of your completed claim form to the Plaintiff and the Garnishee at the addresses listed on this notice.

The Court will schedule a hearing within ten days from when it receives your claim form. The Court will mail you the time and date of the hearing at the address that you provide on your claim form. You may go to the hearing with or without an attorney. You will need to give the Court documents or other proof that your money is exempt.

The Clerk of Court cannot give you legal advice. IF YOU NEED LEGAL ASSISTANCE, YOU SHOULD SEE AN ATTORNEY. If you cannot afford a private attorney, legal services may be available.

### DEFENDANT'S CLAIM FORM

**I CLAIM EXEMPTION from garnishment. Some of my money or property held by the garnishee is exempt because it is: (check all that apply)**

- 1. Social security benefits.
- 2. Supplemental security income benefits.
- 3. Unemployment benefits.
- 4. Workers' compensation.
- 5. Veterans' benefits.
- 6. State pension benefits.
- 7. Disability income benefits.
- 8. Money that belongs to a joint account holder.
- 9. Child support or alimony.
- 10. Exempt wages, retirement, or pension benefits.
- 11. Other exemptions as provided by law.

Explain: \_\_\_\_\_

\_\_\_\_\_

I further state: (check all that apply)

- 1. The Plaintiff does not have a judgment against me.
- 2. The amount shown due on the Plaintiff's Affidavit of Garnishment is incorrect.
- 3. The Plaintiff's Affidavit of Garnishment is untrue or legally insufficient.

Send the notice of the hearing on my claim to me at:

Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_

E-mail Address: \_\_\_\_\_





\_\_\_\_\_ Judge,  
\_\_\_\_\_ Court of \_\_\_\_\_ County

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney, the Defendant, and the Garnishee in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Deputy Clerk of Court'

18-4-84.

**'IN THE COURT OF \_\_\_\_\_ COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

**Civil Action File No.** \_\_\_\_\_

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Garnishee**

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**GARNISHEE ANSWER**

1. At the time of service or from the time of service to the time of this Garnishee Answer, the Garnishee had in its possession the following described property of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. At the time of service or from the time of service to the time of this Garnishee Answer, all obligations accruing from the Garnishee to the Defendant are in the amount of \$ \_\_\_\_\_.

3. \$ \_\_\_\_\_ is the amount herewith paid into court.

4. The Garnishee further states: \_\_\_\_\_.

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney and the Defendant or Defendant's Attorney in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee'

18-4-85.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Garnishee**

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**Civil Action File No.** \_\_\_\_\_

**FINANCIAL INSTITUTION GARNISHEE ANSWER**

1. At the time of service of the Summons of Garnishment on a Financial Institution and including the next 24 hours, the Garnishee had in its possession the following described money and property of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- 2. \$ \_\_\_\_\_ is the amount herewith paid into court.
- 3.  **Check this box if the Defendant is not presently an account holder of the Garnishee.**
- 4. The Garnishee further states: \_\_\_\_\_.

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney and the Defendant or Defendant's Attorney in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee'

18-4-86.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

	)	
	)	
<b><u>Plaintiff</u></b>	)	
	)	
<b><u>v.</u></b>	)	<b><u>Civil Action File No.</u></b> _____
	)	
	)	
<b><u>Defendant</u></b>	)	
	)	
	)	
<b><u>Garnishee</u></b>	)	

**GARNISHEE ANSWER TO CONTINUING GARNISHMENT**

1. From the time of service of the Summons of Continuing Garnishment, if this is the first Garnishee Answer to such summons, otherwise from the time of the last

Garnishee Answer to the Summons of Continuing Garnishment until the time of this Garnishee Answer, the Garnishee had in the Garnishee's possession the following described property of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_

2. From the time of service of the Summons of Continuing Garnishment, if this is the first Garnishee Answer to such summons, otherwise from the time of the last Garnishee Answer to the Summons of Continuing Garnishment until the time of this Garnishee Answer, all obligations accruing from the Garnishee to the Defendant are in the amount of \$ \_\_\_\_\_.

3. \$ \_\_\_\_\_ of the amount named in paragraph 2 were wages earned at the rate of \$ \_\_\_\_\_ per \_\_\_\_\_ for the period beginning \_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_  
Date

through the time of making this Garnishee Answer. The amount of wages which is subject to this garnishment is computed as follows:

- \$ \_\_\_\_\_ Gross earnings
- \$ \_\_\_\_\_ Total social security and withholding tax and other mandatory deductions required by law
- \$ \_\_\_\_\_ Total disposable earnings
- \$ \_\_\_\_\_ Amount of wages subject to garnishment.

4. \$ \_\_\_\_\_ is the amount herewith paid into court.

**5.  Check this box if the Defendant is not presently employed by the Garnishee.**

**6.  Check this box if the Defendant was employed by the Garnishee on or after service of the Summons of Continuing Garnishment but was terminated as of \_\_\_\_\_, 20\_\_\_\_.**

Date

**7.  Check this box if this is the last Garnishee Answer this Garnishee is required to file to the presently pending Summons of Garnishment in the above-styled case.**

8. The Garnishee further states: \_\_\_\_\_.

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney and the Defendant or Defendant's Attorney in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ .

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee'

18-4-87.

**IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Garnishee**

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**Civil Action File No.** \_\_\_\_\_

**PLAINTIFF'S TRAVERSE**

Now comes the Plaintiff in the above-styled case and traverses the Garnishee Answer by saying the same is untrue or legally insufficient. The Plaintiff further states:

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Plaintiff or Plaintiff's Attorney

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Defendant and the Garnishee in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ .

\_\_\_\_\_  
Plaintiff or Plaintiff's Attorney'

18-4-88.

IN THE COURT OF COUNTY  
STATE OF GEORGIA

\_\_\_\_\_  
Plaintiff

v.

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Garnishee

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Civil Action File No. \_\_\_\_\_

THIRD-PARTY CLAIM

Personally appeared \_\_\_\_\_, who on oath says that he or she  
(Print name)

has a claim superior to that of the Plaintiff to the money or other property in the hands  
of the Garnishee subject to the process of garnishment.

The Affiant further states: (check applicable box and complete the information  
requested)

The Affiant obtained a judgment against the Defendant in the \_\_\_\_\_ Court of  
\_\_\_\_\_ County, \_\_\_\_\_, in Case Number \_\_\_\_\_  
State  
on \_\_\_\_\_, and the unpaid balance of such judgment is in the amount of  
Date  
\$ \_\_\_\_\_.

The basis of the Affiant's claim is \_\_\_\_\_  
\_\_\_\_\_

This \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Affiant

\_\_\_\_\_  
Print name of Affiant

Sworn to and subscribed before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Notary Public or Deputy Clerk of Court

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney, the Defendant, and the Garnishee in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Third-party Claimant or Third-party Claimant's Attorney'

18-4-89.

**'IN THE COURT OF COUNTY  
STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Garnishee**

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)  
)  
)  
)  
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)  
)

**Civil Action File No.** \_\_\_\_\_

**RELEASE OF GARNISHMENT**

To: \_\_\_\_\_  
Garnishee

This is to notify you that you have been released from filing a Garnishee Answer to any and all Summons of Garnishment or Summons of Continuing Garnishment pending as of this date in the above-styled case.

This release authorizes you to pay or deliver to the Defendant in garnishment any money or other property in your possession belonging to the Defendant.

This release does not terminate the garnishment proceedings, nor does this release relieve you of any obligation placed on you by the service of a Summons of Garnishment subsequent to this date.



This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Court of \_\_\_\_\_ Clerk,  
County

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney, the Defendant, and the Garnishee in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Deputy Clerk of Court"

**SECTION 3.**

Code Section 44-7-50 of the Official Code of Georgia Annotated, relating to demand for possession, is amended by revising subsection (a) as follows:

"(a) In all cases where a tenant holds possession of lands or tenements over and beyond the term for which they were rented or leased to the tenant or fails to pay the rent when it becomes due and in all cases where lands or tenements are held and occupied by any tenant at will or sufferance, whether under contract of rent or not, when the owner of the lands or tenements desires possession of the lands or tenements, the owner may, individually or by an agent, attorney in fact, or attorney at law, demand the possession of the property so rented, leased, held, or occupied. If the tenant refuses or fails to deliver possession when so demanded, the owner or the agent, attorney at law, or attorney in fact of the owner may immediately go before the judge of the superior court, the judge of the state court, or the clerk or deputy clerk of either court, or the judge or the clerk or deputy clerk of any other court with jurisdiction over the subject matter, or a magistrate in the district where the land lies and make an affidavit under oath to the facts. The affidavit may likewise be made before a notary public, subject to the same requirements for judicial approval specified in Code Section ~~18-4-61, relating to garnishment affidavits~~ 18-4-3."

**SECTION 4.**

Code Section 53-12-80 of the Official Code of Georgia Annotated, relating to spendthrift provisions, is amended by revising subsection (d) as follows:

"(d) A spendthrift provision shall not be valid as to the following claims against a beneficiary's right to a current distribution to the extent the distribution would be subject to garnishment under Article ~~2~~ 1 of Chapter 4 of Title 18 if the distribution were

disposable earnings:

- (1) Alimony or child support;
- (2) Taxes or other governmental claims;
- (3) Tort judgments;
- (4) Judgments or orders for restitution as a result of a criminal conviction of the beneficiary; or
- (5) Judgments for necessities.

The ability of a creditor or assignee to reach a beneficiary's interest under this subsection shall not apply to the extent that it would disqualify the trust as a special needs trust established pursuant to 42 U.S.C. Sections 1396p(d)(4)(A) or 1396p(d)(4)(C)."

#### **SECTION 5.**

This Act shall become effective 30 days after its approval by the Governor or 30 days after its becoming law without such approval.

#### **SECTION 6.**

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

Senators Ligon of the 3rd, Bethel of the 54th and Millar of the 40th offered the following amendment #1:

Amend substitute to SB 255 by striking on line 377 the words "Even when", all of lines 378, 379 and 380.

On the adoption of the amendment, the yeas were 16, nays 28, and the Ligon, et al. amendment #1 to the committee substitute was lost.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Cowsert	Y Jeffares	Y Stone

E Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

SB 255, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

2/9/16

I inadvertently missed the vote on SB 255 because the machine did not respond. Please reflect in the Journal that my intent was to vote "yes".

/s/ Bill Cowsert  
District 46

2/9/16

Due to business outside the Senate Chamber, I missed the vote on SB 255. Had I been present, I would have voted "yes".

/s/ Tyler Harper  
District 7

SB 307. By Senators Beach of the 21st, Williams of the 19th, Butler of the 55th, Parent of the 42nd and Gooch of the 51st:

A BILL to be entitled an Act to amend Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to erection, placement, or maintenance of unauthorized structures within rights of way of public roads and authorization of commercial advertisements by a transit agency, so as to provide for definitions relative to advertising; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Transportation offered the following substitute to SB 307:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to erection, placement, or maintenance of unauthorized structures within rights of way of public roads and authorization of commercial advertisements by a transit agency, so as to provide for definitions relative to advertising; to provide for applicability in relation to other requirements of the article; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to erection, placement, or maintenance of unauthorized structures within rights of way of public roads and authorization of commercial advertisements by a transit agency, is amended by revising paragraph (1) of subsections (d) and (g) and adding a new subsection to read as follows:

"(d)(1) As used in this subsection, the term:

(A) 'Bus shelter' means a shelter or bench located at bus stops for the convenience of passengers of public transportation systems owned and operated by governmental units or public authorities or located on county or municipality rights of way for the convenience of residents.

(B) 'Commercial advertisements' means any printed or painted signs or multiple media displays on a bus shelter for which space has been rented or leased from the owner of such shelter.

(C) 'Multiple media display' means a device by which the message, image, or text is capable of electronic alteration by movement or rotation of panels or slats."

"(g)(1) As used in this subsection, the term:

(A) 'Commercial advertisements' means any printed or painted signs or multiple ~~message signs~~ media displays on or in transit vehicles or facilities for which space has been rented or leased from the owner of such transit vehicles or facilities.

(B) 'Multiple media display' means a device by which the message, image, or text is capable of electronic alteration by movement or rotation of panels or slats.

(C) 'Transit agency' means any public agency, public corporation, or public authority existing under the laws of this state that is authorized by any general, special, or local law to provide any type of transit services within any area of this state including, but not limited to, the Department of Transportation, the Georgia Regional Transportation Authority, and the Georgia Rail Passenger Authority.

~~(D)~~ (D) 'Transit vehicles or facilities' means everything necessary and appropriate for the conveyance and convenience of passengers who utilize transit services."

"(h) Multiple media displays authorized pursuant to this Code section shall comply with the operational standards for multiple message signs provided for in Part 2 of this article but shall not be required to comply with the spacing requirements provided for in such part."

## SECTION 2.

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

Senators Shafer of the 48th and Beach of the 21st offered the following amendment #1:

*Amend the Senate Committee on Transportation substitute to SB 307 (LC 39 1194S) by deleting lines 38 and 39 and inserting in lieu thereof the following:*

but shall not be required to comply with any spacing requirements provided for in such part and multiple media displays shall not be considered in regard to the spacing requirements provided for in Code Section 32-6-75 as to the placement of any multiple message sign."

On the adoption of the amendment, there were no objections, and the Shafer, Beach amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
E Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson

Y Harper  
 Y Heath  
 Y Henson  
 Y Hill, H

Y McKoon  
 Y Millar  
 Y Miller  
 Y Mullis

Y Wilkinson  
 Y Williams, M  
 Y Williams, T

On the passage of the bill, the yeas were 53, nays 0.

SB 307, having received the requisite constitutional majority, was passed by substitute.

Senator Albers of the 56th recognized the collaboration between Shriners Hospitals for Children and the PeachCare for Kids Health Care Program, commended by SR 835, adopted previously. President Jerry Gantt addressed the Senate briefly.

Senator Williams of the 27th was excused for business outside the Senate Chamber.

The Calendar was resumed.

HB 742. By Representatives Knight of the 130th, Powell of the 171st, Harrell of the 106th, Carson of the 46th, Mosby of the 83rd and others:

A BILL to be entitled an Act to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to revise the definition of the terms "Internal Revenue Code" and "Internal Revenue Code of 1986" and thereby incorporate certain provisions of federal law into Georgia law; to change certain dates for partnerships and corporations other than Georgia Subchapter "S" corporations; to clarify certain provisions relating to statements of wages paid; to change certain dates and clarify provisions relating to annual and final compensation returns; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 32nd.

The following Fiscal Note, as required by law, was read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
 Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
 State Auditor  
 (404) 656-2174

January 21, 2016

Honorable David Knight  
 State Representative  
 228-A State Capitol  
 Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
 House Bill 742 (LC 34 4738)

Dear Representative Knight:

The bill would amend the Georgia tax code to incorporate the 2015 changes to the federal income tax code. The federal tax bills that impact state revenues include the Protecting Americans from Tax Hikes (PATH) Act of 2015, the Consolidated Appropriations Act, the Surface Transportation and Veterans Health Care Choice Improvement Act of 2015, the Slain Officer Family Support Act of 2015, and Don't Tax Our Fallen Public Safety Heroes Act. This bill adopts the changes included in the federal legislation with several exceptions, which are all contained in PATH.

Georgia State University's Fiscal Research Center (FRC) estimated that the bill would reduce state revenue by \$80 million or more annually in fiscal years 2016-2020 (see Table 1 on the next page). The FRC estimated this impact by allocating a portion of the national revenue effect to Georgia, for applicable provisions. A separate allocation factor was used to estimate the effect of each provision. Additional details of FRC's analysis are included in the appendix.

**Table 1. Projected State Revenue Effects of the HB 742/LC 34 4738**

<i>(\$millions)</i>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY2020</b>
Significant Provisions included in the revenue estimate -					
Exclusion for Discharged Home Mortgage Debt	-14.7	-9.1	-0.8	-0.0	-0.0
Mortgage Insurance premiums as deductible	-5.9	-4.8	-0.5	-0.0	-0.0
Research Tax Credit Permanently Extended	-21.0	-43.1	-45.5	-48.0	-50.7
Enhanced \$500K Section 179 Expensing made permanent*	-30.1	-46.2	-28.9	-23.1	-18.6
Other misc. items that are less than \$5 million per year	-13.3	-19.7	-12.9	-9.0	-11.3
<b>Total Revenue Effect**</b>	<b>-84.9</b>	<b>-122.9</b>	<b>-88.7</b>	<b>-80.0</b>	<b>-80.5</b>

\*For tax years beginning after 2015, the \$500K shall be adjusted for inflation

\*\*Totals may not add due to rounding

Sincerely,

/s/ Greg S. Griffin  
State Auditor

/s/ Teresa A. MacCartney, Director  
Office of Planning and Budget

### **Analysis by the Fiscal Research Center**

This bill amends the tax code of Georgia to incorporate the 2015 changes to the federal income tax code. During 2015 several federal tax bills with consequences to state revenues were signed into law. These bills include the Protecting Americans from Tax Hikes (PATH) Act of 2015, the Consolidated Appropriations Act, the Surface Transportation and Veterans Health Care Choice Improvement Act of 2015, the Slain Officer Family Support Act of 2015, and Don't Tax Our Fallen Public Safety Heroes Act. Although additional bills were also signed at the federal level in 2015, the Georgia Department of Revenue has determined that the provisions contained in these additional bills have no revenue impact to the State.

The federal legislation listed above makes a number of changes to the federal income tax code. HB 742 LC 34 4738 adopts these changes with the following exceptions, all of which are contained in PATH. First, PATH extends bonus depreciation for 2015 through 2019 and the increased \$8,000 of depreciation on passenger autos. Second, PATH also extends the expansion of the definition of section 179 property to include qualified real property for tax years beginning in 2015 and expands it further beginning in 2016. Third, PATH contains several small modifications to Section 199, the Domestic Production Activities deduction. Lastly, PATH extends the 15-year general depreciation system recovery period and 39-year alternative depreciation system recovery in effect for qualified retail improvement property.

The revenue effect of these changes on the state budget is determined by allocating that portion of the national revenue effect associated with these provisions that is applicable to Georgia. A separate allocation factor is used to estimate the effect of adopting each provision. In some cases, the appropriate share may be best represented as the ratio of capital expenditures in Georgia relative to the nation. In the case of other provisions, it may be the amount of capital gain income claimed on Georgia federal returns compared to that claimed on federal returns by all U.S. filers. The revenue effect of adopting the selected federal provisions is shown in Table 1. It should be noted that the revenue effect of adopting these provisions is larger than it has been in past years. This is because the economy is stronger and the amount of economic activity affected by these provisions has increased, and also because many of these provisions have been adopted at the federal level on a permanent basis which adds to the cost of their adoption at the state level.



The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	E Williams, M
N Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 1.

HB 742, having received the requisite constitutional majority, was passed.

Senator Hill of the 32nd moved that HB 742 be immediately transmitted to the House.

On the motion, there was no objection, and HB 742 was immediately transmitted.

Senator Cowsert of the 46th moved that the Senate adjourn until 10:00 a.m. Wednesday, February 10, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:39 a.m.

Senate Chamber, Atlanta, Georgia  
Wednesday, February 10, 2016  
Nineteenth Legislative Day

The Senate met pursuant to adjournment at 10:06 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 483. By Representatives Buckner of the 137th, Greene of the 151st, Dukes of the 154th, Caldwell of the 131st and Powell of the 171st:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the shoal bass as the official state native riverine sport fish; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 697. By Representatives Kirby of the 114th, Harden of the 148th, Caldwell of the 20th, Burns of the 159th, Jasperse of the 11th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to unsolicited merchandise, so as to require solicitors to receive from consumers affirmative assent to continued receipt of certain merchandise following a free trial before charging; to provide for remedies; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 737. By Representative Caldwell of the 131st:

A BILL to be entitled an Act to amend the Official Code of Georgia Annotated, so as to revise, modernize, correct errors or omissions in, and reenact the statutory portion of said Code, as amended, in furtherance of the work of the Code Revision Commission; to repeal portions of said Code, or Acts in amendment thereof, which have become obsolete, have been declared to be unconstitutional, or have been preempted or superseded by subsequent laws; to codify a joint resolution; to provide for other matters relating to revision, reenactment, and publication of said Code; to provide for effect in event of conflicts; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 739. By Representatives Tanner of the 9th, Dudgeon of the 25th, Brockway of the 102nd, Rice of the 95th, Harrell of the 106th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide that the state recommendation process for instructional materials and content is optional; to require a review and recommendation process for locally approved instructional materials and content; to provide for public review of proposed and approved instructional materials and content; to provide for the designation of a school system coordinator; to provide for an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 765. By Representatives Powell of the 171st, Willard of the 51st, Lott of the 122nd, Greene of the 151st, Houston of the 170th and others:

A BILL to be entitled an Act to amend Code Section 49-3-2 of the Official Code of Georgia Annotated, relating to the appointment of board members to the county departments of family and children services, so as to provide that appointments may include certain retired individuals; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

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

The following Senate legislation was introduced, read the first time and referred to committee:

SB 351. By Senators Beach of the 21st and Henson of the 41st:

A BILL to be entitled an Act to amend Part 4 of Article 1 of Chapter 18 of Title 43 of the Official Code of Georgia Annotated, relating to operation of funeral establishments and crematories, so as to change certain provisions relating to the distance certain crematories may be located in relation to residential subdivisions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

SB 352. By Senators Unterman of the 45th, Jeffares of the 17th, Mullis of the 53rd, Hufstetler of the 52nd, Kirk of the 13th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to provide consumer protection requirements for fantasy contest operators; to provide for definitions; to provide for state registration of fantasy contest operators with the Attorney General; to authorize the Attorney General to promulgate rules and regulations; to provide civil and criminal penalties for violations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

SB 353. By Senators Watson of the 1st, Martin of the 9th, Unterman of the 45th, Shafer of the 48th, Ligon, Jr. of the 3rd and others:

A BILL to be entitled an Act to amend Article 31 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, the "Charter Schools Act of 1998," so as to limit training for governing board members of charter schools to six hours per year; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 354. By Senators Jackson of the 24th, Stone of the 23rd, Mullis of the 53rd, Williams of the 19th, Shafer of the 48th and others:

A BILL to be entitled an Act to amend Code Section 48-5-7.4 of the Official Code of Georgia Annotated, relating to bona fide conservation use property,

residential transitional property, application procedures, penalties for breach of covenant, classification on tax digest, and annual report, so as to provide an exception to a breach of covenant and qualified use for bona fide conservation use property; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture and Consumer Affairs.

SB 355. By Senators Ligon, Jr. of the 3rd, McKoon of the 29th, Hill of the 6th, Williams of the 27th, Martin of the 9th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the O.C.G.A., relating to elementary and secondary education, so as to enact the "Student/Teacher Protection Act"; to end punitive testing consequences for both teachers and students related to federal, state, and locally mandated standardized assessments; to prevent truancy or referrals to the Division of Family and Children Services for absenteeism during standardized testing windows for federal, state, and locally mandated standardized assessments unless a student already has a chronic history of truancy; to provide for a short title; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SR 940. By Senators Watson of the 1st, Kirk of the 13th and Jackson of the 2nd:

A RESOLUTION encouraging Medicaid care management organizations operating in Georgia to cover certain attention deficit hyperactivity disorder medications; and for other purposes.

Referred to the Committee on Health and Human Services.

SR 941. By Senators Parent of the 42nd, Henson of the 41st, Shafer of the 48th, Hill of the 4th, Butler of the 55th and others:

A RESOLUTION recognizing Ambassador David Adelman and dedicating a bridge in his honor; and for other purposes.

Referred to the Committee on Transportation.

SR 942. By Senators Parent of the 42nd, Ligon, Jr. of the 3rd, Williams of the 27th, Albers of the 56th and Bethel of the 54th:

A RESOLUTION creating the Senate Study Committee on Townships; and for other purposes.

Referred to the Committee on Rules.

The following House legislation was read the first time and referred to committee:

HB 483. By Representatives Buckner of the 137th, Greene of the 151st, Dukes of the 154th, Caldwell of the 131st and Powell of the 171st:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the shoal bass as the official state native riverine sport fish; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

HB 697. By Representatives Kirby of the 114th, Harden of the 148th, Caldwell of the 20th, Burns of the 159th, Jasperse of the 11th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to unsolicited merchandise, so as to require solicitors to receive from consumers affirmative assent to continued receipt of certain merchandise following a free trial before charging; to provide for remedies; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture and Consumer Affairs.

HB 737. By Representative Caldwell of the 131st:

A BILL to be entitled an Act to amend the Official Code of Georgia Annotated, so as to revise, modernize, correct errors or omissions in, and reenact the statutory portion of said Code, as amended, in furtherance of the work of the Code Revision Commission; to repeal portions of said Code, or Acts in amendment thereof, which have become obsolete, have been declared to be unconstitutional, or have been preempted or superseded by subsequent laws; to codify a joint resolution; to provide for other matters relating to revision, reenactment, and publication of said Code; to provide for effect in event of conflicts; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Government Oversight.

HB 739. By Representatives Tanner of the 9th, Dudgeon of the 25th, Brockway of the 102nd, Rice of the 95th, Harrell of the 106th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide that the state recommendation process for instructional materials

and content is optional; to require a review and recommendation process for locally approved instructional materials and content; to provide for public review of proposed and approved instructional materials and content; to provide for the designation of a school system coordinator; to provide for an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

HB 765. By Representatives Powell of the 171st, Willard of the 51st, Lott of the 122nd, Greene of the 151st, Houston of the 170th and others:

A BILL to be entitled an Act to amend Code Section 49-3-2 of the Official Code of Georgia Annotated, relating to the appointment of board members to the county departments of family and children services, so as to provide that appointments may include certain retired individuals; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

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

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

Referred to the Committee on Insurance and Labor.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Banking and Financial Institutions has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 282      Do Pass by substitute

Respectfully submitted,  
Senator Jones of the 25th District, Chairman

Mr. President:

The Committee on Ethics has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 275      Do Pass by substitute

Respectfully submitted,  
Senator Burke of the 11th District, Chairman

Mr. President:

The Committee on Government Oversight has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 388      Do Pass

Respectfully submitted,  
Senator Heath of the 31st District, Chairman

Mr. President:

The Committee on Retirement has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 149      Do Pass  
SR 736      Do Pass

Respectfully submitted,  
Senator Hufstetler of the 52nd District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations (General) has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 297      Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman



The following legislation was read the second time:

SB 242	SB 248	SB 271	SB 305	SB 308	SB 314
SB 320	SR 883				

Senator Bethel of the 54th asked unanimous consent that the call of the roll be dispensed with. The consent was granted, and the roll call was dispensed with.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Harbin of the 16th introduced the chaplain of the day, Dr. Randy Valimont of Griffin, Georgia, who offered scripture reading and prayer.

Senator Wilkinson of the 50th recognized Habersham County, Georgia, on the occasion of its "Day at the Capitol 2016", commended by SR 814, adopted previously. David Foster, Chamber of Commerce Chairman of the Board, addressed the Senate briefly.

Senator Wilkinson of the 50th recognized the Georgia Young Farmers Association and declared February 10, 2016, as Young Farmers Day at the state capitol, commended by SR 822, adopted previously. President Derick Wooten addressed the Senate briefly.

Senator Shafer of the 48th introduced the doctor of the day, Dr. Indran B. Indrakrishnan.

The following resolution was read and adopted:

SR 923. By Senators Kirk of the 13th, Walker III of the 20th, Harper of the 7th, Williams of the 19th, Burke of the 11th and others:

A RESOLUTION recognizing the annual Cordele-Crisp County Fish Fry and commending Mr. Clark Henderson, Mr. Rusty Slade, Mr. Ron Cruz, Mr. Royce Reeves, and the Cordele-Crisp County Fish Fry cooking team; and for other purposes.

Senator Kirk of the 13th honored Cordele-Crisp County. Chamber of Commerce Chairman Ron Cruz addressed the Senate briefly.

Senator David Shafer, President Pro Tempore, assumed the Chair.

Senator Parent of the 42nd recognized the Emory Scholars Program, commended by SR 918, adopted previously. Jason Friedman and Julianna Joss addressed the Senate briefly.

Senator Mullis of the 53rd honored Corporal Nicholas Terry and Patrol Officer Dusty Coker, commended by SR 837, adopted previously.

Senator Unterman of the 45th recognized Georgia State University's Legislative Health Policy Certificate Program and Advanced Health Policy Institute and its instructors, commended by SR 721, adopted previously. Director Karen Minyard addressed the Senate briefly.

The following resolutions were read and adopted:

SR 934. By Senators Jones of the 25th and Jeffares of the 17th:

A RESOLUTION recognizing and commending Mr. Mack Davis on the grand occasion of his retirement; and for other purposes.

SR 935. By Senators Dugan of the 30th, Williams of the 19th, Mullis of the 53rd, Jackson of the 24th, Hill of the 4th and others:

A RESOLUTION recognizing the Georgia Association of Chamber of Commerce Executives on the occasion of its 100th anniversary; and for other purposes.

SR 936. By Senators Beach of the 21st, Mullis of the 53rd, Shafer of the 48th, Hill of the 4th and Cowser of the 46th:

A RESOLUTION recognizing and commending J. Mark Burkhalter for his dedicated service to Johns Creek and the State of Georgia; and for other purposes.

SR 937. By Senator Beach of the 21st:

A RESOLUTION commending Ms. Dorothy C. Benson as the Distinguished Older Georgian for 2016; and for other purposes.

SR 938. By Senators Henson of the 41st, Millar of the 40th, Butler of the 55th, Tate of the 38th, Parent of the 42nd and others:

A RESOLUTION honoring the life and memory of Detective Robert Shane Wilson; and for other purposes.

SR 939. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION honoring the life and memory of Mr. Edwin Charles Morris; and for other purposes.

SR 943. By Senators Walker III of the 20th, Hill of the 4th, Mullis of the 53rd, Kennedy of the 18th, Cowsert of the 46th and others:

A RESOLUTION honoring Senator Thorborn "Ross" Tolleson, Jr., for his years of service to his community, state, and nation; and for other purposes.

SR 944. By Senators Shafer of the 48th, Cowsert of the 46th, Mullis of the 53rd, Martin of the 9th, Jeffares of the 17th and others:

A RESOLUTION honoring the life and memory of Mrs. Sara Merkl Dugan; and for other purposes.

SR 945. By Senators Hill of the 4th, Orrock of the 36th, Burke of the 11th, Unterman of the 45th and Sims of the 12th:

A RESOLUTION honoring Georgia Family Connection on the occasion of its 25th anniversary; and for other purposes.

SR 946. By Senators Hill of the 4th, Williams of the 19th, Wilkinson of the 50th, Harper of the 7th and Black of the 8th:

A RESOLUTION recognizing Mr. Jim L. Gillis, Jr., for his public service to the State of Georgia; and for other purposes.

Senator Mullis of the 53rd asked unanimous consent that the following bill be withdrawn from the Senate Committee on Finance and committed to the Senate Committee on Public Safety:

SB 350. By Senators Mullis of the 53rd, Watson of the 1st, Harper of the 7th, Shafer of the 48th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of consumer fireworks, so as to dedicate moneys collected from the excise tax on the sale of consumer fireworks for trauma care, fire services, and local public safety purposes; to provide for related matters; to provide for an effective date contingent on a certain ratification of the Constitution of Georgia; to repeal conflicting laws; and for other purposes.

The consent was granted, and SB 350 was committed to the Senate Committee on Public Safety.

The following Senators were excused for business outside the Senate Chamber:

Crane of the 28th  
Heath of the 31st

Fort of the 39th  
Hill of the 6th

Harbin of the 16th

SENATE RULES CALENDAR  
WEDNESDAY, FEBRUARY 10, 2016  
NINETEENTH LEGISLATIVE DAY

HB 750 Supplemental appropriations; State Fiscal Year July 1, 2015 - June 30, 2016 (Substitute)(APPROP-4th) Ralston-7th

SB 262 Courts; when a judge, judicial officer, grand juror; may be disqualified by being related by consanguinity/affinity to a party; provisions (Substitute) (JUDY-23rd)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

HB 750. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to amend an Act making and providing appropriations for the State Fiscal Year beginning July 1, 2015, and ending June 30, 2016, known as the "General Appropriations Act," Act No. 198, approved May 12, 2015 (Ga. L. 2015, Volume One, Appendix, commencing at page 1 of 251), so as to make, provide, and change certain appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 4th.

**SENATE APPROPRIATIONS COMMITTEE SUBSTITUTE TO H.B. 750  
A BILL TO BE ENTITLED AN ACT**

To amend an Act making and providing appropriations for the State Fiscal Year beginning July 1, 2015, and ending June 30, 2016, known as the "General Appropriations Act," Act No. 198, approved May 11, 2015 (Ga. L. 2015, Volume One, Appendix, commencing at page 1 of 251), so as to make, provide, and change certain appropriations for the operation of the State government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:  
PART I**

An Act making and providing appropriations for the State Fiscal Year beginning July 1, 2015, and ending June 30, 2016, known as the "General Appropriations Act," Act No. 198, approved May 11, 2015 (Ga. L. 2015, Volume One, Appendix, commencing at Page 1 of 251), is amended by striking everything following the Part I designation up to but not including the Part II designation and by substituting in lieu thereof the following:

"The sums of money hereinafter provided are appropriated for the State Fiscal Year beginning July 1, 2015, and ending June 30, 2016, as prescribed hereinafter for such fiscal year:

**HB 750 (FY 2016A)**

	<b>Governor</b>	<b>House</b>	<b>SAC</b>
<b>Revenue Sources Available for Appropriation</b>			
TOTAL STATE FUNDS	\$22,990,473,796	\$22,990,473,796	\$22,990,473,796
State General Funds	\$19,591,798,611	\$19,591,798,611	\$19,591,798,611
Revenue Shortfall Reserve for K-12 Needs	\$204,347,430	\$204,347,430	\$204,347,430
State Motor Fuel Funds	\$1,605,915,300	\$1,605,915,300	\$1,605,915,300
Lottery Proceeds	\$1,008,098,562	\$1,008,098,562	\$1,008,098,562
Tobacco Settlement Funds	\$138,630,751	\$138,630,751	\$138,630,751
Brain & Spinal Injury Trust Fund	\$1,458,567	\$1,458,567	\$1,458,567
Nursing Home Provider Fees	\$167,969,114	\$167,969,114	\$167,969,114
Hospital Provider Fee	\$272,255,461	\$272,255,461	\$272,255,461

TOTAL FEDERAL FUNDS	\$13,394,259,624	\$13,394,259,624	\$13,394,259,624
Federal Funds Not Itemized	\$3,873,853,458	\$3,873,853,458	\$3,873,853,458
CCDF Mandatory & Matching Funds CFDA93.596	\$97,618,088	\$97,618,088	\$97,618,088
FFIND CCDF Mandatory & Matching Funds CFDA93.596	\$209,161	\$209,161	\$209,161
Child Care & Development Block Grant CFDA93.575	\$125,696,047	\$125,696,047	\$125,696,047
FFIND Child Care and Development Block Grant CFDA93.575	\$14,420,230	\$14,420,230	\$14,420,230
Community Mental Health Services Block Grant CFDA93.958	\$14,163,709	\$14,163,709	\$14,163,709
Community Services Block Grant CFDA93.569	\$16,735,414	\$16,735,414	\$16,735,414
Federal Highway Admin.-Planning & Construction CFDA20.205	\$1,526,296,548	\$1,526,296,548	\$1,526,296,548
Foster Care Title IV-E CFDA93.658	\$91,664,590	\$91,664,590	\$91,664,590
Low-Income Home Energy Assistance CFDA93.568	\$56,629,642	\$56,629,642	\$56,629,642
Maternal & Child Health Services Block Grant CFDA93.994	\$16,884,236	\$16,884,236	\$16,884,236
Medical Assistance Program CFDA93.778	\$6,789,415,903	\$6,789,415,903	\$6,789,415,903
FFIND Medical Assistance Program CFDA93.778	\$25,838	\$25,838	\$25,838
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$47,733,582	\$47,733,582	\$47,733,582
Preventive Health & Health Services Block Grant CFDA93.991	\$2,403,579	\$2,403,579	\$2,403,579
Social Services Block Grant CFDA93.667	\$52,776,023	\$52,776,023	\$52,776,023
FFIND Social Services Block Grant CFDA93.667	\$40,481,142	\$40,481,142	\$40,481,142
State Children's Insurance Program CFDA93.767	\$258,161,259	\$258,161,259	\$258,161,259
Temporary Assistance for Needy Families	\$346,126,246	\$346,126,246	\$346,126,246
Temporary Assistance for Needy Families Grant CFDA93.558	\$338,477,177	\$338,477,177	\$338,477,177
TANF Transfers to Social Services Block Grant per 42 USC 604	\$7,649,069	\$7,649,069	\$7,649,069
FFIND Temp. Assistance for Needy Families CFDA93.558	\$22,964,929	\$22,964,929	\$22,964,929
TOTAL AGENCY FUNDS	\$6,101,569,717	\$6,101,569,717	\$6,101,569,717
Contributions, Donations, and Forfeitures	\$6,323,465	\$6,323,465	\$6,323,465
Contributions, Donations, and Forfeitures Not Itemized	\$6,323,465	\$6,323,465	\$6,323,465
Reserved Fund Balances	\$5,377,237	\$5,377,237	\$5,377,237
Reserved Fund Balances Not Itemized	\$5,377,237	\$5,377,237	\$5,377,237
Interest and Investment Income	\$3,446,887	\$3,446,887	\$3,446,887
Interest and Investment Income Not Itemized	\$3,446,887	\$3,446,887	\$3,446,887
Intergovernmental Transfers	\$2,892,013,015	\$2,892,013,015	\$2,892,013,015
Hospital Authorities	\$214,057,828	\$214,057,828	\$214,057,828
University System of Georgia Research Funds	\$2,057,910,748	\$2,057,910,748	\$2,057,910,748

Intergovernmental Transfers Not Itemized	\$620,044,439	\$620,044,439	\$620,044,439
Rebates, Refunds, and Reimbursements	\$295,685,146	\$295,685,146	\$295,685,146
Rebates, Refunds, and Reimbursements Not Itemized	\$295,685,146	\$295,685,146	\$295,685,146
Royalties and Rents	\$926,735	\$926,735	\$926,735
Royalties and Rents Not Itemized	\$926,735	\$926,735	\$926,735
Sales and Services	\$2,893,479,543	\$2,893,479,543	\$2,893,479,543
Record Center Storage Fees	\$606,000	\$606,000	\$606,000
Sales and Services Not Itemized	\$671,870,544	\$671,870,544	\$671,870,544
Tuition and Fees for Higher Education	\$2,221,002,999	\$2,221,002,999	\$2,221,002,999
Sanctions, Fines, and Penalties	\$4,317,689	\$4,317,689	\$4,317,689
Sanctions, Fines, and Penalties Not Itemized	\$4,317,689	\$4,317,689	\$4,317,689
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$3,835,696,918</b>	<b>\$3,835,696,918</b>	<b>\$3,835,696,918</b>
State Funds Transfers	\$3,824,622,526	\$3,824,622,526	\$3,824,622,526
State Fund Transfers Not Itemized	\$67,894,017	\$67,894,017	\$67,894,017
Accounting System Assessments	\$20,705,128	\$20,705,128	\$20,705,128
Agency to Agency Contracts	\$15,571,579	\$15,571,579	\$15,571,579
Health Insurance Payments	\$3,234,514,653	\$3,234,514,653	\$3,234,514,653
Liability Funds	\$33,976,915	\$33,976,915	\$33,976,915
Merit System Assessments	\$11,968,216	\$11,968,216	\$11,968,216
Optional Medicaid Services Payments	\$280,857,262	\$280,857,262	\$280,857,262
Retirement Payments	\$56,712,435	\$56,712,435	\$56,712,435
Unemployment Compensation Funds	\$12,580,741	\$12,580,741	\$12,580,741
Workers Compensation Funds	\$89,841,580	\$89,841,580	\$89,841,580
Agency Funds Transfers	\$8,594,362	\$8,594,362	\$8,594,362
Agency Fund Transfers Not Itemized	\$8,594,362	\$8,594,362	\$8,594,362
Federal Funds Transfers	\$2,480,030	\$2,480,030	\$2,480,030
Federal Fund Transfers Not Itemized	\$1,850,225	\$1,850,225	\$1,850,225
FF Medical Assistance Program CFDA93.778	\$629,805	\$629,805	\$629,805
<b>TOTAL PUBLIC FUNDS</b>	<b>\$42,486,303,137</b>	<b>\$42,486,303,137</b>	<b>\$42,486,303,137</b>
<b>Changes in Fund Availability</b>			
<b>TOTAL STATE FUNDS</b>	<b>\$1,162,494,289</b>	<b>\$1,162,494,289</b>	<b>\$1,162,494,289</b>
State General Funds	\$327,442,215	\$327,442,215	\$327,442,215

Revenue Shortfall Reserve for K-12 Needs	\$204,347,430	\$204,347,430	\$204,347,430
State Motor Fuel Funds	\$602,561,509	\$602,561,509	\$602,561,509
Lottery Proceeds	\$30,326,386	\$30,326,386	\$30,326,386
Tobacco Settlement Funds	(\$2,183,251)	(\$2,183,251)	(\$2,183,251)
<b>TOTAL FEDERAL FUNDS</b>	<b>\$24,672,459</b>	<b>\$24,672,459</b>	<b>\$24,672,459</b>
Federal Funds Not Itemized	\$52,544	\$52,544	\$52,544
Foster Care Title IV-E CFDA93.658	\$12,870,542	\$12,870,542	\$12,870,542
Medical Assistance Program CFDA93.778	\$200,892,063	\$200,892,063	\$200,892,063
State Children's Insurance Program CFDA93.767	(\$167,419,719)	(\$167,419,719)	(\$167,419,719)
Temporary Assistance for Needy Families	(\$21,722,971)	(\$21,722,971)	(\$21,722,971)
Temporary Assistance for Needy Families Grant CFDA93.558	(\$21,722,971)	(\$21,722,971)	(\$21,722,971)
<b>TOTAL AGENCY FUNDS</b>	<b>\$400,000</b>	<b>\$400,000</b>	<b>\$400,000</b>
Intergovernmental Transfers	\$400,000	\$400,000	\$400,000
Intergovernmental Transfers Not Itemized	\$400,000	\$400,000	\$400,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$15,406,112</b>	<b>\$15,406,112</b>	<b>\$15,406,112</b>
State Funds Transfers	\$15,406,112	\$15,406,112	\$15,406,112
Accounting System Assessments	\$840,000	\$840,000	\$840,000
Agency to Agency Contracts	(\$25,842)	(\$25,842)	(\$25,842)
Health Insurance Payments	\$14,591,954	\$14,591,954	\$14,591,954
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,202,972,860</b>	<b>\$1,202,972,860</b>	<b>\$1,202,972,860</b>

### Reconciliation of Fund Availability to Fund Application

#### *Section 1: Georgia Senate*

<b>TOTAL STATE FUNDS</b>	\$10,770,129	\$10,770,129	\$10,770,129
State General Funds	\$10,770,129	\$10,770,129	\$10,770,129
<b>TOTAL PUBLIC FUNDS</b>	<b>\$10,770,129</b>	<b>\$10,770,129</b>	<b>\$10,770,129</b>

#### **Section Total - Continuation**

#### **Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$10,770,129	\$10,770,129	\$10,770,129
State General Funds	\$10,770,129	\$10,770,129	\$10,770,129
<b>TOTAL PUBLIC FUNDS</b>	<b>\$10,770,129</b>	<b>\$10,770,129</b>	<b>\$10,770,129</b>



**Lieutenant Governor's Office**

**Continuation Budget**

TOTAL STATE FUNDS	\$1,278,792	\$1,278,792	\$1,278,792
State General Funds	\$1,278,792	\$1,278,792	\$1,278,792
TOTAL PUBLIC FUNDS	\$1,278,792	\$1,278,792	\$1,278,792

<b>1.100 Lieutenant Governor's Office</b>	<b>Appropriation (HB 750)</b>		
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TOTAL STATE FUNDS	\$1,278,792	\$1,278,792	\$1,278,792
State General Funds	\$1,278,792	\$1,278,792	\$1,278,792
TOTAL PUBLIC FUNDS	\$1,278,792	\$1,278,792	\$1,278,792

**Secretary of the Senate's Office**

**Continuation Budget**

TOTAL STATE FUNDS	\$1,170,326	\$1,170,326	\$1,170,326
State General Funds	\$1,170,326	\$1,170,326	\$1,170,326
TOTAL PUBLIC FUNDS	\$1,170,326	\$1,170,326	\$1,170,326

<b>2.100 Secretary of the Senate's Office</b>	<b>Appropriation (HB 750)</b>		
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TOTAL STATE FUNDS	\$1,170,326	\$1,170,326	\$1,170,326
State General Funds	\$1,170,326	\$1,170,326	\$1,170,326
TOTAL PUBLIC FUNDS	\$1,170,326	\$1,170,326	\$1,170,326

**Senate**

**Continuation Budget**

TOTAL STATE FUNDS	\$7,228,476	\$7,228,476	\$7,228,476
State General Funds	\$7,228,476	\$7,228,476	\$7,228,476
TOTAL PUBLIC FUNDS	\$7,228,476	\$7,228,476	\$7,228,476

<b>3.100 Senate</b>	<b>Appropriation (HB 750)</b>		
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TOTAL STATE FUNDS	\$7,228,476	\$7,228,476	\$7,228,476
State General Funds	\$7,228,476	\$7,228,476	\$7,228,476
TOTAL PUBLIC FUNDS	\$7,228,476	\$7,228,476	\$7,228,476

**Senate Budget and Evaluation Office**

**Continuation Budget**

*The purpose of this appropriation is to provide budget development and evaluation expertise to the State Senate.*

TOTAL STATE FUNDS	\$1,092,535	\$1,092,535	\$1,092,535
State General Funds	\$1,092,535	\$1,092,535	\$1,092,535
TOTAL PUBLIC FUNDS	\$1,092,535	\$1,092,535	\$1,092,535

<b>4.100 Senate Budget and Evaluation Office</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide budget development and evaluation expertise to the State Senate.*

<b>TOTAL STATE FUNDS</b>	\$1,092,535	\$1,092,535	\$1,092,535
<b>State General Funds</b>	\$1,092,535	\$1,092,535	\$1,092,535
<b>TOTAL PUBLIC FUNDS</b>	\$1,092,535	\$1,092,535	\$1,092,535

*Section 2: Georgia House of Representatives*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$18,967,403	\$18,967,403	\$18,967,403
State General Funds	\$18,967,403	\$18,967,403	\$18,967,403
TOTAL PUBLIC FUNDS	\$18,967,403	\$18,967,403	\$18,967,403

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$18,967,403	\$18,967,403	\$18,967,403
<b>State General Funds</b>	\$18,967,403	\$18,967,403	\$18,967,403
<b>TOTAL PUBLIC FUNDS</b>	\$18,967,403	\$18,967,403	\$18,967,403

**House of Representatives**

**Continuation Budget**

TOTAL STATE FUNDS	\$18,967,403	\$18,967,403	\$18,967,403
State General Funds	\$18,967,403	\$18,967,403	\$18,967,403
TOTAL PUBLIC FUNDS	\$18,967,403	\$18,967,403	\$18,967,403

<b>5.100 House of Representatives</b>	<b>Appropriation (HB 750)</b>
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<b>TOTAL STATE FUNDS</b>	\$18,967,403	\$18,967,403	\$18,967,403
<b>State General Funds</b>	\$18,967,403	\$18,967,403	\$18,967,403
<b>TOTAL PUBLIC FUNDS</b>	\$18,967,403	\$18,967,403	\$18,967,403

**Section 3: Georgia General Assembly Joint Offices**

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$10,542,093	\$10,542,093	\$10,542,093
State General Funds	\$10,542,093	\$10,542,093	\$10,542,093
TOTAL PUBLIC FUNDS	\$10,542,093	\$10,542,093	\$10,542,093

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$10,542,093	\$10,551,249	\$10,551,249
<b>State General Funds</b>	\$10,542,093	\$10,551,249	\$10,551,249
<b>TOTAL PUBLIC FUNDS</b>	\$10,542,093	\$10,551,249	\$10,551,249

**Ancillary Activities**

*The purpose of this appropriation is to provide services for the legislative branch of government.*

**Continuation Budget**

TOTAL STATE FUNDS	\$5,777,046	\$5,777,046	\$5,777,046
State General Funds	\$5,777,046	\$5,777,046	\$5,777,046
TOTAL PUBLIC FUNDS	\$5,777,046	\$5,777,046	\$5,777,046

**6.100 Ancillary Activities**

*The purpose of this appropriation is to provide services for the legislative branch of government.*

**Appropriation (HB 750)**

<b>TOTAL STATE FUNDS</b>	\$5,777,046	\$5,777,046	\$5,777,046
<b>State General Funds</b>	\$5,777,046	\$5,777,046	\$5,777,046
<b>TOTAL PUBLIC FUNDS</b>	\$5,777,046	\$5,777,046	\$5,777,046

**Legislative Fiscal Office**

*The purpose of this appropriation is to act as the bookkeeper-comptroller for the legislative branch of government and maintain an account of legislative expenditures and commitments.*

**Continuation Budget**

TOTAL STATE FUNDS	\$1,307,716	\$1,307,716	\$1,307,716
State General Funds	\$1,307,716	\$1,307,716	\$1,307,716
TOTAL PUBLIC FUNDS	\$1,307,716	\$1,307,716	\$1,307,716

**7.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds		\$9,156	\$9,156
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**7.100 Legislative Fiscal Office** **Appropriation (HB 750)**

*The purpose of this appropriation is to act as the bookkeeper-comptroller for the legislative branch of government and maintain an account of legislative expenditures and commitments.*

<b>TOTAL STATE FUNDS</b>	\$1,307,716	\$1,316,872	\$1,316,872
<b>State General Funds</b>	\$1,307,716	\$1,316,872	\$1,316,872
<b>TOTAL PUBLIC FUNDS</b>	\$1,307,716	\$1,316,872	\$1,316,872

**Office of Legislative Counsel** **Continuation Budget**

*The purpose of this appropriation is to provide bill-drafting services, advice and counsel for members of the General Assembly.*

TOTAL STATE FUNDS	\$3,457,331	\$3,457,331	\$3,457,331
State General Funds	\$3,457,331	\$3,457,331	\$3,457,331
TOTAL PUBLIC FUNDS	\$3,457,331	\$3,457,331	\$3,457,331

**8.100 Office of Legislative Counsel** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide bill-drafting services, advice and counsel for members of the General Assembly.*

TOTAL STATE FUNDS	\$3,457,331	\$3,457,331	\$3,457,331
<b>State General Funds</b>	\$3,457,331	\$3,457,331	\$3,457,331
<b>TOTAL PUBLIC FUNDS</b>	\$3,457,331	\$3,457,331	\$3,457,331

*Section 4: Audits and Accounts, Department of*

		<b>Section Total - Continuation</b>	
TOTAL STATE FUNDS	\$34,993,596	\$34,993,596	\$34,993,596
State General Funds	\$34,993,596	\$34,993,596	\$34,993,596
TOTAL AGENCY FUNDS	\$640,000	\$640,000	\$640,000
Intergovernmental Transfers	\$640,000	\$640,000	\$640,000
Intergovernmental Transfers Not Itemized	\$640,000	\$640,000	\$640,000
TOTAL PUBLIC FUNDS	\$35,633,596	\$35,633,596	\$35,633,596

		<b>Section Total - Final</b>	
TOTAL STATE FUNDS	\$34,993,596	\$34,996,736	\$34,996,736
<b>State General Funds</b>	\$34,993,596	\$34,996,736	\$34,996,736
<b>TOTAL AGENCY FUNDS</b>	\$640,000	\$640,000	\$640,000

<b>Intergovernmental Transfers</b>	\$640,000	\$640,000	\$640,000
<b>Intergovernmental Transfers Not Itemized</b>	\$640,000	\$640,000	\$640,000
<b>TOTAL PUBLIC FUNDS</b>	\$35,633,596	\$35,636,736	\$35,636,736

**Audit and Assurance Services**

**Continuation Budget**

*The purpose of this appropriation is to provide audit and assurance services for State Agencies, Authorities, Commissions, Bureaus, and higher education systems to facilitate Auditor's reports for the State of Georgia Comprehensive Annual Financial Report, the State of Georgia Single Audit Report, and the State of Georgia Budgetary Compliance Report; to conduct audits of public school systems in Georgia; to perform special examinations and investigations; to conduct performance audits and evaluations at the request of the General Assembly; to conduct reviews of audits reports conducted by other independent auditors of local governments and non-profit organizations contracting with the State; to audit Medicaid provider claims; and to provide state financial information online to promote transparency in government.*

<b>TOTAL STATE FUNDS</b>	\$29,920,865	\$29,920,865	\$29,920,865
State General Funds	\$29,920,865	\$29,920,865	\$29,920,865
<b>TOTAL AGENCY FUNDS</b>	\$640,000	\$640,000	\$640,000
Intergovernmental Transfers	\$640,000	\$640,000	\$640,000
Intergovernmental Transfers Not Itemized	\$640,000	\$640,000	\$640,000
<b>TOTAL PUBLIC FUNDS</b>	\$30,560,865	\$30,560,865	\$30,560,865

**9.100 Audit and Assurance Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide audit and assurance services for State Agencies, Authorities, Commissions, Bureaus, and higher education systems to facilitate Auditor's reports for the State of Georgia Comprehensive Annual Financial Report, the State of Georgia Single Audit Report, and the State of Georgia Budgetary Compliance Report; to conduct audits of public school systems in Georgia; to perform special examinations and investigations; to conduct performance audits and evaluations at the request of the General Assembly; to conduct reviews of audits reports conducted by other independent auditors of local governments and non-profit organizations contracting with the State; to audit Medicaid provider claims; and to provide state financial information online to promote transparency in government.*

<b>TOTAL STATE FUNDS</b>	\$29,920,865	\$29,920,865	\$29,920,865
<b>State General Funds</b>	\$29,920,865	\$29,920,865	\$29,920,865
<b>TOTAL AGENCY FUNDS</b>	\$640,000	\$640,000	\$640,000
<b>Intergovernmental Transfers</b>	\$640,000	\$640,000	\$640,000
<b>Intergovernmental Transfers Not Itemized</b>	\$640,000	\$640,000	\$640,000
<b>TOTAL PUBLIC FUNDS</b>	\$30,560,865	\$30,560,865	\$30,560,865

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all Department programs.*

TOTAL STATE FUNDS	\$2,380,309	\$2,380,309	\$2,380,309
State General Funds	\$2,380,309	\$2,380,309	\$2,380,309
TOTAL PUBLIC FUNDS	\$2,380,309	\$2,380,309	\$2,380,309

**10.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds		\$3,140	\$3,140
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**10.100 Departmental Administration****Appropriation (HB 750)**

*The purpose of this appropriation is to provide administrative support to all Department programs.*

TOTAL STATE FUNDS	\$2,380,309	\$2,383,449	\$2,383,449
State General Funds	\$2,380,309	\$2,383,449	\$2,383,449
TOTAL PUBLIC FUNDS	\$2,380,309	\$2,383,449	\$2,383,449

**Immigration Enforcement Review Board****Continuation Budget**

*The purpose of this appropriation is to reimburse members of the Immigration Enforcement Review Board for expenses incurred in connection with the investigation and review of complaints alleging failure of public agencies or employees to properly adhere to federal and state laws related to the federal work authorization program E-Verify.*

TOTAL STATE FUNDS	\$20,000	\$20,000	\$20,000
State General Funds	\$20,000	\$20,000	\$20,000
TOTAL PUBLIC FUNDS	\$20,000	\$20,000	\$20,000

**11.100 Immigration Enforcement Review Board****Appropriation (HB 750)**

*The purpose of this appropriation is to reimburse members of the Immigration Enforcement Review Board for expenses incurred in connection with the investigation and review of complaints alleging failure of public agencies or employees to properly adhere to federal and state laws related to the federal work authorization program E-Verify.*

TOTAL STATE FUNDS	\$20,000	\$20,000	\$20,000
State General Funds	\$20,000	\$20,000	\$20,000
TOTAL PUBLIC FUNDS	\$20,000	\$20,000	\$20,000

**Legislative Services**

**Continuation Budget**

*The purpose of this appropriation is to analyze proposed legislation affecting state retirement systems for fiscal impact and review actuarial investigations and to prepare fiscal notes upon request on other legislation having a significant impact on state revenues and/or expenditures.*

TOTAL STATE FUNDS	\$252,560	\$252,560	\$252,560
State General Funds	\$252,560	\$252,560	\$252,560
TOTAL PUBLIC FUNDS	\$252,560	\$252,560	\$252,560

**12.100 Legislative Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to analyze proposed legislation affecting state retirement systems for fiscal impact and review actuarial investigations and to prepare fiscal notes upon request on other legislation having a significant impact on state revenues and/or expenditures.*

<b>TOTAL STATE FUNDS</b>	\$252,560	\$252,560	\$252,560
<b>State General Funds</b>	\$252,560	\$252,560	\$252,560
<b>TOTAL PUBLIC FUNDS</b>	\$252,560	\$252,560	\$252,560

**Statewide Equalized Adjusted Property Tax Digest**

**Continuation Budget**

*The purpose of this appropriation is to establish an equalized adjusted property tax digest for each county and for the State as a whole for use in allocating state funds for public school systems and equalizing property tax digests for collection of the State 1/4 mill; to provide the Revenue Commissioner statistical data regarding county Tax Assessor compliance with requirements for both uniformity of assessment and level of assessment; and to establish the appropriate level of assessment for centrally assessed public utility companies.*

TOTAL STATE FUNDS	\$2,419,862	\$2,419,862	\$2,419,862
State General Funds	\$2,419,862	\$2,419,862	\$2,419,862
TOTAL PUBLIC FUNDS	\$2,419,862	\$2,419,862	\$2,419,862

**13.100 Statewide Equalized Adjusted Property Tax Digest**

**Appropriation (HB 750)**

*The purpose of this appropriation is to establish an equalized adjusted property tax digest for each county and for the State as a whole for use in allocating state funds for public school systems and equalizing property tax digests for collection of the State 1/4 mill; to provide the Revenue Commissioner statistical data regarding county Tax Assessor compliance with requirements for both uniformity of assessment and level of assessment; and to establish the appropriate level of assessment for centrally assessed public utility companies.*

<b>TOTAL STATE FUNDS</b>	\$2,419,862	\$2,419,862	\$2,419,862
<b>State General Funds</b>	\$2,419,862	\$2,419,862	\$2,419,862
<b>TOTAL PUBLIC FUNDS</b>	\$2,419,862	\$2,419,862	\$2,419,862

*Section 5: Appeals, Court of*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$17,314,958	\$17,314,958	\$17,314,958
State General Funds	\$17,314,958	\$17,314,958	\$17,314,958
TOTAL AGENCY FUNDS	\$150,000	\$150,000	\$150,000
Sales and Services	\$150,000	\$150,000	\$150,000
Sales and Services Not Itemized	\$150,000	\$150,000	\$150,000
TOTAL PUBLIC FUNDS	\$17,464,958	\$17,464,958	\$17,464,958

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$18,291,421	\$18,121,874	\$18,200,022
<b>State General Funds</b>	\$18,291,421	\$18,121,874	\$18,200,022
<b>TOTAL AGENCY FUNDS</b>	\$150,000	\$150,000	\$150,000
<b>Sales and Services</b>	\$150,000	\$150,000	\$150,000
<b>Sales and Services Not Itemized</b>	\$150,000	\$150,000	\$150,000
<b>TOTAL PUBLIC FUNDS</b>	\$18,441,421	\$18,271,874	\$18,350,022

**Court of Appeals**

**Continuation Budget**

*The purpose of this appropriation is for this court to review and exercise appellate and certiorari jurisdiction pursuant to the Constitution of the State of Georgia, Art. VI, Section V, Para. III, in all cases not reserved to the Supreme Court of Georgia or conferred on other courts by law.*

TOTAL STATE FUNDS	\$17,314,958	\$17,314,958	\$17,314,958
State General Funds	\$17,314,958	\$17,314,958	\$17,314,958
TOTAL AGENCY FUNDS	\$150,000	\$150,000	\$150,000
Sales and Services	\$150,000	\$150,000	\$150,000
Sales and Services Not Itemized	\$150,000	\$150,000	\$150,000
TOTAL PUBLIC FUNDS	\$17,464,958	\$17,464,958	\$17,464,958



**14.1** *Increase funds for personnel for one additional procurement and facilities position starting April 1, 2016.*

State General Funds	\$18,297	\$0	\$0
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**14.2** *Increase funds for personnel to restore two central staff attorney positions starting April 1, 2016.*

State General Funds	\$78,148	\$0	\$78,148
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**14.3** *Increase funds for one-time funding to convert microfilm court records to a searchable PDF format.*

State General Funds	\$60,000	\$60,000	\$60,000
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**14.4** *Increase funds for personnel for one systems analyst position starting April 1, 2016.*

State General Funds	\$28,700	\$0	\$0
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**14.5** *Increase funds for personnel and operations for three new judgeships created in HB279 (2015 Session).*

State General Funds	\$724,128	\$717,883	\$717,883
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**14.6** *Increase funds for personnel to share costs for one deputy reporter position and one clerk position with the Supreme Court starting April 1, 2016. (H and S:Increase funds to share costs for one editorial assistant position with the Supreme Court)*

State General Funds	\$28,116	\$8,579	\$8,579
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**14.7** *Increase funds for personnel for one deputy court administrator/attorney position starting April 1, 2016.*

State General Funds	\$39,074	\$0	\$0
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**14.8** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds		\$917	\$917
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**14.9** *Increase funds for personnel to share costs for one assistant reporter of decisions position with the Supreme Court.*

State General Funds		\$19,537	\$19,537
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<b>14.100 Court of Appeals</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is for this court to review and exercise appellate and certiorari jurisdiction pursuant to the Constitution of the State of Georgia, Art. VI, Section V, Para. III, in all cases not reserved to the Supreme Court of Georgia or conferred on other courts by law.*

<b>TOTAL STATE FUNDS</b>	\$18,291,421	\$18,121,874	\$18,200,022
<b>State General Funds</b>	\$18,291,421	\$18,121,874	\$18,200,022
<b>TOTAL AGENCY FUNDS</b>	\$150,000	\$150,000	\$150,000

<b>Sales and Services</b>	\$150,000	\$150,000	\$150,000
<b>Sales and Services Not Itemized</b>	\$150,000	\$150,000	\$150,000
<b>TOTAL PUBLIC FUNDS</b>	\$18,441,421	\$18,271,874	\$18,350,022

**Section 6: Judicial Council**

TOTAL STATE FUNDS	\$14,427,413	\$14,427,413	\$14,427,413
State General Funds	\$14,427,413	\$14,427,413	\$14,427,413
TOTAL FEDERAL FUNDS	\$2,552,935	\$2,552,935	\$2,552,935
Federal Funds Not Itemized	\$2,552,935	\$2,552,935	\$2,552,935
TOTAL AGENCY FUNDS	\$1,144,998	\$1,144,998	\$1,144,998
Sales and Services	\$1,144,998	\$1,144,998	\$1,144,998
Sales and Services Not Itemized	\$1,144,998	\$1,144,998	\$1,144,998
<b>TOTAL PUBLIC FUNDS</b>	\$18,125,346	\$18,125,346	\$18,125,346

**Section Total - Continuation**

<b>TOTAL STATE FUNDS</b>	\$14,539,717	\$14,414,124	\$14,527,766
<b>State General Funds</b>	\$14,539,717	\$14,414,124	\$14,527,766
<b>TOTAL FEDERAL FUNDS</b>	\$2,552,935	\$2,552,935	\$2,552,935
<b>Federal Funds Not Itemized</b>	\$2,552,935	\$2,552,935	\$2,552,935
<b>TOTAL AGENCY FUNDS</b>	\$1,144,998	\$1,144,998	\$1,144,998
<b>Sales and Services</b>	\$1,144,998	\$1,144,998	\$1,144,998
<b>Sales and Services Not Itemized</b>	\$1,144,998	\$1,144,998	\$1,144,998
<b>TOTAL PUBLIC FUNDS</b>	\$18,237,650	\$18,112,057	\$18,225,699

**Section Total - Final****Council of Accountability Court Judges****Continuation Budget**

*The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, and mental health courts, as well as the Judicial Council Accountability Court Committee. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

TOTAL STATE FUNDS	\$446,319	\$446,319	\$446,319
State General Funds	\$446,319	\$446,319	\$446,319
<b>TOTAL PUBLIC FUNDS</b>	\$446,319	\$446,319	\$446,319

**15.98** *Change the name of the Accountability Courts program to the Council of Accountability Court Judges program.*  
 (G: YES)(H: YES)(S: YES)

State General Funds	\$0	\$0	\$0
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**15.99 SAC:** *The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

**House:** *The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

**Governor:** *The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

State General Funds	\$0	\$0	\$0
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<b>15.100 Council of Accountability Court Judges</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

<b>TOTAL STATE FUNDS</b>	\$446,319	\$446,319	\$446,319
<b>State General Funds</b>	\$446,319	\$446,319	\$446,319
<b>TOTAL PUBLIC FUNDS</b>	\$446,319	\$446,319	\$446,319

**Georgia Office of Dispute Resolution**

**Continuation Budget**

*The purpose of this appropriation is to oversee the state's court-connected alternative dispute resolution (ADR) services by promoting the establishment of new ADR court programs, providing support to existing programs, establishing and enforcing qualifications and ethical standards, registering ADR professionals and volunteers, providing training, administering statewide grants, and collecting statistical data to monitor program effectiveness.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$172,890	\$172,890	\$172,890
Sales and Services	\$172,890	\$172,890	\$172,890
Sales and Services Not Itemized	\$172,890	\$172,890	\$172,890
TOTAL PUBLIC FUNDS	\$172,890	\$172,890	\$172,890

<b>16.100 Georgia Office of Dispute Resolution</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to oversee the state's court-connected alternative dispute resolution (ADR) services by promoting the establishment of new ADR court programs, providing support to existing programs, establishing and enforcing qualifications and ethical standards, registering ADR professionals and volunteers, providing training, administering statewide grants, and collecting statistical data to monitor program effectiveness.*

<b>TOTAL AGENCY FUNDS</b>	\$172,890	\$172,890	\$172,890
<b>Sales and Services</b>	\$172,890	\$172,890	\$172,890
<b>Sales and Services Not Itemized</b>	\$172,890	\$172,890	\$172,890
<b>TOTAL PUBLIC FUNDS</b>	\$172,890	\$172,890	\$172,890

<b>Institute of Continuing Judicial Education</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to provide basic training and continuing education for Superior Court Judges, Juvenile Court Judges, State Court Judges, Probate Court Judges, Magistrate Court Judges, Municipal Court Judges, Superior Court Clerks, Juvenile Court Clerks, Municipal Court Clerks, and other court personnel.*

TOTAL STATE FUNDS	\$471,789	\$471,789	\$471,789
State General Funds	\$471,789	\$471,789	\$471,789
TOTAL AGENCY FUNDS	\$703,203	\$703,203	\$703,203
Sales and Services	\$703,203	\$703,203	\$703,203
Sales and Services Not Itemized	\$703,203	\$703,203	\$703,203
TOTAL PUBLIC FUNDS	\$1,174,992	\$1,174,992	\$1,174,992

**17.1** *Increase funds for personnel for one electronic media curriculum designer position to expand delivery of computer-based, online training for judges.*

State General Funds	\$13,000	\$0	\$0
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**17.100 Institute of Continuing Judicial Education** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide basic training and continuing education for Superior Court Judges, Juvenile Court Judges, State Court Judges, Probate Court Judges, Magistrate Court Judges, Municipal Court Judges, Superior Court Clerks, Juvenile Court Clerks, Municipal Court Clerks, and other court personnel.*

<b>TOTAL STATE FUNDS</b>	\$484,789	\$471,789	\$471,789
<b>State General Funds</b>	\$484,789	\$471,789	\$471,789
<b>TOTAL AGENCY FUNDS</b>	\$703,203	\$703,203	\$703,203
<b>Sales and Services</b>	\$703,203	\$703,203	\$703,203
<b>Sales and Services Not Itemized</b>	\$703,203	\$703,203	\$703,203
<b>TOTAL PUBLIC FUNDS</b>	\$1,187,992	\$1,174,992	\$1,174,992

**Judicial Council**

**Continuation Budget**

*The purpose of this appropriation is to support the Administrative Office of the Courts; to support accountability courts and the Judicial Council Accountability Court Committee; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, and the State Court Judges; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, the Commission on Interpreters, the County and Municipal Probation Advisory Council, the Georgia Commission on Family Violence, and the Children and Family Courts division; and to support the Committee on Justice for Children.*

<b>TOTAL STATE FUNDS</b>	\$12,178,882	\$12,178,882	\$12,178,882
State General Funds	\$12,178,882	\$12,178,882	\$12,178,882
<b>TOTAL FEDERAL FUNDS</b>	\$2,552,935	\$2,552,935	\$2,552,935
Federal Funds Not Itemized	\$2,552,935	\$2,552,935	\$2,552,935
<b>TOTAL AGENCY FUNDS</b>	\$268,905	\$268,905	\$268,905
Sales and Services	\$268,905	\$268,905	\$268,905
Sales and Services Not Itemized	\$268,905	\$268,905	\$268,905
<b>TOTAL PUBLIC FUNDS</b>	\$15,000,722	\$15,000,722	\$15,000,722

**18.1** *Increase funds to reflect an adjustment in the employer share of the Judicial Retirement System for the Council of State Court Judges.*

State General Funds	\$54,617	\$54,617	\$54,617
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**18.2** *Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System for the Council of State Court Judges.*

State General Funds	\$44,687	\$44,687	\$44,687
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**18.3** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds		\$1,049	\$1,049
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**18.4** *Reduce funds for personnel to meet projected expenditures.*

State General Funds		(\$113,642)	\$0
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**18.99 SAC:** *The purpose of the appropriation is to support the Administrative Office of the Courts; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, the State Court Judges, and the Georgia Council of Court Administrators; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, and the Commission on Interpreters; and to support the Committee on Justice for Children.*

**House:** *The purpose of the appropriation is to support the Administrative Office of the Courts; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, the State Court Judges, and the Georgia Council of Court Administrators; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, and the Commission on Interpreters; and to support the Committee on Justice for Children.*

**Governor:** *The purpose of the appropriation is to support the Administrative Office of the Courts; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, the State Court Judges, and the Georgia Council of Court Administrators; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, and the Commission on Interpreters; and to support the Committee on Justice for Children.*

State General Funds	\$0	\$0	\$0
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<b>18.100 Judicial Council</b>	<b>Appropriation (HB 750)</b>
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*The purpose of the appropriation is to support the Administrative Office of the Courts; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, the State Court Judges, and the Georgia Council of Court Administrators; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, and the Commission on Interpreters; and to support the Committee on Justice for Children.*

<b>TOTAL STATE FUNDS</b>	\$12,278,186	\$12,165,593	\$12,279,235
<b>State General Funds</b>	\$12,278,186	\$12,165,593	\$12,279,235
<b>TOTAL FEDERAL FUNDS</b>	\$2,552,935	\$2,552,935	\$2,552,935
<b>Federal Funds Not Itemized</b>	\$2,552,935	\$2,552,935	\$2,552,935
<b>TOTAL AGENCY FUNDS</b>	\$268,905	\$268,905	\$268,905
<b>Sales and Services</b>	\$268,905	\$268,905	\$268,905

<b>Sales and Services Not Itemized</b>	\$268,905	\$268,905	\$268,905
<b>TOTAL PUBLIC FUNDS</b>	\$15,100,026	\$14,987,433	\$15,101,075

**Judicial Qualifications Commission**

**Continuation Budget**

*The purpose of this appropriation is to investigate complaints filed against a judicial officer, impose and recommend disciplinary sanctions against any judicial officer, and when necessary, file formal charges against that officer and provide a formal trial or hearing. The purpose of this appropriation is also to produce formal and informal advisory opinions; provide training and guidance to judicial candidates regarding the Code of Judicial Conduct; and investigate allegations of unethical campaign practices.*

TOTAL STATE FUNDS	\$530,423	\$530,423	\$530,423
State General Funds	\$530,423	\$530,423	\$530,423
<b>TOTAL PUBLIC FUNDS</b>	\$530,423	\$530,423	\$530,423

<b>19.100 Judicial Qualifications Commission</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to investigate complaints filed against a judicial officer, impose and recommend disciplinary sanctions against any judicial officer, and when necessary, file formal charges against that officer and provide a formal trial or hearing. The purpose of this appropriation is also to produce formal and informal advisory opinions; provide training and guidance to judicial candidates regarding the Code of Judicial Conduct; and investigate allegations of unethical campaign practices.*

<b>TOTAL STATE FUNDS</b>	\$530,423	\$530,423	\$530,423
<b>State General Funds</b>	\$530,423	\$530,423	\$530,423
<b>TOTAL PUBLIC FUNDS</b>	\$530,423	\$530,423	\$530,423

**Resource Center**

**Continuation Budget**

*The purpose of this appropriation is to provide direct representation to death penalty sentenced inmates and to recruit and assist private attorneys to represent plaintiffs in habeas corpus proceedings.*

TOTAL STATE FUNDS	\$800,000	\$800,000	\$800,000
State General Funds	\$800,000	\$800,000	\$800,000
<b>TOTAL PUBLIC FUNDS</b>	\$800,000	\$800,000	\$800,000

<b>20.100 Resource Center</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide direct representation to death penalty sentenced inmates and to recruit and assist private attorneys to represent plaintiffs in habeas corpus proceedings.*

<b>TOTAL STATE FUNDS</b>	\$800,000	\$800,000	\$800,000
State General Funds	\$800,000	\$800,000	\$800,000
<b>TOTAL PUBLIC FUNDS</b>	\$800,000	\$800,000	\$800,000

*Section 7: Juvenile Courts*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$7,606,988	\$7,606,988	\$7,606,988
State General Funds	\$7,606,988	\$7,606,988	\$7,606,988
TOTAL FEDERAL FUNDS	\$447,456	\$447,456	\$447,456
Federal Funds Not Itemized	\$447,456	\$447,456	\$447,456
<b>TOTAL PUBLIC FUNDS</b>	\$8,054,444	\$8,054,444	\$8,054,444

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$7,606,988	\$7,606,988	\$7,606,988
State General Funds	\$7,606,988	\$7,606,988	\$7,606,988
<b>TOTAL PUBLIC FUNDS</b>	\$7,606,988	\$7,606,988	\$7,606,988

**Council of Juvenile Court Judges**

**Continuation Budget**

*The purpose of this appropriation is for the Council of Juvenile Court Judges to represent all the juvenile judges in Georgia. Jurisdiction in cases involving children includes delinquencies, status offenses, and deprivation.*

TOTAL STATE FUNDS	\$1,553,655	\$1,553,655	\$1,553,655
State General Funds	\$1,553,655	\$1,553,655	\$1,553,655
TOTAL FEDERAL FUNDS	\$447,456	\$447,456	\$447,456
Federal Funds Not Itemized	\$447,456	\$447,456	\$447,456
<b>TOTAL PUBLIC FUNDS</b>	\$2,001,111	\$2,001,111	\$2,001,111

**21.1** *Reduce funds based on projected revenues.*

Federal Funds Not Itemized	(\$447,456)	(\$447,456)	(\$447,456)
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<b>21.100 Council of Juvenile Court Judges</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is for the Council of Juvenile Court Judges to represent all the juvenile judges in Georgia. Jurisdiction in cases involving children includes delinquencies, status offenses, and deprivation.*



<b>TOTAL STATE FUNDS</b>	\$1,553,655	\$1,553,655	\$1,553,655
<b>State General Funds</b>	\$1,553,655	\$1,553,655	\$1,553,655
<b>TOTAL PUBLIC FUNDS</b>	\$1,553,655	\$1,553,655	\$1,553,655

**Grants to Counties for Juvenile Court Judges**

**Continuation Budget**

*The purpose of this appropriation is for payment of state funds to circuits to pay for juvenile court judges salaries.*

TOTAL STATE FUNDS	\$6,053,333	\$6,053,333	\$6,053,333
State General Funds	\$6,053,333	\$6,053,333	\$6,053,333
TOTAL PUBLIC FUNDS	\$6,053,333	\$6,053,333	\$6,053,333

<b>22.100 Grants to Counties for Juvenile Court Judges</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is for payment of state funds to circuits to pay for juvenile court judges salaries.*

<b>TOTAL STATE FUNDS</b>	\$6,053,333	\$6,053,333	\$6,053,333
<b>State General Funds</b>	\$6,053,333	\$6,053,333	\$6,053,333
<b>TOTAL PUBLIC FUNDS</b>	\$6,053,333	\$6,053,333	\$6,053,333

**Section 8: Prosecuting Attorneys**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$71,295,494	\$71,295,494	\$71,295,494
State General Funds	\$71,295,494	\$71,295,494	\$71,295,494
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,047,482	\$2,047,482	\$2,047,482
State Funds Transfers	\$245,355	\$245,355	\$245,355
Agency to Agency Contracts	\$245,355	\$245,355	\$245,355
Federal Funds Transfers	\$1,802,127	\$1,802,127	\$1,802,127
Federal Fund Transfers Not Itemized	\$1,802,127	\$1,802,127	\$1,802,127
TOTAL PUBLIC FUNDS	\$73,342,976	\$73,342,976	\$73,342,976

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$71,796,340	\$71,451,326	\$71,451,326
<b>State General Funds</b>	\$71,796,340	\$71,451,326	\$71,451,326
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,021,640	\$2,021,640	\$2,021,640
<b>State Funds Transfers</b>	\$219,513	\$219,513	\$219,513

<b>Agency to Agency Contracts</b>	\$219,513	\$219,513	\$219,513
<b>Federal Funds Transfers</b>	\$1,802,127	\$1,802,127	\$1,802,127
<b>Federal Fund Transfers Not Itemized</b>	\$1,802,127	\$1,802,127	\$1,802,127
<b>TOTAL PUBLIC FUNDS</b>	\$73,817,980	\$73,472,966	\$73,472,966

**Council of Superior Court Clerks****Continuation Budget**

*The purpose of this appropriation is to assist superior court clerks throughout the state in the execution of their duties and to promote and assist in the training of superior court clerks.*

TOTAL STATE FUNDS	\$185,580	\$185,580	\$185,580
State General Funds	\$185,580	\$185,580	\$185,580
TOTAL PUBLIC FUNDS	\$185,580	\$185,580	\$185,580

**23.100 Council of Superior Court Clerks****Appropriation (HB 750)**

*The purpose of this appropriation is to assist superior court clerks throughout the state in the execution of their duties and to promote and assist in the training of superior court clerks.*

TOTAL STATE FUNDS	\$185,580	\$185,580	\$185,580
State General Funds	\$185,580	\$185,580	\$185,580
TOTAL PUBLIC FUNDS	\$185,580	\$185,580	\$185,580

**District Attorneys****Continuation Budget**

*The purpose of this appropriation is for the District Attorney to represent the State of Georgia in the trial and appeal of criminal cases in the Superior Court for the judicial circuit and delinquency cases in the juvenile courts per Ga. Const., Art. VI, Sec. VIII. Para I and OCGA 15-18.*

TOTAL STATE FUNDS	\$64,578,481	\$64,578,481	\$64,578,481
State General Funds	\$64,578,481	\$64,578,481	\$64,578,481
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,047,482	\$2,047,482	\$2,047,482
State Funds Transfers	\$245,355	\$245,355	\$245,355
Agency to Agency Contracts	\$245,355	\$245,355	\$245,355
Federal Funds Transfers	\$1,802,127	\$1,802,127	\$1,802,127
Federal Fund Transfers Not Itemized	\$1,802,127	\$1,802,127	\$1,802,127
TOTAL PUBLIC FUNDS	\$66,625,963	\$66,625,963	\$66,625,963

**24.1** *Increase funds to reflect the adjustment in the employer share for district attorneys in the Judicial Retirement System from 6.98% to 12.19%.*

State General Funds	\$266,719	\$266,719	\$266,719
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**24.2** *Increase funds to provide an accountability court supplement for district attorneys for six newly established accountability courts in the following circuits per HB279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs.*

State General Funds	\$27,914	\$27,914	\$27,914
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**24.3** *Reduce funds for contracts to reflect adjustments in the contract with the Department of Human Services.*

Agency to Agency Contracts	(\$25,842)	(\$25,842)	(\$25,842)
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**24.4** *Reduce funds to reflect ADA start dates.*

State General Funds		(\$353,403)	(\$353,403)
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<b>24.100 District Attorneys</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is for the District Attorney to represent the State of Georgia in the trial and appeal of criminal cases in the Superior Court for the judicial circuit and delinquency cases in the juvenile courts per Ga. Const., Art. VI, Sec. VIII. Para I and OCGA 15-18.*

<b>TOTAL STATE FUNDS</b>	\$64,873,114	\$64,519,711	\$64,519,711
<b>State General Funds</b>	\$64,873,114	\$64,519,711	\$64,519,711
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,021,640	\$2,021,640	\$2,021,640
<b>State Funds Transfers</b>	\$219,513	\$219,513	\$219,513
<b>Agency to Agency Contracts</b>	\$219,513	\$219,513	\$219,513
<b>Federal Funds Transfers</b>	\$1,802,127	\$1,802,127	\$1,802,127
<b>Federal Fund Transfers Not Itemized</b>	\$1,802,127	\$1,802,127	\$1,802,127
<b>TOTAL PUBLIC FUNDS</b>	\$66,894,754	\$66,541,351	\$66,541,351

**Prosecuting Attorneys' Council**

**Continuation Budget**

*The purpose of this appropriation is to assist Georgia's District Attorneys and State Court Solicitors.*

TOTAL STATE FUNDS	\$6,531,433	\$6,531,433	\$6,531,433
State General Funds	\$6,531,433	\$6,531,433	\$6,531,433
TOTAL PUBLIC FUNDS	\$6,531,433	\$6,531,433	\$6,531,433

**25.1** Increase funds to reflect the adjustment in the employer share for solicitors in the Judicial Retirement System from 6.98% to 12.19%.

State General Funds	\$206,213	\$206,213	\$206,213
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**25.2** Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).

State General Funds		\$8,389	\$8,389
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<b>25.100 Prosecuting Attorneys' Council</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to assist Georgia's District Attorneys and State Court Solicitors.*

<b>TOTAL STATE FUNDS</b>	\$6,737,646	\$6,746,035	\$6,746,035
<b>State General Funds</b>	\$6,737,646	\$6,746,035	\$6,746,035
<b>TOTAL PUBLIC FUNDS</b>	\$6,737,646	\$6,746,035	\$6,746,035

**Section 9: Superior Courts**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$69,084,000	\$69,084,000	\$69,084,000
State General Funds	\$69,084,000	\$69,084,000	\$69,084,000
TOTAL AGENCY FUNDS	\$147,000	\$147,000	\$147,000
Intergovernmental Transfers	\$87,000	\$87,000	\$87,000
Intergovernmental Transfers Not Itemized	\$87,000	\$87,000	\$87,000
Sales and Services	\$60,000	\$60,000	\$60,000
Sales and Services Not Itemized	\$60,000	\$60,000	\$60,000
TOTAL PUBLIC FUNDS	\$69,231,000	\$69,231,000	\$69,231,000

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$69,198,804	\$69,152,782	\$69,153,966
<b>State General Funds</b>	\$69,198,804	\$69,152,782	\$69,153,966
<b>TOTAL AGENCY FUNDS</b>	\$147,000	\$147,000	\$147,000
<b>Intergovernmental Transfers</b>	\$87,000	\$87,000	\$87,000
<b>Intergovernmental Transfers Not Itemized</b>	\$87,000	\$87,000	\$87,000
<b>Sales and Services</b>	\$60,000	\$60,000	\$60,000
<b>Sales and Services Not Itemized</b>	\$60,000	\$60,000	\$60,000
<b>TOTAL PUBLIC FUNDS</b>	\$69,345,804	\$69,299,782	\$69,300,966

**Council of Superior Court Judges**

**Continuation Budget**

*The purpose of this appropriation is for the operations of the Council of Superior Court Judges and is to further the improvement of the Superior Court in the administration of justice through leadership, training, policy development and budgetary and fiscal administration.*

TOTAL STATE FUNDS	\$1,397,409	\$1,397,409	\$1,397,409
State General Funds	\$1,397,409	\$1,397,409	\$1,397,409
TOTAL AGENCY FUNDS	\$60,000	\$60,000	\$60,000
Sales and Services	\$60,000	\$60,000	\$60,000
Sales and Services Not Itemized	\$60,000	\$60,000	\$60,000
TOTAL PUBLIC FUNDS	\$1,457,409	\$1,457,409	\$1,457,409

**26.100 Council of Superior Court Judges**

**Appropriation (HB 750)**

*The purpose of this appropriation is for the operations of the Council of Superior Court Judges and is to further the improvement of the Superior Court in the administration of justice through leadership, training, policy development and budgetary and fiscal administration.*

<b>TOTAL STATE FUNDS</b>	\$1,397,409	\$1,397,409	\$1,397,409
<b>State General Funds</b>	\$1,397,409	\$1,397,409	\$1,397,409
<b>TOTAL AGENCY FUNDS</b>	\$60,000	\$60,000	\$60,000
<b>Sales and Services</b>	\$60,000	\$60,000	\$60,000
<b>Sales and Services Not Itemized</b>	\$60,000	\$60,000	\$60,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,457,409	\$1,457,409	\$1,457,409

**Judicial Administrative Districts**

**Continuation Budget**

*The purpose of this appropriation is to provide regional administrative support to the judges of the superior court. This support includes managing budgets, policy, procedure, and providing a liaison between local and state courts.*

TOTAL STATE FUNDS	\$2,550,051	\$2,550,051	\$2,550,051
State General Funds	\$2,550,051	\$2,550,051	\$2,550,051
TOTAL AGENCY FUNDS	\$87,000	\$87,000	\$87,000
Intergovernmental Transfers	\$87,000	\$87,000	\$87,000
Intergovernmental Transfers Not Itemized	\$87,000	\$87,000	\$87,000
TOTAL PUBLIC FUNDS	\$2,637,051	\$2,637,051	\$2,637,051

**27.1** *Increase funds to adjust for rising costs and to support new judgeships and accountability courts.*

State General Funds	\$56,536	\$14,134	\$6,000
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**27.100 Judicial Administrative Districts****Appropriation (HB 750)**

*The purpose of this appropriation is to provide regional administrative support to the judges of the superior court. This support includes managing budgets, policy, procedure, and providing a liaison between local and state courts.*

<b>TOTAL STATE FUNDS</b>	\$2,606,587	\$2,564,185	\$2,556,051
<b>State General Funds</b>	\$2,606,587	\$2,564,185	\$2,556,051
<b>TOTAL AGENCY FUNDS</b>	\$87,000	\$87,000	\$87,000
<b>Intergovernmental Transfers</b>	\$87,000	\$87,000	\$87,000
<b>Intergovernmental Transfers Not Itemized</b>	\$87,000	\$87,000	\$87,000
<b>TOTAL PUBLIC FUNDS</b>	\$2,693,587	\$2,651,185	\$2,643,051

**Superior Court Judges****Continuation Budget**

*The purpose of this appropriation is to enable Georgia's Superior Courts to be the general jurisdiction trial court and exercise exclusive, constitutional authority over felony cases, divorce, equity and cases regarding title to land, provided that law clerks over the fifty provided by law are to be allocated back to the circuits by caseload ranks.*

TOTAL STATE FUNDS	\$65,136,540	\$65,136,540	\$65,136,540
State General Funds	\$65,136,540	\$65,136,540	\$65,136,540
TOTAL PUBLIC FUNDS	\$65,136,540	\$65,136,540	\$65,136,540

**28.1** *Increase funds to provide a supplement to Superior Court judges in seven circuits with newly established accountability courts per HB279 (2015 Session). (H:Increase funds to provide an accountability court supplement for district attorneys for six newly established accountability courts in the following circuits per HB279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs)(S:Increase funds to provide an accountability court supplement for Superior Court judges for seven newly established accountability courts in the following circuits per HB279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, Toombs, and South Georgia)*

State General Funds	\$88,518	\$79,200	\$88,518
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**28.2** *Eliminate funds for the initial equipment set-up of the Coweta and Waycross judgeships created in HB742 (2014 Session).*

State General Funds	(\$30,250)	(\$30,250)	(\$30,250)
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**28.3** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$5,698	\$5,698
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<b>28.100 Superior Court Judges</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to enable Georgia's Superior Courts to be the general jurisdiction trial court and exercise exclusive, constitutional authority over felony cases, divorce, equity and cases regarding title to land, provided that law clerks over the fifty provided by law are to be allocated back to the circuits by caseload ranks.*

<b>TOTAL STATE FUNDS</b>	\$65,194,808	\$65,191,188	\$65,200,506
<b>State General Funds</b>	\$65,194,808	\$65,191,188	\$65,200,506
<b>TOTAL PUBLIC FUNDS</b>	\$65,194,808	\$65,191,188	\$65,200,506

**Section 10: Supreme Court**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$10,312,655	\$10,312,655	\$10,312,655
State General Funds	\$10,312,655	\$10,312,655	\$10,312,655
TOTAL AGENCY FUNDS	\$1,859,823	\$1,859,823	\$1,859,823
Sales and Services	\$1,859,823	\$1,859,823	\$1,859,823
Sales and Services Not Itemized	\$1,859,823	\$1,859,823	\$1,859,823
<b>TOTAL PUBLIC FUNDS</b>	\$12,172,478	\$12,172,478	\$12,172,478

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$10,412,383	\$10,359,796	\$10,369,946
<b>State General Funds</b>	\$10,412,383	\$10,359,796	\$10,369,946
<b>TOTAL AGENCY FUNDS</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>Sales and Services</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>Sales and Services Not Itemized</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>TOTAL PUBLIC FUNDS</b>	\$12,272,206	\$12,219,619	\$12,229,769

**Supreme Court of Georgia**

**Continuation Budget**

*The purpose of this appropriation is to support the Supreme Court of Georgia which exercises exclusive appellate jurisdiction in all cases involving: the construction of a treaty, the Constitution of the State of Georgia or of the United States, the constitutionality of a law, ordinance, or constitutional provision that has been drawn in question, and all cases of election contest per Ga. Const. Art. VI,*

*Section VI, Para. II. The purpose of this appropriation is also to support the Supreme Court of Georgia in its exercise of jurisdiction in cases per Ga. Const. Art. VI, Section VI, Para. III and its administration of the Bar Exam and oversight of the Office of Reporter of Decisions.*

TOTAL STATE FUNDS	\$10,312,655	\$10,312,655	\$10,312,655
State General Funds	\$10,312,655	\$10,312,655	\$10,312,655
TOTAL AGENCY FUNDS	\$1,859,823	\$1,859,823	\$1,859,823
Sales and Services	\$1,859,823	\$1,859,823	\$1,859,823
Sales and Services Not Itemized	\$1,859,823	\$1,859,823	\$1,859,823
TOTAL PUBLIC FUNDS	\$12,172,478	\$12,172,478	\$12,172,478

**29.1** *Increase funds for annual maintenance costs for trial court records in the case management system.*

State General Funds	\$20,000	\$20,000	\$20,000
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**29.2** *Increase funds for personnel for one systems analyst position starting April 1, 2016.*

State General Funds	\$28,700	\$0	\$0
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**29.3** *Increase funds for per diem rate and commute mileage for justices.*

State General Funds	\$10,150	\$0	\$10,150
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**29.4** *Increase funds for personnel to share costs for one assistant reporter of decisions position with the Court of Appeals starting April 1, 2016.*

State General Funds	\$19,537	\$19,537	\$19,537
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**29.5** *Increase funds for personnel to share costs for one editorial assistant position with the Court of Appeals starting April 1, 2016.*

State General Funds	\$8,579	\$8,579	\$8,579
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**29.6** *Increase funds for rent, information technology, supplies, and publication costs.*

State General Funds	\$12,762	\$12,762	\$12,762
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**29.7** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds		\$725	\$725
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**29.8** *Reduce funds to reflect case management position start date.*

State General Funds		(\$14,462)	(\$14,462)
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**29.100 Supreme Court of Georgia** **Appropriation (HB 750)**

*The purpose of this appropriation is to support the Supreme Court of Georgia which exercises exclusive appellate jurisdiction in all cases involving: the construction of a treaty, the Constitution of the State of Georgia or of the United States, the constitutionality of a law, ordinance, or constitutional provision that has been drawn in question, and all cases of election contest per Ga. Const. Art. VI, Section VI, Para. II. The purpose of this appropriation is also to support the Supreme Court of Georgia in its exercise of jurisdiction in cases per Ga. Const. Art. VI, Section VI, Para. III and its administration of the Bar Exam and oversight of the Office of Reporter of Decisions.*

<b>TOTAL STATE FUNDS</b>	\$10,412,383	\$10,359,796	\$10,369,946
<b>State General Funds</b>	\$10,412,383	\$10,359,796	\$10,369,946
<b>TOTAL AGENCY FUNDS</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>Sales and Services</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>Sales and Services Not Itemized</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>TOTAL PUBLIC FUNDS</b>	\$12,272,206	\$12,219,619	\$12,229,769

*Section 11: Accounting Office, State*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$7,703,544	\$7,703,544	\$7,703,544
State General Funds	\$7,703,544	\$7,703,544	\$7,703,544
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$20,450,051	\$20,450,051	\$20,450,051
State Funds Transfers	\$20,450,051	\$20,450,051	\$20,450,051
Accounting System Assessments	\$19,865,128	\$19,865,128	\$19,865,128
Agency to Agency Contracts	\$584,923	\$584,923	\$584,923
TOTAL PUBLIC FUNDS	\$28,153,595	\$28,153,595	\$28,153,595

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$7,703,886	\$7,703,886	\$7,703,886
<b>State General Funds</b>	\$7,703,886	\$7,703,886	\$7,703,886
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$21,290,051	\$21,290,051	\$21,290,051
<b>State Funds Transfers</b>	\$21,290,051	\$21,290,051	\$21,290,051
<b>Accounting System Assessments</b>	\$20,705,128	\$20,705,128	\$20,705,128
<b>Agency to Agency Contracts</b>	\$584,923	\$584,923	\$584,923
<b>TOTAL PUBLIC FUNDS</b>	\$28,993,937	\$28,993,937	\$28,993,937

**State Accounting Office****Continuation Budget**

*The purpose of this appropriation is to prescribe statewide accounting policies, procedures and practices, to provide financial management leadership to state agencies, to prepare and provide annual financial statements, and other statutory or regulatory reports, to develop and maintain the state's financial and human capital management systems, and to improve the accountability and efficiency of various financial and operational processes.*

TOTAL STATE FUNDS	\$4,378,948	\$4,378,948	\$4,378,948
State General Funds	\$4,378,948	\$4,378,948	\$4,378,948
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$20,450,051	\$20,450,051	\$20,450,051
State Funds Transfers	\$20,450,051	\$20,450,051	\$20,450,051
Accounting System Assessments	\$19,865,128	\$19,865,128	\$19,865,128
Agency to Agency Contracts	\$584,923	\$584,923	\$584,923
TOTAL PUBLIC FUNDS	\$24,828,999	\$24,828,999	\$24,828,999

**30.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$342	\$342	\$342
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**30.2** *Increase funds to recognize additional revenue from TeamWorks billings to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

Accounting System Assessments	\$840,000	\$840,000	\$840,000
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**30.100 State Accounting Office****Appropriation (HB 750)**

*The purpose of this appropriation is to prescribe statewide accounting policies, procedures and practices, to provide financial management leadership to state agencies, to prepare and provide annual financial statements, and other statutory or regulatory reports, to develop and maintain the state's financial and human capital management systems, and to improve the accountability and efficiency of various financial and operational processes.*

TOTAL STATE FUNDS	\$4,379,290	\$4,379,290	\$4,379,290
State General Funds	\$4,379,290	\$4,379,290	\$4,379,290
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$21,290,051	\$21,290,051	\$21,290,051
State Funds Transfers	\$21,290,051	\$21,290,051	\$21,290,051
Accounting System Assessments	\$20,705,128	\$20,705,128	\$20,705,128
Agency to Agency Contracts	\$584,923	\$584,923	\$584,923
TOTAL PUBLIC FUNDS	\$25,669,341	\$25,669,341	\$25,669,341

**Government Transparency and Campaign Finance Commission,  
Georgia**

**Continuation Budget**

*The purpose of this appropriation is to protect the integrity of the democratic process and ensure compliance by candidates, public officials, non-candidate campaign committees, lobbyists and vendors with Georgia's Campaign and Financial Disclosure requirements.*

TOTAL STATE FUNDS	\$2,637,624	\$2,637,624	\$2,637,624
State General Funds	\$2,637,624	\$2,637,624	\$2,637,624
TOTAL PUBLIC FUNDS	\$2,637,624	\$2,637,624	\$2,637,624

<b>31.100 Government Transparency and Campaign Finance Commission, Georgia</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to protect the integrity of the democratic process and ensure compliance by candidates, public officials, non-candidate campaign committees, lobbyists and vendors with Georgia's Campaign and Financial Disclosure requirements.*

<b>TOTAL STATE FUNDS</b>	\$2,637,624	\$2,637,624	\$2,637,624
<b>State General Funds</b>	\$2,637,624	\$2,637,624	\$2,637,624
<b>TOTAL PUBLIC FUNDS</b>	\$2,637,624	\$2,637,624	\$2,637,624

**Georgia State Board of Accountancy**

**Continuation Budget**

*The purpose of this appropriation is to protect public financial, fiscal, and economic interests by licensing certified public accountants and public accountancy firms; regulating public accountancy practices; and investigating complaints and taking appropriate legal and disciplinary actions when warranted.*

TOTAL STATE FUNDS	\$686,972	\$686,972	\$686,972
State General Funds	\$686,972	\$686,972	\$686,972
TOTAL PUBLIC FUNDS	\$686,972	\$686,972	\$686,972

<b>32.100 Georgia State Board of Accountancy</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to protect public financial, fiscal, and economic interests by licensing certified public accountants and public accountancy firms; regulating public accountancy practices; and investigating complaints and taking appropriate legal and disciplinary actions when warranted.*

<b>TOTAL STATE FUNDS</b>	\$686,972	\$686,972	\$686,972
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<b>State General Funds</b>	\$686,972	\$686,972	\$686,972
<b>TOTAL PUBLIC FUNDS</b>	\$686,972	\$686,972	\$686,972

*Section 12: Administrative Services, Department of*

TOTAL STATE FUNDS	\$4,170,953	\$4,170,953	\$4,170,953
State General Funds	\$4,170,953	\$4,170,953	\$4,170,953
TOTAL AGENCY FUNDS	\$23,508,958	\$23,508,958	\$23,508,958
Interest and Investment Income	\$3,106,887	\$3,106,887	\$3,106,887
Interest and Investment Income Not Itemized	\$3,106,887	\$3,106,887	\$3,106,887
Intergovernmental Transfers	\$36,000	\$36,000	\$36,000
Intergovernmental Transfers Not Itemized	\$36,000	\$36,000	\$36,000
Rebates, Refunds, and Reimbursements	\$16,819,462	\$16,819,462	\$16,819,462
Rebates, Refunds, and Reimbursements Not Itemized	\$16,819,462	\$16,819,462	\$16,819,462
Sales and Services	\$3,546,609	\$3,546,609	\$3,546,609
Sales and Services Not Itemized	\$3,546,609	\$3,546,609	\$3,546,609
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$175,837,265	\$175,837,265	\$175,837,265
State Funds Transfers	\$175,837,265	\$175,837,265	\$175,837,265
State Fund Transfers Not Itemized	\$27,469,813	\$27,469,813	\$27,469,813
Liability Funds	\$33,976,915	\$33,976,915	\$33,976,915
Merit System Assessments	\$11,968,216	\$11,968,216	\$11,968,216
Unemployment Compensation Funds	\$12,580,741	\$12,580,741	\$12,580,741
Workers Compensation Funds	\$89,841,580	\$89,841,580	\$89,841,580
TOTAL PUBLIC FUNDS	\$203,517,176	\$203,517,176	\$203,517,176

**Section Total - Continuation**

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$5,170,953	\$5,170,953	\$5,170,953
<b>State General Funds</b>	\$5,170,953	\$5,170,953	\$5,170,953
<b>TOTAL AGENCY FUNDS</b>	\$23,508,958	\$23,508,958	\$23,508,958
<b>Interest and Investment Income</b>	\$3,106,887	\$3,106,887	\$3,106,887
<b>Interest and Investment Income Not Itemized</b>	\$3,106,887	\$3,106,887	\$3,106,887
<b>Intergovernmental Transfers</b>	\$36,000	\$36,000	\$36,000
<b>Intergovernmental Transfers Not Itemized</b>	\$36,000	\$36,000	\$36,000

<b>Rebates, Refunds, and Reimbursements</b>	\$16,819,462	\$16,819,462	\$16,819,462
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$16,819,462	\$16,819,462	\$16,819,462
<b>Sales and Services</b>	\$3,546,609	\$3,546,609	\$3,546,609
<b>Sales and Services Not Itemized</b>	\$3,546,609	\$3,546,609	\$3,546,609
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$175,837,265	\$175,837,265	\$175,837,265
<b>State Funds Transfers</b>	\$175,837,265	\$175,837,265	\$175,837,265
<b>State Fund Transfers Not Itemized</b>	\$27,469,813	\$27,469,813	\$27,469,813
<b>Liability Funds</b>	\$33,976,915	\$33,976,915	\$33,976,915
<b>Merit System Assessments</b>	\$11,968,216	\$11,968,216	\$11,968,216
<b>Unemployment Compensation Funds</b>	\$12,580,741	\$12,580,741	\$12,580,741
<b>Workers Compensation Funds</b>	\$89,841,580	\$89,841,580	\$89,841,580
<b>TOTAL PUBLIC FUNDS</b>	\$204,517,176	\$204,517,176	\$204,517,176

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all department programs.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$3,826,910	\$3,826,910	\$3,826,910
Intergovernmental Transfers	\$36,000	\$36,000	\$36,000
Intergovernmental Transfers Not Itemized	\$36,000	\$36,000	\$36,000
Rebates, Refunds, and Reimbursements	\$3,351,252	\$3,351,252	\$3,351,252
Rebates, Refunds, and Reimbursements Not Itemized	\$3,351,252	\$3,351,252	\$3,351,252
Sales and Services	\$439,658	\$439,658	\$439,658
Sales and Services Not Itemized	\$439,658	\$439,658	\$439,658
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,938,823	\$1,938,823	\$1,938,823
State Funds Transfers	\$1,938,823	\$1,938,823	\$1,938,823
State Fund Transfers Not Itemized	\$810,846	\$810,846	\$810,846
Merit System Assessments	\$1,127,977	\$1,127,977	\$1,127,977
TOTAL PUBLIC FUNDS	\$5,765,733	\$5,765,733	\$5,765,733

**33.100 Departmental Administration**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide administrative support to all department programs.*

<b>TOTAL AGENCY FUNDS</b>	\$3,826,910	\$3,826,910	\$3,826,910
<b>Intergovernmental Transfers</b>	\$36,000	\$36,000	\$36,000
<b>Intergovernmental Transfers Not Itemized</b>	\$36,000	\$36,000	\$36,000
<b>Rebates, Refunds, and Reimbursements</b>	\$3,351,252	\$3,351,252	\$3,351,252
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$3,351,252	\$3,351,252	\$3,351,252
<b>Sales and Services</b>	\$439,658	\$439,658	\$439,658
<b>Sales and Services Not Itemized</b>	\$439,658	\$439,658	\$439,658
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,938,823	\$1,938,823	\$1,938,823
<b>State Funds Transfers</b>	\$1,938,823	\$1,938,823	\$1,938,823
<b>State Fund Transfers Not Itemized</b>	\$810,846	\$810,846	\$810,846
<b>Merit System Assessments</b>	\$1,127,977	\$1,127,977	\$1,127,977
<b>TOTAL PUBLIC FUNDS</b>	\$5,765,733	\$5,765,733	\$5,765,733

**Fleet Management**

**Continuation Budget**

*The purpose of this appropriation is to provide and manage a fuel card program for state and local governments, to implement the Motor Vehicle Contract Maintenance Program to provide repairs, roadside assistance, and maintenance for state and local government fleets, and to establish a motor pool for traveling state employees.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$1,126,977	\$1,126,977	\$1,126,977
Rebates, Refunds, and Reimbursements	\$1,126,977	\$1,126,977	\$1,126,977
Rebates, Refunds, and Reimbursements Not Itemized	\$1,126,977	\$1,126,977	\$1,126,977
TOTAL PUBLIC FUNDS	\$1,126,977	\$1,126,977	\$1,126,977

**34.100 Fleet Management**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide and manage a fuel card program for state and local governments, to implement the Motor Vehicle Contract Maintenance Program to provide repairs, roadside assistance, and maintenance for state and local government fleets, and to establish a motor pool for traveling state employees.*

<b>TOTAL AGENCY FUNDS</b>	\$1,126,977	\$1,126,977	\$1,126,977
<b>Rebates, Refunds, and Reimbursements</b>	\$1,126,977	\$1,126,977	\$1,126,977
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$1,126,977	\$1,126,977	\$1,126,977
<b>TOTAL PUBLIC FUNDS</b>	\$1,126,977	\$1,126,977	\$1,126,977

**Human Resources Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide centralized services for statewide human resources in support of state agencies, the State Personnel Board, and employees; develop human resource policies, create job descriptions and classification, develop fair and consistent compensation practices, and administer the employee benefits program.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$10,840,239	\$10,840,239	\$10,840,239
State Funds Transfers	\$10,840,239	\$10,840,239	\$10,840,239
Merit System Assessments	\$10,840,239	\$10,840,239	\$10,840,239
TOTAL PUBLIC FUNDS	\$10,840,239	\$10,840,239	\$10,840,239

**35.100 Human Resources Administration**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide centralized services for statewide human resources in support of state agencies, the State Personnel Board, and employees; develop human resource policies, create job descriptions and classification, develop fair and consistent compensation practices, and administer the employee benefits program.*

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$10,840,239	\$10,840,239	\$10,840,239
<b>State Funds Transfers</b>	\$10,840,239	\$10,840,239	\$10,840,239
<b>Merit System Assessments</b>	\$10,840,239	\$10,840,239	\$10,840,239
<b>TOTAL PUBLIC FUNDS</b>	\$10,840,239	\$10,840,239	\$10,840,239

**Risk Management**

**Continuation Budget**

*The purpose of this appropriation is to administer a liability insurance program to protect state government and employees from work-related claims, to provide indemnification funds for public officers and public school personnel in case of disability or death, to identify and control risks and hazards to minimize loss, to insure state-owned buildings and property against damage or destruction, to partner with the Department of Labor in administering unemployment claims, and to administer the Workers' Compensation Program.*

TOTAL STATE FUNDS	\$430,000	\$430,000	\$430,000
State General Funds	\$430,000	\$430,000	\$430,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$161,757,398	\$161,757,398	\$161,757,398
State Funds Transfers	\$161,757,398	\$161,757,398	\$161,757,398

State Fund Transfers Not Itemized	\$25,358,162	\$25,358,162	\$25,358,162
Liability Funds	\$33,976,915	\$33,976,915	\$33,976,915
Unemployment Compensation Funds	\$12,580,741	\$12,580,741	\$12,580,741
Workers Compensation Funds	\$89,841,580	\$89,841,580	\$89,841,580
<b>TOTAL PUBLIC FUNDS</b>	<b>\$162,187,398</b>	<b>\$162,187,398</b>	<b>\$162,187,398</b>

<b>36.100 Risk Management</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to administer a liability insurance program to protect state government and employees from work-related claims, to provide indemnification funds for public officers and public school personnel in case of disability or death, to identify and control risks and hazards to minimize loss, to insure state-owned buildings and property against damage or destruction, to partner with the Department of Labor in administering unemployment claims, and to administer the Workers' Compensation Program.*

<b>TOTAL STATE FUNDS</b>	\$430,000	\$430,000	\$430,000
<b>State General Funds</b>	\$430,000	\$430,000	\$430,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$161,757,398	\$161,757,398	\$161,757,398
<b>State Funds Transfers</b>	\$161,757,398	\$161,757,398	\$161,757,398
<b>State Fund Transfers Not Itemized</b>	\$25,358,162	\$25,358,162	\$25,358,162
<b>Liability Funds</b>	\$33,976,915	\$33,976,915	\$33,976,915
<b>Unemployment Compensation Funds</b>	\$12,580,741	\$12,580,741	\$12,580,741
<b>Workers Compensation Funds</b>	\$89,841,580	\$89,841,580	\$89,841,580
<b>TOTAL PUBLIC FUNDS</b>	<b>\$162,187,398</b>	<b>\$162,187,398</b>	<b>\$162,187,398</b>

**State Purchasing**

**Continuation Budget**

*The purpose of this appropriation is to publicize government contract opportunities on the Georgia Procurement Registry; to maintain a comprehensive listing of all agency contracts; to manage bids, Requests For Proposals, and Requests For Quotes; to provide and oversee Purchasing Cards; to conduct reverse auctions for non-construction goods and services valued above \$100,000; to leverage the state's purchasing power in obtaining contracts; to train vendors seeking contract opportunities; and to certify Small and/or Minority Business Vendors.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
<b>TOTAL AGENCY FUNDS</b>	<b>\$12,196,233</b>	<b>\$12,196,233</b>	<b>\$12,196,233</b>
Rebates, Refunds, and Reimbursements	\$12,196,233	\$12,196,233	\$12,196,233



Rebates, Refunds, and Reimbursements Not Itemized	\$12,196,233	\$12,196,233	\$12,196,233
<b>TOTAL PUBLIC FUNDS</b>	<b>\$12,196,233</b>	<b>\$12,196,233</b>	<b>\$12,196,233</b>

<b>37.100 State Purchasing</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to publicize government contract opportunities on the Georgia Procurement Registry; to maintain a comprehensive listing of all agency contracts; to manage bids, Requests For Proposals, and Requests For Quotes; to provide and oversee Purchasing Cards; to conduct reverse auctions for non-construction goods and services valued above \$100,000; to leverage the state's purchasing power in obtaining contracts; to train vendors seeking contract opportunities; and to certify Small and/or Minority Business Vendors.*

<b>TOTAL AGENCY FUNDS</b>	\$12,196,233	\$12,196,233	\$12,196,233
<b>Rebates, Refunds, and Reimbursements</b>	\$12,196,233	\$12,196,233	\$12,196,233
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$12,196,233	\$12,196,233	\$12,196,233
<b>TOTAL PUBLIC FUNDS</b>	<b>\$12,196,233</b>	<b>\$12,196,233</b>	<b>\$12,196,233</b>

**Surplus Property**

**Continuation Budget**

*The purpose of this appropriation is to reduce cost through maximization of the useful life of state-owned equipment and redistribution of property to state and local governments, qualifying non-profits, and to the public through auction.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$1,643,951	\$1,643,951	\$1,643,951
Sales and Services	\$1,643,951	\$1,643,951	\$1,643,951
Sales and Services Not Itemized	\$1,643,951	\$1,643,951	\$1,643,951
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,643,951</b>	<b>\$1,643,951</b>	<b>\$1,643,951</b>

<b>38.100 Surplus Property</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to reduce cost through maximization of the useful life of state-owned equipment and redistribution of property to state and local governments, qualifying non-profits, and to the public through auction.*

<b>TOTAL AGENCY FUNDS</b>	\$1,643,951	\$1,643,951	\$1,643,951
<b>Sales and Services</b>	\$1,643,951	\$1,643,951	\$1,643,951
<b>Sales and Services Not Itemized</b>	\$1,643,951	\$1,643,951	\$1,643,951
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,643,951</b>	<b>\$1,643,951</b>	<b>\$1,643,951</b>

**Certificate of Need Appeal Panel**

**Continuation Budget**

*The purpose of this appropriation is to review decisions made by the Department of Community Health on Certificate of Need applications.*

TOTAL STATE FUNDS	\$39,506	\$39,506	\$39,506
State General Funds	\$39,506	\$39,506	\$39,506
TOTAL PUBLIC FUNDS	\$39,506	\$39,506	\$39,506

<b>39.100 Certificate of Need Appeal Panel</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to review decisions made by the Department of Community Health on Certificate of Need applications.*

<b>TOTAL STATE FUNDS</b>	\$39,506	\$39,506	\$39,506
<b>State General Funds</b>	\$39,506	\$39,506	\$39,506
<b>TOTAL PUBLIC FUNDS</b>	\$39,506	\$39,506	\$39,506

**Administrative Hearings, Office of State**

**Continuation Budget**

*The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies, and to create and provide necessary funding for an independent trial court with concurrent jurisdiction with the superior courts of Georgia which will address tax disputes involving the Department of Revenue.*

TOTAL STATE FUNDS	\$3,007,250	\$3,007,250	\$3,007,250
State General Funds	\$3,007,250	\$3,007,250	\$3,007,250
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,300,805	\$1,300,805	\$1,300,805
State Funds Transfers	\$1,300,805	\$1,300,805	\$1,300,805
State Fund Transfers Not Itemized	\$1,300,805	\$1,300,805	\$1,300,805
TOTAL PUBLIC FUNDS	\$4,308,055	\$4,308,055	\$4,308,055

**40.99 SAC:** *The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies.*

**House:** *The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies.*

**Governor:** *The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies.*

State General Funds	\$0	\$0	\$0
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**40.100 Administrative Hearings, Office of State** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies.*

<b>TOTAL STATE FUNDS</b>	\$3,007,250	\$3,007,250	\$3,007,250
<b>State General Funds</b>	\$3,007,250	\$3,007,250	\$3,007,250
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,300,805	\$1,300,805	\$1,300,805
<b>State Funds Transfers</b>	\$1,300,805	\$1,300,805	\$1,300,805
<b>State Fund Transfers Not Itemized</b>	\$1,300,805	\$1,300,805	\$1,300,805
<b>TOTAL PUBLIC FUNDS</b>	\$4,308,055	\$4,308,055	\$4,308,055

**State Treasurer, Office of the**

**Continuation Budget**

*The purpose of this appropriation is to set cash management policies for state agencies; assist agencies with bank services and accounts; monitor agency deposits and disbursement patterns; to invest funds for state and local entities; to track warrants, fund agency allotments, and pay state debt service; and to manage state revenue collections; and to manage the Path2College 529 Plan.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
<b>TOTAL AGENCY FUNDS</b>	\$4,714,887	\$4,714,887	\$4,714,887
Interest and Investment Income	\$3,106,887	\$3,106,887	\$3,106,887
Interest and Investment Income Not Itemized	\$3,106,887	\$3,106,887	\$3,106,887
Rebates, Refunds, and Reimbursements	\$145,000	\$145,000	\$145,000
Rebates, Refunds, and Reimbursements Not Itemized	\$145,000	\$145,000	\$145,000
Sales and Services	\$1,463,000	\$1,463,000	\$1,463,000
Sales and Services Not Itemized	\$1,463,000	\$1,463,000	\$1,463,000
<b>TOTAL PUBLIC FUNDS</b>	\$4,714,887	\$4,714,887	\$4,714,887

**41.100 State Treasurer, Office of the** **Appropriation (HB 750)**

*The purpose of this appropriation is to set cash management policies for state agencies; assist agencies with bank services and accounts; monitor agency deposits and disbursement patterns; to invest funds for state and local entities; to track warrants, fund agency allotments, and pay state debt service; and to manage state revenue collections; and to manage the Path2College 529 Plan.*

<b>TOTAL AGENCY FUNDS</b>	\$4,714,887	\$4,714,887	\$4,714,887
<b>Interest and Investment Income</b>	\$3,106,887	\$3,106,887	\$3,106,887

<b>Interest and Investment Income Not Itemized</b>	\$3,106,887	\$3,106,887	\$3,106,887
<b>Rebates, Refunds, and Reimbursements</b>	\$145,000	\$145,000	\$145,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$145,000	\$145,000	\$145,000
<b>Sales and Services</b>	\$1,463,000	\$1,463,000	\$1,463,000
<b>Sales and Services Not Itemized</b>	\$1,463,000	\$1,463,000	\$1,463,000
<b>TOTAL PUBLIC FUNDS</b>	\$4,714,887	\$4,714,887	\$4,714,887

**Payments to Georgia Aviation Authority**

**Continuation Budget**

*The purpose of this appropriation is to provide oversight and efficient operation of state aircraft and aviation operations to ensure the safety of state air travelers and aviation property.*

TOTAL STATE FUNDS	\$694,197	\$694,197	\$694,197
State General Funds	\$694,197	\$694,197	\$694,197
TOTAL PUBLIC FUNDS	\$694,197	\$694,197	\$694,197

**42.100 Payments to Georgia Aviation Authority**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide oversight and efficient operation of state aircraft and aviation operations to ensure the safety of state air travelers and aviation property.*

TOTAL STATE FUNDS	\$694,197	\$694,197	\$694,197
State General Funds	\$694,197	\$694,197	\$694,197
TOTAL PUBLIC FUNDS	\$694,197	\$694,197	\$694,197

**Payments to Georgia Technology Authority**

**Continuation Budget**

*The purpose of this appropriation is to set the direction for the state's use of technology and promote efficient, secure, and cost-effective delivery of information technology services.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

**500.1 Increase funds to improve governance, risk, and compliance.**

State General Funds	\$1,000,000	\$1,000,000	\$1,000,000
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**500.100 Payments to Georgia Technology Authority** **Appropriation (HB 750)**

*The purpose of this appropriation is to set the direction for the state's use of technology and promote efficient, secure, and cost-effective delivery of information technology services.*

<b>TOTAL STATE FUNDS</b>	\$1,000,000	\$1,000,000	\$1,000,000
<b>State General Funds</b>	\$1,000,000	\$1,000,000	\$1,000,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,000,000	\$1,000,000	\$1,000,000

**The Department is authorized to assess no more than \$73.00 per budgeted position for the cost of departmental operations and may roll forward any unexpended prior years Merit System Assessment balance to be expended in the current fiscal year.**

*Section 13: Agriculture, Department of*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$46,312,441	\$46,312,441	\$46,312,441
State General Funds	\$46,312,441	\$46,312,441	\$46,312,441
TOTAL FEDERAL FUNDS	\$7,196,157	\$7,196,157	\$7,196,157
Federal Funds Not Itemized	\$7,196,157	\$7,196,157	\$7,196,157
TOTAL AGENCY FUNDS	\$1,601,353	\$1,601,353	\$1,601,353
Intergovernmental Transfers	\$1,190,182	\$1,190,182	\$1,190,182
Intergovernmental Transfers Not Itemized	\$1,190,182	\$1,190,182	\$1,190,182
Sales and Services	\$411,171	\$411,171	\$411,171
Sales and Services Not Itemized	\$411,171	\$411,171	\$411,171
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$225,000	\$225,000	\$225,000
State Funds Transfers	\$225,000	\$225,000	\$225,000
Agency to Agency Contracts	\$225,000	\$225,000	\$225,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$55,334,951</b>	<b>\$55,334,951</b>	<b>\$55,334,951</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$46,342,725	\$46,342,725	\$46,342,725
<b>State General Funds</b>	\$46,342,725	\$46,342,725	\$46,342,725
<b>TOTAL FEDERAL FUNDS</b>	\$7,196,157	\$7,196,157	\$7,196,157
<b>Federal Funds Not Itemized</b>	\$7,196,157	\$7,196,157	\$7,196,157
<b>TOTAL AGENCY FUNDS</b>	\$1,601,353	\$1,601,353	\$1,601,353
<b>Intergovernmental Transfers</b>	\$1,190,182	\$1,190,182	\$1,190,182

<b>Intergovernmental Transfers Not Itemized</b>	\$1,190,182	\$1,190,182	\$1,190,182
<b>Sales and Services</b>	\$411,171	\$411,171	\$411,171
<b>Sales and Services Not Itemized</b>	\$411,171	\$411,171	\$411,171
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$225,000	\$225,000	\$225,000
<b>State Funds Transfers</b>	\$225,000	\$225,000	\$225,000
<b>Agency to Agency Contracts</b>	\$225,000	\$225,000	\$225,000
<b>TOTAL PUBLIC FUNDS</b>	\$55,365,235	\$55,365,235	\$55,365,235

**Athens and Tifton Veterinary Laboratories****Continuation Budget**

*The purpose of this appropriation is to provide payment to the Board of Regents for diagnostic laboratory testing, for veterinary consultation and assistance, for disease surveillance, and for outreach to veterinarians, animal industries, and pet owners within the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>State General Funds</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>TOTAL PUBLIC FUNDS</b>	\$2,996,556	\$2,996,556	\$2,996,556

**43.100 Athens and Tifton Veterinary Laboratories****Appropriation (HB 750)**

*The purpose of this appropriation is to provide payment to the Board of Regents for diagnostic laboratory testing, for veterinary consultation and assistance, for disease surveillance, and for outreach to veterinarians, animal industries, and pet owners within the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>State General Funds</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>TOTAL PUBLIC FUNDS</b>	\$2,996,556	\$2,996,556	\$2,996,556

**Consumer Protection****Continuation Budget**

*The purpose of this appropriation is to provide for public health and safety by monitoring, inspecting and regulating the cultivation, processing, and production of livestock, meat, poultry, and other food products; by inspecting establishments that sell food for offsite consumption, food warehouses, wholesale and mobile meat and seafood vendors, dairy farms, and food banks; by certifying organic products, shellfish, and bottled water; by monitoring, inspecting, and regulating the companion animal, bird, and equine industries (including reports of abuse by private owners); by monitoring, inspecting, and regulating the plant and apiary industries including performing phytosanitary inspections; by monitoring, inspecting, and regulating the pesticide and wood treatment industries; and by monitoring, inspecting, and regulating animal feed, pet food, and grains. The purpose of this appropriation is also to ensure accurate commercial transactions by monitoring, inspecting, and regulating weights and measures and fuel sales.*

TOTAL STATE FUNDS	\$26,330,934	\$26,330,934	\$26,330,934
State General Funds	\$26,330,934	\$26,330,934	\$26,330,934
TOTAL FEDERAL FUNDS	\$6,837,012	\$6,837,012	\$6,837,012
Federal Funds Not Itemized	\$6,837,012	\$6,837,012	\$6,837,012
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$225,000	\$225,000	\$225,000
State Funds Transfers	\$225,000	\$225,000	\$225,000
Agency to Agency Contracts	\$225,000	\$225,000	\$225,000
TOTAL PUBLIC FUNDS	\$33,392,946	\$33,392,946	\$33,392,946

**44.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$4,218	\$4,218	\$4,218
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<b>44.100 Consumer Protection</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide for public health and safety by monitoring, inspecting and regulating the cultivation, processing, and production of livestock, meat, poultry, and other food products; by inspecting establishments that sell food for offsite consumption, food warehouses, wholesale and mobile meat and seafood vendors, dairy farms, and food banks; by certifying organic products, shellfish, and bottled water; by monitoring, inspecting, and regulating the companion animal, bird, and equine industries (including reports of abuse by private owners); by monitoring, inspecting, and regulating the plant and apiary industries including performing phytosanitary inspections; by monitoring, inspecting, and regulating the pesticide and wood treatment industries; and by monitoring, inspecting, and regulating animal feed, pet food, and grains. The purpose of this appropriation is also to ensure accurate commercial transactions by monitoring, inspecting, and regulating weights and measures and fuel sales.*

<b>TOTAL STATE FUNDS</b>	\$26,335,152	\$26,335,152	\$26,335,152
<b>State General Funds</b>	\$26,335,152	\$26,335,152	\$26,335,152
<b>TOTAL FEDERAL FUNDS</b>	\$6,837,012	\$6,837,012	\$6,837,012
<b>Federal Funds Not Itemized</b>	\$6,837,012	\$6,837,012	\$6,837,012
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$225,000	\$225,000	\$225,000
<b>State Funds Transfers</b>	\$225,000	\$225,000	\$225,000
<b>Agency to Agency Contracts</b>	\$225,000	\$225,000	\$225,000
<b>TOTAL PUBLIC FUNDS</b>	\$33,397,164	\$33,397,164	\$33,397,164

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support for all programs of the department.*

TOTAL STATE FUNDS	\$4,617,804	\$4,617,804	\$4,617,804
State General Funds	\$4,617,804	\$4,617,804	\$4,617,804
TOTAL PUBLIC FUNDS	\$4,617,804	\$4,617,804	\$4,617,804

**45.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$600	\$600	\$600
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<b>45.100 Departmental Administration</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide administrative support for all programs of the department.*

TOTAL STATE FUNDS	\$4,618,404	\$4,618,404	\$4,618,404
State General Funds	\$4,618,404	\$4,618,404	\$4,618,404
TOTAL PUBLIC FUNDS	\$4,618,404	\$4,618,404	\$4,618,404

**Marketing and Promotion**

**Continuation Budget**

*The purpose of this appropriation is to manage the state's farmers markets, to promote Georgia's agricultural products domestically and internationally, to administer relevant certification marks, to provide poultry and livestock commodity data, to administer surety bonds, to provide information to the public, and to publish the Market Bulletin.*

TOTAL STATE FUNDS	\$5,893,145	\$5,893,145	\$5,893,145
State General Funds	\$5,893,145	\$5,893,145	\$5,893,145
TOTAL AGENCY FUNDS	\$411,171	\$411,171	\$411,171
Sales and Services	\$411,171	\$411,171	\$411,171
Sales and Services Not Itemized	\$411,171	\$411,171	\$411,171
TOTAL PUBLIC FUNDS	\$6,304,316	\$6,304,316	\$6,304,316

**46.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$972	\$972	\$972
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<b>46.100 Marketing and Promotion</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to manage the state's farmers markets, to promote Georgia's agricultural products domestically and internationally, to administer relevant certification marks, to provide poultry and livestock commodity data, to administer surety bonds, to provide information to the public, and to publish the Market Bulletin.*



<b>TOTAL STATE FUNDS</b>	\$5,894,117	\$5,894,117	\$5,894,117
State General Funds	\$5,894,117	\$5,894,117	\$5,894,117
<b>TOTAL AGENCY FUNDS</b>	\$411,171	\$411,171	\$411,171
Sales and Services	\$411,171	\$411,171	\$411,171
Sales and Services Not Itemized	\$411,171	\$411,171	\$411,171
<b>TOTAL PUBLIC FUNDS</b>	\$6,305,288	\$6,305,288	\$6,305,288

**Poultry Veterinary Diagnostic Labs**

**Continuation Budget**

*The purpose of this appropriation is to pay for operation of the Poultry Diagnostic Veterinary Labs, which conduct disease diagnoses and monitoring.*

TOTAL STATE FUNDS	\$2,830,399	\$2,830,399	\$2,830,399
State General Funds	\$2,830,399	\$2,830,399	\$2,830,399
<b>TOTAL PUBLIC FUNDS</b>	\$2,830,399	\$2,830,399	\$2,830,399

**47.1 Increase funds for one-time funding for building repairs.**

State General Funds	\$24,000	\$24,000	\$24,000
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**47.100 Poultry Veterinary Diagnostic Labs**

**Appropriation (HB 750)**

*The purpose of this appropriation is to pay for operation of the Poultry Diagnostic Veterinary Labs, which conduct disease diagnoses and monitoring.*

<b>TOTAL STATE FUNDS</b>	\$2,854,399	\$2,854,399	\$2,854,399
State General Funds	\$2,854,399	\$2,854,399	\$2,854,399
<b>TOTAL PUBLIC FUNDS</b>	\$2,854,399	\$2,854,399	\$2,854,399

**Payments to Georgia Agricultural Exposition Authority**

**Continuation Budget**

*The purpose of this appropriation is to reduce the rates charged by the Georgia Agricultural Exposition Authority for youth and livestock events.*

TOTAL STATE FUNDS	\$973,518	\$973,518	\$973,518
State General Funds	\$973,518	\$973,518	\$973,518
<b>TOTAL PUBLIC FUNDS</b>	\$973,518	\$973,518	\$973,518

<b>48.100 Payments to Georgia Agricultural Exposition Authority</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to reduce the rates charged by the Georgia Agricultural Exposition Authority for youth and livestock events.*

<b>TOTAL STATE FUNDS</b>	\$973,518	\$973,518	\$973,518
<b>State General Funds</b>	\$973,518	\$973,518	\$973,518
<b>TOTAL PUBLIC FUNDS</b>	\$973,518	\$973,518	\$973,518

**State Soil and Water Conservation Commission****Continuation Budget**

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

**49.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$494	\$494	\$494
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**49.98** *Transfer funds from the State Soil and Water Conservation Commission: Administration, State Soil and Water Conservation Commission: Conservation of Agricultural Water, State Soil and Water Conservation Commission: Conservation of Soil and Water Resources, State Soil and Water Conservation Commission: USDA Flood Control Watershed Structures, and State Soil and Water Conservation Commission: Water Resources and Land Use Planning programs to the State Soil and Water Conservation Commission.*

State General Funds	\$2,670,085	\$2,670,085	\$2,670,085
Federal Funds Not Itemized	\$359,145	\$359,145	\$359,145
Intergovernmental Transfers Not Itemized	\$1,190,182	\$1,190,182	\$1,190,182
Total Public Funds:	\$4,219,412	\$4,219,412	\$4,219,412

**49.99 SAC:** *The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia.*

**House:** *The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia.*

**Governor:** *The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia.*

State General Funds	\$0	\$0	\$0
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<b>49.100 State Soil and Water Conservation Commission</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$2,670,579	\$2,670,579	\$2,670,579
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<b>State General Funds</b>	\$2,670,579	\$2,670,579	\$2,670,579
<b>TOTAL FEDERAL FUNDS</b>	\$359,145	\$359,145	\$359,145
<b>Federal Funds Not Itemized</b>	\$359,145	\$359,145	\$359,145
<b>TOTAL AGENCY FUNDS</b>	\$1,190,182	\$1,190,182	\$1,190,182
<b>Intergovernmental Transfers</b>	\$1,190,182	\$1,190,182	\$1,190,182
<b>Intergovernmental Transfers Not Itemized</b>	\$1,190,182	\$1,190,182	\$1,190,182
<b>TOTAL PUBLIC FUNDS</b>	\$4,219,906	\$4,219,906	\$4,219,906

**State Soil and Water Conservation Commission: Administration**

**Continuation Budget**

*The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia.*

TOTAL STATE FUNDS	\$590,425	\$590,425	\$590,425
State General Funds	\$590,425	\$590,425	\$590,425
TOTAL PUBLIC FUNDS	\$590,425	\$590,425	\$590,425

**50.98** *Transfer funds from the State Soil and Water Conservation Commission: Administration program to the State Soil and Water Conservation Commission.*

State General Funds	(\$590,425)	(\$590,425)	(\$590,425)
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**State Soil and Water Conservation Commission: Conservation of Agricultural Water**

**Continuation Budget**

*The purpose of this appropriation is to conserve ground and surface water in Georgia by increasing the uniformity and efficiency of agricultural water irrigation systems, by installing meters on sites with permits for agricultural use to obtain data on agricultural water usage, and by administering the use of federal funds to construct and renovate agricultural water catchments.*

TOTAL STATE FUNDS	\$268,136	\$268,136	\$268,136
State General Funds	\$268,136	\$268,136	\$268,136
TOTAL FEDERAL FUNDS	\$192,737	\$192,737	\$192,737
Federal Funds Not Itemized	\$192,737	\$192,737	\$192,737
TOTAL AGENCY FUNDS	\$1,190,182	\$1,190,182	\$1,190,182
Intergovernmental Transfers	\$1,190,182	\$1,190,182	\$1,190,182
Intergovernmental Transfers Not Itemized	\$1,190,182	\$1,190,182	\$1,190,182
TOTAL PUBLIC FUNDS	\$1,651,055	\$1,651,055	\$1,651,055

**51.98** *Transfer funds from the State Soil and Water Conservation Commission: Conservation of Agricultural Water program to the State Soil and Water Conservation Commission.*

State General Funds	(\$268,136)	(\$268,136)	(\$268,136)
Federal Funds Not Itemized	(\$192,737)	(\$192,737)	(\$192,737)
Intergovernmental Transfers Not Itemized	(\$1,190,182)	(\$1,190,182)	(\$1,190,182)
Total Public Funds:	(\$1,651,055)	(\$1,651,055)	(\$1,651,055)

**State Soil and Water Conservation Commission: Conservation of Soil and Water Resources**

**Continuation Budget**

*The purpose of this appropriation is to conserve Georgia's rural and urban natural resources by providing grants to encourage the reduction of erosion and other non-point source pollution from agricultural lands, by providing technical assistance teaching best management practices on erosion and sedimentation control to landowners and local governments, by certifying erosion and sedimentation control personnel, and by reviewing and approving erosion and sedimentation control plans for soil and water conservation districts.*

TOTAL STATE FUNDS	\$1,579,302	\$1,579,302	\$1,579,302
State General Funds	\$1,579,302	\$1,579,302	\$1,579,302
TOTAL FEDERAL FUNDS	\$166,408	\$166,408	\$166,408
Federal Funds Not Itemized	\$166,408	\$166,408	\$166,408
TOTAL PUBLIC FUNDS	\$1,745,710	\$1,745,710	\$1,745,710

**52.98** *Transfer funds from the State Soil and Water Conservation Commission: Conservation of Soil and Water Resources program to the State Soil and Water Conservation Commission.*

State General Funds	(\$1,579,302)	(\$1,579,302)	(\$1,579,302)
Federal Funds Not Itemized	(\$166,408)	(\$166,408)	(\$166,408)
Total Public Funds:	(\$1,745,710)	(\$1,745,710)	(\$1,745,710)

**State Soil and Water Conservation Commission: USDA Flood Control Watershed Structures**

**Continuation Budget**

*The purpose of this appropriation is to inspect, maintain and provide assistance to owners of USDA flood control structures so that they comply with the state Safe Dams Act.*

TOTAL STATE FUNDS	\$98,502	\$98,502	\$98,502
State General Funds	\$98,502	\$98,502	\$98,502
TOTAL PUBLIC FUNDS	\$98,502	\$98,502	\$98,502

**53.98** *Transfer funds from the State Soil and Water Conservation Commission: USDA Flood Control Watershed Structures program to the State Soil and Water Conservation Commission.*

State General Funds	(\$98,502)	(\$98,502)	(\$98,502)
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**State Soil and Water Conservation Commission: Water Resources and Land Use Planning**

**Continuation Budget**

*The purpose of this appropriation is to provide funds for planning and research on water management, erosion and sedimentation control.*

TOTAL STATE FUNDS	\$133,720	\$133,720	\$133,720
State General Funds	\$133,720	\$133,720	\$133,720
TOTAL PUBLIC FUNDS	\$133,720	\$133,720	\$133,720

**54.98** *Transfer funds from the State Soil and Water Conservation Commission: Water Resources and Land Use Planning program to the State Soil and Water Conservation Commission.*

State General Funds	(\$133,720)	(\$133,720)	(\$133,720)
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**Section 14: Banking and Finance, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$11,905,690	\$11,905,690	\$11,905,690
State General Funds	\$11,905,690	\$11,905,690	\$11,905,690
TOTAL PUBLIC FUNDS	\$11,905,690	\$11,905,690	\$11,905,690

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$11,906,800	\$11,906,800	\$11,906,800
<b>State General Funds</b>	\$11,906,800	\$11,906,800	\$11,906,800
<b>TOTAL PUBLIC FUNDS</b>	\$11,906,800	\$11,906,800	\$11,906,800

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all department programs.*

TOTAL STATE FUNDS	\$2,322,612	\$2,322,612	\$2,322,612
State General Funds	\$2,322,612	\$2,322,612	\$2,322,612
TOTAL PUBLIC FUNDS	\$2,322,612	\$2,322,612	\$2,322,612

**55.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$1,110	\$1,110	\$1,110
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**55.100 Departmental Administration****Appropriation (HB 750)**

*The purpose of this appropriation is to provide administrative support to all department programs.*

TOTAL STATE FUNDS	\$2,323,722	\$2,323,722	\$2,323,722
State General Funds	\$2,323,722	\$2,323,722	\$2,323,722
TOTAL PUBLIC FUNDS	\$2,323,722	\$2,323,722	\$2,323,722

**Financial Institution Supervision****Continuation Budget**

*The purpose of this appropriation is to examine and regulate depository financial institutions, state-chartered banks, trust companies, credit unions, bank holding companies, and international banking organizations; to track performance of financial service providers operating in Georgia, to monitor industry trends, respond to negative trends, and establish operating guidelines; and to collaborate with law enforcement, federal regulators, and other regulatory agencies on examination findings.*

TOTAL STATE FUNDS	\$7,561,890	\$7,561,890	\$7,561,890
State General Funds	\$7,561,890	\$7,561,890	\$7,561,890
TOTAL PUBLIC FUNDS	\$7,561,890	\$7,561,890	\$7,561,890

**56.100 Financial Institution Supervision****Appropriation (HB 750)**

*The purpose of this appropriation is to examine and regulate depository financial institutions, state-chartered banks, trust companies, credit unions, bank holding companies, and international banking organizations; to track performance of financial service providers operating in Georgia, to monitor industry trends, respond to negative trends, and establish operating guidelines; and to collaborate with law enforcement, federal regulators, and other regulatory agencies on examination findings.*

TOTAL STATE FUNDS	\$7,561,890	\$7,561,890	\$7,561,890
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<b>State General Funds</b>	\$7,561,890	\$7,561,890	\$7,561,890
<b>TOTAL PUBLIC FUNDS</b>	\$7,561,890	\$7,561,890	\$7,561,890

**Non-Depository Financial Institution Supervision**

**Continuation Budget**

*The purpose of this appropriation is to protect consumers from unfair, deceptive, or fraudulent residential mortgage lending practices and money service businesses, protect consumers by licensing, regulating, and enforcing applicable laws and regulations, and provide efficient and flexible application, registrations, and notification procedures for non-depository financial institutions.*

TOTAL STATE FUNDS	\$2,021,188	\$2,021,188	\$2,021,188
State General Funds	\$2,021,188	\$2,021,188	\$2,021,188
TOTAL PUBLIC FUNDS	\$2,021,188	\$2,021,188	\$2,021,188

**57.100 Non-Depository Financial Institution Supervision**

**Appropriation (HB 750)**

*The purpose of this appropriation is to protect consumers from unfair, deceptive, or fraudulent residential mortgage lending practices and money service businesses, protect consumers by licensing, regulating, and enforcing applicable laws and regulations, and provide efficient and flexible application, registrations, and notification procedures for non-depository financial institutions.*

TOTAL STATE FUNDS	\$2,021,188	\$2,021,188	\$2,021,188
State General Funds	\$2,021,188	\$2,021,188	\$2,021,188
TOTAL PUBLIC FUNDS	\$2,021,188	\$2,021,188	\$2,021,188

**Section 15: Behavioral Health and Developmental Disabilities, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$988,416,162	\$988,416,162	\$988,416,162
State General Funds	\$978,161,024	\$978,161,024	\$978,161,024
Tobacco Settlement Funds	\$10,255,138	\$10,255,138	\$10,255,138
TOTAL FEDERAL FUNDS	\$144,666,334	\$144,666,334	\$144,666,334
Federal Funds Not Itemized	\$5,081,397	\$5,081,397	\$5,081,397
Community Mental Health Services Block Grant CFDA93.958	\$14,163,709	\$14,163,709	\$14,163,709
Medical Assistance Program CFDA93.778	\$25,361,291	\$25,361,291	\$25,361,291
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$47,482,075	\$47,482,075	\$47,482,075
FFIND Social Services Block Grant CFDA93.667	\$40,481,142	\$40,481,142	\$40,481,142
Temporary Assistance for Needy Families	\$528,000	\$528,000	\$528,000
Temporary Assistance for Needy Families Grant CFDA93.558	\$528,000	\$528,000	\$528,000
FFIND Temp. Assistance for Needy Families CFDA93.558	\$11,568,720	\$11,568,720	\$11,568,720

TOTAL AGENCY FUNDS	\$25,771,962	\$25,771,962	\$25,771,962
Intergovernmental Transfers	\$200,000	\$200,000	\$200,000
Intergovernmental Transfers Not Itemized	\$200,000	\$200,000	\$200,000
Rebates, Refunds, and Reimbursements	\$257,036	\$257,036	\$257,036
Rebates, Refunds, and Reimbursements Not Itemized	\$257,036	\$257,036	\$257,036
Royalties and Rents	\$668,024	\$668,024	\$668,024
Royalties and Rents Not Itemized	\$668,024	\$668,024	\$668,024
Sales and Services	\$24,646,902	\$24,646,902	\$24,646,902
Sales and Services Not Itemized	\$24,646,902	\$24,646,902	\$24,646,902
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$5,004,491	\$5,004,491	\$5,004,491
State Funds Transfers	\$4,956,393	\$4,956,393	\$4,956,393
State Fund Transfers Not Itemized	\$2,357,130	\$2,357,130	\$2,357,130
Agency to Agency Contracts	\$2,599,263	\$2,599,263	\$2,599,263
Federal Funds Transfers	\$48,098	\$48,098	\$48,098
Federal Fund Transfers Not Itemized	\$48,098	\$48,098	\$48,098
TOTAL PUBLIC FUNDS	\$1,163,858,949	\$1,163,858,949	\$1,163,858,949

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$988,483,513	\$988,483,513	\$988,483,513
<b>State General Funds</b>	\$978,228,375	\$978,228,375	\$978,228,375
<b>Tobacco Settlement Funds</b>	\$10,255,138	\$10,255,138	\$10,255,138
<b>TOTAL FEDERAL FUNDS</b>	\$144,666,334	\$144,666,334	\$144,666,334
<b>Federal Funds Not Itemized</b>	\$5,081,397	\$5,081,397	\$5,081,397
<b>Community Mental Health Services Block Grant CFDA93.958</b>	\$14,163,709	\$14,163,709	\$14,163,709
<b>Medical Assistance Program CFDA93.778</b>	\$25,361,291	\$25,361,291	\$25,361,291
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	\$47,482,075	\$47,482,075	\$47,482,075
<b>FFIND Social Services Block Grant CFDA93.667</b>	\$40,481,142	\$40,481,142	\$40,481,142
<b>Temporary Assistance for Needy Families</b>	\$528,000	\$528,000	\$528,000
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$528,000	\$528,000	\$528,000
<b>FFIND Temp. Assistance for Needy Families CFDA93.558</b>	\$11,568,720	\$11,568,720	\$11,568,720
<b>TOTAL AGENCY FUNDS</b>	\$25,771,962	\$25,771,962	\$25,771,962
<b>Intergovernmental Transfers</b>	\$200,000	\$200,000	\$200,000
<b>Intergovernmental Transfers Not Itemized</b>	\$200,000	\$200,000	\$200,000



<b>Rebates, Refunds, and Reimbursements</b>	\$257,036	\$257,036	\$257,036
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$257,036	\$257,036	\$257,036
<b>Royalties and Rents</b>	\$668,024	\$668,024	\$668,024
<b>Royalties and Rents Not Itemized</b>	\$668,024	\$668,024	\$668,024
<b>Sales and Services</b>	\$24,646,902	\$24,646,902	\$24,646,902
<b>Sales and Services Not Itemized</b>	\$24,646,902	\$24,646,902	\$24,646,902
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$5,004,491	\$5,004,491	\$5,004,491
<b>State Funds Transfers</b>	\$4,956,393	\$4,956,393	\$4,956,393
<b>State Fund Transfers Not Itemized</b>	\$2,357,130	\$2,357,130	\$2,357,130
<b>Agency to Agency Contracts</b>	\$2,599,263	\$2,599,263	\$2,599,263
<b>Federal Funds Transfers</b>	\$48,098	\$48,098	\$48,098
<b>Federal Fund Transfers Not Itemized</b>	\$48,098	\$48,098	\$48,098
<b>TOTAL PUBLIC FUNDS</b>	\$1,163,926,300	\$1,163,926,300	\$1,163,926,300

**Adult Addictive Diseases Services**

**Continuation Budget**

*The purpose of this appropriation is to provide a continuum of programs, services and supports for adults who abuse alcohol and other drugs, have a chemical dependency and who need assistance for compulsive gambling.*

<b>TOTAL STATE FUNDS</b>	\$45,207,774	\$45,207,774	\$45,207,774
State General Funds	\$45,207,774	\$45,207,774	\$45,207,774
<b>TOTAL FEDERAL FUNDS</b>	\$44,254,231	\$44,254,231	\$44,254,231
Medical Assistance Program CFDA93.778	\$50,000	\$50,000	\$50,000
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$29,607,511	\$29,607,511	\$29,607,511
FFIND Social Services Block Grant CFDA93.667	\$2,500,000	\$2,500,000	\$2,500,000
Temporary Assistance for Needy Families	\$528,000	\$528,000	\$528,000
Temporary Assistance for Needy Families Grant CFDA93.558	\$528,000	\$528,000	\$528,000
FFIND Temp. Assistance for Needy Families CFDA93.558	\$11,568,720	\$11,568,720	\$11,568,720
<b>TOTAL AGENCY FUNDS</b>	\$434,903	\$434,903	\$434,903
Intergovernmental Transfers	\$200,000	\$200,000	\$200,000
Intergovernmental Transfers Not Itemized	\$200,000	\$200,000	\$200,000
Rebates, Refunds, and Reimbursements	\$234,903	\$234,903	\$234,903
Rebates, Refunds, and Reimbursements Not Itemized	\$234,903	\$234,903	\$234,903
<b>TOTAL PUBLIC FUNDS</b>	\$89,896,908	\$89,896,908	\$89,896,908

<b>58.100 Adult Addictive Diseases Services</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide a continuum of programs, services and supports for adults who abuse alcohol and other drugs, have a chemical dependency and who need assistance for compulsive gambling.*

<b>TOTAL STATE FUNDS</b>	\$45,207,774	\$45,207,774	\$45,207,774
<b>State General Funds</b>	\$45,207,774	\$45,207,774	\$45,207,774
<b>TOTAL FEDERAL FUNDS</b>	\$44,254,231	\$44,254,231	\$44,254,231
<b>Medical Assistance Program CFDA93.778</b>	\$50,000	\$50,000	\$50,000
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	\$29,607,511	\$29,607,511	\$29,607,511
<b>FFIND Social Services Block Grant CFDA93.667</b>	\$2,500,000	\$2,500,000	\$2,500,000
<b>Temporary Assistance for Needy Families</b>	\$528,000	\$528,000	\$528,000
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$528,000	\$528,000	\$528,000
<b>FFIND Temp. Assistance for Needy Families CFDA93.558</b>	\$11,568,720	\$11,568,720	\$11,568,720
<b>TOTAL AGENCY FUNDS</b>	\$434,903	\$434,903	\$434,903
<b>Intergovernmental Transfers</b>	\$200,000	\$200,000	\$200,000
<b>Intergovernmental Transfers Not Itemized</b>	\$200,000	\$200,000	\$200,000
<b>Rebates, Refunds, and Reimbursements</b>	\$234,903	\$234,903	\$234,903
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$234,903	\$234,903	\$234,903
<b>TOTAL PUBLIC FUNDS</b>	\$89,896,908	\$89,896,908	\$89,896,908

**Adult Developmental Disabilities Services****Continuation Budget**

*The purpose of this appropriation is to promote independence of adults with significant development disabilities through institutional care, community support and respite, job readiness, training, and a crisis and access line.*

<b>TOTAL STATE FUNDS</b>	\$286,219,960	\$286,219,960	\$286,219,960
<b>State General Funds</b>	\$275,964,822	\$275,964,822	\$275,964,822
<b>Tobacco Settlement Funds</b>	\$10,255,138	\$10,255,138	\$10,255,138
<b>TOTAL FEDERAL FUNDS</b>	\$42,980,753	\$42,980,753	\$42,980,753
<b>Medical Assistance Program CFDA93.778</b>	\$12,336,582	\$12,336,582	\$12,336,582
<b>FFIND Social Services Block Grant CFDA93.667</b>	\$30,644,171	\$30,644,171	\$30,644,171
<b>TOTAL AGENCY FUNDS</b>	\$12,960,000	\$12,960,000	\$12,960,000
<b>Sales and Services</b>	\$12,960,000	\$12,960,000	\$12,960,000
<b>Sales and Services Not Itemized</b>	\$12,960,000	\$12,960,000	\$12,960,000
<b>TOTAL PUBLIC FUNDS</b>	\$342,160,713	\$342,160,713	\$342,160,713

**59.100 Adult Developmental Disabilities Services** **Appropriation (HB 750)**

*The purpose of this appropriation is to promote independence of adults with significant development disabilities through institutional care, community support and respite, job readiness, training, and a crisis and access line.*

<b>TOTAL STATE FUNDS</b>	\$286,219,960	\$286,219,960	\$286,219,960
<b>State General Funds</b>	\$275,964,822	\$275,964,822	\$275,964,822
<b>Tobacco Settlement Funds</b>	\$10,255,138	\$10,255,138	\$10,255,138
<b>TOTAL FEDERAL FUNDS</b>	\$42,980,753	\$42,980,753	\$42,980,753
<b>Medical Assistance Program CFDA93.778</b>	\$12,336,582	\$12,336,582	\$12,336,582
<b>FFIND Social Services Block Grant CFDA93.667</b>	\$30,644,171	\$30,644,171	\$30,644,171
<b>TOTAL AGENCY FUNDS</b>	\$12,960,000	\$12,960,000	\$12,960,000
<b>Sales and Services</b>	\$12,960,000	\$12,960,000	\$12,960,000
<b>Sales and Services Not Itemized</b>	\$12,960,000	\$12,960,000	\$12,960,000
<b>TOTAL PUBLIC FUNDS</b>	\$342,160,713	\$342,160,713	\$342,160,713

**Adult Forensic Services**

**Continuation Budget**

*The purpose of this appropriation is to provide psychological evaluations of defendants, mental health screening and evaluations, inpatient mental health treatment, competency remediation, forensic evaluation services, and supportive housing for forensic consumers.*

<b>TOTAL STATE FUNDS</b>	\$91,100,073	\$91,100,073	\$91,100,073
<b>State General Funds</b>	\$91,100,073	\$91,100,073	\$91,100,073
<b>TOTAL AGENCY FUNDS</b>	\$26,500	\$26,500	\$26,500
<b>Sales and Services</b>	\$26,500	\$26,500	\$26,500
<b>Sales and Services Not Itemized</b>	\$26,500	\$26,500	\$26,500
<b>TOTAL PUBLIC FUNDS</b>	\$91,126,573	\$91,126,573	\$91,126,573

**60.100 Adult Forensic Services** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide psychological evaluations of defendants, mental health screening and evaluations, inpatient mental health treatment, competency remediation, forensic evaluation services, and supportive housing for forensic consumers.*

<b>TOTAL STATE FUNDS</b>	\$91,100,073	\$91,100,073	\$91,100,073
<b>State General Funds</b>	\$91,100,073	\$91,100,073	\$91,100,073
<b>TOTAL AGENCY FUNDS</b>	\$26,500	\$26,500	\$26,500

<b>Sales and Services</b>	\$26,500	\$26,500	\$26,500
<b>Sales and Services Not Itemized</b>	\$26,500	\$26,500	\$26,500
<b>TOTAL PUBLIC FUNDS</b>	\$91,126,573	\$91,126,573	\$91,126,573

**Adult Mental Health Services**

**Continuation Budget**

*The purpose of this appropriation is to provide evaluation, treatment, crisis stabilization, and residential services to facilitate rehabilitation and recovery for adults with mental illnesses.*

<b>TOTAL STATE FUNDS</b>	\$351,717,528	\$351,717,528	\$351,717,528
State General Funds	\$351,717,528	\$351,717,528	\$351,717,528
<b>TOTAL FEDERAL FUNDS</b>	\$11,858,953	\$11,858,953	\$11,858,953
Federal Funds Not Itemized	\$3,062,355	\$3,062,355	\$3,062,355
Community Mental Health Services Block Grant CFDA93.958	\$6,726,178	\$6,726,178	\$6,726,178
Medical Assistance Program CFDA93.778	\$2,070,420	\$2,070,420	\$2,070,420
<b>TOTAL AGENCY FUNDS</b>	\$1,090,095	\$1,090,095	\$1,090,095
Sales and Services	\$1,090,095	\$1,090,095	\$1,090,095
Sales and Services Not Itemized	\$1,090,095	\$1,090,095	\$1,090,095
<b>TOTAL PUBLIC FUNDS</b>	\$364,666,576	\$364,666,576	\$364,666,576

**61.100 Adult Mental Health Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide evaluation, treatment, crisis stabilization, and residential services to facilitate rehabilitation and recovery for adults with mental illnesses.*

<b>TOTAL STATE FUNDS</b>	\$351,717,528	\$351,717,528	\$351,717,528
<b>State General Funds</b>	\$351,717,528	\$351,717,528	\$351,717,528
<b>TOTAL FEDERAL FUNDS</b>	\$11,858,953	\$11,858,953	\$11,858,953
<b>Federal Funds Not Itemized</b>	\$3,062,355	\$3,062,355	\$3,062,355
<b>Community Mental Health Services Block Grant CFDA93.958</b>	\$6,726,178	\$6,726,178	\$6,726,178
<b>Medical Assistance Program CFDA93.778</b>	\$2,070,420	\$2,070,420	\$2,070,420
<b>TOTAL AGENCY FUNDS</b>	\$1,090,095	\$1,090,095	\$1,090,095
<b>Sales and Services</b>	\$1,090,095	\$1,090,095	\$1,090,095
<b>Sales and Services Not Itemized</b>	\$1,090,095	\$1,090,095	\$1,090,095
<b>TOTAL PUBLIC FUNDS</b>	\$364,666,576	\$364,666,576	\$364,666,576

**Child and Adolescent Addictive Diseases Services**

**Continuation Budget**

*The purpose of this appropriation is to provide services to children and adolescents for the safe withdrawal from abused substances and promote a transition to productive living.*

TOTAL STATE FUNDS	\$3,281,399	\$3,281,399	\$3,281,399
State General Funds	\$3,281,399	\$3,281,399	\$3,281,399
TOTAL FEDERAL FUNDS	\$7,928,149	\$7,928,149	\$7,928,149
Medical Assistance Program CFDA93.778	\$50,000	\$50,000	\$50,000
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$7,878,149	\$7,878,149	\$7,878,149
TOTAL PUBLIC FUNDS	\$11,209,548	\$11,209,548	\$11,209,548

**62.100 Child and Adolescent Addictive Diseases Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide services to children and adolescents for the safe withdrawal from abused substances and promote a transition to productive living.*

<b>TOTAL STATE FUNDS</b>	\$3,281,399	\$3,281,399	\$3,281,399
<b>State General Funds</b>	\$3,281,399	\$3,281,399	\$3,281,399
<b>TOTAL FEDERAL FUNDS</b>	\$7,928,149	\$7,928,149	\$7,928,149
<b>Medical Assistance Program CFDA93.778</b>	\$50,000	\$50,000	\$50,000
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	\$7,878,149	\$7,878,149	\$7,878,149
<b>TOTAL PUBLIC FUNDS</b>	\$11,209,548	\$11,209,548	\$11,209,548

**Child and Adolescent Developmental Disabilities**

**Continuation Budget**

*The purpose of this appropriation is to provide evaluation, residential, support, and education services to promote independence for children and adolescents with developmental disabilities.*

TOTAL STATE FUNDS	\$8,840,683	\$8,840,683	\$8,840,683
State General Funds	\$8,840,683	\$8,840,683	\$8,840,683
TOTAL FEDERAL FUNDS	\$3,588,692	\$3,588,692	\$3,588,692
Medical Assistance Program CFDA93.778	\$3,588,692	\$3,588,692	\$3,588,692
TOTAL PUBLIC FUNDS	\$12,429,375	\$12,429,375	\$12,429,375

**63.100 Child and Adolescent Developmental Disabilities**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide evaluation, residential, support, and education services to promote independence for children and adolescents with developmental disabilities.*

<b>TOTAL STATE FUNDS</b>	\$8,840,683	\$8,840,683	\$8,840,683
<b>State General Funds</b>	\$8,840,683	\$8,840,683	\$8,840,683
<b>TOTAL FEDERAL FUNDS</b>	\$3,588,692	\$3,588,692	\$3,588,692
<b>Medical Assistance Program CFDA93.778</b>	\$3,588,692	\$3,588,692	\$3,588,692
<b>TOTAL PUBLIC FUNDS</b>	\$12,429,375	\$12,429,375	\$12,429,375

**Child and Adolescent Forensic Services**

**Continuation Budget**

*The purpose of this appropriation is to provide evaluation, treatment and residential services to children and adolescents clients referred by Georgia's criminal justice or corrections system.*

TOTAL STATE FUNDS	\$5,230,226	\$5,230,226	\$5,230,226
State General Funds	\$5,230,226	\$5,230,226	\$5,230,226
TOTAL PUBLIC FUNDS	\$5,230,226	\$5,230,226	\$5,230,226

**64.100 Child and Adolescent Forensic Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide evaluation, treatment and residential services to children and adolescents clients referred by Georgia's criminal justice or corrections system.*

<b>TOTAL STATE FUNDS</b>	\$5,230,226	\$5,230,226	\$5,230,226
<b>State General Funds</b>	\$5,230,226	\$5,230,226	\$5,230,226
<b>TOTAL PUBLIC FUNDS</b>	\$5,230,226	\$5,230,226	\$5,230,226

**Child and Adolescent Mental Health Services**

**Continuation Budget**

*The purpose of this appropriation is to provide evaluation, treatment, crisis stabilization, and residential services to children and adolescents with mental illness.*

TOTAL STATE FUNDS	\$49,342,643	\$49,342,643	\$49,342,643
State General Funds	\$49,342,643	\$49,342,643	\$49,342,643
TOTAL FEDERAL FUNDS	\$10,324,515	\$10,324,515	\$10,324,515
Community Mental Health Services Block Grant CFDA93.958	\$7,437,531	\$7,437,531	\$7,437,531
Medical Assistance Program CFDA93.778	\$2,886,984	\$2,886,984	\$2,886,984
TOTAL AGENCY FUNDS	\$85,000	\$85,000	\$85,000
Sales and Services	\$85,000	\$85,000	\$85,000
Sales and Services Not Itemized	\$85,000	\$85,000	\$85,000

TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,584,781	\$2,584,781	\$2,584,781
State Funds Transfers	\$2,536,683	\$2,536,683	\$2,536,683
Agency to Agency Contracts	\$2,536,683	\$2,536,683	\$2,536,683
Federal Funds Transfers	\$48,098	\$48,098	\$48,098
Federal Fund Transfers Not Itemized	\$48,098	\$48,098	\$48,098
TOTAL PUBLIC FUNDS	\$62,336,939	\$62,336,939	\$62,336,939

<b>65.100 Child and Adolescent Mental Health Services</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide evaluation, treatment, crisis stabilization, and residential services to children and adolescents with mental illness.*

<b>TOTAL STATE FUNDS</b>	\$49,342,643	\$49,342,643	\$49,342,643
<b>State General Funds</b>	\$49,342,643	\$49,342,643	\$49,342,643
<b>TOTAL FEDERAL FUNDS</b>	\$10,324,515	\$10,324,515	\$10,324,515
<b>Community Mental Health Services Block Grant CFDA93.958</b>	\$7,437,531	\$7,437,531	\$7,437,531
<b>Medical Assistance Program CFDA93.778</b>	\$2,886,984	\$2,886,984	\$2,886,984
<b>TOTAL AGENCY FUNDS</b>	\$85,000	\$85,000	\$85,000
<b>Sales and Services</b>	\$85,000	\$85,000	\$85,000
<b>Sales and Services Not Itemized</b>	\$85,000	\$85,000	\$85,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,584,781	\$2,584,781	\$2,584,781
<b>State Funds Transfers</b>	\$2,536,683	\$2,536,683	\$2,536,683
<b>Agency to Agency Contracts</b>	\$2,536,683	\$2,536,683	\$2,536,683
<b>Federal Funds Transfers</b>	\$48,098	\$48,098	\$48,098
<b>Federal Fund Transfers Not Itemized</b>	\$48,098	\$48,098	\$48,098
<b>TOTAL PUBLIC FUNDS</b>	\$62,336,939	\$62,336,939	\$62,336,939

**Departmental Administration-Behavioral Health**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support for all mental health, developmental disabilities and addictive diseases programs of the department.*

TOTAL STATE FUNDS	\$37,465,230	\$37,465,230	\$37,465,230
State General Funds	\$37,465,230	\$37,465,230	\$37,465,230
TOTAL FEDERAL FUNDS	\$11,715,584	\$11,715,584	\$11,715,584
Medical Assistance Program CFDA93.778	\$4,378,613	\$4,378,613	\$4,378,613

FFIND Social Services Block Grant CFDA93.667	\$7,336,971	\$7,336,971	\$7,336,971
TOTAL AGENCY FUNDS	\$22,133	\$22,133	\$22,133
Rebates, Refunds, and Reimbursements	\$22,133	\$22,133	\$22,133
Rebates, Refunds, and Reimbursements Not Itemized	\$22,133	\$22,133	\$22,133
TOTAL PUBLIC FUNDS	\$49,202,947	\$49,202,947	\$49,202,947

**66.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$67,351	\$67,351	\$67,351
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**66.100 Departmental Administration-Behavioral Health**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide administrative support for all mental health, developmental disabilities and addictive diseases programs of the department.*

TOTAL STATE FUNDS	\$37,532,581	\$37,532,581	\$37,532,581
State General Funds	\$37,532,581	\$37,532,581	\$37,532,581
TOTAL FEDERAL FUNDS	\$11,715,584	\$11,715,584	\$11,715,584
Medical Assistance Program CFDA93.778	\$4,378,613	\$4,378,613	\$4,378,613
FFIND Social Services Block Grant CFDA93.667	\$7,336,971	\$7,336,971	\$7,336,971
TOTAL AGENCY FUNDS	\$22,133	\$22,133	\$22,133
Rebates, Refunds, and Reimbursements	\$22,133	\$22,133	\$22,133
Rebates, Refunds, and Reimbursements Not Itemized	\$22,133	\$22,133	\$22,133
TOTAL PUBLIC FUNDS	\$49,270,298	\$49,270,298	\$49,270,298

**Direct Care Support Services**

**Continuation Budget**

*The purpose of this appropriation is to operate five state-owned and operated hospitals.*

TOTAL STATE FUNDS	\$108,858,524	\$108,858,524	\$108,858,524
State General Funds	\$108,858,524	\$108,858,524	\$108,858,524
TOTAL AGENCY FUNDS	\$11,153,331	\$11,153,331	\$11,153,331
Royalties and Rents	\$668,024	\$668,024	\$668,024
Royalties and Rents Not Itemized	\$668,024	\$668,024	\$668,024
Sales and Services	\$10,485,307	\$10,485,307	\$10,485,307
Sales and Services Not Itemized	\$10,485,307	\$10,485,307	\$10,485,307



TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,419,710	\$2,419,710	\$2,419,710
State Funds Transfers	\$2,419,710	\$2,419,710	\$2,419,710
State Fund Transfers Not Itemized	\$2,357,130	\$2,357,130	\$2,357,130
Agency to Agency Contracts	\$62,580	\$62,580	\$62,580
TOTAL PUBLIC FUNDS	\$122,431,565	\$122,431,565	\$122,431,565

<b>67.100 Direct Care Support Services</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to operate five state-owned and operated hospitals.*

<b>TOTAL STATE FUNDS</b>	\$108,858,524	\$108,858,524	\$108,858,524
<b>State General Funds</b>	\$108,858,524	\$108,858,524	\$108,858,524
<b>TOTAL AGENCY FUNDS</b>	\$11,153,331	\$11,153,331	\$11,153,331
<b>Royalties and Rents</b>	\$668,024	\$668,024	\$668,024
<b>Royalties and Rents Not Itemized</b>	\$668,024	\$668,024	\$668,024
<b>Sales and Services</b>	\$10,485,307	\$10,485,307	\$10,485,307
<b>Sales and Services Not Itemized</b>	\$10,485,307	\$10,485,307	\$10,485,307
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,419,710	\$2,419,710	\$2,419,710
<b>State Funds Transfers</b>	\$2,419,710	\$2,419,710	\$2,419,710
<b>State Fund Transfers Not Itemized</b>	\$2,357,130	\$2,357,130	\$2,357,130
<b>Agency to Agency Contracts</b>	\$62,580	\$62,580	\$62,580
<b>TOTAL PUBLIC FUNDS</b>	\$122,431,565	\$122,431,565	\$122,431,565

<b>Substance Abuse Prevention</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to promote the health and well-being of children, youth, families and communities through preventing the use and/or abuse of alcohol, tobacco and drugs.*

TOTAL STATE FUNDS	\$234,588	\$234,588	\$234,588
State General Funds	\$234,588	\$234,588	\$234,588
TOTAL FEDERAL FUNDS	\$9,996,415	\$9,996,415	\$9,996,415
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$9,996,415	\$9,996,415	\$9,996,415
TOTAL PUBLIC FUNDS	\$10,231,003	\$10,231,003	\$10,231,003

<b>68.100 Substance Abuse Prevention</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to promote the health and well-being of children, youth, families and communities through preventing the use and/or abuse of alcohol, tobacco and drugs.*

<b>TOTAL STATE FUNDS</b>	\$234,588	\$234,588	\$234,588
<b>State General Funds</b>	\$234,588	\$234,588	\$234,588
<b>TOTAL FEDERAL FUNDS</b>	\$9,996,415	\$9,996,415	\$9,996,415
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	\$9,996,415	\$9,996,415	\$9,996,415
<b>TOTAL PUBLIC FUNDS</b>	\$10,231,003	\$10,231,003	\$10,231,003

**Developmental Disabilities, Georgia Council on****Continuation Budget**

*The purpose of this appropriation is to promote quality services and support for people with developmental disabilities and their families.*

TOTAL STATE FUNDS	\$244,153	\$244,153	\$244,153
State General Funds	\$244,153	\$244,153	\$244,153
TOTAL FEDERAL FUNDS	\$2,019,042	\$2,019,042	\$2,019,042
Federal Funds Not Itemized	\$2,019,042	\$2,019,042	\$2,019,042
TOTAL PUBLIC FUNDS	\$2,263,195	\$2,263,195	\$2,263,195

**69.100 Developmental Disabilities, Georgia Council on****Appropriation (HB 750)**

*The purpose of this appropriation is to promote quality services and support for people with developmental disabilities and their families.*

<b>TOTAL STATE FUNDS</b>	\$244,153	\$244,153	\$244,153
<b>State General Funds</b>	\$244,153	\$244,153	\$244,153
<b>TOTAL FEDERAL FUNDS</b>	\$2,019,042	\$2,019,042	\$2,019,042
<b>Federal Funds Not Itemized</b>	\$2,019,042	\$2,019,042	\$2,019,042
<b>TOTAL PUBLIC FUNDS</b>	\$2,263,195	\$2,263,195	\$2,263,195

**Sexual Offender Review Board****Continuation Budget**

*The purpose of this appropriation is to protect Georgia's children by identifying convicted sexual offenders that present the greatest risk of sexually reoffending.*

TOTAL STATE FUNDS	\$673,381	\$673,381	\$673,381
State General Funds	\$673,381	\$673,381	\$673,381
TOTAL PUBLIC FUNDS	\$673,381	\$673,381	\$673,381

<b>70.100 Sexual Offender Review Board</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to protect Georgia's children by identifying convicted sexual offenders that present the greatest risk of sexually reoffending.*

<b>TOTAL STATE FUNDS</b>	\$673,381	\$673,381	\$673,381
<b>State General Funds</b>	\$673,381	\$673,381	\$673,381
<b>TOTAL PUBLIC FUNDS</b>	\$673,381	\$673,381	\$673,381

**Section 16: Community Affairs, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$71,890,242	\$71,890,242	\$71,890,242
State General Funds	\$71,890,242	\$71,890,242	\$71,890,242
TOTAL FEDERAL FUNDS	\$192,544,116	\$192,544,116	\$192,544,116
Federal Funds Not Itemized	\$192,544,116	\$192,544,116	\$192,544,116
TOTAL AGENCY FUNDS	\$15,952,778	\$15,952,778	\$15,952,778
Reserved Fund Balances	\$440,951	\$440,951	\$440,951
Reserved Fund Balances Not Itemized	\$440,951	\$440,951	\$440,951
Intergovernmental Transfers	\$14,756,490	\$14,756,490	\$14,756,490
Intergovernmental Transfers Not Itemized	\$14,756,490	\$14,756,490	\$14,756,490
Sales and Services	\$755,337	\$755,337	\$755,337
Sales and Services Not Itemized	\$755,337	\$755,337	\$755,337
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$206,374	\$206,374	\$206,374
State Funds Transfers	\$191,520	\$191,520	\$191,520
Agency to Agency Contracts	\$191,520	\$191,520	\$191,520
Agency Funds Transfers	\$14,854	\$14,854	\$14,854
Agency Fund Transfers Not Itemized	\$14,854	\$14,854	\$14,854
<b>TOTAL PUBLIC FUNDS</b>	<b>\$280,593,510</b>	<b>\$280,593,510</b>	<b>\$280,593,510</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$90,291,248	\$90,291,248	\$90,091,248
<b>State General Funds</b>	\$90,291,248	\$90,291,248	\$90,091,248
<b>TOTAL FEDERAL FUNDS</b>	\$192,544,116	\$192,544,116	\$192,544,116
<b>Federal Funds Not Itemized</b>	\$192,544,116	\$192,544,116	\$192,544,116
<b>TOTAL AGENCY FUNDS</b>	\$15,952,778	\$15,952,778	\$15,952,778

<b>Reserved Fund Balances</b>	\$440,951	\$440,951	\$440,951
<b>Reserved Fund Balances Not Itemized</b>	\$440,951	\$440,951	\$440,951
<b>Intergovernmental Transfers</b>	\$14,756,490	\$14,756,490	\$14,756,490
<b>Intergovernmental Transfers Not Itemized</b>	\$14,756,490	\$14,756,490	\$14,756,490
<b>Sales and Services</b>	\$755,337	\$755,337	\$755,337
<b>Sales and Services Not Itemized</b>	\$755,337	\$755,337	\$755,337
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$206,374	\$206,374	\$206,374
<b>State Funds Transfers</b>	\$191,520	\$191,520	\$191,520
<b>Agency to Agency Contracts</b>	\$191,520	\$191,520	\$191,520
<b>Agency Funds Transfers</b>	\$14,854	\$14,854	\$14,854
<b>Agency Fund Transfers Not Itemized</b>	\$14,854	\$14,854	\$14,854
<b>TOTAL PUBLIC FUNDS</b>	\$298,994,516	\$298,994,516	\$298,794,516

**Building Construction**

**Continuation Budget**

*The purpose of this appropriation is to maintain up-to-date minimum building construction standards for all new structures built in the state; to inspect factory built (modular) buildings to ensure Georgia's minimum construction codes are met; to review proposed enhancements to local government construction codes; and to provide professional training to building inspectors and builders on Georgia's construction codes.*

<b>TOTAL STATE FUNDS</b>	\$246,966	\$246,966	\$246,966
State General Funds	\$246,966	\$246,966	\$246,966
<b>TOTAL AGENCY FUNDS</b>	\$224,020	\$224,020	\$224,020
Sales and Services	\$224,020	\$224,020	\$224,020
Sales and Services Not Itemized	\$224,020	\$224,020	\$224,020
<b>TOTAL PUBLIC FUNDS</b>	\$470,986	\$470,986	\$470,986

**71.100 Building Construction**

**Appropriation (HB 750)**

*The purpose of this appropriation is to maintain up-to-date minimum building construction standards for all new structures built in the state; to inspect factory built (modular) buildings to ensure Georgia's minimum construction codes are met; to review proposed enhancements to local government construction codes; and to provide professional training to building inspectors and builders on Georgia's construction codes.*

<b>TOTAL STATE FUNDS</b>	\$246,966	\$246,966	\$246,966
<b>State General Funds</b>	\$246,966	\$246,966	\$246,966

<b>TOTAL AGENCY FUNDS</b>	\$224,020	\$224,020	\$224,020
<b>Sales and Services</b>	\$224,020	\$224,020	\$224,020
<b>Sales and Services Not Itemized</b>	\$224,020	\$224,020	\$224,020
<b>TOTAL PUBLIC FUNDS</b>	\$470,986	\$470,986	\$470,986

**Coordinated Planning**

**Continuation Budget**

*The purpose of this appropriation is to ensure that county and city governments meet the requirements of the Georgia Planning Act of 1989 by establishing standards and procedures for comprehensive plans and reviewing plans submitted by local governments; to provide training and assistance to local governments in completing comprehensive plans for quality growth by offering mapping and Geographical Information System (GIS) services, online planning tools, and resource teams, and funding the regional planning efforts of Regional Commissions; and to provide annexation reports from Georgia cities to the U.S. Census Bureau.*

TOTAL STATE FUNDS	\$3,773,704	\$3,773,704	\$3,773,704
State General Funds	\$3,773,704	\$3,773,704	\$3,773,704
TOTAL FEDERAL FUNDS	\$242,503	\$242,503	\$242,503
Federal Funds Not Itemized	\$242,503	\$242,503	\$242,503
TOTAL AGENCY FUNDS	\$60,190	\$60,190	\$60,190
Sales and Services	\$60,190	\$60,190	\$60,190
Sales and Services Not Itemized	\$60,190	\$60,190	\$60,190
TOTAL PUBLIC FUNDS	\$4,076,397	\$4,076,397	\$4,076,397

**72.100 Coordinated Planning**

**Appropriation (HB 750)**

*The purpose of this appropriation is to ensure that county and city governments meet the requirements of the Georgia Planning Act of 1989 by establishing standards and procedures for comprehensive plans and reviewing plans submitted by local governments; to provide training and assistance to local governments in completing comprehensive plans for quality growth by offering mapping and Geographical Information System (GIS) services, online planning tools, and resource teams, and funding the regional planning efforts of Regional Commissions; and to provide annexation reports from Georgia cities to the U.S. Census Bureau.*

<b>TOTAL STATE FUNDS</b>	\$3,773,704	\$3,773,704	\$3,773,704
<b>State General Funds</b>	\$3,773,704	\$3,773,704	\$3,773,704
<b>TOTAL FEDERAL FUNDS</b>	\$242,503	\$242,503	\$242,503
<b>Federal Funds Not Itemized</b>	\$242,503	\$242,503	\$242,503
<b>TOTAL AGENCY FUNDS</b>	\$60,190	\$60,190	\$60,190
<b>Sales and Services</b>	\$60,190	\$60,190	\$60,190

<b>Sales and Services Not Itemized</b>	\$60,190	\$60,190	\$60,190
<b>TOTAL PUBLIC FUNDS</b>	\$4,076,397	\$4,076,397	\$4,076,397

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support for all programs of the department.*

TOTAL STATE FUNDS	\$1,128,518	\$1,128,518	\$1,128,518
State General Funds	\$1,128,518	\$1,128,518	\$1,128,518
TOTAL FEDERAL FUNDS	\$3,348,158	\$3,348,158	\$3,348,158
Federal Funds Not Itemized	\$3,348,158	\$3,348,158	\$3,348,158
TOTAL AGENCY FUNDS	\$3,298,215	\$3,298,215	\$3,298,215
Reserved Fund Balances	\$110,951	\$110,951	\$110,951
Reserved Fund Balances Not Itemized	\$110,951	\$110,951	\$110,951
Intergovernmental Transfers	\$2,975,476	\$2,975,476	\$2,975,476
Intergovernmental Transfers Not Itemized	\$2,975,476	\$2,975,476	\$2,975,476
Sales and Services	\$211,788	\$211,788	\$211,788
Sales and Services Not Itemized	\$211,788	\$211,788	\$211,788
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$14,854	\$14,854	\$14,854
Agency Funds Transfers	\$14,854	\$14,854	\$14,854
Agency Fund Transfers Not Itemized	\$14,854	\$14,854	\$14,854
TOTAL PUBLIC FUNDS	\$7,789,745	\$7,789,745	\$7,789,745

**73.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$763	\$763	\$763
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**73.100 Departmental Administration****Appropriation (HB 750)**

*The purpose of this appropriation is to provide administrative support for all programs of the department.*

<b>TOTAL STATE FUNDS</b>	\$1,129,281	\$1,129,281	\$1,129,281
<b>State General Funds</b>	\$1,129,281	\$1,129,281	\$1,129,281
<b>TOTAL FEDERAL FUNDS</b>	\$3,348,158	\$3,348,158	\$3,348,158
<b>Federal Funds Not Itemized</b>	\$3,348,158	\$3,348,158	\$3,348,158
<b>TOTAL AGENCY FUNDS</b>	\$3,298,215	\$3,298,215	\$3,298,215

<b>Reserved Fund Balances</b>	\$110,951	\$110,951	\$110,951
<b>Reserved Fund Balances Not Itemized</b>	\$110,951	\$110,951	\$110,951
<b>Intergovernmental Transfers</b>	\$2,975,476	\$2,975,476	\$2,975,476
<b>Intergovernmental Transfers Not Itemized</b>	\$2,975,476	\$2,975,476	\$2,975,476
<b>Sales and Services</b>	\$211,788	\$211,788	\$211,788
<b>Sales and Services Not Itemized</b>	\$211,788	\$211,788	\$211,788
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$14,854	\$14,854	\$14,854
<b>Agency Funds Transfers</b>	\$14,854	\$14,854	\$14,854
<b>Agency Fund Transfers Not Itemized</b>	\$14,854	\$14,854	\$14,854
<b>TOTAL PUBLIC FUNDS</b>	\$7,790,508	\$7,790,508	\$7,790,508

**Federal Community and Economic Development Programs**

**Continuation Budget**

*The purpose of this appropriation is to administer federal grant and loan programs to promote volunteerism and community and economic development among local governments, development authorities, and private entities.*

<b>TOTAL STATE FUNDS</b>	\$1,604,758	\$1,604,758	\$1,604,758
State General Funds	\$1,604,758	\$1,604,758	\$1,604,758
<b>TOTAL FEDERAL FUNDS</b>	\$51,572,530	\$51,572,530	\$51,572,530
Federal Funds Not Itemized	\$51,572,530	\$51,572,530	\$51,572,530
<b>TOTAL AGENCY FUNDS</b>	\$305,415	\$305,415	\$305,415
Intergovernmental Transfers	\$275,415	\$275,415	\$275,415
Intergovernmental Transfers Not Itemized	\$275,415	\$275,415	\$275,415
Sales and Services	\$30,000	\$30,000	\$30,000
Sales and Services Not Itemized	\$30,000	\$30,000	\$30,000
<b>TOTAL PUBLIC FUNDS</b>	\$53,482,703	\$53,482,703	\$53,482,703

<b>74.100 Federal Community and Economic Development Programs</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to administer federal grant and loan programs to promote volunteerism and community and economic development among local governments, development authorities, and private entities.*

<b>TOTAL STATE FUNDS</b>	\$1,604,758	\$1,604,758	\$1,604,758
<b>State General Funds</b>	\$1,604,758	\$1,604,758	\$1,604,758
<b>TOTAL FEDERAL FUNDS</b>	\$51,572,530	\$51,572,530	\$51,572,530
<b>Federal Funds Not Itemized</b>	\$51,572,530	\$51,572,530	\$51,572,530

<b>TOTAL AGENCY FUNDS</b>	\$305,415	\$305,415	\$305,415
<b>Intergovernmental Transfers</b>	\$275,415	\$275,415	\$275,415
<b>Intergovernmental Transfers Not Itemized</b>	\$275,415	\$275,415	\$275,415
<b>Sales and Services</b>	\$30,000	\$30,000	\$30,000
<b>Sales and Services Not Itemized</b>	\$30,000	\$30,000	\$30,000
<b>TOTAL PUBLIC FUNDS</b>	\$53,482,703	\$53,482,703	\$53,482,703

**Homeownership Programs****Continuation Budget**

*The purpose of this appropriation is to expand the supply of affordable housing through rehabilitation and construction financing, and to promote homeownership for low and moderate-income individuals by providing sustainable housing grants to local governments, administering mortgage and down payment assistance programs for low and moderate-income homebuyers, and offering homeownership counseling and home buyer education programs through a partnership with private providers.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$8,768,721	\$8,768,721	\$8,768,721
Federal Funds Not Itemized	\$8,768,721	\$8,768,721	\$8,768,721
TOTAL AGENCY FUNDS	\$5,574,739	\$5,574,739	\$5,574,739
Intergovernmental Transfers	\$5,574,739	\$5,574,739	\$5,574,739
Intergovernmental Transfers Not Itemized	\$5,574,739	\$5,574,739	\$5,574,739
TOTAL PUBLIC FUNDS	\$14,343,460	\$14,343,460	\$14,343,460

**75.100 Homeownership Programs****Appropriation (HB 750)**

*The purpose of this appropriation is to expand the supply of affordable housing through rehabilitation and construction financing, and to promote homeownership for low and moderate-income individuals by providing sustainable housing grants to local governments, administering mortgage and down payment assistance programs for low and moderate-income homebuyers, and offering homeownership counseling and home buyer education programs through a partnership with private providers.*

<b>TOTAL FEDERAL FUNDS</b>	\$8,768,721	\$8,768,721	\$8,768,721
<b>Federal Funds Not Itemized</b>	\$8,768,721	\$8,768,721	\$8,768,721
<b>TOTAL AGENCY FUNDS</b>	\$5,574,739	\$5,574,739	\$5,574,739
<b>Intergovernmental Transfers</b>	\$5,574,739	\$5,574,739	\$5,574,739
<b>Intergovernmental Transfers Not Itemized</b>	\$5,574,739	\$5,574,739	\$5,574,739
<b>TOTAL PUBLIC FUNDS</b>	\$14,343,460	\$14,343,460	\$14,343,460



**Regional Services**

**Continuation Budget**

*The purpose of this appropriation is to promote access to Department services and assistance through a statewide network of regional representatives, to provide technical assistance and grants to local communities to achieve goals relating to housing and community and economic development projects and services that are in-line with the community's comprehensive plan, and to develop leadership infrastructure across local governments.*

TOTAL STATE FUNDS	\$1,055,291	\$1,055,291	\$1,055,291
State General Funds	\$1,055,291	\$1,055,291	\$1,055,291
TOTAL FEDERAL FUNDS	\$108,000	\$108,000	\$108,000
Federal Funds Not Itemized	\$108,000	\$108,000	\$108,000
TOTAL AGENCY FUNDS	\$188,650	\$188,650	\$188,650
Intergovernmental Transfers	\$175,000	\$175,000	\$175,000
Intergovernmental Transfers Not Itemized	\$175,000	\$175,000	\$175,000
Sales and Services	\$13,650	\$13,650	\$13,650
Sales and Services Not Itemized	\$13,650	\$13,650	\$13,650
TOTAL PUBLIC FUNDS	\$1,351,941	\$1,351,941	\$1,351,941

**76.100 Regional Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to promote access to Department services and assistance through a statewide network of regional representatives, to provide technical assistance and grants to local communities to achieve goals relating to housing and community and economic development projects and services that are in-line with the community's comprehensive plan, and to develop leadership infrastructure across local governments.*

<b>TOTAL STATE FUNDS</b>	\$1,055,291	\$1,055,291	\$1,055,291
<b>State General Funds</b>	\$1,055,291	\$1,055,291	\$1,055,291
<b>TOTAL FEDERAL FUNDS</b>	\$108,000	\$108,000	\$108,000
<b>Federal Funds Not Itemized</b>	\$108,000	\$108,000	\$108,000
<b>TOTAL AGENCY FUNDS</b>	\$188,650	\$188,650	\$188,650
<b>Intergovernmental Transfers</b>	\$175,000	\$175,000	\$175,000
<b>Intergovernmental Transfers Not Itemized</b>	\$175,000	\$175,000	\$175,000
<b>Sales and Services</b>	\$13,650	\$13,650	\$13,650
<b>Sales and Services Not Itemized</b>	\$13,650	\$13,650	\$13,650
<b>TOTAL PUBLIC FUNDS</b>	\$1,351,941	\$1,351,941	\$1,351,941

**Rental Housing Programs****Continuation Budget**

*The purpose of this appropriation is to provide affordable rental housing to very low, and moderate-income households by allocating federal and state housing tax credits on a competitive basis, by administering low-interest loans for affordable rental housing, by researching affordable housing issues, and by providing tenant-based assistance to low-income individuals and families allowing them to rent safe, decent, and sanitary dwelling units in the private rental market.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$126,017,466	\$126,017,466	\$126,017,466
Federal Funds Not Itemized	\$126,017,466	\$126,017,466	\$126,017,466
TOTAL AGENCY FUNDS	\$4,969,527	\$4,969,527	\$4,969,527
Intergovernmental Transfers	\$4,890,638	\$4,890,638	\$4,890,638
Intergovernmental Transfers Not Itemized	\$4,890,638	\$4,890,638	\$4,890,638
Sales and Services	\$78,889	\$78,889	\$78,889
Sales and Services Not Itemized	\$78,889	\$78,889	\$78,889
TOTAL PUBLIC FUNDS	\$130,986,993	\$130,986,993	\$130,986,993

**77.100 Rental Housing Programs****Appropriation (HB 750)**

*The purpose of this appropriation is to provide affordable rental housing to very low, and moderate-income households by allocating federal and state housing tax credits on a competitive basis, by administering low-interest loans for affordable rental housing, by researching affordable housing issues, and by providing tenant-based assistance to low-income individuals and families allowing them to rent safe, decent, and sanitary dwelling units in the private rental market.*

<b>TOTAL FEDERAL FUNDS</b>	\$126,017,466	\$126,017,466	\$126,017,466
<b>Federal Funds Not Itemized</b>	\$126,017,466	\$126,017,466	\$126,017,466
<b>TOTAL AGENCY FUNDS</b>	\$4,969,527	\$4,969,527	\$4,969,527
<b>Intergovernmental Transfers</b>	\$4,890,638	\$4,890,638	\$4,890,638
<b>Intergovernmental Transfers Not Itemized</b>	\$4,890,638	\$4,890,638	\$4,890,638
<b>Sales and Services</b>	\$78,889	\$78,889	\$78,889
<b>Sales and Services Not Itemized</b>	\$78,889	\$78,889	\$78,889
<b>TOTAL PUBLIC FUNDS</b>	\$130,986,993	\$130,986,993	\$130,986,993

**Research and Surveys**

**Continuation Budget**

*The purpose of this appropriation is to conduct surveys and collect financial and management data from local governments and authorities in accordance with Georgia law.*

TOTAL STATE FUNDS	\$396,775	\$396,775	\$396,775
State General Funds	\$396,775	\$396,775	\$396,775
TOTAL AGENCY FUNDS	\$42,213	\$42,213	\$42,213
Sales and Services	\$42,213	\$42,213	\$42,213
Sales and Services Not Itemized	\$42,213	\$42,213	\$42,213
TOTAL PUBLIC FUNDS	\$438,988	\$438,988	\$438,988

**78.100 Research and Surveys**

**Appropriation (HB 750)**

*The purpose of this appropriation is to conduct surveys and collect financial and management data from local governments and authorities in accordance with Georgia law.*

<b>TOTAL STATE FUNDS</b>	\$396,775	\$396,775	\$396,775
<b>State General Funds</b>	\$396,775	\$396,775	\$396,775
<b>TOTAL AGENCY FUNDS</b>	\$42,213	\$42,213	\$42,213
<b>Sales and Services</b>	\$42,213	\$42,213	\$42,213
<b>Sales and Services Not Itemized</b>	\$42,213	\$42,213	\$42,213
<b>TOTAL PUBLIC FUNDS</b>	\$438,988	\$438,988	\$438,988

**Special Housing Initiatives**

**Continuation Budget**

*The purpose of this appropriation is to fund the State Housing Trust Fund; to provide grants for providers of shelter and services to the homeless; to administer loans and grants for affordable housing; to offer local communities collaboration and technical assistance in the development and implementation of an affordable housing plan; and to provide for other special housing initiatives.*

TOTAL STATE FUNDS	\$2,962,892	\$2,962,892	\$2,962,892
State General Funds	\$2,962,892	\$2,962,892	\$2,962,892
TOTAL FEDERAL FUNDS	\$2,391,738	\$2,391,738	\$2,391,738
Federal Funds Not Itemized	\$2,391,738	\$2,391,738	\$2,391,738
TOTAL AGENCY FUNDS	\$753,852	\$753,852	\$753,852
Reserved Fund Balances	\$330,000	\$330,000	\$330,000
Reserved Fund Balances Not Itemized	\$330,000	\$330,000	\$330,000

Intergovernmental Transfers	\$398,852	\$398,852	\$398,852
Intergovernmental Transfers Not Itemized	\$398,852	\$398,852	\$398,852
Sales and Services	\$25,000	\$25,000	\$25,000
Sales and Services Not Itemized	\$25,000	\$25,000	\$25,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$191,520</b>	<b>\$191,520</b>	<b>\$191,520</b>
State Funds Transfers	\$191,520	\$191,520	\$191,520
Agency to Agency Contracts	\$191,520	\$191,520	\$191,520
<b>TOTAL PUBLIC FUNDS</b>	<b>\$6,300,002</b>	<b>\$6,300,002</b>	<b>\$6,300,002</b>

**79.100 Special Housing Initiatives****Appropriation (HB 750)**

*The purpose of this appropriation is to fund the State Housing Trust Fund; to provide grants for providers of shelter and services to the homeless; to administer loans and grants for affordable housing; to offer local communities collaboration and technical assistance in the development and implementation of an affordable housing plan; and to provide for other special housing initiatives.*

<b>TOTAL STATE FUNDS</b>	\$2,962,892	\$2,962,892	\$2,962,892
<b>State General Funds</b>	\$2,962,892	\$2,962,892	\$2,962,892
<b>TOTAL FEDERAL FUNDS</b>	\$2,391,738	\$2,391,738	\$2,391,738
<b>Federal Funds Not Itemized</b>	\$2,391,738	\$2,391,738	\$2,391,738
<b>TOTAL AGENCY FUNDS</b>	\$753,852	\$753,852	\$753,852
<b>Reserved Fund Balances</b>	\$330,000	\$330,000	\$330,000
<b>Reserved Fund Balances Not Itemized</b>	\$330,000	\$330,000	\$330,000
<b>Intergovernmental Transfers</b>	\$398,852	\$398,852	\$398,852
<b>Intergovernmental Transfers Not Itemized</b>	\$398,852	\$398,852	\$398,852
<b>Sales and Services</b>	\$25,000	\$25,000	\$25,000
<b>Sales and Services Not Itemized</b>	\$25,000	\$25,000	\$25,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$191,520</b>	<b>\$191,520</b>	<b>\$191,520</b>
<b>State Funds Transfers</b>	\$191,520	\$191,520	\$191,520
<b>Agency to Agency Contracts</b>	\$191,520	\$191,520	\$191,520
<b>TOTAL PUBLIC FUNDS</b>	<b>\$6,300,002</b>	<b>\$6,300,002</b>	<b>\$6,300,002</b>

**State Community Development Programs****Continuation Budget**

*The purpose of this appropriation is to assist Georgia cities, small towns, and neighborhoods in the development of their core commercial areas, and to champion new development opportunities for rural Georgia.*

TOTAL STATE FUNDS	\$764,225	\$764,225	\$764,225
State General Funds	\$764,225	\$764,225	\$764,225
TOTAL AGENCY FUNDS	\$149,849	\$149,849	\$149,849
Intergovernmental Transfers	\$149,849	\$149,849	\$149,849
Intergovernmental Transfers Not Itemized	\$149,849	\$149,849	\$149,849
TOTAL PUBLIC FUNDS	\$914,074	\$914,074	\$914,074

<b>80.100 State Community Development Programs</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to assist Georgia cities, small towns, and neighborhoods in the development of their core commercial areas, and to champion new development opportunities for rural Georgia.*

<b>TOTAL STATE FUNDS</b>	\$764,225	\$764,225	\$764,225
<b>State General Funds</b>	\$764,225	\$764,225	\$764,225
<b>TOTAL AGENCY FUNDS</b>	\$149,849	\$149,849	\$149,849
<b>Intergovernmental Transfers</b>	\$149,849	\$149,849	\$149,849
<b>Intergovernmental Transfers Not Itemized</b>	\$149,849	\$149,849	\$149,849
<b>TOTAL PUBLIC FUNDS</b>	\$914,074	\$914,074	\$914,074

**State Economic Development Programs**

**Continuation Budget**

*The purpose of this appropriation is to provide grants and loans to local governments and businesses and to leverage private investment in order to attract and promote economic development and job creation.*

TOTAL STATE FUNDS	\$26,092,153	\$26,092,153	\$26,092,153
State General Funds	\$26,092,153	\$26,092,153	\$26,092,153
TOTAL FEDERAL FUNDS	\$95,000	\$95,000	\$95,000
Federal Funds Not Itemized	\$95,000	\$95,000	\$95,000
TOTAL AGENCY FUNDS	\$240,587	\$240,587	\$240,587
Intergovernmental Transfers	\$171,000	\$171,000	\$171,000
Intergovernmental Transfers Not Itemized	\$171,000	\$171,000	\$171,000
Sales and Services	\$69,587	\$69,587	\$69,587
Sales and Services Not Itemized	\$69,587	\$69,587	\$69,587
TOTAL PUBLIC FUNDS	\$26,427,740	\$26,427,740	\$26,427,740

<b>81.100 State Economic Development Programs</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide grants and loans to local governments and businesses and to leverage private investment in order to attract and promote economic development and job creation.*

<b>TOTAL STATE FUNDS</b>	\$26,092,153	\$26,092,153	\$26,092,153
<b>State General Funds</b>	\$26,092,153	\$26,092,153	\$26,092,153
<b>TOTAL FEDERAL FUNDS</b>	\$95,000	\$95,000	\$95,000
<b>Federal Funds Not Itemized</b>	\$95,000	\$95,000	\$95,000
<b>TOTAL AGENCY FUNDS</b>	\$240,587	\$240,587	\$240,587
<b>Intergovernmental Transfers</b>	\$171,000	\$171,000	\$171,000
<b>Intergovernmental Transfers Not Itemized</b>	\$171,000	\$171,000	\$171,000
<b>Sales and Services</b>	\$69,587	\$69,587	\$69,587
<b>Sales and Services Not Itemized</b>	\$69,587	\$69,587	\$69,587
<b>TOTAL PUBLIC FUNDS</b>	\$26,427,740	\$26,427,740	\$26,427,740

**Payments to Georgia Environmental Finance Authority**

**Continuation Budget**

*The purpose of this appropriation is to provide funds for water, wastewater, solid waste, energy, and land conservation projects.*

<b>TOTAL STATE FUNDS</b>	\$983,495	\$983,495	\$983,495
State General Funds	\$983,495	\$983,495	\$983,495
<b>TOTAL PUBLIC FUNDS</b>	\$983,495	\$983,495	\$983,495

<b>82.100 Payments to Georgia Environmental Finance Authority</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide funds for water, wastewater, solid waste, energy, and land conservation projects.*

<b>TOTAL STATE FUNDS</b>	\$983,495	\$983,495	\$983,495
<b>State General Funds</b>	\$983,495	\$983,495	\$983,495
<b>TOTAL PUBLIC FUNDS</b>	\$983,495	\$983,495	\$983,495

**Payments to Georgia Regional Transportation Authority**

**Continuation Budget**

*The purpose of this appropriation is to improve Georgia's mobility, air quality, and land use practices by operating the Xpress bus service, conducting transportation improvement studies, producing an annual Air Quality Report, and reviewing Developments of Regional Impact.*

<b>TOTAL STATE FUNDS</b>	\$12,881,465	\$12,881,465	\$12,881,465
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State General Funds	\$12,881,465	\$12,881,465	\$12,881,465
<b>TOTAL PUBLIC FUNDS</b>	<b>\$12,881,465</b>	<b>\$12,881,465</b>	<b>\$12,881,465</b>

**83.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$243	\$243	\$243
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**83.2** *Reduce funds to recognize fuel savings.*

State General Funds			(\$200,000)
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<b>83.100 Payments to Georgia Regional Transportation Authority</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to improve Georgia's mobility, air quality, and land use practices by operating the Xpress bus service, conducting transportation improvement studies, producing an annual Air Quality Report, and reviewing Developments of Regional Impact.*

<b>TOTAL STATE FUNDS</b>	\$12,881,708	\$12,881,708	\$12,681,708
State General Funds	\$12,881,708	\$12,881,708	\$12,681,708
<b>TOTAL PUBLIC FUNDS</b>	<b>\$12,881,708</b>	<b>\$12,881,708</b>	<b>\$12,681,708</b>

**Payments to OneGeorgia Authority**

**Continuation Budget**

*The purpose of this appropriation is to provide funds for the OneGeorgia Authority.*

TOTAL STATE FUNDS	\$20,000,000	\$20,000,000	\$20,000,000
State General Funds	\$20,000,000	\$20,000,000	\$20,000,000
TOTAL AGENCY FUNDS	\$145,521	\$145,521	\$145,521
Intergovernmental Transfers	\$145,521	\$145,521	\$145,521
Intergovernmental Transfers Not Itemized	\$145,521	\$145,521	\$145,521
<b>TOTAL PUBLIC FUNDS</b>	<b>\$20,145,521</b>	<b>\$20,145,521</b>	<b>\$20,145,521</b>

**84.1** *Increase funds for one-time funding for the construction of a seawall on Hutchinson Island in Savannah.*

State General Funds	\$3,500,000	\$3,500,000	\$3,500,000
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**84.2** *Increase funds to provide additional competitive grants to local school systems for broadband internet connectivity through the Connections for Classrooms program and increase funds for live online instruction and other digital platforms for students and teachers.*

State General Funds	\$14,900,000	\$14,900,000	\$14,900,000
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<b>84.100 Payments to OneGeorgia Authority</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide funds for the OneGeorgia Authority.*

<b>TOTAL STATE FUNDS</b>	\$38,400,000	\$38,400,000	\$38,400,000
<b>State General Funds</b>	\$38,400,000	\$38,400,000	\$38,400,000
<b>TOTAL AGENCY FUNDS</b>	\$145,521	\$145,521	\$145,521
<b>Intergovernmental Transfers</b>	\$145,521	\$145,521	\$145,521
<b>Intergovernmental Transfers Not Itemized</b>	\$145,521	\$145,521	\$145,521
<b>TOTAL PUBLIC FUNDS</b>	\$38,545,521	\$38,545,521	\$38,545,521

**Section 17: Community Health, Department of**

**Section Total - Continuation**

<b>TOTAL STATE FUNDS</b>	\$3,046,290,885	\$3,046,290,885	\$3,046,290,885
State General Funds	\$2,496,098,053	\$2,496,098,053	\$2,496,098,053
Tobacco Settlement Funds	\$109,968,257	\$109,968,257	\$109,968,257
Nursing Home Provider Fees	\$167,969,114	\$167,969,114	\$167,969,114
Hospital Provider Fee	\$272,255,461	\$272,255,461	\$272,255,461
<b>TOTAL FEDERAL FUNDS</b>	\$6,939,516,559	\$6,939,516,559	\$6,939,516,559
Federal Funds Not Itemized	\$26,643,401	\$26,643,401	\$26,643,401
Medical Assistance Program CFDA93.778	\$6,487,292,180	\$6,487,292,180	\$6,487,292,180
State Children's Insurance Program CFDA93.767	\$425,580,978	\$425,580,978	\$425,580,978
<b>TOTAL AGENCY FUNDS</b>	\$220,957,828	\$220,957,828	\$220,957,828
Intergovernmental Transfers	\$214,057,828	\$214,057,828	\$214,057,828
Hospital Authorities	\$214,057,828	\$214,057,828	\$214,057,828
Sales and Services	\$3,600,000	\$3,600,000	\$3,600,000
Sales and Services Not Itemized	\$3,600,000	\$3,600,000	\$3,600,000
Sanctions, Fines, and Penalties	\$3,300,000	\$3,300,000	\$3,300,000
Sanctions, Fines, and Penalties Not Itemized	\$3,300,000	\$3,300,000	\$3,300,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$3,502,278,480	\$3,502,278,480	\$3,502,278,480
State Funds Transfers	\$3,501,948,480	\$3,501,948,480	\$3,501,948,480
Agency to Agency Contracts	\$1,168,519	\$1,168,519	\$1,168,519
Health Insurance Payments	\$3,219,922,699	\$3,219,922,699	\$3,219,922,699
Optional Medicaid Services Payments	\$280,857,262	\$280,857,262	\$280,857,262
Federal Funds Transfers	\$330,000	\$330,000	\$330,000



FF Medical Assistance Program CFDA93.778	\$330,000	\$330,000	\$330,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$13,709,043,752</b>	<b>\$13,709,043,752</b>	<b>\$13,709,043,752</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$3,141,203,326	\$3,141,114,547	\$3,140,956,930
<b>State General Funds</b>	\$2,593,193,745	\$2,593,104,966	\$2,592,947,349
<b>Tobacco Settlement Funds</b>	\$107,785,006	\$107,785,006	\$107,785,006
<b>Nursing Home Provider Fees</b>	\$167,969,114	\$167,969,114	\$167,969,114
<b>Hospital Provider Fee</b>	\$272,255,461	\$272,255,461	\$272,255,461
<b>TOTAL FEDERAL FUNDS</b>	\$6,972,988,903	\$6,972,988,903	\$6,972,988,903
<b>Federal Funds Not Itemized</b>	\$26,643,401	\$26,643,401	\$26,643,401
<b>Medical Assistance Program CFDA93.778</b>	\$6,688,184,243	\$6,688,184,243	\$6,688,184,243
<b>State Children's Insurance Program CFDA93.767</b>	\$258,161,259	\$258,161,259	\$258,161,259
<b>TOTAL AGENCY FUNDS</b>	\$220,957,828	\$220,957,828	\$220,957,828
<b>Intergovernmental Transfers</b>	\$214,057,828	\$214,057,828	\$214,057,828
<b>Hospital Authorities</b>	\$214,057,828	\$214,057,828	\$214,057,828
<b>Sales and Services</b>	\$3,600,000	\$3,600,000	\$3,600,000
<b>Sales and Services Not Itemized</b>	\$3,600,000	\$3,600,000	\$3,600,000
<b>Sanctions, Fines, and Penalties</b>	\$3,300,000	\$3,300,000	\$3,300,000
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$3,300,000	\$3,300,000	\$3,300,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$3,516,870,434	\$3,516,870,434	\$3,516,870,434
<b>State Funds Transfers</b>	\$3,516,540,434	\$3,516,540,434	\$3,516,540,434
<b>Agency to Agency Contracts</b>	\$1,168,519	\$1,168,519	\$1,168,519
<b>Health Insurance Payments</b>	\$3,234,514,653	\$3,234,514,653	\$3,234,514,653
<b>Optional Medicaid Services Payments</b>	\$280,857,262	\$280,857,262	\$280,857,262
<b>Federal Funds Transfers</b>	\$330,000	\$330,000	\$330,000
<b>FF Medical Assistance Program CFDA93.778</b>	\$330,000	\$330,000	\$330,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$13,852,020,491</b>	<b>\$13,851,931,712</b>	<b>\$13,851,774,095</b>

**Departmental Administration and Program Support**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all departmental programs.*

<b>TOTAL STATE FUNDS</b>	\$65,283,852	\$65,283,852	\$65,283,852
<b>State General Funds</b>	\$65,283,852	\$65,283,852	\$65,283,852

TOTAL FEDERAL FUNDS	\$296,140,528	\$296,140,528	\$296,140,528
Federal Funds Not Itemized	\$1,921,233	\$1,921,233	\$1,921,233
Medical Assistance Program CFDA93.778	\$267,962,627	\$267,962,627	\$267,962,627
State Children's Insurance Program CFDA93.767	\$26,256,668	\$26,256,668	\$26,256,668
TOTAL AGENCY FUNDS	\$3,300,000	\$3,300,000	\$3,300,000
Sanctions, Fines, and Penalties	\$3,300,000	\$3,300,000	\$3,300,000
Sanctions, Fines, and Penalties Not Itemized	\$3,300,000	\$3,300,000	\$3,300,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$22,810,104	\$22,810,104	\$22,810,104
State Funds Transfers	\$22,480,104	\$22,480,104	\$22,480,104
Agency to Agency Contracts	\$1,168,519	\$1,168,519	\$1,168,519
Health Insurance Payments	\$21,311,585	\$21,311,585	\$21,311,585
Federal Funds Transfers	\$330,000	\$330,000	\$330,000
FF Medical Assistance Program CFDA93.778	\$330,000	\$330,000	\$330,000
TOTAL PUBLIC FUNDS	\$387,534,484	\$387,534,484	\$387,534,484

**85.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$3,520	\$3,520	\$3,520
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**85.2** *Increase funds to comply with the Patient Protection and Affordable Care Act (PPACA) requirement that 1095-B forms be provided to individuals enrolled in PeachCare or Medicaid.*

State General Funds	\$1,817,591	\$1,817,591	\$1,817,591
Medical Assistance Program CFDA93.778	\$1,817,591	\$1,817,591	\$1,817,591
State Children's Insurance Program CFDA93.767	\$265,734	\$265,734	\$265,734
Total Public Funds:	\$3,900,916	\$3,900,916	\$3,900,916

**85.3** *Replace the loss of federal funds for the Medicaid Management Information System (MMIS).*

State General Funds	\$2,155,857	\$2,155,857	\$2,155,857
Medical Assistance Program CFDA93.778	(\$2,155,857)	(\$2,155,857)	(\$2,155,857)
Total Public Funds:	\$0	\$0	\$0

<b>85.100 Departmental Administration and Program Support</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide administrative support to all departmental programs.*

<b>TOTAL STATE FUNDS</b>	\$69,260,820	\$69,260,820	\$69,260,820
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<b>State General Funds</b>	\$69,260,820	\$69,260,820	\$69,260,820
<b>TOTAL FEDERAL FUNDS</b>	\$296,067,996	\$296,067,996	\$296,067,996
<b>Federal Funds Not Itemized</b>	\$1,921,233	\$1,921,233	\$1,921,233
<b>Medical Assistance Program CFDA93.778</b>	\$267,624,361	\$267,624,361	\$267,624,361
<b>State Children's Insurance Program CFDA93.767</b>	\$26,522,402	\$26,522,402	\$26,522,402
<b>TOTAL AGENCY FUNDS</b>	\$3,300,000	\$3,300,000	\$3,300,000
<b>Sanctions, Fines, and Penalties</b>	\$3,300,000	\$3,300,000	\$3,300,000
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$3,300,000	\$3,300,000	\$3,300,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$22,810,104	\$22,810,104	\$22,810,104
<b>State Funds Transfers</b>	\$22,480,104	\$22,480,104	\$22,480,104
<b>Agency to Agency Contracts</b>	\$1,168,519	\$1,168,519	\$1,168,519
<b>Health Insurance Payments</b>	\$21,311,585	\$21,311,585	\$21,311,585
<b>Federal Funds Transfers</b>	\$330,000	\$330,000	\$330,000
<b>FF Medical Assistance Program CFDA93.778</b>	\$330,000	\$330,000	\$330,000
<b>TOTAL PUBLIC FUNDS</b>	\$391,438,920	\$391,438,920	\$391,438,920

**Georgia Board of Dentistry**

**Continuation Budget**

*The purpose of this appropriation is to protect public health by licensing qualified applicants as dentists and dental hygienists, regulating the practice of dentistry, investigating complaints, and taking appropriate disciplinary action when warranted.*

<b>TOTAL STATE FUNDS</b>	\$812,629	\$812,629	\$812,629
<b>State General Funds</b>	\$812,629	\$812,629	\$812,629
<b>TOTAL PUBLIC FUNDS</b>	\$812,629	\$812,629	\$812,629

**86.100 Georgia Board of Dentistry**

**Appropriation (HB 750)**

*The purpose of this appropriation is to protect public health by licensing qualified applicants as dentists and dental hygienists, regulating the practice of dentistry, investigating complaints, and taking appropriate disciplinary action when warranted.*

<b>TOTAL STATE FUNDS</b>	\$812,629	\$812,629	\$812,629
<b>State General Funds</b>	\$812,629	\$812,629	\$812,629
<b>TOTAL PUBLIC FUNDS</b>	\$812,629	\$812,629	\$812,629

**Georgia State Board of Pharmacy**

**Continuation Budget**

*The purpose of this appropriation is to protect public health by licensing qualified pharmacists and pharmacies, regulating the practice of pharmacy, investigating complaints, and taking appropriate disciplinary actions when warranted.*

TOTAL STATE FUNDS	\$750,826	\$750,826	\$750,826
State General Funds	\$750,826	\$750,826	\$750,826
TOTAL PUBLIC FUNDS	\$750,826	\$750,826	\$750,826

**87.100 Georgia State Board of Pharmacy****Appropriation (HB 750)**

*The purpose of this appropriation is to protect public health by licensing qualified pharmacists and pharmacies, regulating the practice of pharmacy, investigating complaints, and taking appropriate disciplinary actions when warranted.*

<b>TOTAL STATE FUNDS</b>	\$750,826	\$750,826	\$750,826
<b>State General Funds</b>	\$750,826	\$750,826	\$750,826
<b>TOTAL PUBLIC FUNDS</b>	\$750,826	\$750,826	\$750,826

**Health Care Access and Improvement****Continuation Budget**

*The purpose of this appropriation is to provide grants and other support services for programs that seek to improve health access and outcomes in rural and underserved areas of Georgia through the State Office of Rural Health, the various commissions of the Office of Health Improvement, and the Office of Health Information Technology and Transparency.*

TOTAL STATE FUNDS	\$10,662,932	\$10,662,932	\$10,662,932
State General Funds	\$10,662,932	\$10,662,932	\$10,662,932
TOTAL FEDERAL FUNDS	\$16,446,551	\$16,446,551	\$16,446,551
Federal Funds Not Itemized	\$16,030,301	\$16,030,301	\$16,030,301
Medical Assistance Program CFDA93.778	\$416,250	\$416,250	\$416,250
TOTAL PUBLIC FUNDS	\$27,109,483	\$27,109,483	\$27,109,483

**88.100 Health Care Access and Improvement****Appropriation (HB 750)**

*The purpose of this appropriation is to provide grants and other support services for programs that seek to improve health access and outcomes in rural and underserved areas of Georgia through the State Office of Rural Health, the various commissions of the Office of Health Improvement, and the Office of Health Information Technology and Transparency.*

<b>TOTAL STATE FUNDS</b>	\$10,662,932	\$10,662,932	\$10,662,932
<b>State General Funds</b>	\$10,662,932	\$10,662,932	\$10,662,932
<b>TOTAL FEDERAL FUNDS</b>	\$16,446,551	\$16,446,551	\$16,446,551
<b>Federal Funds Not Itemized</b>	\$16,030,301	\$16,030,301	\$16,030,301
<b>Medical Assistance Program CFDA93.778</b>	\$416,250	\$416,250	\$416,250
<b>TOTAL PUBLIC FUNDS</b>	\$27,109,483	\$27,109,483	\$27,109,483

**Healthcare Facility Regulation**

**Continuation Budget**

*The purpose of this appropriation is to inspect and license long term care and health care facilities.*

TOTAL STATE FUNDS	\$10,929,096	\$10,929,096	\$10,929,096
State General Funds	\$10,929,096	\$10,929,096	\$10,929,096
TOTAL FEDERAL FUNDS	\$9,638,318	\$9,638,318	\$9,638,318
Federal Funds Not Itemized	\$5,904,653	\$5,904,653	\$5,904,653
Medical Assistance Program CFDA93.778	\$3,733,665	\$3,733,665	\$3,733,665
TOTAL AGENCY FUNDS	\$100,000	\$100,000	\$100,000
Sales and Services	\$100,000	\$100,000	\$100,000
Sales and Services Not Itemized	\$100,000	\$100,000	\$100,000
TOTAL PUBLIC FUNDS	\$20,667,414	\$20,667,414	\$20,667,414

**89.1** *Reduce funds to meet projected expenditures.*

State General Funds			(\$119,000)
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**89.100 Healthcare Facility Regulation**

**Appropriation (HB 750)**

*The purpose of this appropriation is to inspect and license long term care and health care facilities.*

TOTAL STATE FUNDS	\$10,929,096	\$10,929,096	\$10,810,096
State General Funds	\$10,929,096	\$10,929,096	\$10,810,096
TOTAL FEDERAL FUNDS	\$9,638,318	\$9,638,318	\$9,638,318
Federal Funds Not Itemized	\$5,904,653	\$5,904,653	\$5,904,653
Medical Assistance Program CFDA93.778	\$3,733,665	\$3,733,665	\$3,733,665
TOTAL AGENCY FUNDS	\$100,000	\$100,000	\$100,000
Sales and Services	\$100,000	\$100,000	\$100,000
Sales and Services Not Itemized	\$100,000	\$100,000	\$100,000
TOTAL PUBLIC FUNDS	\$20,667,414	\$20,667,414	\$20,548,414

**Indigent Care Trust Fund**

**Continuation Budget**

*The purpose of this appropriation is to support rural and other healthcare providers, primarily hospitals that serve medically indigent Georgians.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

TOTAL FEDERAL FUNDS	\$257,075,969	\$257,075,969	\$257,075,969
Medical Assistance Program CFDA93.778	\$257,075,969	\$257,075,969	\$257,075,969
TOTAL AGENCY FUNDS	\$142,586,524	\$142,586,524	\$142,586,524
Intergovernmental Transfers	\$139,386,524	\$139,386,524	\$139,386,524
Hospital Authorities	\$139,386,524	\$139,386,524	\$139,386,524
Sales and Services	\$3,200,000	\$3,200,000	\$3,200,000
Sales and Services Not Itemized	\$3,200,000	\$3,200,000	\$3,200,000
TOTAL PUBLIC FUNDS	\$399,662,493	\$399,662,493	\$399,662,493

**90.1** *Increase funds to provide the state match for Disproportionate Share Hospital (DSH) payments for private deemed and non-deemed hospitals.*

State General Funds	\$14,668,976	\$14,668,976	\$14,668,976
Medical Assistance Program CFDA93.778	\$30,327,882	\$30,327,882	\$30,327,882
Total Public Funds:	\$44,996,858	\$44,996,858	\$44,996,858

#### **90.100 Indigent Care Trust Fund**

#### **Appropriation (HB 750)**

*The purpose of this appropriation is to support rural and other healthcare providers, primarily hospitals that serve medically indigent Georgians.*

<b>TOTAL STATE FUNDS</b>	\$14,668,976	\$14,668,976	\$14,668,976
<b>State General Funds</b>	\$14,668,976	\$14,668,976	\$14,668,976
<b>TOTAL FEDERAL FUNDS</b>	\$287,403,851	\$287,403,851	\$287,403,851
<b>Medical Assistance Program CFDA93.778</b>	\$287,403,851	\$287,403,851	\$287,403,851
<b>TOTAL AGENCY FUNDS</b>	\$142,586,524	\$142,586,524	\$142,586,524
<b>Intergovernmental Transfers</b>	\$139,386,524	\$139,386,524	\$139,386,524
<b>Hospital Authorities</b>	\$139,386,524	\$139,386,524	\$139,386,524
<b>Sales and Services</b>	\$3,200,000	\$3,200,000	\$3,200,000
<b>Sales and Services Not Itemized</b>	\$3,200,000	\$3,200,000	\$3,200,000
<b>TOTAL PUBLIC FUNDS</b>	\$444,659,351	\$444,659,351	\$444,659,351

#### **Medicaid: Aged, Blind, and Disabled**

#### **Continuation Budget**

*The purpose of this appropriation is to provide health care access primarily to elderly and disabled individuals. There is also hereby appropriated to the Department of Community Health a specific sum of money equal to all the provider fees paid to the Indigent Care Trust Fund created pursuant to Article 6A of chapter 8 of Title 31. The sum of money is appropriated for payments for nursing homes pursuant to Article 6A.*

TOTAL STATE FUNDS	\$1,581,476,106	\$1,581,476,106	\$1,581,476,106
State General Funds	\$1,384,886,844	\$1,384,886,844	\$1,384,886,844
Nursing Home Provider Fees	\$167,969,114	\$167,969,114	\$167,969,114
Hospital Provider Fee	\$28,620,148	\$28,620,148	\$28,620,148
TOTAL FEDERAL FUNDS	\$3,338,438,002	\$3,338,438,002	\$3,338,438,002
Federal Funds Not Itemized	\$2,787,214	\$2,787,214	\$2,787,214
Medical Assistance Program CFDA93.778	\$3,335,650,788	\$3,335,650,788	\$3,335,650,788
TOTAL AGENCY FUNDS	\$62,342,988	\$62,342,988	\$62,342,988
Intergovernmental Transfers	\$62,342,988	\$62,342,988	\$62,342,988
Hospital Authorities	\$62,342,988	\$62,342,988	\$62,342,988
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$267,288,632	\$267,288,632	\$267,288,632
State Funds Transfers	\$267,288,632	\$267,288,632	\$267,288,632
Optional Medicaid Services Payments	\$267,288,632	\$267,288,632	\$267,288,632
TOTAL PUBLIC FUNDS	\$5,249,545,728	\$5,249,545,728	\$5,249,545,728

**91.1** *Increase funds to reflect the projected increase in the Medicare Part D Clawback payment.*

State General Funds	\$4,157,276	\$4,157,276	\$4,044,497
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**91.2** *Reduce funds for growth in Medicaid based on projected need.*

State General Funds	(\$29,497,059)	(\$29,497,059)	(\$29,497,059)
Medical Assistance Program CFDA93.778	(\$60,984,717)	(\$60,984,717)	(\$60,984,717)
Total Public Funds:	(\$90,481,776)	(\$90,481,776)	(\$90,481,776)

**91.3** *Increase funds for the hold harmless provision in Medicare Part B premiums.*

State General Funds	\$13,081,365	\$13,081,365	\$13,081,365
Medical Assistance Program CFDA93.778	\$27,231,008	\$27,231,008	\$27,231,008
Total Public Funds:	\$40,312,373	\$40,312,373	\$40,312,373

**91.4** *Increase funds to cover expenses related to higher pharmacy costs of Hepatitis C drugs (\$23,129,866) and Cystic Fibrosis drugs (\$3,390,400).*

State General Funds	\$26,520,266	\$26,520,266	\$26,520,266
Medical Assistance Program CFDA93.778	\$55,155,645	\$55,155,645	\$55,155,645
Total Public Funds:	\$81,675,911	\$81,675,911	\$81,675,911

**91.100 Medicaid: Aged, Blind, and Disabled****Appropriation (HB 750)**

*The purpose of this appropriation is to provide health care access primarily to elderly and disabled individuals. There is also hereby appropriated to the Department of Community Health a specific sum of money equal to all the provider fees paid to the Indigent Care Trust Fund created pursuant to Article 6A of chapter 8 of Title 31. The sum of money is appropriated for payments for nursing homes pursuant to Article 6A.*

<b>TOTAL STATE FUNDS</b>	\$1,595,737,954	\$1,595,737,954	\$1,595,625,175
<b>State General Funds</b>	\$1,399,148,692	\$1,399,148,692	\$1,399,035,913
<b>Nursing Home Provider Fees</b>	\$167,969,114	\$167,969,114	\$167,969,114
<b>Hospital Provider Fee</b>	\$28,620,148	\$28,620,148	\$28,620,148
<b>TOTAL FEDERAL FUNDS</b>	\$3,359,839,938	\$3,359,839,938	\$3,359,839,938
<b>Federal Funds Not Itemized</b>	\$2,787,214	\$2,787,214	\$2,787,214
<b>Medical Assistance Program CFDA93.778</b>	\$3,357,052,724	\$3,357,052,724	\$3,357,052,724
<b>TOTAL AGENCY FUNDS</b>	\$62,342,988	\$62,342,988	\$62,342,988
<b>Intergovernmental Transfers</b>	\$62,342,988	\$62,342,988	\$62,342,988
<b>Hospital Authorities</b>	\$62,342,988	\$62,342,988	\$62,342,988
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$267,288,632	\$267,288,632	\$267,288,632
<b>State Funds Transfers</b>	\$267,288,632	\$267,288,632	\$267,288,632
<b>Optional Medicaid Services Payments</b>	\$267,288,632	\$267,288,632	\$267,288,632
<b>TOTAL PUBLIC FUNDS</b>	\$5,285,209,512	\$5,285,209,512	\$5,285,096,733

**Medicaid: Low-Income Medicaid****Continuation Budget**

*The purpose of this appropriation is to provide healthcare access primarily to low-income individuals.*

<b>TOTAL STATE FUNDS</b>	\$1,285,085,321	\$1,285,085,321	\$1,285,085,321
<b>State General Funds</b>	\$933,308,971	\$933,308,971	\$933,308,971
<b>Tobacco Settlement Funds</b>	\$109,968,257	\$109,968,257	\$109,968,257
<b>Hospital Provider Fee</b>	\$241,808,093	\$241,808,093	\$241,808,093
<b>TOTAL FEDERAL FUNDS</b>	\$2,622,452,881	\$2,622,452,881	\$2,622,452,881
<b>Medical Assistance Program CFDA93.778</b>	\$2,622,452,881	\$2,622,452,881	\$2,622,452,881
<b>TOTAL AGENCY FUNDS</b>	\$12,328,316	\$12,328,316	\$12,328,316
<b>Intergovernmental Transfers</b>	\$12,328,316	\$12,328,316	\$12,328,316
<b>Hospital Authorities</b>	\$12,328,316	\$12,328,316	\$12,328,316
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$13,416,847	\$13,416,847	\$13,416,847



State Funds Transfers	\$13,416,847	\$13,416,847	\$13,416,847
Optional Medicaid Services Payments	\$13,416,847	\$13,416,847	\$13,416,847
<b>TOTAL PUBLIC FUNDS</b>	<b>\$3,933,283,365</b>	<b>\$3,933,283,365</b>	<b>\$3,933,283,365</b>

**92.1** *Increase funds for growth in Medicaid based on projected need.*

State General Funds	\$72,310,336	\$72,310,336	\$72,310,336
Medical Assistance Program CFDA93.778	\$149,500,511	\$149,500,511	\$149,500,511
<b>Total Public Funds:</b>	<b>\$221,810,847</b>	<b>\$221,810,847</b>	<b>\$221,810,847</b>

**92.2** *Replace funds.*

State General Funds	\$2,183,251	\$2,183,251	\$2,183,251
Tobacco Settlement Funds	(\$2,183,251)	(\$2,183,251)	(\$2,183,251)
<b>Total Public Funds:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>92.100 Medicaid: Low-Income Medicaid</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide healthcare access primarily to low-income individuals.*

<b>TOTAL STATE FUNDS</b>	\$1,357,395,657	\$1,357,395,657	\$1,357,395,657
<b>State General Funds</b>	\$1,007,802,558	\$1,007,802,558	\$1,007,802,558
<b>Tobacco Settlement Funds</b>	\$107,785,006	\$107,785,006	\$107,785,006
<b>Hospital Provider Fee</b>	\$241,808,093	\$241,808,093	\$241,808,093
<b>TOTAL FEDERAL FUNDS</b>	\$2,771,953,392	\$2,771,953,392	\$2,771,953,392
<b>Medical Assistance Program CFDA93.778</b>	\$2,771,953,392	\$2,771,953,392	\$2,771,953,392
<b>TOTAL AGENCY FUNDS</b>	\$12,328,316	\$12,328,316	\$12,328,316
<b>Intergovernmental Transfers</b>	\$12,328,316	\$12,328,316	\$12,328,316
<b>Hospital Authorities</b>	\$12,328,316	\$12,328,316	\$12,328,316
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$13,416,847	\$13,416,847	\$13,416,847
<b>State Funds Transfers</b>	\$13,416,847	\$13,416,847	\$13,416,847
<b>Optional Medicaid Services Payments</b>	\$13,416,847	\$13,416,847	\$13,416,847
<b>TOTAL PUBLIC FUNDS</b>	<b>\$4,155,094,212</b>	<b>\$4,155,094,212</b>	<b>\$4,155,094,212</b>

**PeachCare**

**Continuation Budget**

*The purpose of this appropriation is to provide health insurance coverage for qualified low-income Georgia children.*

<b>TOTAL STATE FUNDS</b>	\$24,648,601	\$24,648,601	\$24,648,601
State General Funds	\$22,821,381	\$22,821,381	\$22,821,381

Hospital Provider Fee	\$1,827,220	\$1,827,220	\$1,827,220
<b>TOTAL FEDERAL FUNDS</b>	<b>\$399,324,310</b>	<b>\$399,324,310</b>	<b>\$399,324,310</b>
State Children's Insurance Program CFDA93.767	\$399,324,310	\$399,324,310	\$399,324,310
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$151,783</b>	<b>\$151,783</b>	<b>\$151,783</b>
State Funds Transfers	\$151,783	\$151,783	\$151,783
Optional Medicaid Services Payments	\$151,783	\$151,783	\$151,783
<b>TOTAL PUBLIC FUNDS</b>	<b>\$424,124,694</b>	<b>\$424,124,694</b>	<b>\$424,124,694</b>

**93.1** *Reduce funds for growth in PeachCare based on projected need.*

State General Funds	(\$10,305,687)	(\$10,305,687)	(\$10,305,687)
State Children's Insurance Program CFDA93.767	(\$167,685,453)	(\$167,685,453)	(\$167,685,453)
Total Public Funds:	(\$177,991,140)	(\$177,991,140)	(\$177,991,140)

<b>93.100 PeachCare</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide health insurance coverage for qualified low-income Georgia children.*

<b>TOTAL STATE FUNDS</b>	\$14,342,914	\$14,342,914	\$14,342,914
State General Funds	\$12,515,694	\$12,515,694	\$12,515,694
Hospital Provider Fee	\$1,827,220	\$1,827,220	\$1,827,220
<b>TOTAL FEDERAL FUNDS</b>	<b>\$231,638,857</b>	<b>\$231,638,857</b>	<b>\$231,638,857</b>
State Children's Insurance Program CFDA93.767	\$231,638,857	\$231,638,857	\$231,638,857
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$151,783</b>	<b>\$151,783</b>	<b>\$151,783</b>
State Funds Transfers	\$151,783	\$151,783	\$151,783
Optional Medicaid Services Payments	\$151,783	\$151,783	\$151,783
<b>TOTAL PUBLIC FUNDS</b>	<b>\$246,133,554</b>	<b>\$246,133,554</b>	<b>\$246,133,554</b>

**State Health Benefit Plan**

**Continuation Budget**

*The purpose of this appropriation is to provide a healthcare benefit for teachers and state employees that is competitive with other commercial benefit plans in quality of care and access to providers; and to provide for the efficient management of provider fees and utilization rates.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$3,198,611,114	\$3,198,611,114	\$3,198,611,114

State Funds Transfers	\$3,198,611,114	\$3,198,611,114	\$3,198,611,114
Health Insurance Payments	\$3,198,611,114	\$3,198,611,114	\$3,198,611,114
<b>TOTAL PUBLIC FUNDS</b>	<b>\$3,198,611,114</b>	<b>\$3,198,611,114</b>	<b>\$3,198,611,114</b>

**94.1** *Increase funds for Medicare Advantage plans effective January 1, 2016.*

Health Insurance Payments	\$45,800,000	\$45,800,000	\$45,800,000
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**94.2** *Increase funds to reflect updated projections for membership, medical services utilization, and medical trend changes.*

Health Insurance Payments	\$31,105,104	\$31,105,104	\$31,105,104
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**94.3** *Reduce funds for the reduction in employee contribution rates effective January 1, 2016.*

Health Insurance Payments	(\$5,550,000)	(\$5,550,000)	(\$5,550,000)
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**94.4** *Reduce funds to reflect the delay of the scheduled increase of the employer contribution rate for non-certificated school service employees from July 1, 2015 to January 1, 2016.*

Health Insurance Payments	(\$56,763,150)	(\$56,763,150)	(\$56,763,150)
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<b>94.100 State Health Benefit Plan</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide a healthcare benefit for teachers and state employees that is competitive with other commercial benefit plans in quality of care and access to providers; and to provide for the efficient management of provider fees and utilization rates.*

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$3,213,203,068</b>	<b>\$3,213,203,068</b>	<b>\$3,213,203,068</b>
<b>State Funds Transfers</b>	<b>\$3,213,203,068</b>	<b>\$3,213,203,068</b>	<b>\$3,213,203,068</b>
<b>Health Insurance Payments</b>	<b>\$3,213,203,068</b>	<b>\$3,213,203,068</b>	<b>\$3,213,203,068</b>
<b>TOTAL PUBLIC FUNDS</b>	<b>\$3,213,203,068</b>	<b>\$3,213,203,068</b>	<b>\$3,213,203,068</b>

**Physician Workforce, Georgia Board for: Board Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all agency programs.*

<b>TOTAL STATE FUNDS</b>	<b>\$659,458</b>	<b>\$659,458</b>	<b>\$659,458</b>
State General Funds	\$659,458	\$659,458	\$659,458
<b>TOTAL PUBLIC FUNDS</b>	<b>\$659,458</b>	<b>\$659,458</b>	<b>\$659,458</b>

**95.1** *Transfer funds from the Georgia Board for Physician Workforce: Graduate Medical Education program to the Georgia Board for Physician Workforce: Board Administration program to reflect projected expenditures.*

State General Funds	\$30,000	\$35,000
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**95.2** *Transfer funds from the Georgia Board for Physician Workforce: Graduate Medical Education program to the Georgia Board for Physician Workforce: Board Administration program for two additional staff positions, including a statistical analyst and an operations analyst.*

State General Funds		\$69,162
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<b>95.100 Physician Workforce, Georgia Board for: Board Administration</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide administrative support to all agency programs.*

<b>TOTAL STATE FUNDS</b>	\$659,458	\$689,458	\$763,620
<b>State General Funds</b>	\$659,458	\$689,458	\$763,620
<b>TOTAL PUBLIC FUNDS</b>	\$659,458	\$689,458	\$763,620

**Physician Workforce, Georgia Board for: Graduate Medical Education**

**Continuation Budget**

*The purpose of this appropriation is to address the physician workforce needs of Georgia communities through the support and development of medical education programs.*

<b>TOTAL STATE FUNDS</b>	\$10,014,219	\$10,014,219	\$10,014,219
State General Funds	\$10,014,219	\$10,014,219	\$10,014,219
<b>TOTAL PUBLIC FUNDS</b>	\$10,014,219	\$10,014,219	\$10,014,219

**96.1** *Reduce funds for contract savings.*

State General Funds	(\$88,779)	(\$14,617)
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**96.2** *Transfer funds from the Georgia Board for Physician Workforce: Graduate Medical Education program to the Georgia Board for Physician Workforce: Board Administration program to reflect projected expenditures.*

State General Funds	(\$30,000)	(\$35,000)
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**96.3** *Transfer funds from the Georgia Board for Physician Workforce: Graduate Medical Education program to the Georgia Board for Physician Workforce: Board Administration program for two additional staff positions, including a statistical analyst and an operations analyst.*

State General Funds		(\$69,162)
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<b>96.100 Physician Workforce, Georgia Board for: Graduate Medical Education</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to address the physician workforce needs of Georgia communities through the support and development of medical education programs.*

<b>TOTAL STATE FUNDS</b>	\$10,014,219	\$9,895,440	\$9,895,440
<b>State General Funds</b>	\$10,014,219	\$9,895,440	\$9,895,440
<b>TOTAL PUBLIC FUNDS</b>	\$10,014,219	\$9,895,440	\$9,895,440

**Physician Workforce, Georgia Board for: Mercer School of Medicine Grant** **Continuation Budget**

*The purpose of this appropriation is to provide funding for the Mercer University School of Medicine to help ensure an adequate supply of primary and other needed physician specialists through a public/private partnership with the State of Georgia.*

TOTAL STATE FUNDS	\$24,039,911	\$24,039,911	\$24,039,911
State General Funds	\$24,039,911	\$24,039,911	\$24,039,911
TOTAL PUBLIC FUNDS	\$24,039,911	\$24,039,911	\$24,039,911

**97.1** Utilize existing funds (\$1,020,000) to support primary care three-year accelerated track programs. (H: YES)(S: YES)  
 State General Funds \$0 \$0

<b>97.100 Physician Workforce, Georgia Board for: Mercer School of Medicine Grant</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide funding for the Mercer University School of Medicine to help ensure an adequate supply of primary and other needed physician specialists through a public/private partnership with the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$24,039,911	\$24,039,911	\$24,039,911
<b>State General Funds</b>	\$24,039,911	\$24,039,911	\$24,039,911
<b>TOTAL PUBLIC FUNDS</b>	\$24,039,911	\$24,039,911	\$24,039,911

**Physician Workforce, Georgia Board for: Morehouse School of Medicine Grant** **Continuation Budget**

*The purpose of this appropriation is to provide funding for the Morehouse School of Medicine and affiliated hospitals to help ensure an adequate supply of primary and other needed physician specialists through a public/private partnership with the State of Georgia.*

TOTAL STATE FUNDS	\$23,971,870	\$23,971,870	\$23,971,870
State General Funds	\$23,971,870	\$23,971,870	\$23,971,870
TOTAL PUBLIC FUNDS	\$23,971,870	\$23,971,870	\$23,971,870

<b>98.100 Physician Workforce, Georgia Board for: Morehouse School of Medicine Grant</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide funding for the Morehouse School of Medicine and affiliated hospitals to help ensure an adequate supply of primary and other needed physician specialists through a public/private partnership with the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$23,971,870	\$23,971,870	\$23,971,870
<b>State General Funds</b>	\$23,971,870	\$23,971,870	\$23,971,870
<b>TOTAL PUBLIC FUNDS</b>	\$23,971,870	\$23,971,870	\$23,971,870

<b>Physician Workforce, Georgia Board for: Physicians for Rural Areas</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to ensure an adequate supply of physicians in rural areas of the state, and to provide a program of aid to promising medical students.*

TOTAL STATE FUNDS	\$1,410,000	\$1,410,000	\$1,410,000
State General Funds	\$1,410,000	\$1,410,000	\$1,410,000
TOTAL PUBLIC FUNDS	\$1,410,000	\$1,410,000	\$1,410,000

**99.1** *Utilize existing funds (\$180,000) to support primary care three-year accelerated track programs. (H: YES)(S: YES)*

State General Funds		\$0	\$0
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<b>99.100 Physician Workforce, Georgia Board for: Physicians for Rural Areas</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to ensure an adequate supply of physicians in rural areas of the state, and to provide a program of aid to promising medical students.*

<b>TOTAL STATE FUNDS</b>	\$1,410,000	\$1,410,000	\$1,410,000
<b>State General Funds</b>	\$1,410,000	\$1,410,000	\$1,410,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,410,000	\$1,410,000	\$1,410,000

**Physician Workforce, Georgia Board for: Undergraduate Medical Education**

**Continuation Budget**

*The purpose of this appropriation is to ensure an adequate supply of primary care and other needed physician specialists through a public/private partnership with medical schools in Georgia.*

TOTAL STATE FUNDS	\$2,119,068	\$2,119,068	\$2,119,068
State General Funds	\$2,119,068	\$2,119,068	\$2,119,068
TOTAL PUBLIC FUNDS	\$2,119,068	\$2,119,068	\$2,119,068

<b>100.100 Physician Workforce, Georgia Board for: Undergraduate Medical Education</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to ensure an adequate supply of primary care and other needed physician specialists through a public/private partnership with medical schools in Georgia.*

<b>TOTAL STATE FUNDS</b>	\$2,119,068	\$2,119,068	\$2,119,068
<b>State General Funds</b>	\$2,119,068	\$2,119,068	\$2,119,068
<b>TOTAL PUBLIC FUNDS</b>	\$2,119,068	\$2,119,068	\$2,119,068

**Georgia Composite Medical Board**

**Continuation Budget**

*The purpose of this appropriation is to license qualified applicants as physicians, physician's assistants, respiratory care professionals, perfusionists, acupuncturists, orthotists, prosthetists, and auricular (ear) detoxification specialists. Also, investigate complaints and discipline those who violate the Medical Practice Act or other laws governing the professional behavior of the Board licensees.*

TOTAL STATE FUNDS	\$2,277,486	\$2,277,486	\$2,277,486
State General Funds	\$2,277,486	\$2,277,486	\$2,277,486
TOTAL AGENCY FUNDS	\$300,000	\$300,000	\$300,000
Sales and Services	\$300,000	\$300,000	\$300,000
Sales and Services Not Itemized	\$300,000	\$300,000	\$300,000
TOTAL PUBLIC FUNDS	\$2,577,486	\$2,577,486	\$2,577,486

<b>101.100 Georgia Composite Medical Board</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to license qualified applicants as physicians, physician's assistants, respiratory care professionals, perfusionists, acupuncturists, orthotists, prosthetists, and auricular (ear) detoxification specialists. Also, investigate complaints and discipline those who violate the Medical Practice Act or other laws governing the professional behavior of the Board licensees.*

<b>TOTAL STATE FUNDS</b>	\$2,277,486	\$2,277,486	\$2,277,486
<b>State General Funds</b>	\$2,277,486	\$2,277,486	\$2,277,486
<b>TOTAL AGENCY FUNDS</b>	\$300,000	\$300,000	\$300,000
<b>Sales and Services</b>	\$300,000	\$300,000	\$300,000
<b>Sales and Services Not Itemized</b>	\$300,000	\$300,000	\$300,000
<b>TOTAL PUBLIC FUNDS</b>	\$2,577,486	\$2,577,486	\$2,577,486

**Drugs and Narcotics Agency, Georgia**

**Continuation Budget**

*The purpose of this appropriation is to protect the health, safety, and welfare of the general public by providing an enforcement presence to oversee all laws and regulations pertaining to controlled substances and dangerous drugs.*

TOTAL STATE FUNDS	\$2,149,510	\$2,149,510	\$2,149,510
State General Funds	\$2,149,510	\$2,149,510	\$2,149,510
<b>TOTAL PUBLIC FUNDS</b>	\$2,149,510	\$2,149,510	\$2,149,510

**102.100 Drugs and Narcotics Agency, Georgia**

**Appropriation (HB 750)**

*The purpose of this appropriation is to protect the health, safety, and welfare of the general public by providing an enforcement presence to oversee all laws and regulations pertaining to controlled substances and dangerous drugs.*

<b>TOTAL STATE FUNDS</b>	\$2,149,510	\$2,149,510	\$2,149,510
<b>State General Funds</b>	\$2,149,510	\$2,149,510	\$2,149,510
<b>TOTAL PUBLIC FUNDS</b>	\$2,149,510	\$2,149,510	\$2,149,510

**Section 18: Community Supervision, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$34,791,312	\$34,791,312	\$34,791,312
State General Funds	\$34,791,312	\$34,791,312	\$34,791,312
<b>TOTAL PUBLIC FUNDS</b>	\$34,791,312	\$34,791,312	\$34,791,312

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$35,291,312	\$34,755,896	\$34,755,896
<b>State General Funds</b>	\$35,291,312	\$34,755,896	\$34,755,896
<b>TOTAL PUBLIC FUNDS</b>	\$35,291,312	\$34,755,896	\$34,755,896



**Departmental Administration**

**Continuation Budget**

TOTAL STATE FUNDS	\$8,213,943	\$8,213,943	\$8,213,943
State General Funds	\$8,213,943	\$8,213,943	\$8,213,943
TOTAL PUBLIC FUNDS	\$8,213,943	\$8,213,943	\$8,213,943

**103.1** *Transfer funds from the Field Services program to the Departmental Administration program to accurately reflect the cost of rent.*

State General Funds	\$40,710	\$40,710	\$40,710
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**103.2** *Transfer funds from the Governor's Office of Transition, Support, and Reentry program to the Departmental Administration program to accurately reflect the cost of rent.*

State General Funds	\$147,617	\$147,617	\$147,617
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**103.99 SAC:** *The purpose of this appropriation is to provide administrative support for the agency.*

**House:** *The purpose of this appropriation is to provide administrative support for the agency.*

**Governor:** *The purpose of this appropriation is to provide administrative support for the agency.*

State General Funds	\$0	\$0	\$0
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<b>103.100 Departmental Administration</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide administrative support for the agency.*

<b>TOTAL STATE FUNDS</b>	\$8,402,270	\$8,402,270	\$8,402,270
<b>State General Funds</b>	\$8,402,270	\$8,402,270	\$8,402,270
<b>TOTAL PUBLIC FUNDS</b>	\$8,402,270	\$8,402,270	\$8,402,270

**Field Services**

**Continuation Budget**

TOTAL STATE FUNDS	\$21,851,578	\$21,851,578	\$21,851,578
State General Funds	\$21,851,578	\$21,851,578	\$21,851,578
TOTAL PUBLIC FUNDS	\$21,851,578	\$21,851,578	\$21,851,578

**104.1** *Transfer funds from the Field Services program to the Departmental Administration program to accurately reflect the cost of rent.*

State General Funds	(\$40,710)	(\$40,710)	(\$40,710)
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**104.2** *Increase funds for one-time funding for property acquisition for parking on Memorial Drive in Atlanta. (H and S: YES; Utilize existing funds for property acquisition for parking on Memorial Drive in Atlanta)*

State General Funds	\$500,000	\$0	\$0
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**104.99 SAC:** *The purpose of this appropriation is to protect and serve Georgia citizens through effective and efficient offender supervision in communities, while providing opportunities for successful outcomes.*

**House:** *The purpose of this appropriation is to protect and serve Georgia citizens through effective and efficient offender supervision in communities, while providing opportunities for successful outcomes.*

**Governor:** *The purpose of this appropriation is to protect and serve Georgia citizens through effective and efficient offender supervision in communities, while providing opportunities for successful outcomes.*

State General Funds	\$0	\$0	\$0
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<b>104.100 Field Services</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to protect and serve Georgia citizens through effective and efficient offender supervision in communities, while providing opportunities for successful outcomes.*

<b>TOTAL STATE FUNDS</b>	\$22,310,868	\$21,810,868	\$21,810,868
<b>State General Funds</b>	\$22,310,868	\$21,810,868	\$21,810,868
<b>TOTAL PUBLIC FUNDS</b>	\$22,310,868	\$21,810,868	\$21,810,868

**Misdemeanor Probation**

**Continuation Budget**

TOTAL STATE FUNDS	\$609,367	\$609,367	\$609,367
State General Funds	\$609,367	\$609,367	\$609,367
TOTAL PUBLIC FUNDS	\$609,367	\$609,367	\$609,367

**105.1** *Reduce funds for personnel to reflect compliance monitor positions start dates.*

State General Funds	(\$35,416)	(\$35,416)
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**105.99 SAC:** *The purpose of this appropriation is to provide regulation of all governmental and private misdemeanor probation providers through inspection and investigation.*

**House:** *The purpose of this appropriation is to provide regulation of all governmental and private misdemeanor probation providers through inspection and investigation.*

**Governor:** *The purpose of this appropriation is to provide regulation of all governmental and private misdemeanor probation providers through inspection and investigation.*

State General Funds	\$0	\$0	\$0
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**105.100 Misdemeanor Probation** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide regulation of all governmental and private misdemeanor probation providers through inspection and investigation.*

<b>TOTAL STATE FUNDS</b>	\$609,367	\$573,951	\$573,951
<b>State General Funds</b>	\$609,367	\$573,951	\$573,951
<b>TOTAL PUBLIC FUNDS</b>	\$609,367	\$573,951	\$573,951

**Family Violence, Georgia Commission on**

**Continuation Budget**

TOTAL STATE FUNDS	\$374,981	\$374,981	\$374,981
State General Funds	\$374,981	\$374,981	\$374,981
TOTAL PUBLIC FUNDS	\$374,981	\$374,981	\$374,981

**106.99 SAC:** *The purpose of this appropriation is to provide for the study and evaluation of needs and services relating to family violence in Georgia, develop models for community task forces on family violence, provide training and continuing education on the dynamics of family violence, and develop standards to be used in the certification and regulation of Family Violence Intervention Programs.*

**House:** *The purpose of this appropriation is to provide for the study and evaluation of needs and services relating to family violence in Georgia, develop models for community task forces on family violence, provide training and continuing education on the dynamics of family violence, and develop standards to be used in the certification and regulation of Family Violence Intervention Programs.*

**Governor:** *The purpose of this appropriation is to provide for the study and evaluation of needs and services relating to family violence in Georgia, develop models for community task forces on family violence, provide training and continuing education on the dynamics of family violence, and develop standards to be used in the certification and regulation of Family Violence Intervention Programs.*

State General Funds	\$0	\$0	\$0
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**106.100 Family Violence, Georgia Commission on** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide for the study and evaluation of needs and services relating to family violence in Georgia, develop models for community task forces on family violence, provide training and continuing education on the dynamics of family violence, and develop standards to be used in the certification and regulation of Family Violence Intervention Programs.*

<b>TOTAL STATE FUNDS</b>	\$374,981	\$374,981	\$374,981
<b>State General Funds</b>	\$374,981	\$374,981	\$374,981
<b>TOTAL PUBLIC FUNDS</b>	\$374,981	\$374,981	\$374,981

**Governor’s Office of Transition, Support and Reentry**

**Continuation Budget**

TOTAL STATE FUNDS	\$3,741,443	\$3,741,443	\$3,741,443
State General Funds	\$3,741,443	\$3,741,443	\$3,741,443
TOTAL PUBLIC FUNDS	\$3,741,443	\$3,741,443	\$3,741,443

**107.1** *Transfer funds from the Governor's Office of Transition, Support, and Reentry program to the Departmental Administration program to accurately reflect the cost of rent.*

State General Funds	(\$147,617)	(\$147,617)	(\$147,617)
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**107.99 SAC:** *The purpose of this appropriation is to provide a collaboration of governmental and nongovernmental stakeholders to develop and execute a systematic reentry plan for Georgia offenders and ensure the delivery of services to reduce recidivism and support the success of returning citizens.*

**House:** *The purpose of this appropriation is to provide a collaboration of governmental and nongovernmental stakeholders to develop and execute a systematic reentry plan for Georgia offenders and ensure the delivery of services to reduce recidivism and support the success of returning citizens.*

**Governor:** *The purpose of this appropriation is to provide a collaboration of governmental and nongovernmental stakeholders to develop and execute a systematic reentry plan for Georgia offenders and ensure the delivery of services to reduce recidivism and support the success of returning citizens.*

State General Funds	\$0	\$0	\$0
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<b>107.100 Governor’s Office of Transition, Support and Reentry</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide a collaboration of governmental and nongovernmental stakeholders to develop and execute a systematic reentry plan for Georgia offenders and ensure the delivery of services to reduce recidivism and support the success of returning citizens.*

<b>TOTAL STATE FUNDS</b>	\$3,593,826	\$3,593,826	\$3,593,826
<b>State General Funds</b>	\$3,593,826	\$3,593,826	\$3,593,826
<b>TOTAL PUBLIC FUNDS</b>	\$3,593,826	\$3,593,826	\$3,593,826

**Section 19: Corrections, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$1,168,464,300	\$1,168,464,300	\$1,168,464,300
State General Funds	\$1,168,464,300	\$1,168,464,300	\$1,168,464,300

TOTAL FEDERAL FUNDS	\$170,555	\$170,555	\$170,555
Federal Funds Not Itemized	\$170,555	\$170,555	\$170,555
TOTAL AGENCY FUNDS	\$13,581,649	\$13,581,649	\$13,581,649
Sales and Services	\$13,581,649	\$13,581,649	\$13,581,649
Sales and Services Not Itemized	\$13,581,649	\$13,581,649	\$13,581,649
TOTAL PUBLIC FUNDS	\$1,182,216,504	\$1,182,216,504	\$1,182,216,504

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$1,168,599,593	\$1,168,554,593	\$1,168,554,593
<b>State General Funds</b>	\$1,168,599,593	\$1,168,554,593	\$1,168,554,593
<b>TOTAL FEDERAL FUNDS</b>	\$170,555	\$170,555	\$170,555
<b>Federal Funds Not Itemized</b>	\$170,555	\$170,555	\$170,555
<b>TOTAL AGENCY FUNDS</b>	\$13,581,649	\$13,581,649	\$13,581,649
<b>Sales and Services</b>	\$13,581,649	\$13,581,649	\$13,581,649
<b>Sales and Services Not Itemized</b>	\$13,581,649	\$13,581,649	\$13,581,649
<b>TOTAL PUBLIC FUNDS</b>	\$1,182,351,797	\$1,182,306,797	\$1,182,306,797

**County Jail Subsidy**

**Continuation Budget**

*The purpose of this appropriation is to reimburse counties for the costs of incarcerating state prisoners in their local facilities after sentencing.*

TOTAL STATE FUNDS	\$50,000	\$50,000	\$50,000
State General Funds	\$50,000	\$50,000	\$50,000
TOTAL PUBLIC FUNDS	\$50,000	\$50,000	\$50,000

**108.1** *Reduce funds to meet projected expenditures.*

State General Funds		(\$45,000)	(\$45,000)
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<b>108.100 County Jail Subsidy</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to reimburse counties for the costs of incarcerating state prisoners in their local facilities after sentencing.*

<b>TOTAL STATE FUNDS</b>	\$50,000	\$5,000	\$5,000
<b>State General Funds</b>	\$50,000	\$5,000	\$5,000
<b>TOTAL PUBLIC FUNDS</b>	\$50,000	\$5,000	\$5,000

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to protect and serve the citizens of Georgia by providing an effective and efficient department that administers a balanced correctional system.*

TOTAL STATE FUNDS	\$35,423,197	\$35,423,197	\$35,423,197
State General Funds	\$35,423,197	\$35,423,197	\$35,423,197
TOTAL FEDERAL FUNDS	\$70,555	\$70,555	\$70,555
Federal Funds Not Itemized	\$70,555	\$70,555	\$70,555
TOTAL PUBLIC FUNDS	\$35,493,752	\$35,493,752	\$35,493,752

**109.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$3,247	\$3,247	\$3,247
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**109.100 Departmental Administration**

**Appropriation (HB 750)**

*The purpose of this appropriation is to protect and serve the citizens of Georgia by providing an effective and efficient department that administers a balanced correctional system.*

<b>TOTAL STATE FUNDS</b>	\$35,426,444	\$35,426,444	\$35,426,444
<b>State General Funds</b>	\$35,426,444	\$35,426,444	\$35,426,444
<b>TOTAL FEDERAL FUNDS</b>	\$70,555	\$70,555	\$70,555
<b>Federal Funds Not Itemized</b>	\$70,555	\$70,555	\$70,555
<b>TOTAL PUBLIC FUNDS</b>	\$35,496,999	\$35,496,999	\$35,496,999

**Detention Centers**

**Continuation Budget**

*The purpose of this appropriation is to provide housing, academic education, vocational training, work details, counseling, and substance abuse treatment for probationers who require more security or supervision than provided by regular community supervision.*

TOTAL STATE FUNDS	\$30,232,566	\$30,232,566	\$30,232,566
State General Funds	\$30,232,566	\$30,232,566	\$30,232,566
TOTAL AGENCY FUNDS	\$450,000	\$450,000	\$450,000
Sales and Services	\$450,000	\$450,000	\$450,000
Sales and Services Not Itemized	\$450,000	\$450,000	\$450,000

TOTAL PUBLIC FUNDS	\$30,682,566	\$30,682,566	\$30,682,566
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**110.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$5,899	\$5,899	\$5,899
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<b>110.100 Detention Centers</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide housing, academic education, vocational training, work details, counseling, and substance abuse treatment for probationers who require more security or supervision than provided by regular community supervision.*

<b>TOTAL STATE FUNDS</b>	\$30,238,465	\$30,238,465	\$30,238,465
<b>State General Funds</b>	\$30,238,465	\$30,238,465	\$30,238,465
<b>TOTAL AGENCY FUNDS</b>	\$450,000	\$450,000	\$450,000
<b>Sales and Services</b>	\$450,000	\$450,000	\$450,000
<b>Sales and Services Not Itemized</b>	\$450,000	\$450,000	\$450,000
<b>TOTAL PUBLIC FUNDS</b>	\$30,688,465	\$30,688,465	\$30,688,465

<b>Food and Farm Operations</b>	<b>Continuation Budget</b>		
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*The purpose of this appropriation is to manage timber, raise crops and livestock, and produce dairy items used in preparing meals for offenders.*

TOTAL STATE FUNDS	\$27,555,071	\$27,555,071	\$27,555,071
State General Funds	\$27,555,071	\$27,555,071	\$27,555,071
TOTAL PUBLIC FUNDS	\$27,555,071	\$27,555,071	\$27,555,071

**111.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$271	\$271	\$271
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<b>111.100 Food and Farm Operations</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to manage timber, raise crops and livestock, and produce dairy items used in preparing meals for offenders.*

<b>TOTAL STATE FUNDS</b>	\$27,555,342	\$27,555,342	\$27,555,342
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<b>State General Funds</b>	\$27,555,342	\$27,555,342	\$27,555,342
<b>TOTAL PUBLIC FUNDS</b>	\$27,555,342	\$27,555,342	\$27,555,342

**Health****Continuation Budget**

*The purpose of this appropriation is to provide the required constitutional level of physical, dental, and mental health care to all inmates of the state correctional system.*

TOTAL STATE FUNDS	\$201,384,166	\$201,384,166	\$201,384,166
State General Funds	\$201,384,166	\$201,384,166	\$201,384,166
TOTAL AGENCY FUNDS	\$390,000	\$390,000	\$390,000
Sales and Services	\$390,000	\$390,000	\$390,000
Sales and Services Not Itemized	\$390,000	\$390,000	\$390,000
<b>TOTAL PUBLIC FUNDS</b>	\$201,774,166	\$201,774,166	\$201,774,166

**112.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$1,772	\$1,772	\$1,772
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**112.100 Health****Appropriation (HB 750)**

*The purpose of this appropriation is to provide the required constitutional level of physical, dental, and mental health care to all inmates of the state correctional system.*

<b>TOTAL STATE FUNDS</b>	\$201,385,938	\$201,385,938	\$201,385,938
<b>State General Funds</b>	\$201,385,938	\$201,385,938	\$201,385,938
<b>TOTAL AGENCY FUNDS</b>	\$390,000	\$390,000	\$390,000
<b>Sales and Services</b>	\$390,000	\$390,000	\$390,000
<b>Sales and Services Not Itemized</b>	\$390,000	\$390,000	\$390,000
<b>TOTAL PUBLIC FUNDS</b>	\$201,775,938	\$201,775,938	\$201,775,938

**Offender Management****Continuation Budget**

*The purpose of this appropriation is to coordinate and operate the following agency-wide support services to ensure public safety: canine units, the County Correctional Institutions program, Correctional Emergency Response Teams, inmate classification, inmate diagnostics, the jail coordination unit, the release and agreements unit, and tactical squads.*



TOTAL STATE FUNDS	\$42,568,545	\$42,568,545	\$42,568,545
State General Funds	\$42,568,545	\$42,568,545	\$42,568,545
TOTAL AGENCY FUNDS	\$30,000	\$30,000	\$30,000
Sales and Services	\$30,000	\$30,000	\$30,000
Sales and Services Not Itemized	\$30,000	\$30,000	\$30,000
TOTAL PUBLIC FUNDS	\$42,598,545	\$42,598,545	\$42,598,545

**113.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$771	\$771	\$771
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<b>113.100 Offender Management</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to coordinate and operate the following agency-wide support services to ensure public safety: canine units, the County Correctional Institutions program, Correctional Emergency Response Teams, inmate classification, inmate diagnostics, the jail coordination unit, the release and agreements unit, and tactical squads.*

<b>TOTAL STATE FUNDS</b>	\$42,569,316	\$42,569,316	\$42,569,316
<b>State General Funds</b>	\$42,569,316	\$42,569,316	\$42,569,316
<b>TOTAL AGENCY FUNDS</b>	\$30,000	\$30,000	\$30,000
<b>Sales and Services</b>	\$30,000	\$30,000	\$30,000
<b>Sales and Services Not Itemized</b>	\$30,000	\$30,000	\$30,000
<b>TOTAL PUBLIC FUNDS</b>	\$42,599,316	\$42,599,316	\$42,599,316

<b>Private Prisons</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to contract with private companies to provide cost effective prison facilities that ensure public safety.*

TOTAL STATE FUNDS	\$135,395,608	\$135,395,608	\$135,395,608
State General Funds	\$135,395,608	\$135,395,608	\$135,395,608
TOTAL PUBLIC FUNDS	\$135,395,608	\$135,395,608	\$135,395,608

<b>114.100 Private Prisons</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to contract with private companies to provide cost effective prison facilities that ensure public safety.*

<b>TOTAL STATE FUNDS</b>	\$135,395,608	\$135,395,608	\$135,395,608
<b>State General Funds</b>	\$135,395,608	\$135,395,608	\$135,395,608
<b>TOTAL PUBLIC FUNDS</b>	\$135,395,608	\$135,395,608	\$135,395,608

**Probation Supervision**

**Continuation Budget**

*The purpose of this appropriation is to supervise probationers in Day Reporting Centers, the Savannah Impact Program, intensive or specialized probation, and field supervision, as well as support the Georgia Commission on Family Violence.*

TOTAL STATE FUNDS	\$95,981,028	\$95,981,028	\$95,981,028
State General Funds	\$95,981,028	\$95,981,028	\$95,981,028
TOTAL AGENCY FUNDS	\$17,046	\$17,046	\$17,046
Sales and Services	\$17,046	\$17,046	\$17,046
Sales and Services Not Itemized	\$17,046	\$17,046	\$17,046
TOTAL PUBLIC FUNDS	\$95,998,074	\$95,998,074	\$95,998,074

**115.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$18,197	\$18,197	\$18,197
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**115.100 Probation Supervision**

**Appropriation (HB 750)**

*The purpose of this appropriation is to supervise probationers in Day Reporting Centers, the Savannah Impact Program, intensive or specialized probation, and field supervision, as well as support the Georgia Commission on Family Violence.*

<b>TOTAL STATE FUNDS</b>	\$95,999,225	\$95,999,225	\$95,999,225
<b>State General Funds</b>	\$95,999,225	\$95,999,225	\$95,999,225
<b>TOTAL AGENCY FUNDS</b>	\$17,046	\$17,046	\$17,046
<b>Sales and Services</b>	\$17,046	\$17,046	\$17,046
<b>Sales and Services Not Itemized</b>	\$17,046	\$17,046	\$17,046
<b>TOTAL PUBLIC FUNDS</b>	\$96,016,271	\$96,016,271	\$96,016,271

**State Prisons**

**Continuation Budget**

*The purpose of this appropriation is to provide housing, academic education, religious support, vocational training, counseling, and substance abuse treatment for violent and/or repeat offenders, or nonviolent offenders who have exhausted all other forms of punishment in a secure, well supervised setting; to assist in the reentry of these offenders back into society; and to provide fire services and work details to the Department, state agencies, and local communities.*

TOTAL STATE FUNDS	\$569,908,384	\$569,908,384	\$569,908,384
State General Funds	\$569,908,384	\$569,908,384	\$569,908,384
TOTAL FEDERAL FUNDS	\$100,000	\$100,000	\$100,000
Federal Funds Not Itemized	\$100,000	\$100,000	\$100,000
TOTAL AGENCY FUNDS	\$12,694,603	\$12,694,603	\$12,694,603
Sales and Services	\$12,694,603	\$12,694,603	\$12,694,603
Sales and Services Not Itemized	\$12,694,603	\$12,694,603	\$12,694,603
TOTAL PUBLIC FUNDS	\$582,702,987	\$582,702,987	\$582,702,987

**116.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$100,130	\$100,130	\$100,130
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<b>116.100 State Prisons</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide housing, academic education, religious support, vocational training, counseling, and substance abuse treatment for violent and/or repeat offenders, or nonviolent offenders who have exhausted all other forms of punishment in a secure, well supervised setting; to assist in the reentry of these offenders back into society; and to provide fire services and work details to the Department, state agencies, and local communities.*

<b>TOTAL STATE FUNDS</b>	\$570,008,514	\$570,008,514	\$570,008,514
<b>State General Funds</b>	\$570,008,514	\$570,008,514	\$570,008,514
<b>TOTAL FEDERAL FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>Federal Funds Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL AGENCY FUNDS</b>	\$12,694,603	\$12,694,603	\$12,694,603
<b>Sales and Services</b>	\$12,694,603	\$12,694,603	\$12,694,603
<b>Sales and Services Not Itemized</b>	\$12,694,603	\$12,694,603	\$12,694,603
<b>TOTAL PUBLIC FUNDS</b>	\$582,803,117	\$582,803,117	\$582,803,117

<b>Transition Centers</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to provide "work release," allowing inmates to obtain and maintain a paying job in the community, while still receiving housing, academic education, counseling, and substance abuse treatment in a structured center.*

TOTAL STATE FUNDS	\$29,965,735	\$29,965,735	\$29,965,735
State General Funds	\$29,965,735	\$29,965,735	\$29,965,735
TOTAL PUBLIC FUNDS	\$29,965,735	\$29,965,735	\$29,965,735

**117.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$5,006	\$5,006	\$5,006
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<b>117.100 Transition Centers</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide "work release," allowing inmates to obtain and maintain a paying job in the community, while still receiving housing, academic education, counseling, and substance abuse treatment in a structured center.*

<b>TOTAL STATE FUNDS</b>	\$29,970,741	\$29,970,741	\$29,970,741
<b>State General Funds</b>	\$29,970,741	\$29,970,741	\$29,970,741
<b>TOTAL PUBLIC FUNDS</b>	\$29,970,741	\$29,970,741	\$29,970,741

**Section 20: Defense, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$10,133,637	\$10,133,637	\$10,133,637
State General Funds	\$10,133,637	\$10,133,637	\$10,133,637
TOTAL FEDERAL FUNDS	\$49,366,773	\$49,366,773	\$49,366,773
Federal Funds Not Itemized	\$49,366,773	\$49,366,773	\$49,366,773
TOTAL AGENCY FUNDS	\$3,262,875	\$3,262,875	\$3,262,875
Intergovernmental Transfers	\$1,881,548	\$1,881,548	\$1,881,548
Intergovernmental Transfers Not Itemized	\$1,881,548	\$1,881,548	\$1,881,548
Royalties and Rents	\$171,171	\$171,171	\$171,171
Royalties and Rents Not Itemized	\$171,171	\$171,171	\$171,171
Sales and Services	\$1,210,156	\$1,210,156	\$1,210,156
Sales and Services Not Itemized	\$1,210,156	\$1,210,156	\$1,210,156
TOTAL PUBLIC FUNDS	\$62,763,285	\$62,763,285	\$62,763,285

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$11,644,290	\$11,644,290	\$11,644,290
<b>State General Funds</b>	\$11,644,290	\$11,644,290	\$11,644,290
<b>TOTAL FEDERAL FUNDS</b>	\$49,366,773	\$49,366,773	\$49,366,773
<b>Federal Funds Not Itemized</b>	\$49,366,773	\$49,366,773	\$49,366,773
<b>TOTAL AGENCY FUNDS</b>	\$3,662,875	\$3,662,875	\$3,662,875
<b>Intergovernmental Transfers</b>	\$2,281,548	\$2,281,548	\$2,281,548

<b>Intergovernmental Transfers Not Itemized</b>	\$2,281,548	\$2,281,548	\$2,281,548
<b>Royalties and Rents</b>	\$171,171	\$171,171	\$171,171
<b>Royalties and Rents Not Itemized</b>	\$171,171	\$171,171	\$171,171
<b>Sales and Services</b>	\$1,210,156	\$1,210,156	\$1,210,156
<b>Sales and Services Not Itemized</b>	\$1,210,156	\$1,210,156	\$1,210,156
<b>TOTAL PUBLIC FUNDS</b>	\$64,673,938	\$64,673,938	\$64,673,938

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administration to the organized militia in the State of Georgia.*

TOTAL STATE FUNDS	\$1,143,379	\$1,143,379	\$1,143,379
State General Funds	\$1,143,379	\$1,143,379	\$1,143,379
TOTAL FEDERAL FUNDS	\$723,528	\$723,528	\$723,528
Federal Funds Not Itemized	\$723,528	\$723,528	\$723,528
<b>TOTAL PUBLIC FUNDS</b>	\$1,866,907	\$1,866,907	\$1,866,907

**118.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$935	\$935	\$935
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**118.100 Departmental Administration**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide administration to the organized militia in the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$1,144,314	\$1,144,314	\$1,144,314
<b>State General Funds</b>	\$1,144,314	\$1,144,314	\$1,144,314
<b>TOTAL FEDERAL FUNDS</b>	\$723,528	\$723,528	\$723,528
<b>Federal Funds Not Itemized</b>	\$723,528	\$723,528	\$723,528
<b>TOTAL PUBLIC FUNDS</b>	\$1,867,842	\$1,867,842	\$1,867,842

**Military Readiness**

**Continuation Budget**

*The purpose of this appropriation is to provide an Army National Guard, Air National Guard, and State Defense Force for the state of Georgia that can be activated and deployed at the direction of the President or the Governor for a man-made crisis or natural disaster.*

TOTAL STATE FUNDS	\$5,086,422	\$5,086,422	\$5,086,422
State General Funds	\$5,086,422	\$5,086,422	\$5,086,422
TOTAL FEDERAL FUNDS	\$34,639,522	\$34,639,522	\$34,639,522
Federal Funds Not Itemized	\$34,639,522	\$34,639,522	\$34,639,522
TOTAL AGENCY FUNDS	\$3,258,997	\$3,258,997	\$3,258,997
Intergovernmental Transfers	\$1,881,548	\$1,881,548	\$1,881,548
Intergovernmental Transfers Not Itemized	\$1,881,548	\$1,881,548	\$1,881,548
Royalties and Rents	\$171,171	\$171,171	\$171,171
Royalties and Rents Not Itemized	\$171,171	\$171,171	\$171,171
Sales and Services	\$1,206,278	\$1,206,278	\$1,206,278
Sales and Services Not Itemized	\$1,206,278	\$1,206,278	\$1,206,278
TOTAL PUBLIC FUNDS	\$42,984,941	\$42,984,941	\$42,984,941

**119.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$158	\$158	\$158
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**119.2** *Increase funds to relocate the Albany Readiness Center to the Albany Marine Corps Logistics Base.*

State General Funds	\$1,100,000	\$1,100,000	\$1,100,000
Intergovernmental Transfers Not Itemized	\$400,000	\$400,000	\$400,000
Total Public Funds:	\$1,500,000	\$1,500,000	\$1,500,000

#### **119.100 Military Readiness**

#### **Appropriation (HB 750)**

*The purpose of this appropriation is to provide an Army National Guard, Air National Guard, and State Defense Force for the state of Georgia that can be activated and deployed at the direction of the President or the Governor for a man-made crisis or natural disaster.*

<b>TOTAL STATE FUNDS</b>	\$6,186,580	\$6,186,580	\$6,186,580
<b>State General Funds</b>	\$6,186,580	\$6,186,580	\$6,186,580
<b>TOTAL FEDERAL FUNDS</b>	\$34,639,522	\$34,639,522	\$34,639,522
<b>Federal Funds Not Itemized</b>	\$34,639,522	\$34,639,522	\$34,639,522
<b>TOTAL AGENCY FUNDS</b>	\$3,658,997	\$3,658,997	\$3,658,997
<b>Intergovernmental Transfers</b>	\$2,281,548	\$2,281,548	\$2,281,548
<b>Intergovernmental Transfers Not Itemized</b>	\$2,281,548	\$2,281,548	\$2,281,548

<b>Royalties and Rents</b>	\$171,171	\$171,171	\$171,171
<b>Royalties and Rents Not Itemized</b>	\$171,171	\$171,171	\$171,171
<b>Sales and Services</b>	\$1,206,278	\$1,206,278	\$1,206,278
<b>Sales and Services Not Itemized</b>	\$1,206,278	\$1,206,278	\$1,206,278
<b>TOTAL PUBLIC FUNDS</b>	\$44,485,099	\$44,485,099	\$44,485,099

**Youth Educational Services**

**Continuation Budget**

*The purpose of this appropriation is to provide educational and vocational opportunities to at-risk youth through Youth Challenge Academies and Starbase programs.*

TOTAL STATE FUNDS	\$3,903,836	\$3,903,836	\$3,903,836
State General Funds	\$3,903,836	\$3,903,836	\$3,903,836
TOTAL FEDERAL FUNDS	\$14,003,723	\$14,003,723	\$14,003,723
Federal Funds Not Itemized	\$14,003,723	\$14,003,723	\$14,003,723
TOTAL AGENCY FUNDS	\$3,878	\$3,878	\$3,878
Sales and Services	\$3,878	\$3,878	\$3,878
Sales and Services Not Itemized	\$3,878	\$3,878	\$3,878
<b>TOTAL PUBLIC FUNDS</b>	\$17,911,437	\$17,911,437	\$17,911,437

**120.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$404	\$404	\$404
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**120.2** *Increase funds for fixtures, furniture, and equipment for the Milledgeville Youth Challenge Academy to have the facility ready for occupancy by staff on July 1, 2016.*

State General Funds	\$409,156	\$409,156	\$409,156
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**120.100 Youth Educational Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide educational and vocational opportunities to at-risk youth through Youth Challenge Academies and Starbase programs.*

<b>TOTAL STATE FUNDS</b>	\$4,313,396	\$4,313,396	\$4,313,396
<b>State General Funds</b>	\$4,313,396	\$4,313,396	\$4,313,396
<b>TOTAL FEDERAL FUNDS</b>	\$14,003,723	\$14,003,723	\$14,003,723

<b>Federal Funds Not Itemized</b>	\$14,003,723	\$14,003,723	\$14,003,723
<b>TOTAL AGENCY FUNDS</b>	\$3,878	\$3,878	\$3,878
<b>Sales and Services</b>	\$3,878	\$3,878	\$3,878
<b>Sales and Services Not Itemized</b>	\$3,878	\$3,878	\$3,878
<b>TOTAL PUBLIC FUNDS</b>	\$18,320,997	\$18,320,997	\$18,320,997

*Section 21: Driver Services, Department of*

**Section Total - Continuation**

<b>TOTAL STATE FUNDS</b>	\$67,096,307	\$67,096,307	\$67,096,307
State General Funds	\$67,096,307	\$67,096,307	\$67,096,307
<b>TOTAL AGENCY FUNDS</b>	\$2,844,121	\$2,844,121	\$2,844,121
<b>Sales and Services</b>	\$2,844,121	\$2,844,121	\$2,844,121
Sales and Services Not Itemized	\$2,844,121	\$2,844,121	\$2,844,121
<b>TOTAL PUBLIC FUNDS</b>	\$69,940,428	\$69,940,428	\$69,940,428

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$67,106,797	\$67,106,797	\$67,106,797
<b>State General Funds</b>	\$67,106,797	\$67,106,797	\$67,106,797
<b>TOTAL AGENCY FUNDS</b>	\$2,844,121	\$2,844,121	\$2,844,121
<b>Sales and Services</b>	\$2,844,121	\$2,844,121	\$2,844,121
<b>Sales and Services Not Itemized</b>	\$2,844,121	\$2,844,121	\$2,844,121
<b>TOTAL PUBLIC FUNDS</b>	\$69,950,918	\$69,950,918	\$69,950,918

**Customer Service Support**

**Continuation Budget**

*The purpose of this appropriation is for administration of license issuance, motor vehicle registration, and commercial truck compliance.*

<b>TOTAL STATE FUNDS</b>	\$9,527,809	\$9,527,809	\$9,527,809
State General Funds	\$9,527,809	\$9,527,809	\$9,527,809
<b>TOTAL AGENCY FUNDS</b>	\$500,857	\$500,857	\$500,857
<b>Sales and Services</b>	\$500,857	\$500,857	\$500,857
Sales and Services Not Itemized	\$500,857	\$500,857	\$500,857
<b>TOTAL PUBLIC FUNDS</b>	\$10,028,666	\$10,028,666	\$10,028,666



**121.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$10,490	\$10,490	\$10,490
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<b>121.100 Customer Service Support</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is for administration of license issuance, motor vehicle registration, and commercial truck compliance.*

<b>TOTAL STATE FUNDS</b>	\$9,538,299	\$9,538,299	\$9,538,299
<b>State General Funds</b>	\$9,538,299	\$9,538,299	\$9,538,299
<b>TOTAL AGENCY FUNDS</b>	\$500,857	\$500,857	\$500,857
<b>Sales and Services</b>	\$500,857	\$500,857	\$500,857
<b>Sales and Services Not Itemized</b>	\$500,857	\$500,857	\$500,857
<b>TOTAL PUBLIC FUNDS</b>	\$10,039,156	\$10,039,156	\$10,039,156

**License Issuance**

**Continuation Budget**

*The purpose of this appropriation is to issue and renew drivers' licenses, maintain driver records, operate Customer Service Centers, provide online access to services, provide motorcycle safety instruction, produce driver manuals, and investigate driver's license fraud.*

<b>TOTAL STATE FUNDS</b>	\$56,667,632	\$56,667,632	\$56,667,632
<b>State General Funds</b>	\$56,667,632	\$56,667,632	\$56,667,632
<b>TOTAL AGENCY FUNDS</b>	\$1,827,835	\$1,827,835	\$1,827,835
<b>Sales and Services</b>	\$1,827,835	\$1,827,835	\$1,827,835
<b>Sales and Services Not Itemized</b>	\$1,827,835	\$1,827,835	\$1,827,835
<b>TOTAL PUBLIC FUNDS</b>	\$58,495,467	\$58,495,467	\$58,495,467

<b>122.100 License Issuance</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to issue and renew drivers' licenses, maintain driver records, operate Customer Service Centers, provide online access to services, provide motorcycle safety instruction, produce driver manuals, and investigate driver's license fraud.*

<b>TOTAL STATE FUNDS</b>	\$56,667,632	\$56,667,632	\$56,667,632
<b>State General Funds</b>	\$56,667,632	\$56,667,632	\$56,667,632
<b>TOTAL AGENCY FUNDS</b>	\$1,827,835	\$1,827,835	\$1,827,835

<b>Sales and Services</b>	\$1,827,835	\$1,827,835	\$1,827,835
<b>Sales and Services Not Itemized</b>	\$1,827,835	\$1,827,835	\$1,827,835
<b>TOTAL PUBLIC FUNDS</b>	\$58,495,467	\$58,495,467	\$58,495,467

**Regulatory Compliance**

**Continuation Budget**

*The purpose of this appropriation is to regulate driver safety and education programs for both novice and problem drivers by approving driver education curricula and auditing third-party driver education providers for compliance with state laws and regulations; and to certify ignition interlock device providers.*

TOTAL STATE FUNDS	\$900,866	\$900,866	\$900,866
State General Funds	\$900,866	\$900,866	\$900,866
TOTAL AGENCY FUNDS	\$515,429	\$515,429	\$515,429
Sales and Services	\$515,429	\$515,429	\$515,429
Sales and Services Not Itemized	\$515,429	\$515,429	\$515,429
TOTAL PUBLIC FUNDS	\$1,416,295	\$1,416,295	\$1,416,295

<b>123.100 Regulatory Compliance</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to regulate driver safety and education programs for both novice and problem drivers by approving driver education curricula and auditing third-party driver education providers for compliance with state laws and regulations; and to certify ignition interlock device providers.*

<b>TOTAL STATE FUNDS</b>	\$900,866	\$900,866	\$900,866
<b>State General Funds</b>	\$900,866	\$900,866	\$900,866
<b>TOTAL AGENCY FUNDS</b>	\$515,429	\$515,429	\$515,429
<b>Sales and Services</b>	\$515,429	\$515,429	\$515,429
<b>Sales and Services Not Itemized</b>	\$515,429	\$515,429	\$515,429
<b>TOTAL PUBLIC FUNDS</b>	\$1,416,295	\$1,416,295	\$1,416,295

*Section 22: Early Care and Learning, Department of*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$376,822,861	\$376,822,861	\$376,822,861
State General Funds	\$55,527,513	\$55,527,513	\$55,527,513
Lottery Proceeds	\$321,295,348	\$321,295,348	\$321,295,348
TOTAL FEDERAL FUNDS	\$378,637,476	\$378,637,476	\$378,637,476

Federal Funds Not Itemized	\$155,323,341	\$155,323,341	\$155,323,341
CCDF Mandatory & Matching Funds CFDA93.596	\$97,618,088	\$97,618,088	\$97,618,088
Child Care & Development Block Grant CFDA93.575	\$125,696,047	\$125,696,047	\$125,696,047
<b>TOTAL AGENCY FUNDS</b>	\$30,000	\$30,000	\$30,000
Rebates, Refunds, and Reimbursements	\$30,000	\$30,000	\$30,000
Rebates, Refunds, and Reimbursements Not Itemized	\$30,000	\$30,000	\$30,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$130,000	\$130,000	\$130,000
State Funds Transfers	\$130,000	\$130,000	\$130,000
Agency to Agency Contracts	\$130,000	\$130,000	\$130,000
<b>TOTAL PUBLIC FUNDS</b>	\$755,620,337	\$755,620,337	\$755,620,337

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$376,823,060	\$376,823,060	\$376,823,060
<b>State General Funds</b>	\$55,527,513	\$55,527,513	\$55,527,513
<b>Lottery Proceeds</b>	\$321,295,547	\$321,295,547	\$321,295,547
<b>TOTAL FEDERAL FUNDS</b>	\$378,637,476	\$378,637,476	\$378,637,476
<b>Federal Funds Not Itemized</b>	\$155,323,341	\$155,323,341	\$155,323,341
<b>CCDF Mandatory &amp; Matching Funds CFDA93.596</b>	\$97,618,088	\$97,618,088	\$97,618,088
<b>Child Care &amp; Development Block Grant CFDA93.575</b>	\$125,696,047	\$125,696,047	\$125,696,047
<b>TOTAL AGENCY FUNDS</b>	\$30,000	\$30,000	\$30,000
<b>Rebates, Refunds, and Reimbursements</b>	\$30,000	\$30,000	\$30,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$30,000	\$30,000	\$30,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$130,000	\$130,000	\$130,000
<b>State Funds Transfers</b>	\$130,000	\$130,000	\$130,000
<b>Agency to Agency Contracts</b>	\$130,000	\$130,000	\$130,000
<b>TOTAL PUBLIC FUNDS</b>	\$755,620,536	\$755,620,536	\$755,620,536

**Child Care Services**

**Continuation Budget**

*The purpose of this appropriation is to regulate, license, and train child care providers; to support the infant and toddler and afterschool networks; and to provide inclusion services for children with disabilities.*

<b>TOTAL STATE FUNDS</b>	\$55,527,513	\$55,527,513	\$55,527,513
State General Funds	\$55,527,513	\$55,527,513	\$55,527,513

TOTAL FEDERAL FUNDS	\$203,084,701	\$203,084,701	\$203,084,701
Federal Funds Not Itemized	\$3,452,681	\$3,452,681	\$3,452,681
CCDF Mandatory & Matching Funds CFDA93.596	\$97,618,088	\$97,618,088	\$97,618,088
Child Care & Development Block Grant CFDA93.575	\$102,013,932	\$102,013,932	\$102,013,932
TOTAL AGENCY FUNDS	\$25,000	\$25,000	\$25,000
Rebates, Refunds, and Reimbursements	\$25,000	\$25,000	\$25,000
Rebates, Refunds, and Reimbursements Not Itemized	\$25,000	\$25,000	\$25,000
TOTAL PUBLIC FUNDS	\$258,637,214	\$258,637,214	\$258,637,214

**124.100 Child Care Services****Appropriation (HB 750)**

*The purpose of this appropriation is to regulate, license, and train child care providers; to support the infant and toddler and afterschool networks; and to provide inclusion services for children with disabilities.*

<b>TOTAL STATE FUNDS</b>	\$55,527,513	\$55,527,513	\$55,527,513
<b>State General Funds</b>	\$55,527,513	\$55,527,513	\$55,527,513
<b>TOTAL FEDERAL FUNDS</b>	\$203,084,701	\$203,084,701	\$203,084,701
<b>Federal Funds Not Itemized</b>	\$3,452,681	\$3,452,681	\$3,452,681
<b>CCDF Mandatory &amp; Matching Funds CFDA93.596</b>	\$97,618,088	\$97,618,088	\$97,618,088
<b>Child Care &amp; Development Block Grant CFDA93.575</b>	\$102,013,932	\$102,013,932	\$102,013,932
<b>TOTAL AGENCY FUNDS</b>	\$25,000	\$25,000	\$25,000
<b>Rebates, Refunds, and Reimbursements</b>	\$25,000	\$25,000	\$25,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$25,000	\$25,000	\$25,000
<b>TOTAL PUBLIC FUNDS</b>	\$258,637,214	\$258,637,214	\$258,637,214

**Nutrition****Continuation Budget**

*The purpose of this appropriation is to ensure that USDA-compliant meals are served to eligible children and adults in day care settings and to eligible youth during the summer.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$138,000,000	\$138,000,000	\$138,000,000
Federal Funds Not Itemized	\$138,000,000	\$138,000,000	\$138,000,000
TOTAL PUBLIC FUNDS	\$138,000,000	\$138,000,000	\$138,000,000

**125.100 Nutrition** **Appropriation (HB 750)**

*The purpose of this appropriation is to ensure that USDA-compliant meals are served to eligible children and adults in day care settings and to eligible youth during the summer.*

<b>TOTAL FEDERAL FUNDS</b>	\$138,000,000	\$138,000,000	\$138,000,000
<b>Federal Funds Not Itemized</b>	\$138,000,000	\$138,000,000	\$138,000,000
<b>TOTAL PUBLIC FUNDS</b>	\$138,000,000	\$138,000,000	\$138,000,000

**Pre-Kindergarten Program** **Continuation Budget**

*The purpose of this appropriation is to provide funding, training, technical assistance, and oversight of Pre-Kindergarten programs operated by public and private providers throughout the state and to improve the quality of early learning and increase school readiness for Georgia's four-year-olds.*

<b>TOTAL STATE FUNDS</b>	\$321,295,348	\$321,295,348	\$321,295,348
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$321,295,348	\$321,295,348	\$321,295,348
<b>TOTAL FEDERAL FUNDS</b>	\$175,000	\$175,000	\$175,000
Federal Funds Not Itemized	\$175,000	\$175,000	\$175,000
<b>TOTAL PUBLIC FUNDS</b>	\$321,470,348	\$321,470,348	\$321,470,348

**126.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

Lottery Proceeds	\$199	\$199	\$199
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**126.100 Pre-Kindergarten Program** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide funding, training, technical assistance, and oversight of Pre-Kindergarten programs operated by public and private providers throughout the state and to improve the quality of early learning and increase school readiness for Georgia's four-year-olds.*

<b>TOTAL STATE FUNDS</b>	\$321,295,547	\$321,295,547	\$321,295,547
<b>Lottery Proceeds</b>	\$321,295,547	\$321,295,547	\$321,295,547
<b>TOTAL FEDERAL FUNDS</b>	\$175,000	\$175,000	\$175,000
<b>Federal Funds Not Itemized</b>	\$175,000	\$175,000	\$175,000
<b>TOTAL PUBLIC FUNDS</b>	\$321,470,547	\$321,470,547	\$321,470,547

**Quality Initiatives****Continuation Budget**

*The purpose of this appropriation is to implement innovative strategies and programs that focus on improving the quality of and access to early education, child care, and nutrition for Georgia's children and families.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$37,377,775	\$37,377,775	\$37,377,775
Federal Funds Not Itemized	\$13,695,660	\$13,695,660	\$13,695,660
Child Care & Development Block Grant CFDA93.575	\$23,682,115	\$23,682,115	\$23,682,115
TOTAL AGENCY FUNDS	\$5,000	\$5,000	\$5,000
Rebates, Refunds, and Reimbursements	\$5,000	\$5,000	\$5,000
Rebates, Refunds, and Reimbursements Not Itemized	\$5,000	\$5,000	\$5,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$130,000	\$130,000	\$130,000
State Funds Transfers	\$130,000	\$130,000	\$130,000
Agency to Agency Contracts	\$130,000	\$130,000	\$130,000
TOTAL PUBLIC FUNDS	\$37,512,775	\$37,512,775	\$37,512,775

**127.100 Quality Initiatives****Appropriation (HB 750)**

*The purpose of this appropriation is to implement innovative strategies and programs that focus on improving the quality of and access to early education, child care, and nutrition for Georgia's children and families.*

<b>TOTAL FEDERAL FUNDS</b>	\$37,377,775	\$37,377,775	\$37,377,775
<b>Federal Funds Not Itemized</b>	\$13,695,660	\$13,695,660	\$13,695,660
<b>Child Care &amp; Development Block Grant CFDA93.575</b>	\$23,682,115	\$23,682,115	\$23,682,115
<b>TOTAL AGENCY FUNDS</b>	\$5,000	\$5,000	\$5,000
<b>Rebates, Refunds, and Reimbursements</b>	\$5,000	\$5,000	\$5,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$5,000	\$5,000	\$5,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$130,000	\$130,000	\$130,000
<b>State Funds Transfers</b>	\$130,000	\$130,000	\$130,000
<b>Agency to Agency Contracts</b>	\$130,000	\$130,000	\$130,000
<b>TOTAL PUBLIC FUNDS</b>	\$37,512,775	\$37,512,775	\$37,512,775

*Section 23: Economic Development, Department of*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$30,822,634	\$30,822,634	\$30,822,634
State General Funds	\$30,822,634	\$30,822,634	\$30,822,634
TOTAL FEDERAL FUNDS	\$74,021,318	\$74,021,318	\$74,021,318
Federal Funds Not Itemized	\$74,021,318	\$74,021,318	\$74,021,318
TOTAL PUBLIC FUNDS	\$104,843,952	\$104,843,952	\$104,843,952

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$31,474,872	\$31,474,872	\$31,674,872
<b>State General Funds</b>	\$31,474,872	\$31,474,872	\$31,674,872
<b>TOTAL FEDERAL FUNDS</b>	\$74,021,318	\$74,021,318	\$74,021,318
<b>Federal Funds Not Itemized</b>	\$74,021,318	\$74,021,318	\$74,021,318
<b>TOTAL PUBLIC FUNDS</b>	\$105,496,190	\$105,496,190	\$105,696,190

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to influence, affect, and enhance economic development in Georgia and provide information to people and companies to promote the state.*

TOTAL STATE FUNDS	\$4,478,642	\$4,478,642	\$4,478,642
State General Funds	\$4,478,642	\$4,478,642	\$4,478,642
TOTAL PUBLIC FUNDS	\$4,478,642	\$4,478,642	\$4,478,642

**128.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$2,238	\$2,238	\$2,238
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<b>128.100 Departmental Administration</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to influence, affect, and enhance economic development in Georgia and provide information to people and companies to promote the state.*

<b>TOTAL STATE FUNDS</b>	\$4,480,880	\$4,480,880	\$4,480,880
<b>State General Funds</b>	\$4,480,880	\$4,480,880	\$4,480,880
<b>TOTAL PUBLIC FUNDS</b>	\$4,480,880	\$4,480,880	\$4,480,880

**Film, Video, and Music**

**Continuation Budget**

*The purpose of this appropriation is to increase industry awareness of Georgia business opportunities, financial incentives, infrastructure resources, and natural resources in order to attract film, video, music, and electronic gaming industry projects and businesses to the state.*

TOTAL STATE FUNDS	\$1,096,969	\$1,096,969	\$1,096,969
State General Funds	\$1,096,969	\$1,096,969	\$1,096,969
TOTAL PUBLIC FUNDS	\$1,096,969	\$1,096,969	\$1,096,969

**129.100 Film, Video, and Music** **Appropriation (HB 750)**

*The purpose of this appropriation is to increase industry awareness of Georgia business opportunities, financial incentives, infrastructure resources, and natural resources in order to attract film, video, music, and electronic gaming industry projects and businesses to the state.*

<b>TOTAL STATE FUNDS</b>	\$1,096,969	\$1,096,969	\$1,096,969
<b>State General Funds</b>	\$1,096,969	\$1,096,969	\$1,096,969
<b>TOTAL PUBLIC FUNDS</b>	\$1,096,969	\$1,096,969	\$1,096,969

**Arts, Georgia Council for the**

**Continuation Budget**

*The purpose of this appropriation is to provide for Council operations, fund grants and services for non-profit arts and cultural organizations, and maintain the Georgia State Art Collection and Capitol Galleries.*

TOTAL STATE FUNDS	\$603,360	\$603,360	\$603,360
State General Funds	\$603,360	\$603,360	\$603,360
TOTAL FEDERAL FUNDS	\$659,400	\$659,400	\$659,400
Federal Funds Not Itemized	\$659,400	\$659,400	\$659,400
TOTAL PUBLIC FUNDS	\$1,262,760	\$1,262,760	\$1,262,760

**130.100 Arts, Georgia Council for the** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide for Council operations, fund grants and services for non-profit arts and cultural organizations, and maintain the Georgia State Art Collection and Capitol Galleries.*

<b>TOTAL STATE FUNDS</b>	\$603,360	\$603,360	\$603,360
<b>State General Funds</b>	\$603,360	\$603,360	\$603,360
<b>TOTAL FEDERAL FUNDS</b>	\$659,400	\$659,400	\$659,400



<b>Federal Funds Not Itemized</b>	\$659,400	\$659,400	\$659,400
<b>TOTAL PUBLIC FUNDS</b>	\$1,262,760	\$1,262,760	\$1,262,760

**Georgia Council for the Arts - Special Project**

**Continuation Budget**

*The purpose of this appropriation is to institute a statewide 'Grassroots' arts program, with the goal to increase the arts participation and support throughout the state with grants no larger than \$5,000.*

TOTAL STATE FUNDS	\$300,000	\$300,000	\$300,000
State General Funds	\$300,000	\$300,000	\$300,000
<b>TOTAL PUBLIC FUNDS</b>	\$300,000	\$300,000	\$300,000

**131.100 Georgia Council for the Arts - Special Project**

**Appropriation (HB 750)**

*The purpose of this appropriation is to institute a statewide 'Grassroots' arts program, with the goal to increase the arts participation and support throughout the state with grants no larger than \$5,000.*

TOTAL STATE FUNDS	\$300,000	\$300,000	\$300,000
State General Funds	\$300,000	\$300,000	\$300,000
<b>TOTAL PUBLIC FUNDS</b>	\$300,000	\$300,000	\$300,000

**Global Commerce**

**Continuation Budget**

*The purpose of this appropriation is to promote Georgia as a state that is appealing to businesses along with being competitive in the international trade market; recruit, retain, and expand businesses in Georgia through a network of statewide and regional project managers, foreign and domestic marketing, and participation in Georgia Allies; help develop international markets for Georgia products and attract international companies to the state through business and trade missions, foreign advertising, a network of overseas offices and representatives, and by providing international technical and educational assistance to businesses.*

TOTAL STATE FUNDS	\$10,881,240	\$10,881,240	\$10,881,240
State General Funds	\$10,881,240	\$10,881,240	\$10,881,240
<b>TOTAL PUBLIC FUNDS</b>	\$10,881,240	\$10,881,240	\$10,881,240

**132.1 Increase funds for contracts for the economic development outreach initiative in China.**

State General Funds	\$650,000	\$650,000	\$650,000
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**132.100 Global Commerce** **Appropriation (HB 750)**

*The purpose of this appropriation is to promote Georgia as a state that is appealing to businesses along with being competitive in the international trade market; recruit, retain, and expand businesses in Georgia through a network of statewide and regional project managers, foreign and domestic marketing, and participation in Georgia Allies; help develop international markets for Georgia products and attract international companies to the state through business and trade missions, foreign advertising, a network of overseas offices and representatives, and by providing international technical and educational assistance to businesses.*

<b>TOTAL STATE FUNDS</b>	\$11,531,240	\$11,531,240	\$11,531,240
<b>State General Funds</b>	\$11,531,240	\$11,531,240	\$11,531,240
<b>TOTAL PUBLIC FUNDS</b>	\$11,531,240	\$11,531,240	\$11,531,240

**Governor's Office of Workforce Development** **Continuation Budget**

*The purpose of this appropriation is to improve the job training and marketability of Georgia's workforce.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$73,361,918	\$73,361,918	\$73,361,918
Federal Funds Not Itemized	\$73,361,918	\$73,361,918	\$73,361,918
TOTAL PUBLIC FUNDS	\$73,361,918	\$73,361,918	\$73,361,918

**133.100 Governor's Office of Workforce Development** **Appropriation (HB 750)**

*The purpose of this appropriation is to improve the job training and marketability of Georgia's workforce.*

<b>TOTAL FEDERAL FUNDS</b>	\$73,361,918	\$73,361,918	\$73,361,918
<b>Federal Funds Not Itemized</b>	\$73,361,918	\$73,361,918	\$73,361,918
<b>TOTAL PUBLIC FUNDS</b>	\$73,361,918	\$73,361,918	\$73,361,918

**Innovation and Technology** **Continuation Budget**

*The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses by partnering businesses with the Centers of Innovation, research universities, incubators, and other companies.*

TOTAL STATE FUNDS	\$1,522,960	\$1,522,960	\$1,522,960
State General Funds	\$1,522,960	\$1,522,960	\$1,522,960
TOTAL PUBLIC FUNDS	\$1,522,960	\$1,522,960	\$1,522,960

**134.99 SAC:** *The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses.*

**House:** *The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses.*

**Governor:** *The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses.*

State General Funds	\$0	\$0	\$0
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<b>134.100 Innovation and Technology</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses.*

<b>TOTAL STATE FUNDS</b>	\$1,522,960	\$1,522,960	\$1,522,960
<b>State General Funds</b>	\$1,522,960	\$1,522,960	\$1,522,960
<b>TOTAL PUBLIC FUNDS</b>	\$1,522,960	\$1,522,960	\$1,522,960

**Small and Minority Business Development**

**Continuation Budget**

*The purpose of this appropriation is to assist entrepreneurs and small and minority businesses by providing technical assistance on planning, advocacy, business needs, and identifying potential markets and suppliers, and to provide assistance to local communities in growing small businesses.*

TOTAL STATE FUNDS	\$951,926	\$951,926	\$951,926
State General Funds	\$951,926	\$951,926	\$951,926
TOTAL PUBLIC FUNDS	\$951,926	\$951,926	\$951,926

<b>135.100 Small and Minority Business Development</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to assist entrepreneurs and small and minority businesses by providing technical assistance on planning, advocacy, business needs, and identifying potential markets and suppliers, and to provide assistance to local communities in growing small businesses.*

<b>TOTAL STATE FUNDS</b>	\$951,926	\$951,926	\$951,926
<b>State General Funds</b>	\$951,926	\$951,926	\$951,926
<b>TOTAL PUBLIC FUNDS</b>	\$951,926	\$951,926	\$951,926

**Tourism**

**Continuation Budget**

*The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state, operate and maintain state welcome centers, fund the Georgia Historical Society and Georgia Humanities Council, and work with communities to develop and market tourism products in order to attract more tourism to the state.*

TOTAL STATE FUNDS	\$10,987,537	\$10,987,537	\$10,987,537
State General Funds	\$10,987,537	\$10,987,537	\$10,987,537
TOTAL PUBLIC FUNDS	\$10,987,537	\$10,987,537	\$10,987,537

**136.1** *Increase funds and utilize existing funds (\$100,000) for music promotion.*

State General Funds			\$200,000
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**136.99 SAC:** *The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state; operate and maintain state welcome centers; and work with communities to develop and market tourism products in order to attract more tourism to the state.*

**House:** *The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state; operate and maintain state welcome centers; and work with communities to develop and market tourism products in order to attract more tourism to the state.*

**Governor:** *The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state; operate and maintain state welcome centers; and work with communities to develop and market tourism products in order to attract more tourism to the state.*

State General Funds	\$0	\$0	\$0
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<b>136.100 Tourism</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state; operate and maintain state welcome centers; and work with communities to develop and market tourism products in order to attract more tourism to the state.*

<b>TOTAL STATE FUNDS</b>	\$10,987,537	\$10,987,537	\$11,187,537
<b>State General Funds</b>	\$10,987,537	\$10,987,537	\$11,187,537
<b>TOTAL PUBLIC FUNDS</b>	\$10,987,537	\$10,987,537	\$11,187,537

**Section 24: Education, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$8,502,129,564	\$8,502,129,564	\$8,502,129,564
State General Funds	\$8,502,129,564	\$8,502,129,564	\$8,502,129,564
TOTAL FEDERAL FUNDS	\$2,057,722,950	\$2,057,722,950	\$2,057,722,950
Federal Funds Not Itemized	\$2,057,703,320	\$2,057,703,320	\$2,057,703,320
Maternal & Child Health Services Block Grant CFDA93.994	\$19,630	\$19,630	\$19,630

TOTAL AGENCY FUNDS	\$46,429,171	\$46,429,171	\$46,429,171
Contributions, Donations, and Forfeitures	\$674,646	\$674,646	\$674,646
Contributions, Donations, and Forfeitures Not Itemized	\$674,646	\$674,646	\$674,646
Intergovernmental Transfers	\$36,860,246	\$36,860,246	\$36,860,246
Intergovernmental Transfers Not Itemized	\$36,860,246	\$36,860,246	\$36,860,246
Rebates, Refunds, and Reimbursements	\$61,006	\$61,006	\$61,006
Rebates, Refunds, and Reimbursements Not Itemized	\$61,006	\$61,006	\$61,006
Sales and Services	\$8,833,273	\$8,833,273	\$8,833,273
Sales and Services Not Itemized	\$8,833,273	\$8,833,273	\$8,833,273
TOTAL PUBLIC FUNDS	\$10,606,281,685	\$10,606,281,685	\$10,606,281,685

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$8,614,614,655	\$8,614,600,028	\$8,614,600,028
<b>State General Funds</b>	\$8,410,267,225	\$8,410,252,598	\$8,410,252,598
<b>Revenue Shortfall Reserve for K-12 Needs</b>	\$204,347,430	\$204,347,430	\$204,347,430
<b>TOTAL FEDERAL FUNDS</b>	\$2,057,722,950	\$2,057,722,950	\$2,057,722,950
<b>Federal Funds Not Itemized</b>	\$2,057,703,320	\$2,057,703,320	\$2,057,703,320
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	\$19,630	\$19,630	\$19,630
<b>TOTAL AGENCY FUNDS</b>	\$46,429,171	\$46,429,171	\$46,429,171
<b>Contributions, Donations, and Forfeitures</b>	\$674,646	\$674,646	\$674,646
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$674,646	\$674,646	\$674,646
<b>Intergovernmental Transfers</b>	\$36,860,246	\$36,860,246	\$36,860,246
<b>Intergovernmental Transfers Not Itemized</b>	\$36,860,246	\$36,860,246	\$36,860,246
<b>Rebates, Refunds, and Reimbursements</b>	\$61,006	\$61,006	\$61,006
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$61,006	\$61,006	\$61,006
<b>Sales and Services</b>	\$8,833,273	\$8,833,273	\$8,833,273
<b>Sales and Services Not Itemized</b>	\$8,833,273	\$8,833,273	\$8,833,273
<b>TOTAL PUBLIC FUNDS</b>	\$10,718,766,776	\$10,718,752,149	\$10,718,752,149

**Agricultural Education**

**Continuation Budget**

*The purpose of this appropriation is to assist local school systems with developing and funding agricultural education programs, and to provide afterschool and summer educational and leadership opportunities for students.*

TOTAL STATE FUNDS	\$8,794,527	\$8,794,527	\$8,794,527
State General Funds	\$8,794,527	\$8,794,527	\$8,794,527
TOTAL FEDERAL FUNDS	\$368,273	\$368,273	\$368,273
Federal Funds Not Itemized	\$368,273	\$368,273	\$368,273
TOTAL AGENCY FUNDS	\$1,492,000	\$1,492,000	\$1,492,000
Intergovernmental Transfers	\$1,492,000	\$1,492,000	\$1,492,000
Intergovernmental Transfers Not Itemized	\$1,492,000	\$1,492,000	\$1,492,000
TOTAL PUBLIC FUNDS	\$10,654,800	\$10,654,800	\$10,654,800

**137.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$33	\$33	\$33
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**137.100 Agricultural Education**

**Appropriation (HB 750)**

*The purpose of this appropriation is to assist local school systems with developing and funding agricultural education programs, and to provide afterschool and summer educational and leadership opportunities for students.*

<b>TOTAL STATE FUNDS</b>	\$8,794,560	\$8,794,560	\$8,794,560
<b>State General Funds</b>	\$8,794,560	\$8,794,560	\$8,794,560
<b>TOTAL FEDERAL FUNDS</b>	\$368,273	\$368,273	\$368,273
<b>Federal Funds Not Itemized</b>	\$368,273	\$368,273	\$368,273
<b>TOTAL AGENCY FUNDS</b>	\$1,492,000	\$1,492,000	\$1,492,000
<b>Intergovernmental Transfers</b>	\$1,492,000	\$1,492,000	\$1,492,000
<b>Intergovernmental Transfers Not Itemized</b>	\$1,492,000	\$1,492,000	\$1,492,000
<b>TOTAL PUBLIC FUNDS</b>	\$10,654,833	\$10,654,833	\$10,654,833

**Business and Finance Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support for business, finance, facilities, and pupil transportation.*

TOTAL STATE FUNDS	\$7,479,770	\$7,479,770	\$7,479,770
State General Funds	\$7,479,770	\$7,479,770	\$7,479,770
TOTAL FEDERAL FUNDS	\$134,330	\$134,330	\$134,330
Federal Funds Not Itemized	\$134,330	\$134,330	\$134,330
TOTAL AGENCY FUNDS	\$22,342,940	\$22,342,940	\$22,342,940

Intergovernmental Transfers	\$22,342,940	\$22,342,940	\$22,342,940
Intergovernmental Transfers Not Itemized	\$22,342,940	\$22,342,940	\$22,342,940
<b>TOTAL PUBLIC FUNDS</b>	<b>\$29,957,040</b>	<b>\$29,957,040</b>	<b>\$29,957,040</b>

**138.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$1,901	\$1,901	\$1,901
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<b>138.100 Business and Finance Administration</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide administrative support for business, finance, facilities, and pupil transportation.*

<b>TOTAL STATE FUNDS</b>	\$7,481,671	\$7,481,671	\$7,481,671
<b>State General Funds</b>	\$7,481,671	\$7,481,671	\$7,481,671
<b>TOTAL FEDERAL FUNDS</b>	\$134,330	\$134,330	\$134,330
<b>Federal Funds Not Itemized</b>	\$134,330	\$134,330	\$134,330
<b>TOTAL AGENCY FUNDS</b>	\$22,342,940	\$22,342,940	\$22,342,940
<b>Intergovernmental Transfers</b>	\$22,342,940	\$22,342,940	\$22,342,940
<b>Intergovernmental Transfers Not Itemized</b>	\$22,342,940	\$22,342,940	\$22,342,940
<b>TOTAL PUBLIC FUNDS</b>	<b>\$29,958,941</b>	<b>\$29,958,941</b>	<b>\$29,958,941</b>

**Central Office**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support to the State Board of Education, Departmental programs, and local school systems.*

<b>TOTAL STATE FUNDS</b>	\$4,048,477	\$4,048,477	\$4,048,477
State General Funds	\$4,048,477	\$4,048,477	\$4,048,477
<b>TOTAL FEDERAL FUNDS</b>	\$24,369,593	\$24,369,593	\$24,369,593
Federal Funds Not Itemized	\$24,369,593	\$24,369,593	\$24,369,593
<b>TOTAL AGENCY FUNDS</b>	\$243,929	\$243,929	\$243,929
Contributions, Donations, and Forfeitures	\$243,929	\$243,929	\$243,929
Contributions, Donations, and Forfeitures Not Itemized	\$243,929	\$243,929	\$243,929
<b>TOTAL PUBLIC FUNDS</b>	<b>\$28,661,999</b>	<b>\$28,661,999</b>	<b>\$28,661,999</b>

**139.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$995	\$995	\$995
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<b>139.100 Central Office</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide administrative support to the State Board of Education, Departmental programs, and local school systems.*

<b>TOTAL STATE FUNDS</b>	\$4,049,472	\$4,049,472	\$4,049,472
<b>State General Funds</b>	\$4,049,472	\$4,049,472	\$4,049,472
<b>TOTAL FEDERAL FUNDS</b>	\$24,369,593	\$24,369,593	\$24,369,593
<b>Federal Funds Not Itemized</b>	\$24,369,593	\$24,369,593	\$24,369,593
<b>TOTAL AGENCY FUNDS</b>	\$243,929	\$243,929	\$243,929
<b>Contributions, Donations, and Forfeitures</b>	\$243,929	\$243,929	\$243,929
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$243,929	\$243,929	\$243,929
<b>TOTAL PUBLIC FUNDS</b>	\$28,662,994	\$28,662,994	\$28,662,994

**Charter Schools**

**Continuation Budget**

*The purpose of this appropriation is to authorize charter schools and charter systems and to provide funds for competitive grants for planning, implementation, facilities, and operations of those entities.*

<b>TOTAL STATE FUNDS</b>	\$2,146,548	\$2,146,548	\$2,146,548
State General Funds	\$2,146,548	\$2,146,548	\$2,146,548
<b>TOTAL FEDERAL FUNDS</b>	\$153,422	\$153,422	\$153,422
Federal Funds Not Itemized	\$153,422	\$153,422	\$153,422
<b>TOTAL PUBLIC FUNDS</b>	\$2,299,970	\$2,299,970	\$2,299,970

**140.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$96	\$96	\$96
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<b>140.100 Charter Schools</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to authorize charter schools and charter systems and to provide funds for competitive grants for planning, implementation, facilities, and operations of those entities.*



<b>TOTAL STATE FUNDS</b>	\$2,146,644	\$2,146,644	\$2,146,644
<b>State General Funds</b>	\$2,146,644	\$2,146,644	\$2,146,644
<b>TOTAL FEDERAL FUNDS</b>	\$153,422	\$153,422	\$153,422
<b>Federal Funds Not Itemized</b>	\$153,422	\$153,422	\$153,422
<b>TOTAL PUBLIC FUNDS</b>	\$2,300,066	\$2,300,066	\$2,300,066

**Communities in Schools**

**Continuation Budget**

*The purpose of this appropriation is to support Performance Learning Centers and maintain a network of local affiliate organizations across the state, and to partner with other state and national organizations to support student success in school and beyond.*

TOTAL STATE FUNDS	\$1,053,100	\$1,053,100	\$1,053,100
State General Funds	\$1,053,100	\$1,053,100	\$1,053,100
<b>TOTAL PUBLIC FUNDS</b>	\$1,053,100	\$1,053,100	\$1,053,100

**141.100 Communities in Schools**

**Appropriation (HB 750)**

*The purpose of this appropriation is to support Performance Learning Centers and maintain a network of local affiliate organizations across the state, and to partner with other state and national organizations to support student success in school and beyond.*

<b>TOTAL STATE FUNDS</b>	\$1,053,100	\$1,053,100	\$1,053,100
<b>State General Funds</b>	\$1,053,100	\$1,053,100	\$1,053,100
<b>TOTAL PUBLIC FUNDS</b>	\$1,053,100	\$1,053,100	\$1,053,100

**Curriculum Development**

**Continuation Budget**

*The purpose of this appropriation is to develop a statewide, standards-based curriculum to guide instruction and assessment, and to provide training and instructional resources to teachers for implementing this curriculum.*

TOTAL STATE FUNDS	\$3,523,280	\$3,523,280	\$3,523,280
State General Funds	\$3,523,280	\$3,523,280	\$3,523,280
<b>TOTAL FEDERAL FUNDS</b>	\$3,393,490	\$3,393,490	\$3,393,490
Federal Funds Not Itemized	\$3,393,490	\$3,393,490	\$3,393,490
<b>TOTAL AGENCY FUNDS</b>	\$430,717	\$430,717	\$430,717
Contributions, Donations, and Forfeitures	\$430,717	\$430,717	\$430,717
Contributions, Donations, and Forfeitures Not Itemized	\$430,717	\$430,717	\$430,717
<b>TOTAL PUBLIC FUNDS</b>	\$7,347,487	\$7,347,487	\$7,347,487

**142.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$587	\$587	\$587
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<b>142.100 Curriculum Development</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to develop a statewide, standards-based curriculum to guide instruction and assessment, and to provide training and instructional resources to teachers for implementing this curriculum.*

<b>TOTAL STATE FUNDS</b>	\$3,523,867	\$3,523,867	\$3,523,867
<b>State General Funds</b>	\$3,523,867	\$3,523,867	\$3,523,867
<b>TOTAL FEDERAL FUNDS</b>	\$3,393,490	\$3,393,490	\$3,393,490
<b>Federal Funds Not Itemized</b>	\$3,393,490	\$3,393,490	\$3,393,490
<b>TOTAL AGENCY FUNDS</b>	\$430,717	\$430,717	\$430,717
<b>Contributions, Donations, and Forfeitures</b>	\$430,717	\$430,717	\$430,717
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$430,717	\$430,717	\$430,717
<b>TOTAL PUBLIC FUNDS</b>	\$7,348,074	\$7,348,074	\$7,348,074

**Federal Programs**

**Continuation Budget**

*The purpose of this appropriation is to coordinate federally funded programs and allocate federal funds to school systems.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
<b>TOTAL FEDERAL FUNDS</b>	\$1,233,343,007	\$1,233,343,007	\$1,233,343,007
<b>Federal Funds Not Itemized</b>	\$1,233,343,007	\$1,233,343,007	\$1,233,343,007
<b>TOTAL AGENCY FUNDS</b>	\$39,957	\$39,957	\$39,957
<b>Intergovernmental Transfers</b>	\$39,957	\$39,957	\$39,957
<b>Intergovernmental Transfers Not Itemized</b>	\$39,957	\$39,957	\$39,957
<b>TOTAL PUBLIC FUNDS</b>	\$1,233,382,964	\$1,233,382,964	\$1,233,382,964

<b>143.100 Federal Programs</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to coordinate federally funded programs and allocate federal funds to school systems.*

<b>TOTAL FEDERAL FUNDS</b>	\$1,233,343,007	\$1,233,343,007	\$1,233,343,007
<b>Federal Funds Not Itemized</b>	\$1,233,343,007	\$1,233,343,007	\$1,233,343,007
<b>TOTAL AGENCY FUNDS</b>	\$39,957	\$39,957	\$39,957

<b>Intergovernmental Transfers</b>	\$39,957	\$39,957	\$39,957
<b>Intergovernmental Transfers Not Itemized</b>	\$39,957	\$39,957	\$39,957
<b>TOTAL PUBLIC FUNDS</b>	\$1,233,382,964	\$1,233,382,964	\$1,233,382,964

**Georgia Network for Educational and Therapeutic Support (GNETS)**

**Continuation Budget**

*The purpose of this appropriation is to fund the Georgia Network for Educational and Therapeutic Support (GNETS), which provides services, education, and resources for students ages three to twenty-one with autism or severe emotional behavioral problems and their families.*

<b>TOTAL STATE FUNDS</b>	\$62,246,538	\$62,246,538	\$62,246,538
State General Funds	\$62,246,538	\$62,246,538	\$62,246,538
<b>TOTAL FEDERAL FUNDS</b>	\$8,160,000	\$8,160,000	\$8,160,000
Federal Funds Not Itemized	\$8,160,000	\$8,160,000	\$8,160,000
<b>TOTAL PUBLIC FUNDS</b>	\$70,406,538	\$70,406,538	\$70,406,538

<b>144.100 Georgia Network for Educational and Therapeutic Support (GNETS)</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to fund the Georgia Network for Educational and Therapeutic Support (GNETS), which provides services, education, and resources for students ages three to twenty-one with autism or severe emotional behavioral problems and their families.*

<b>TOTAL STATE FUNDS</b>	\$62,246,538	\$62,246,538	\$62,246,538
<b>State General Funds</b>	\$62,246,538	\$62,246,538	\$62,246,538
<b>TOTAL FEDERAL FUNDS</b>	\$8,160,000	\$8,160,000	\$8,160,000
<b>Federal Funds Not Itemized</b>	\$8,160,000	\$8,160,000	\$8,160,000
<b>TOTAL PUBLIC FUNDS</b>	\$70,406,538	\$70,406,538	\$70,406,538

**Georgia Virtual School**

**Continuation Budget**

*The purpose of this appropriation is to expand the accessibility and breadth of course offerings so that Georgia students can recover credits, access supplementary resources, enhance their studies, or earn additional credits in a manner not involving on-site interaction with a teacher.*

<b>TOTAL STATE FUNDS</b>	\$3,232,540	\$3,232,540	\$3,232,540
State General Funds	\$3,232,540	\$3,232,540	\$3,232,540

TOTAL AGENCY FUNDS	\$5,600,037	\$5,600,037	\$5,600,037
Sales and Services	\$5,600,037	\$5,600,037	\$5,600,037
Sales and Services Not Itemized	\$5,600,037	\$5,600,037	\$5,600,037
TOTAL PUBLIC FUNDS	\$8,832,577	\$8,832,577	\$8,832,577

**145.100 Georgia Virtual School****Appropriation (HB 750)**

*The purpose of this appropriation is to expand the accessibility and breadth of course offerings so that Georgia students can recover credits, access supplementary resources, enhance their studies, or earn additional credits in a manner not involving on-site interaction with a teacher.*

<b>TOTAL STATE FUNDS</b>	\$3,232,540	\$3,232,540	\$3,232,540
<b>State General Funds</b>	\$3,232,540	\$3,232,540	\$3,232,540
<b>TOTAL AGENCY FUNDS</b>	\$5,600,037	\$5,600,037	\$5,600,037
<b>Sales and Services</b>	\$5,600,037	\$5,600,037	\$5,600,037
<b>Sales and Services Not Itemized</b>	\$5,600,037	\$5,600,037	\$5,600,037
<b>TOTAL PUBLIC FUNDS</b>	\$8,832,577	\$8,832,577	\$8,832,577

**Information Technology Services****Continuation Budget**

*The purpose of this appropriation is to manage enterprise technology for the department, provide internet access to local school systems, support data collection and reporting needs, and support technology programs that assist local school systems.*

TOTAL STATE FUNDS	\$18,393,696	\$18,393,696	\$18,393,696
State General Funds	\$18,393,696	\$18,393,696	\$18,393,696
TOTAL FEDERAL FUNDS	\$1,371,954	\$1,371,954	\$1,371,954
Federal Funds Not Itemized	\$1,371,954	\$1,371,954	\$1,371,954
TOTAL AGENCY FUNDS	\$7,204,762	\$7,204,762	\$7,204,762
Intergovernmental Transfers	\$7,204,762	\$7,204,762	\$7,204,762
Intergovernmental Transfers Not Itemized	\$7,204,762	\$7,204,762	\$7,204,762
TOTAL PUBLIC FUNDS	\$26,970,412	\$26,970,412	\$26,970,412

**146.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$2,085	\$2,085	\$2,085
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**146.2** *Increase funds to support the information technology applications utilized by local school systems.*

State General Funds	\$1,651,892	\$1,651,892	\$1,651,892
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<b>146.100 Information Technology Services</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to manage enterprise technology for the department, provide internet access to local school systems, support data collection and reporting needs, and support technology programs that assist local school systems.*

<b>TOTAL STATE FUNDS</b>	\$20,047,673	\$20,047,673	\$20,047,673
<b>State General Funds</b>	\$20,047,673	\$20,047,673	\$20,047,673
<b>TOTAL FEDERAL FUNDS</b>	\$1,371,954	\$1,371,954	\$1,371,954
<b>Federal Funds Not Itemized</b>	\$1,371,954	\$1,371,954	\$1,371,954
<b>TOTAL AGENCY FUNDS</b>	\$7,204,762	\$7,204,762	\$7,204,762
<b>Intergovernmental Transfers</b>	\$7,204,762	\$7,204,762	\$7,204,762
<b>Intergovernmental Transfers Not Itemized</b>	\$7,204,762	\$7,204,762	\$7,204,762
<b>TOTAL PUBLIC FUNDS</b>	\$28,624,389	\$28,624,389	\$28,624,389

**Non Quality Basic Education Formula Grants**

**Continuation Budget**

*The purpose of this appropriation is to fund specific initiatives, including children in residential education facilities and sparsity grants.*

TOTAL STATE FUNDS	\$10,683,086	\$10,683,086	\$10,683,086
State General Funds	\$10,683,086	\$10,683,086	\$10,683,086
TOTAL PUBLIC FUNDS	\$10,683,086	\$10,683,086	\$10,683,086

<b>147.100 Non Quality Basic Education Formula Grants</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to fund specific initiatives, including children in residential education facilities and sparsity grants.*

<b>TOTAL STATE FUNDS</b>	\$10,683,086	\$10,683,086	\$10,683,086
<b>State General Funds</b>	\$10,683,086	\$10,683,086	\$10,683,086
<b>TOTAL PUBLIC FUNDS</b>	\$10,683,086	\$10,683,086	\$10,683,086

**Nutrition**

**Continuation Budget**

*The purpose of this appropriation is to provide leadership, training, technical assistance, and resources, so local program personnel can deliver meals that support nutritional well-being and performance at school and comply with federal standards.*

TOTAL STATE FUNDS	\$22,862,765	\$22,862,765	\$22,862,765
State General Funds	\$22,862,765	\$22,862,765	\$22,862,765
TOTAL FEDERAL FUNDS	\$714,191,428	\$714,191,428	\$714,191,428
Federal Funds Not Itemized	\$714,191,428	\$714,191,428	\$714,191,428
TOTAL AGENCY FUNDS	\$108,824	\$108,824	\$108,824
Intergovernmental Transfers	\$108,824	\$108,824	\$108,824
Intergovernmental Transfers Not Itemized	\$108,824	\$108,824	\$108,824
TOTAL PUBLIC FUNDS	\$737,163,017	\$737,163,017	\$737,163,017

**148.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$63	\$63	\$63
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<b>148.100 Nutrition</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide leadership, training, technical assistance, and resources, so local program personnel can deliver meals that support nutritional well-being and performance at school and comply with federal standards.*

<b>TOTAL STATE FUNDS</b>	\$22,862,828	\$22,862,828	\$22,862,828
<b>State General Funds</b>	\$22,862,828	\$22,862,828	\$22,862,828
<b>TOTAL FEDERAL FUNDS</b>	\$714,191,428	\$714,191,428	\$714,191,428
<b>Federal Funds Not Itemized</b>	\$714,191,428	\$714,191,428	\$714,191,428
<b>TOTAL AGENCY FUNDS</b>	\$108,824	\$108,824	\$108,824
<b>Intergovernmental Transfers</b>	\$108,824	\$108,824	\$108,824
<b>Intergovernmental Transfers Not Itemized</b>	\$108,824	\$108,824	\$108,824
<b>TOTAL PUBLIC FUNDS</b>	\$737,163,080	\$737,163,080	\$737,163,080

**Preschool Handicapped Program**

**Continuation Budget**

*The purpose of this appropriation is to provide early educational services to three- and four-year-old students with disabilities so that they enter school better prepared to succeed.*

TOTAL STATE FUNDS	\$31,446,339	\$31,446,339	\$31,446,339
State General Funds	\$31,446,339	\$31,446,339	\$31,446,339
TOTAL PUBLIC FUNDS	\$31,446,339	\$31,446,339	\$31,446,339

**149.100 Preschool Handicapped Program** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide early educational services to three- and four-year-old students with disabilities so that they enter school better prepared to succeed.*

<b>TOTAL STATE FUNDS</b>	\$31,446,339	\$31,446,339	\$31,446,339
<b>State General Funds</b>	\$31,446,339	\$31,446,339	\$31,446,339
<b>TOTAL PUBLIC FUNDS</b>	\$31,446,339	\$31,446,339	\$31,446,339

**Quality Basic Education Equalization** **Continuation Budget**

*The purpose of this appropriation is to provide additional financial assistance to local school systems ranking below the statewide average of per pupil tax wealth as outlined in O.C.G.A. 20-2-165.*

TOTAL STATE FUNDS	\$498,225,928	\$498,225,928	\$498,225,928
State General Funds	\$498,225,928	\$498,225,928	\$498,225,928
TOTAL PUBLIC FUNDS	\$498,225,928	\$498,225,928	\$498,225,928

**150.100 Quality Basic Education Equalization** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide additional financial assistance to local school systems ranking below the statewide average of per pupil tax wealth as outlined in O.C.G.A. 20-2-165.*

TOTAL STATE FUNDS	\$498,225,928	\$498,225,928	\$498,225,928
<b>State General Funds</b>	\$498,225,928	\$498,225,928	\$498,225,928
<b>TOTAL PUBLIC FUNDS</b>	\$498,225,928	\$498,225,928	\$498,225,928

**Quality Basic Education Local Five Mill Share** **Continuation Budget**

*The purpose of this program is to recognize the required local portion of the Quality Basic Education program as outlined in O.C.G.A. 20-2-164.*

TOTAL STATE FUNDS	(\$1,664,572,225)	(\$1,664,572,225)	(\$1,664,572,225)
State General Funds	(\$1,664,572,225)	(\$1,664,572,225)	(\$1,664,572,225)
TOTAL PUBLIC FUNDS	(\$1,664,572,225)	(\$1,664,572,225)	(\$1,664,572,225)

**151.100 Quality Basic Education Local Five Mill Share** **Appropriation (HB 750)**

*The purpose of this program is to recognize the required local portion of the Quality Basic Education program as outlined in O.C.G.A. 20-2-164.*

<b>TOTAL STATE FUNDS</b>	(\$1,664,572,225)	(\$1,664,572,225)	(\$1,664,572,225)
<b>State General Funds</b>	(\$1,664,572,225)	(\$1,664,572,225)	(\$1,664,572,225)
<b>TOTAL PUBLIC FUNDS</b>	(\$1,664,572,225)	(\$1,664,572,225)	(\$1,664,572,225)

**Quality Basic Education Program**

**Continuation Budget**

*The purpose of this appropriation is to provide formula funds to school systems based on full time equivalent students for the instruction of students in grades K-12 as outlined in O.C.G.A. 20-2-161.*

TOTAL STATE FUNDS	\$9,393,786,908	\$9,393,786,908	\$9,393,786,908
State General Funds	\$9,393,786,908	\$9,393,786,908	\$9,393,786,908
TOTAL PUBLIC FUNDS	\$9,393,786,908	\$9,393,786,908	\$9,393,786,908

**152.1** *Increase funds for the midterm adjustment for enrollment growth.*

State General Funds	\$98,186,437	\$98,186,437	\$98,186,437
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**152.2** *Increase funds for the State Commission Charter School supplement.*

State General Funds	\$13,358,432	\$13,343,805	\$13,343,805
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**152.3** *Increase funds for the midterm adjustment for enrollment growth in charter systems.*

State General Funds	\$2,338,622	\$2,338,622	\$2,338,622
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**152.4** *Adjust funds for a midterm adjustment for the Special Needs Scholarship.*

State General Funds	(\$3,969,806)	(\$3,969,806)	(\$3,969,806)
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**152.5** *Replace funds.*

State General Funds	(\$204,347,430)	(\$204,347,430)	(\$204,347,430)
Revenue Shortfall Reserve for K-12 Needs	\$204,347,430	\$204,347,430	\$204,347,430
Total Public Funds:	\$0	\$0	\$0

<b>152.100 Quality Basic Education Program</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide formula funds to school systems based on full time equivalent students for the instruction of students in grades K-12 as outlined in O.C.G.A. 20-2-161.*

<b>TOTAL STATE FUNDS</b>	\$9,503,700,593	\$9,503,685,966	\$9,503,685,966
<b>State General Funds</b>	\$9,299,353,163	\$9,299,338,536	\$9,299,338,536



<b>Revenue Shortfall Reserve for K-12 Needs</b>	\$204,347,430	\$204,347,430	\$204,347,430
<b>TOTAL PUBLIC FUNDS</b>	\$9,503,700,593	\$9,503,685,966	\$9,503,685,966

**Regional Education Service Agencies**

**Continuation Budget**

*The purpose of this appropriation is to provide Georgia's sixteen Regional Education Service Agencies with funds to assist local school systems with improving the effectiveness of their educational programs by providing curriculum consultation, skill enhancement, professional development, technology training, and other shared services.*

TOTAL STATE FUNDS	\$10,223,960	\$10,223,960	\$10,223,960
State General Funds	\$10,223,960	\$10,223,960	\$10,223,960
<b>TOTAL PUBLIC FUNDS</b>	\$10,223,960	\$10,223,960	\$10,223,960

**153.100 Regional Education Service Agencies**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide Georgia's sixteen Regional Education Service Agencies with funds to assist local school systems with improving the effectiveness of their educational programs by providing curriculum consultation, skill enhancement, professional development, technology training, and other shared services.*

<b>TOTAL STATE FUNDS</b>	\$10,223,960	\$10,223,960	\$10,223,960
<b>State General Funds</b>	\$10,223,960	\$10,223,960	\$10,223,960
<b>TOTAL PUBLIC FUNDS</b>	\$10,223,960	\$10,223,960	\$10,223,960

**School Improvement**

**Continuation Budget**

*The purpose of this appropriation is to provide research, technical assistance, resources, teacher professional learning, and leadership training for low- performing schools and local educational agencies to help them design and implement school improvement strategies to improve graduation rates and overall student achievement.*

TOTAL STATE FUNDS	\$8,797,519	\$8,797,519	\$8,797,519
State General Funds	\$8,797,519	\$8,797,519	\$8,797,519
TOTAL FEDERAL FUNDS	\$9,227,301	\$9,227,301	\$9,227,301
Federal Funds Not Itemized	\$9,227,301	\$9,227,301	\$9,227,301
<b>TOTAL PUBLIC FUNDS</b>	\$18,024,820	\$18,024,820	\$18,024,820

**154.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$129	\$129	\$129
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**154.100 School Improvement** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide research, technical assistance, resources, teacher professional learning, and leadership training for low- performing schools and local educational agencies to help them design and implement school improvement strategies to improve graduation rates and overall student achievement.*

<b>TOTAL STATE FUNDS</b>	\$8,797,648	\$8,797,648	\$8,797,648
<b>State General Funds</b>	\$8,797,648	\$8,797,648	\$8,797,648
<b>TOTAL FEDERAL FUNDS</b>	\$9,227,301	\$9,227,301	\$9,227,301
<b>Federal Funds Not Itemized</b>	\$9,227,301	\$9,227,301	\$9,227,301
<b>TOTAL PUBLIC FUNDS</b>	\$18,024,949	\$18,024,949	\$18,024,949

**State Charter School Commission Administration** **Continuation Budget**

*The purpose of this appropriation is to focus on the development and support of state charter schools in order to better meet the growing and diverse needs of students in this state and to further ensure that state charter schools of the highest academic quality are approved and supported throughout the state in an efficient manner.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
<b>TOTAL AGENCY FUNDS</b>	\$3,229,392	\$3,229,392	\$3,229,392
Sales and Services	\$3,229,392	\$3,229,392	\$3,229,392
Sales and Services Not Itemized	\$3,229,392	\$3,229,392	\$3,229,392
<b>TOTAL PUBLIC FUNDS</b>	\$3,229,392	\$3,229,392	\$3,229,392

**155.100 State Charter School Commission Administration** **Appropriation (HB 750)**

*The purpose of this appropriation is to focus on the development and support of state charter schools in order to better meet the growing and diverse needs of students in this state and to further ensure that state charter schools of the highest academic quality are approved and supported throughout the state in an efficient manner.*

<b>TOTAL AGENCY FUNDS</b>	\$3,229,392	\$3,229,392	\$3,229,392
<b>Sales and Services</b>	\$3,229,392	\$3,229,392	\$3,229,392
<b>Sales and Services Not Itemized</b>	\$3,229,392	\$3,229,392	\$3,229,392
<b>TOTAL PUBLIC FUNDS</b>	\$3,229,392	\$3,229,392	\$3,229,392

**State Interagency Transfers**

**Continuation Budget**

*The purpose of this appropriation is to pass through funding for special education services in other state agencies, teachers' retirement, and vocational funding for the post-secondary vocational education agency.*

TOTAL STATE FUNDS	\$8,097,963	\$8,097,963	\$8,097,963
State General Funds	\$8,097,963	\$8,097,963	\$8,097,963
TOTAL FEDERAL FUNDS	\$22,847,100	\$22,847,100	\$22,847,100
Federal Funds Not Itemized	\$22,847,100	\$22,847,100	\$22,847,100
TOTAL PUBLIC FUNDS	\$30,945,063	\$30,945,063	\$30,945,063

**156.1** *Increase funds for the payment to the Teachers Retirement System of Georgia to reflect projected expenditures.*

State General Funds	\$838,723	\$838,723	\$838,723
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**156.100 State Interagency Transfers**

**Appropriation (HB 750)**

*The purpose of this appropriation is to pass through funding for special education services in other state agencies, teachers' retirement, and vocational funding for the post-secondary vocational education agency.*

<b>TOTAL STATE FUNDS</b>	\$8,936,686	\$8,936,686	\$8,936,686
<b>State General Funds</b>	\$8,936,686	\$8,936,686	\$8,936,686
<b>TOTAL FEDERAL FUNDS</b>	\$22,847,100	\$22,847,100	\$22,847,100
<b>Federal Funds Not Itemized</b>	\$22,847,100	\$22,847,100	\$22,847,100
<b>TOTAL PUBLIC FUNDS</b>	\$31,783,786	\$31,783,786	\$31,783,786

**State Schools**

**Continuation Budget**

*The purpose of this appropriation is to prepare sensory-impaired and multi-disabled students to become productive citizens by providing a learning environment addressing their academic, vocational, and social development.*

TOTAL STATE FUNDS	\$26,447,967	\$26,447,967	\$26,447,967
State General Funds	\$26,447,967	\$26,447,967	\$26,447,967
TOTAL FEDERAL FUNDS	\$863,480	\$863,480	\$863,480
Federal Funds Not Itemized	\$843,850	\$843,850	\$843,850
Maternal & Child Health Services Block Grant CFDA93.994	\$19,630	\$19,630	\$19,630
TOTAL AGENCY FUNDS	\$957,589	\$957,589	\$957,589
Intergovernmental Transfers	\$892,739	\$892,739	\$892,739

Intergovernmental Transfers Not Itemized	\$892,739	\$892,739	\$892,739
Rebates, Refunds, and Reimbursements	\$61,006	\$61,006	\$61,006
Rebates, Refunds, and Reimbursements Not Itemized	\$61,006	\$61,006	\$61,006
Sales and Services	\$3,844	\$3,844	\$3,844
Sales and Services Not Itemized	\$3,844	\$3,844	\$3,844
<b>TOTAL PUBLIC FUNDS</b>	<b>\$28,269,036</b>	<b>\$28,269,036</b>	<b>\$28,269,036</b>

**157.100 State Schools****Appropriation (HB 750)**

*The purpose of this appropriation is to prepare sensory-impaired and multi-disabled students to become productive citizens by providing a learning environment addressing their academic, vocational, and social development.*

<b>TOTAL STATE FUNDS</b>	\$26,447,967	\$26,447,967	\$26,447,967
<b>State General Funds</b>	\$26,447,967	\$26,447,967	\$26,447,967
<b>TOTAL FEDERAL FUNDS</b>	\$863,480	\$863,480	\$863,480
<b>Federal Funds Not Itemized</b>	\$843,850	\$843,850	\$843,850
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	\$19,630	\$19,630	\$19,630
<b>TOTAL AGENCY FUNDS</b>	\$957,589	\$957,589	\$957,589
<b>Intergovernmental Transfers</b>	\$892,739	\$892,739	\$892,739
<b>Intergovernmental Transfers Not Itemized</b>	\$892,739	\$892,739	\$892,739
<b>Rebates, Refunds, and Reimbursements</b>	\$61,006	\$61,006	\$61,006
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$61,006	\$61,006	\$61,006
<b>Sales and Services</b>	\$3,844	\$3,844	\$3,844
<b>Sales and Services Not Itemized</b>	\$3,844	\$3,844	\$3,844
<b>TOTAL PUBLIC FUNDS</b>	<b>\$28,269,036</b>	<b>\$28,269,036</b>	<b>\$28,269,036</b>

**Technology/Career Education****Continuation Budget**

*The purpose of this appropriation is to equip students with academic, vocational, technical, and leadership skills and to extend learning opportunities beyond the traditional school day and year.*

<b>TOTAL STATE FUNDS</b>	\$17,002,426	\$17,002,426	\$17,002,426
<b>State General Funds</b>	\$17,002,426	\$17,002,426	\$17,002,426
<b>TOTAL FEDERAL FUNDS</b>	\$19,947,771	\$19,947,771	\$19,947,771
<b>Federal Funds Not Itemized</b>	\$19,947,771	\$19,947,771	\$19,947,771
<b>TOTAL AGENCY FUNDS</b>	\$4,779,024	\$4,779,024	\$4,779,024

Intergovernmental Transfers	\$4,779,024	\$4,779,024	\$4,779,024
Intergovernmental Transfers Not Itemized	\$4,779,024	\$4,779,024	\$4,779,024
<b>TOTAL PUBLIC FUNDS</b>	<b>\$41,729,221</b>	<b>\$41,729,221</b>	<b>\$41,729,221</b>

**158.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$385	\$385	\$385
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**158.2** *Increase funds for vocational industry certification.*

State General Funds	\$74,051	\$74,051	\$74,051
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**158.100 Technology/Career Education**

**Appropriation (HB 750)**

*The purpose of this appropriation is to equip students with academic, vocational, technical, and leadership skills and to extend learning opportunities beyond the traditional school day and year.*

<b>TOTAL STATE FUNDS</b>	\$17,076,862	\$17,076,862	\$17,076,862
<b>State General Funds</b>	\$17,076,862	\$17,076,862	\$17,076,862
<b>TOTAL FEDERAL FUNDS</b>	\$19,947,771	\$19,947,771	\$19,947,771
<b>Federal Funds Not Itemized</b>	\$19,947,771	\$19,947,771	\$19,947,771
<b>TOTAL AGENCY FUNDS</b>	\$4,779,024	\$4,779,024	\$4,779,024
<b>Intergovernmental Transfers</b>	\$4,779,024	\$4,779,024	\$4,779,024
<b>Intergovernmental Transfers Not Itemized</b>	\$4,779,024	\$4,779,024	\$4,779,024
<b>TOTAL PUBLIC FUNDS</b>	<b>\$41,803,657</b>	<b>\$41,803,657</b>	<b>\$41,803,657</b>

**Testing**

**Continuation Budget**

*The purpose of this appropriation is to administer the statewide student assessment program and provide related testing instruments and training to local schools.*

<b>TOTAL STATE FUNDS</b>	\$26,656,506	\$26,656,506	\$26,656,506
State General Funds	\$26,656,506	\$26,656,506	\$26,656,506
<b>TOTAL FEDERAL FUNDS</b>	\$19,351,801	\$19,351,801	\$19,351,801
Federal Funds Not Itemized	\$19,351,801	\$19,351,801	\$19,351,801
<b>TOTAL PUBLIC FUNDS</b>	<b>\$46,008,307</b>	<b>\$46,008,307</b>	<b>\$46,008,307</b>

**159.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$466	\$466	\$466
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<b>159.100 Testing</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to administer the statewide student assessment program and provide related testing instruments and training to local schools.*

<b>TOTAL STATE FUNDS</b>	\$26,656,972	\$26,656,972	\$26,656,972
<b>State General Funds</b>	\$26,656,972	\$26,656,972	\$26,656,972
<b>TOTAL FEDERAL FUNDS</b>	\$19,351,801	\$19,351,801	\$19,351,801
<b>Federal Funds Not Itemized</b>	\$19,351,801	\$19,351,801	\$19,351,801
<b>TOTAL PUBLIC FUNDS</b>	\$46,008,773	\$46,008,773	\$46,008,773

**Tuition for Multi-Handicapped Program**

**Continuation Budget**

*The purpose of this appropriation is to partially reimburse school systems for private residential placements when the school system is unable to provide an appropriate program for a multi-handicapped student.*

TOTAL STATE FUNDS	\$1,551,946	\$1,551,946	\$1,551,946
State General Funds	\$1,551,946	\$1,551,946	\$1,551,946
TOTAL PUBLIC FUNDS	\$1,551,946	\$1,551,946	\$1,551,946

<b>160.100 Tuition for Multi-Handicapped Program</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to partially reimburse school systems for private residential placements when the school system is unable to provide an appropriate program for a multi-handicapped student.*

<b>TOTAL STATE FUNDS</b>	\$1,551,946	\$1,551,946	\$1,551,946
<b>State General Funds</b>	\$1,551,946	\$1,551,946	\$1,551,946
<b>TOTAL PUBLIC FUNDS</b>	\$1,551,946	\$1,551,946	\$1,551,946

**The formula calculation for Quality Basic Education funding assumes a base unit cost of \$2,463.43. In addition, all local school system allotments for Quality Basic Education shall be made in accordance with funds appropriated by this Act.**

**Section 25: Employees' Retirement System of Georgia**

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$30,579,930	\$30,579,930	\$30,579,930
State General Funds	\$30,579,930	\$30,579,930	\$30,579,930
TOTAL AGENCY FUNDS	\$4,456,129	\$4,456,129	\$4,456,129
Sales and Services	\$4,456,129	\$4,456,129	\$4,456,129
Sales and Services Not Itemized	\$4,456,129	\$4,456,129	\$4,456,129
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$20,709,689	\$20,709,689	\$20,709,689
State Funds Transfers	\$20,709,689	\$20,709,689	\$20,709,689
Retirement Payments	\$20,709,689	\$20,709,689	\$20,709,689
TOTAL PUBLIC FUNDS	\$55,745,748	\$55,745,748	\$55,745,748

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$30,579,930	\$30,579,930	\$30,579,930
<b>State General Funds</b>	\$30,579,930	\$30,579,930	\$30,579,930
<b>TOTAL AGENCY FUNDS</b>	\$4,456,129	\$4,456,129	\$4,456,129
<b>Sales and Services</b>	\$4,456,129	\$4,456,129	\$4,456,129
<b>Sales and Services Not Itemized</b>	\$4,456,129	\$4,456,129	\$4,456,129
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$20,709,689	\$20,709,689	\$20,709,689
<b>State Funds Transfers</b>	\$20,709,689	\$20,709,689	\$20,709,689
<b>Retirement Payments</b>	\$20,709,689	\$20,709,689	\$20,709,689
<b>TOTAL PUBLIC FUNDS</b>	\$55,745,748	\$55,745,748	\$55,745,748

**Deferred Compensation**

**Continuation Budget**

*The purpose of this appropriation is to provide excellent service to participants in the deferred compensation program for all employees of the state, giving them an effective supplement for their retirement planning.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$4,456,129	\$4,456,129	\$4,456,129
Sales and Services	\$4,456,129	\$4,456,129	\$4,456,129
Sales and Services Not Itemized	\$4,456,129	\$4,456,129	\$4,456,129
TOTAL PUBLIC FUNDS	\$4,456,129	\$4,456,129	\$4,456,129

**161.100 Deferred Compensation** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide excellent service to participants in the deferred compensation program for all employees of the state, giving them an effective supplement for their retirement planning.*

<b>TOTAL AGENCY FUNDS</b>	\$4,456,129	\$4,456,129	\$4,456,129
<b>Sales and Services</b>	\$4,456,129	\$4,456,129	\$4,456,129
<b>Sales and Services Not Itemized</b>	\$4,456,129	\$4,456,129	\$4,456,129
<b>TOTAL PUBLIC FUNDS</b>	\$4,456,129	\$4,456,129	\$4,456,129

**Georgia Military Pension Fund** **Continuation Budget**

*The purpose of this appropriation is to provide retirement allowances and other benefits for members of the Georgia National Guard.*

<b>TOTAL STATE FUNDS</b>	\$1,989,530	\$1,989,530	\$1,989,530
State General Funds	\$1,989,530	\$1,989,530	\$1,989,530
<b>TOTAL PUBLIC FUNDS</b>	\$1,989,530	\$1,989,530	\$1,989,530

**162.100 Georgia Military Pension Fund** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide retirement allowances and other benefits for members of the Georgia National Guard.*

<b>TOTAL STATE FUNDS</b>	\$1,989,530	\$1,989,530	\$1,989,530
<b>State General Funds</b>	\$1,989,530	\$1,989,530	\$1,989,530
<b>TOTAL PUBLIC FUNDS</b>	\$1,989,530	\$1,989,530	\$1,989,530

**Public School Employees Retirement System** **Continuation Budget**

*The purpose of this appropriation is to account for the receipt of retirement contributions, ensure sound investing of system funds, and provide timely and accurate payment of retirement benefits.*

<b>TOTAL STATE FUNDS</b>	\$28,580,000	\$28,580,000	\$28,580,000
State General Funds	\$28,580,000	\$28,580,000	\$28,580,000
<b>TOTAL PUBLIC FUNDS</b>	\$28,580,000	\$28,580,000	\$28,580,000

**163.100 Public School Employees Retirement System** **Appropriation (HB 750)**

*The purpose of this appropriation is to account for the receipt of retirement contributions, ensure sound investing of system funds, and provide timely and accurate payment of retirement benefits.*



<b>TOTAL STATE FUNDS</b>	\$28,580,000	\$28,580,000	\$28,580,000
<b>State General Funds</b>	\$28,580,000	\$28,580,000	\$28,580,000
<b>TOTAL PUBLIC FUNDS</b>	\$28,580,000	\$28,580,000	\$28,580,000

**System Administration**

**Continuation Budget**

*The purpose of this appropriation is to collect employee and employer contributions, invest the accumulated funds, and disburse retirement benefits to members and beneficiaries.*

TOTAL STATE FUNDS	\$10,400	\$10,400	\$10,400
State General Funds	\$10,400	\$10,400	\$10,400
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$20,709,689	\$20,709,689	\$20,709,689
State Funds Transfers	\$20,709,689	\$20,709,689	\$20,709,689
Retirement Payments	\$20,709,689	\$20,709,689	\$20,709,689
TOTAL PUBLIC FUNDS	\$20,720,089	\$20,720,089	\$20,720,089

**164.100 System Administration**

**Appropriation (HB 750)**

*The purpose of this appropriation is to collect employee and employer contributions, invest the accumulated funds, and disburse retirement benefits to members and beneficiaries.*

<b>TOTAL STATE FUNDS</b>	\$10,400	\$10,400	\$10,400
<b>State General Funds</b>	\$10,400	\$10,400	\$10,400
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$20,709,689	\$20,709,689	\$20,709,689
<b>State Funds Transfers</b>	\$20,709,689	\$20,709,689	\$20,709,689
<b>Retirement Payments</b>	\$20,709,689	\$20,709,689	\$20,709,689
<b>TOTAL PUBLIC FUNDS</b>	\$20,720,089	\$20,720,089	\$20,720,089

**It is the intent of the General Assembly that the employer contribution rate for the Employees' Retirement System shall not exceed 24.72% for New Plan employees and 19.97% for Old Plan employees. For the GSEPS employees, the employer contribution rate shall not exceed 21.69% for the pension portion of the benefit and 3.0% in employer match contributions for the 401(k) portion of the benefit. It is the intent of the General Assembly that the employer contribution for Public School Employees' Retirement System shall not exceed \$764.97 per member for State Fiscal Year 2016.**

*Section 26: Forestry Commission, State*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$35,311,295	\$35,311,295	\$35,311,295
State General Funds	\$35,311,295	\$35,311,295	\$35,311,295
TOTAL FEDERAL FUNDS	\$5,982,769	\$5,982,769	\$5,982,769
Federal Funds Not Itemized	\$5,982,769	\$5,982,769	\$5,982,769
TOTAL AGENCY FUNDS	\$6,941,687	\$6,941,687	\$6,941,687
Intergovernmental Transfers	\$187,000	\$187,000	\$187,000
Intergovernmental Transfers Not Itemized	\$187,000	\$187,000	\$187,000
Royalties and Rents	\$33,000	\$33,000	\$33,000
Royalties and Rents Not Itemized	\$33,000	\$33,000	\$33,000
Sales and Services	\$6,721,687	\$6,721,687	\$6,721,687
Sales and Services Not Itemized	\$6,721,687	\$6,721,687	\$6,721,687
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$210,500	\$210,500	\$210,500
State Funds Transfers	\$210,500	\$210,500	\$210,500
Agency to Agency Contracts	\$210,500	\$210,500	\$210,500
TOTAL PUBLIC FUNDS	\$48,446,251	\$48,446,251	\$48,446,251
	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$35,318,388	\$35,318,388	\$35,318,388
<b>State General Funds</b>	\$35,318,388	\$35,318,388	\$35,318,388
<b>TOTAL FEDERAL FUNDS</b>	\$5,982,769	\$5,982,769	\$5,982,769
<b>Federal Funds Not Itemized</b>	\$5,982,769	\$5,982,769	\$5,982,769
<b>TOTAL AGENCY FUNDS</b>	\$6,941,687	\$6,941,687	\$6,941,687
<b>Intergovernmental Transfers</b>	\$187,000	\$187,000	\$187,000
<b>Intergovernmental Transfers Not Itemized</b>	\$187,000	\$187,000	\$187,000
<b>Royalties and Rents</b>	\$33,000	\$33,000	\$33,000
<b>Royalties and Rents Not Itemized</b>	\$33,000	\$33,000	\$33,000
<b>Sales and Services</b>	\$6,721,687	\$6,721,687	\$6,721,687
<b>Sales and Services Not Itemized</b>	\$6,721,687	\$6,721,687	\$6,721,687
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$210,500	\$210,500	\$210,500
<b>State Funds Transfers</b>	\$210,500	\$210,500	\$210,500
<b>Agency to Agency Contracts</b>	\$210,500	\$210,500	\$210,500

**TOTAL PUBLIC FUNDS** \$48,453,344 \$48,453,344 \$48,453,344

**Commission Administration**

**Continuation Budget**

*The purpose of this appropriation is to administer work force needs, handle purchasing, accounts receivable and payable, meet information technology needs, and provide oversight that emphasizes customer values and process innovation.*

TOTAL STATE FUNDS	\$3,477,646	\$3,477,646	\$3,477,646
State General Funds	\$3,477,646	\$3,477,646	\$3,477,646
TOTAL FEDERAL FUNDS	\$48,800	\$48,800	\$48,800
Federal Funds Not Itemized	\$48,800	\$48,800	\$48,800
TOTAL AGENCY FUNDS	\$182,780	\$182,780	\$182,780
Sales and Services	\$182,780	\$182,780	\$182,780
Sales and Services Not Itemized	\$182,780	\$182,780	\$182,780
TOTAL PUBLIC FUNDS	\$3,709,226	\$3,709,226	\$3,709,226

**165.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$7,093	\$7,093	\$7,093
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**165.99 SAC:** *The purpose of this appropriation is to administer department needs, handle purchasing, accounts receivable and payable, meet information technology needs, and provide oversight that emphasizes customer values and process innovation.*

**House:** *The purpose of this appropriation is to administer department needs, handle purchasing, accounts receivable and payable, meet information technology needs, and provide oversight that emphasizes customer values and process innovation.*

**Governor:** *The purpose of this appropriation is to administer department needs, handle purchasing, accounts receivable and payable, meet information technology needs, and provide oversight that emphasizes customer values and process innovation.*

State General Funds	\$0	\$0	\$0
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<b>165.100 Commission Administration</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to administer department needs, handle purchasing, accounts receivable and payable, meet information technology needs, and provide oversight that emphasizes customer values and process innovation.*

TOTAL STATE FUNDS	\$3,484,739	\$3,484,739	\$3,484,739
State General Funds	\$3,484,739	\$3,484,739	\$3,484,739
TOTAL FEDERAL FUNDS	\$48,800	\$48,800	\$48,800

<b>Federal Funds Not Itemized</b>	\$48,800	\$48,800	\$48,800
<b>TOTAL AGENCY FUNDS</b>	\$182,780	\$182,780	\$182,780
<b>Sales and Services</b>	\$182,780	\$182,780	\$182,780
<b>Sales and Services Not Itemized</b>	\$182,780	\$182,780	\$182,780
<b>TOTAL PUBLIC FUNDS</b>	\$3,716,319	\$3,716,319	\$3,716,319

**Forest Management****Continuation Budget**

*The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost share assistance programs; to study forest health and invasive species control issues; to manage state-owned forests; to educate private forest landowners and timber harvesters about best management practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass industries, and, during extreme fire danger, to provide logistical, overhead, and direct fire suppression assistance to the Forest Protection program.*

TOTAL STATE FUNDS	\$2,861,831	\$2,861,831	\$2,861,831
State General Funds	\$2,861,831	\$2,861,831	\$2,861,831
TOTAL FEDERAL FUNDS	\$3,553,571	\$3,553,571	\$3,553,571
Federal Funds Not Itemized	\$3,553,571	\$3,553,571	\$3,553,571
TOTAL AGENCY FUNDS	\$950,732	\$950,732	\$950,732
Intergovernmental Transfers	\$187,000	\$187,000	\$187,000
Intergovernmental Transfers Not Itemized	\$187,000	\$187,000	\$187,000
Sales and Services	\$763,732	\$763,732	\$763,732
Sales and Services Not Itemized	\$763,732	\$763,732	\$763,732
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$189,000	\$189,000	\$189,000
State Funds Transfers	\$189,000	\$189,000	\$189,000
Agency to Agency Contracts	\$189,000	\$189,000	\$189,000
TOTAL PUBLIC FUNDS	\$7,555,134	\$7,555,134	\$7,555,134

**166.99 SAC:** *The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost-share assistance programs; to study forest health and invasive species control issues; to manage state-owned forests; to educate private forest landowners and timber harvesters about best management practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass*

*industries, and, during extreme fire danger, to provide fire suppression assistance to the Forest Protection program.*

***House:** The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost-share assistance programs; to study forest health and invasive species control issues; to manage state-owned forests; to educate private forest landowners and timber harvesters about best management practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass industries, and, during extreme fire danger, to provide fire suppression assistance to the Forest Protection program.*

***Governor:** The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost-share assistance programs; to study forest health and invasive species control issues; to manage state-owned forests; to educate private forest landowners and timber harvesters about best management practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass industries, and, during extreme fire danger, to provide fire suppression assistance to the Forest Protection program.*

State General Funds \$0                      \$0                      \$0

<b>166.100 Forest Management</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost-share assistance programs; to study forest health and invasive species control issues; to manage state-owned forests; to educate private forest landowners and timber harvesters about best management practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass industries, and, during extreme fire danger, to provide fire suppression assistance to the Forest Protection program.*

<b>TOTAL STATE FUNDS</b>	\$2,861,831	\$2,861,831	\$2,861,831
<b>State General Funds</b>	\$2,861,831	\$2,861,831	\$2,861,831
<b>TOTAL FEDERAL FUNDS</b>	\$3,553,571	\$3,553,571	\$3,553,571
<b>Federal Funds Not Itemized</b>	\$3,553,571	\$3,553,571	\$3,553,571
<b>TOTAL AGENCY FUNDS</b>	\$950,732	\$950,732	\$950,732
<b>Intergovernmental Transfers</b>	\$187,000	\$187,000	\$187,000
<b>Intergovernmental Transfers Not Itemized</b>	\$187,000	\$187,000	\$187,000
<b>Sales and Services</b>	\$763,732	\$763,732	\$763,732
<b>Sales and Services Not Itemized</b>	\$763,732	\$763,732	\$763,732
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$189,000	\$189,000	\$189,000
<b>State Funds Transfers</b>	\$189,000	\$189,000	\$189,000

<b>Agency to Agency Contracts</b>	\$189,000	\$189,000	\$189,000
<b>TOTAL PUBLIC FUNDS</b>	\$7,555,134	\$7,555,134	\$7,555,134

**Forest Protection**

**Continuation Budget**

*The purpose of this appropriation is to ensure an aggressive and efficient response and suppression of forest fires in the unincorporated areas of the State; to mitigate hazardous forest fuels; to issue burn permits, to provide statewide education in the prevention of wildfires; to perform wildfire arson investigations; to promote community wildland fire planning and protection through cooperative agreements with fire departments; to train and certify firefighters in wildland firefighting; to provide assistance and support to rural fire departments including selling wildland fire engines and tankers; and to support the Forest Management program during periods of low fire danger.*

TOTAL STATE FUNDS	\$28,971,818	\$28,971,818	\$28,971,818
State General Funds	\$28,971,818	\$28,971,818	\$28,971,818
TOTAL FEDERAL FUNDS	\$2,246,681	\$2,246,681	\$2,246,681
Federal Funds Not Itemized	\$2,246,681	\$2,246,681	\$2,246,681
TOTAL AGENCY FUNDS	\$4,741,312	\$4,741,312	\$4,741,312
Royalties and Rents	\$33,000	\$33,000	\$33,000
Royalties and Rents Not Itemized	\$33,000	\$33,000	\$33,000
Sales and Services	\$4,708,312	\$4,708,312	\$4,708,312
Sales and Services Not Itemized	\$4,708,312	\$4,708,312	\$4,708,312
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$15,000	\$15,000	\$15,000
State Funds Transfers	\$15,000	\$15,000	\$15,000
Agency to Agency Contracts	\$15,000	\$15,000	\$15,000
TOTAL PUBLIC FUNDS	\$35,974,811	\$35,974,811	\$35,974,811

<b>167.100 Forest Protection</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to ensure an aggressive and efficient response and suppression of forest fires in the unincorporated areas of the State; to mitigate hazardous forest fuels; to issue burn permits, to provide statewide education in the prevention of wildfires; to perform wildfire arson investigations; to promote community wildland fire planning and protection through cooperative agreements with fire departments; to train and certify firefighters in wildland firefighting; to provide assistance and support to rural fire departments including selling wildland fire engines and tankers; and to support the Forest Management program during periods of low fire danger.*

<b>TOTAL STATE FUNDS</b>	\$28,971,818	\$28,971,818	\$28,971,818
<b>State General Funds</b>	\$28,971,818	\$28,971,818	\$28,971,818

<b>TOTAL FEDERAL FUNDS</b>	\$2,246,681	\$2,246,681	\$2,246,681
<b>Federal Funds Not Itemized</b>	\$2,246,681	\$2,246,681	\$2,246,681
<b>TOTAL AGENCY FUNDS</b>	\$4,741,312	\$4,741,312	\$4,741,312
<b>Royalties and Rents</b>	\$33,000	\$33,000	\$33,000
<b>Royalties and Rents Not Itemized</b>	\$33,000	\$33,000	\$33,000
<b>Sales and Services</b>	\$4,708,312	\$4,708,312	\$4,708,312
<b>Sales and Services Not Itemized</b>	\$4,708,312	\$4,708,312	\$4,708,312
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$15,000	\$15,000	\$15,000
<b>State Funds Transfers</b>	\$15,000	\$15,000	\$15,000
<b>Agency to Agency Contracts</b>	\$15,000	\$15,000	\$15,000
<b>TOTAL PUBLIC FUNDS</b>	\$35,974,811	\$35,974,811	\$35,974,811

**Tree Seedling Nursery**

**Continuation Budget**

*The purpose of this appropriation is to produce an adequate quantity of high quality forest tree seedlings for sale at reasonable cost to Georgia landowners.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$133,717	\$133,717	\$133,717
Federal Funds Not Itemized	\$133,717	\$133,717	\$133,717
TOTAL AGENCY FUNDS	\$1,066,863	\$1,066,863	\$1,066,863
Sales and Services	\$1,066,863	\$1,066,863	\$1,066,863
Sales and Services Not Itemized	\$1,066,863	\$1,066,863	\$1,066,863
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$6,500	\$6,500	\$6,500
State Funds Transfers	\$6,500	\$6,500	\$6,500
Agency to Agency Contracts	\$6,500	\$6,500	\$6,500
TOTAL PUBLIC FUNDS	\$1,207,080	\$1,207,080	\$1,207,080

**168.100 Tree Seedling Nursery**

**Appropriation (HB 750)**

*The purpose of this appropriation is to produce an adequate quantity of high quality forest tree seedlings for sale at reasonable cost to Georgia landowners.*

<b>TOTAL FEDERAL FUNDS</b>	\$133,717	\$133,717	\$133,717
<b>Federal Funds Not Itemized</b>	\$133,717	\$133,717	\$133,717

<b>TOTAL AGENCY FUNDS</b>	\$1,066,863	\$1,066,863	\$1,066,863
<b>Sales and Services</b>	\$1,066,863	\$1,066,863	\$1,066,863
<b>Sales and Services Not Itemized</b>	\$1,066,863	\$1,066,863	\$1,066,863
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$6,500	\$6,500	\$6,500
<b>State Funds Transfers</b>	\$6,500	\$6,500	\$6,500
<b>Agency to Agency Contracts</b>	\$6,500	\$6,500	\$6,500
<b>TOTAL PUBLIC FUNDS</b>	\$1,207,080	\$1,207,080	\$1,207,080

*Section 27: Governor, Office of the*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$58,303,356	\$58,303,356	\$58,303,356
State General Funds	\$58,303,356	\$58,303,356	\$58,303,356
TOTAL FEDERAL FUNDS	\$30,120,112	\$30,120,112	\$30,120,112
Federal Funds Not Itemized	\$30,120,112	\$30,120,112	\$30,120,112
TOTAL AGENCY FUNDS	\$761,031	\$761,031	\$761,031
Reserved Fund Balances	\$500,000	\$500,000	\$500,000
Reserved Fund Balances Not Itemized	\$500,000	\$500,000	\$500,000
Intergovernmental Transfers	\$100,000	\$100,000	\$100,000
Intergovernmental Transfers Not Itemized	\$100,000	\$100,000	\$100,000
Sales and Services	\$161,031	\$161,031	\$161,031
Sales and Services Not Itemized	\$161,031	\$161,031	\$161,031
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$147,325	\$147,325	\$147,325
State Funds Transfers	\$147,325	\$147,325	\$147,325
Agency to Agency Contracts	\$147,325	\$147,325	\$147,325
TOTAL PUBLIC FUNDS	\$89,331,824	\$89,331,824	\$89,331,824

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$68,308,185	\$68,308,185	\$68,108,185
<b>State General Funds</b>	\$68,308,185	\$68,308,185	\$68,108,185
<b>TOTAL FEDERAL FUNDS</b>	\$30,120,112	\$30,120,112	\$30,120,112
<b>Federal Funds Not Itemized</b>	\$30,120,112	\$30,120,112	\$30,120,112
<b>TOTAL AGENCY FUNDS</b>	\$761,031	\$761,031	\$761,031
<b>Reserved Fund Balances</b>	\$500,000	\$500,000	\$500,000



<b>Reserved Fund Balances Not Itemized</b>	\$500,000	\$500,000	\$500,000
<b>Intergovernmental Transfers</b>	\$100,000	\$100,000	\$100,000
<b>Intergovernmental Transfers Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services</b>	\$161,031	\$161,031	\$161,031
<b>Sales and Services Not Itemized</b>	\$161,031	\$161,031	\$161,031
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$147,325	\$147,325	\$147,325
<b>State Funds Transfers</b>	\$147,325	\$147,325	\$147,325
<b>Agency to Agency Contracts</b>	\$147,325	\$147,325	\$147,325
<b>TOTAL PUBLIC FUNDS</b>	\$99,336,653	\$99,336,653	\$99,136,653

**Governor's Emergency Fund**

**Continuation Budget**

*The purpose of this appropriation is to provide emergency funds to draw on when disasters create extraordinary demands on government.*

<b>TOTAL STATE FUNDS</b>	\$11,062,041	\$11,062,041	\$11,062,041
State General Funds	\$11,062,041	\$11,062,041	\$11,062,041
<b>TOTAL PUBLIC FUNDS</b>	\$11,062,041	\$11,062,041	\$11,062,041

**169.1 Increase funds to meet projected expenditures.**

State General Funds	\$10,000,000	\$10,000,000	\$10,000,000
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**169.100 Governor's Emergency Fund**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide emergency funds to draw on when disasters create extraordinary demands on government.*

<b>TOTAL STATE FUNDS</b>	\$21,062,041	\$21,062,041	\$21,062,041
<b>State General Funds</b>	\$21,062,041	\$21,062,041	\$21,062,041
<b>TOTAL PUBLIC FUNDS</b>	\$21,062,041	\$21,062,041	\$21,062,041

**Governor's Office**

**Continuation Budget**

*The purpose of this appropriation is to provide numerous duties including, but not limited to: granting commissions, appointments and vacancies, maintaining order, and temporary transfer of institutions between departments or agencies. The Mansion allowance per O.C.G.A. 45-7-4 shall be \$40,000.*

<b>TOTAL STATE FUNDS</b>	\$6,504,848	\$6,504,848	\$6,504,848
State General Funds	\$6,504,848	\$6,504,848	\$6,504,848

TOTAL AGENCY FUNDS	\$100,000	\$100,000	\$100,000
Intergovernmental Transfers	\$100,000	\$100,000	\$100,000
Intergovernmental Transfers Not Itemized	\$100,000	\$100,000	\$100,000
TOTAL PUBLIC FUNDS	\$6,604,848	\$6,604,848	\$6,604,848

<b>170.100 Governor's Office</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide numerous duties including, but not limited to: granting commissions, appointments and vacancies, maintaining order, and temporary transfer of institutions between departments or agencies. The Mansion allowance per O.C.G.A. 45-7-4 shall be \$40,000.*

<b>TOTAL STATE FUNDS</b>	\$6,504,848	\$6,504,848	\$6,504,848
<b>State General Funds</b>	\$6,504,848	\$6,504,848	\$6,504,848
<b>TOTAL AGENCY FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>Intergovernmental Transfers</b>	\$100,000	\$100,000	\$100,000
<b>Intergovernmental Transfers Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$6,604,848	\$6,604,848	\$6,604,848

<b>Planning and Budget, Governor's Office of</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to improve state government operations and services by leading and assisting in the evaluation, development, and implementation of budgets, plans, programs, and policies.*

TOTAL STATE FUNDS	\$8,568,626	\$8,568,626	\$8,568,626
State General Funds	\$8,568,626	\$8,568,626	\$8,568,626
TOTAL PUBLIC FUNDS	\$8,568,626	\$8,568,626	\$8,568,626

**171.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$4,829	\$4,829	\$4,829
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<b>171.100 Planning and Budget, Governor's Office of</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to improve state government operations and services by leading and assisting in the evaluation, development, and implementation of budgets, plans, programs, and policies.*

<b>TOTAL STATE FUNDS</b>	\$8,573,455	\$8,573,455	\$8,573,455
<b>State General Funds</b>	\$8,573,455	\$8,573,455	\$8,573,455

<b>TOTAL PUBLIC FUNDS</b>	\$8,573,455	\$8,573,455	\$8,573,455
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**Child Advocate, Office of the**

**Continuation Budget**

*The purpose of this appropriation is to provide independent oversight of persons, organizations, and agencies responsible for the protection and well-being of children.*

TOTAL STATE FUNDS	\$981,295	\$981,295	\$981,295
State General Funds	\$981,295	\$981,295	\$981,295
TOTAL FEDERAL FUNDS	\$5,000	\$5,000	\$5,000
Federal Funds Not Itemized	\$5,000	\$5,000	\$5,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$986,295</b>	<b>\$986,295</b>	<b>\$986,295</b>

**172.100 Child Advocate, Office of the**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide independent oversight of persons, organizations, and agencies responsible for the protection and well-being of children.*

<b>TOTAL STATE FUNDS</b>	\$981,295	\$981,295	\$981,295
<b>State General Funds</b>	\$981,295	\$981,295	\$981,295
<b>TOTAL FEDERAL FUNDS</b>	\$5,000	\$5,000	\$5,000
<b>Federal Funds Not Itemized</b>	\$5,000	\$5,000	\$5,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$986,295</b>	<b>\$986,295</b>	<b>\$986,295</b>

**Children and Families, Governor's Office for**

**Continuation Budget**

*The purpose of this appropriation is to enhance coordination and communication among providers and stakeholders of services to families.*

TOTAL STATE FUNDS	\$824,505	\$824,505	\$824,505
State General Funds	\$824,505	\$824,505	\$824,505
<b>TOTAL PUBLIC FUNDS</b>	<b>\$824,505</b>	<b>\$824,505</b>	<b>\$824,505</b>

**173.1 Reduce funds.**

State General Funds			(\$200,000)
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**173.100 Children and Families, Governor's Office for** **Appropriation (HB 750)**

*The purpose of this appropriation is to enhance coordination and communication among providers and stakeholders of services to families.*

<b>TOTAL STATE FUNDS</b>	\$824,505	\$824,505	\$624,505
<b>State General Funds</b>	\$824,505	\$824,505	\$624,505
<b>TOTAL PUBLIC FUNDS</b>	\$824,505	\$824,505	\$624,505

**Emergency Management Agency, Georgia**

**Continuation Budget**

*The purpose of this appropriation is to provide a disaster, mitigation, preparedness, response, and recovery program by coordinating federal, state, and other resources and supporting local governments to respond to major disasters and emergency events, and to coordinate state resources for the preparation and prevention of threats and acts of terrorism and to serve as the State's point of contact for the federal Department of Homeland Security.*

TOTAL STATE FUNDS	\$2,534,416	\$2,534,416	\$2,534,416
State General Funds	\$2,534,416	\$2,534,416	\$2,534,416
TOTAL FEDERAL FUNDS	\$29,703,182	\$29,703,182	\$29,703,182
Federal Funds Not Itemized	\$29,703,182	\$29,703,182	\$29,703,182
TOTAL AGENCY FUNDS	\$660,531	\$660,531	\$660,531
Reserved Fund Balances	\$500,000	\$500,000	\$500,000
Reserved Fund Balances Not Itemized	\$500,000	\$500,000	\$500,000
Sales and Services	\$160,531	\$160,531	\$160,531
Sales and Services Not Itemized	\$160,531	\$160,531	\$160,531
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$147,325	\$147,325	\$147,325
State Funds Transfers	\$147,325	\$147,325	\$147,325
Agency to Agency Contracts	\$147,325	\$147,325	\$147,325
TOTAL PUBLIC FUNDS	\$33,045,454	\$33,045,454	\$33,045,454

**174.100 Emergency Management Agency, Georgia** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide a disaster, mitigation, preparedness, response, and recovery program by coordinating federal, state, and other resources and supporting local governments to respond to major disasters and emergency events, and to coordinate state resources for the preparation and prevention of threats and acts of terrorism and to serve as the State's point of contact for the federal Department of Homeland Security.*

<b>TOTAL STATE FUNDS</b>	\$2,534,416	\$2,534,416	\$2,534,416
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<b>State General Funds</b>	\$2,534,416	\$2,534,416	\$2,534,416
<b>TOTAL FEDERAL FUNDS</b>	\$29,703,182	\$29,703,182	\$29,703,182
<b>Federal Funds Not Itemized</b>	\$29,703,182	\$29,703,182	\$29,703,182
<b>TOTAL AGENCY FUNDS</b>	\$660,531	\$660,531	\$660,531
<b>Reserved Fund Balances</b>	\$500,000	\$500,000	\$500,000
<b>Reserved Fund Balances Not Itemized</b>	\$500,000	\$500,000	\$500,000
<b>Sales and Services</b>	\$160,531	\$160,531	\$160,531
<b>Sales and Services Not Itemized</b>	\$160,531	\$160,531	\$160,531
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$147,325	\$147,325	\$147,325
<b>State Funds Transfers</b>	\$147,325	\$147,325	\$147,325
<b>Agency to Agency Contracts</b>	\$147,325	\$147,325	\$147,325
<b>TOTAL PUBLIC FUNDS</b>	\$33,045,454	\$33,045,454	\$33,045,454

**Equal Opportunity, Georgia Commission on**

**Continuation Budget**

*The purpose of this appropriation is to enforce the Georgia Fair Employment Practices Act of 1978, as amended, and the Fair Housing Act, which makes it unlawful to discriminate against any individual.*

TOTAL STATE FUNDS	\$695,777	\$695,777	\$695,777
State General Funds	\$695,777	\$695,777	\$695,777
TOTAL PUBLIC FUNDS	\$695,777	\$695,777	\$695,777

**175.100 Equal Opportunity, Georgia Commission on**

**Appropriation (HB 750)**

*The purpose of this appropriation is to enforce the Georgia Fair Employment Practices Act of 1978, as amended, and the Fair Housing Act, which makes it unlawful to discriminate against any individual.*

<b>TOTAL STATE FUNDS</b>	\$695,777	\$695,777	\$695,777
<b>State General Funds</b>	\$695,777	\$695,777	\$695,777
<b>TOTAL PUBLIC FUNDS</b>	\$695,777	\$695,777	\$695,777

**Professional Standards Commission, Georgia**

**Continuation Budget**

*The purpose of this appropriation is to direct the preparation of, certify, recognize, and recruit Georgia educators, and to enforce standards regarding educator professional preparation, performance, and ethics.*

TOTAL STATE FUNDS	\$6,887,089	\$6,887,089	\$6,887,089
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State General Funds	\$6,887,089	\$6,887,089	\$6,887,089
<b>TOTAL FEDERAL FUNDS</b>	\$411,930	\$411,930	\$411,930
Federal Funds Not Itemized	\$411,930	\$411,930	\$411,930
<b>TOTAL AGENCY FUNDS</b>	\$500	\$500	\$500
Sales and Services	\$500	\$500	\$500
Sales and Services Not Itemized	\$500	\$500	\$500
<b>TOTAL PUBLIC FUNDS</b>	\$7,299,519	\$7,299,519	\$7,299,519

**176.100 Professional Standards Commission, Georgia****Appropriation (HB 750)**

*The purpose of this appropriation is to direct the preparation of, certify, recognize, and recruit Georgia educators, and to enforce standards regarding educator professional preparation, performance, and ethics.*

<b>TOTAL STATE FUNDS</b>	\$6,887,089	\$6,887,089	\$6,887,089
<b>State General Funds</b>	\$6,887,089	\$6,887,089	\$6,887,089
<b>TOTAL FEDERAL FUNDS</b>	\$411,930	\$411,930	\$411,930
<b>Federal Funds Not Itemized</b>	\$411,930	\$411,930	\$411,930
<b>TOTAL AGENCY FUNDS</b>	\$500	\$500	\$500
<b>Sales and Services</b>	\$500	\$500	\$500
<b>Sales and Services Not Itemized</b>	\$500	\$500	\$500
<b>TOTAL PUBLIC FUNDS</b>	\$7,299,519	\$7,299,519	\$7,299,519

**Office of the State Inspector General****Continuation Budget**

*The purpose of this appropriation is to foster and promote accountability and integrity in state government by investigating and preventing fraud, waste, and abuse.*

<b>TOTAL STATE FUNDS</b>	\$670,679	\$670,679	\$670,679
State General Funds	\$670,679	\$670,679	\$670,679
<b>TOTAL PUBLIC FUNDS</b>	\$670,679	\$670,679	\$670,679

**177.100 Office of the State Inspector General****Appropriation (HB 750)**

*The purpose of this appropriation is to foster and promote accountability and integrity in state government by investigating and preventing fraud, waste, and abuse.*

<b>TOTAL STATE FUNDS</b>	\$670,679	\$670,679	\$670,679
<b>State General Funds</b>	\$670,679	\$670,679	\$670,679
<b>TOTAL PUBLIC FUNDS</b>	\$670,679	\$670,679	\$670,679

**Student Achievement, Office of**

**Continuation Budget**

*The purpose of this appropriation is to support educational accountability, evaluation, and reporting efforts, establishment of standards on state assessments, the preparation and release of the state's education report card and scoreboard, and education research to inform policy and budget efforts.*

TOTAL STATE FUNDS	\$19,574,080	\$19,574,080	\$19,574,080
State General Funds	\$19,574,080	\$19,574,080	\$19,574,080
TOTAL PUBLIC FUNDS	\$19,574,080	\$19,574,080	\$19,574,080

**178.100 Student Achievement, Office of**

**Appropriation (HB 750)**

*The purpose of this appropriation is to support educational accountability, evaluation, and reporting efforts, establishment of standards on state assessments, the preparation and release of the state's education report card and scoreboard, and education research to inform policy and budget efforts.*

TOTAL STATE FUNDS	\$19,574,080	\$19,574,080	\$19,574,080
State General Funds	\$19,574,080	\$19,574,080	\$19,574,080
TOTAL PUBLIC FUNDS	\$19,574,080	\$19,574,080	\$19,574,080

**The Mansion allowance shall be \$40,000.**

**Section 28: Human Services, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$555,998,208	\$555,998,208	\$555,998,208
State General Funds	\$549,806,402	\$549,806,402	\$549,806,402
Tobacco Settlement Funds	\$6,191,806	\$6,191,806	\$6,191,806
TOTAL FEDERAL FUNDS	\$1,129,154,540	\$1,129,154,540	\$1,129,154,540
Federal Funds Not Itemized	\$470,089,451	\$470,089,451	\$470,089,451
FFIND CCDF Mandatory & Matching Funds CFDA93.596	\$209,161	\$209,161	\$209,161
FFIND Child Care and Development Block Grant CFDA93.575	\$12,198,555	\$12,198,555	\$12,198,555
Community Services Block Grant CFDA93.569	\$16,735,414	\$16,735,414	\$16,735,414
Foster Care Title IV-E CFDA93.658	\$77,298,870	\$77,298,870	\$77,298,870
Low-Income Home Energy Assistance CFDA93.568	\$56,629,642	\$56,629,642	\$56,629,642
Medical Assistance Program CFDA93.778	\$75,870,369	\$75,870,369	\$75,870,369
FFIND Medical Assistance Program CFDA93.778	\$25,838	\$25,838	\$25,838
Social Services Block Grant CFDA93.667	\$52,776,023	\$52,776,023	\$52,776,023

Temporary Assistance for Needy Families	\$367,321,217	\$367,321,217	\$367,321,217
Temporary Assistance for Needy Families Grant CFDA93.558	\$359,672,148	\$359,672,148	\$359,672,148
TANF Transfers to Social Services Block Grant per 42 USC 604	\$7,649,069	\$7,649,069	\$7,649,069
<b>TOTAL AGENCY FUNDS</b>	<b>\$28,668,876</b>	<b>\$28,668,876</b>	<b>\$28,668,876</b>
Contributions, Donations, and Forfeitures	\$46,500	\$46,500	\$46,500
Contributions, Donations, and Forfeitures Not Itemized	\$46,500	\$46,500	\$46,500
Reserved Fund Balances	\$465,286	\$465,286	\$465,286
Reserved Fund Balances Not Itemized	\$465,286	\$465,286	\$465,286
Rebates, Refunds, and Reimbursements	\$1,500,000	\$1,500,000	\$1,500,000
Rebates, Refunds, and Reimbursements Not Itemized	\$1,500,000	\$1,500,000	\$1,500,000
Sales and Services	\$26,657,090	\$26,657,090	\$26,657,090
Sales and Services Not Itemized	\$26,657,090	\$26,657,090	\$26,657,090
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$2,682,638</b>	<b>\$2,682,638</b>	<b>\$2,682,638</b>
State Funds Transfers	\$1,872,638	\$1,872,638	\$1,872,638
Agency to Agency Contracts	\$1,872,638	\$1,872,638	\$1,872,638
Agency Funds Transfers	\$810,000	\$810,000	\$810,000
Agency Fund Transfers Not Itemized	\$810,000	\$810,000	\$810,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,716,504,262</b>	<b>\$1,716,504,262</b>	<b>\$1,716,504,262</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	<b>\$643,395,369</b>	<b>\$647,117,615</b>	<b>\$645,708,208</b>
<b>State General Funds</b>	<b>\$637,203,563</b>	<b>\$640,925,809</b>	<b>\$639,516,402</b>
<b>Tobacco Settlement Funds</b>	<b>\$6,191,806</b>	<b>\$6,191,806</b>	<b>\$6,191,806</b>
<b>TOTAL FEDERAL FUNDS</b>	<b>\$1,120,802,111</b>	<b>\$1,120,802,111</b>	<b>\$1,120,802,111</b>
<b>Federal Funds Not Itemized</b>	<b>\$470,589,451</b>	<b>\$470,589,451</b>	<b>\$470,589,451</b>
<b>FFIND CCDF Mandatory &amp; Matching Funds CFDA93.596</b>	<b>\$209,161</b>	<b>\$209,161</b>	<b>\$209,161</b>
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	<b>\$12,198,555</b>	<b>\$12,198,555</b>	<b>\$12,198,555</b>
<b>Community Services Block Grant CFDA93.569</b>	<b>\$16,735,414</b>	<b>\$16,735,414</b>	<b>\$16,735,414</b>
<b>Foster Care Title IV-E CFDA93.658</b>	<b>\$90,169,412</b>	<b>\$90,169,412</b>	<b>\$90,169,412</b>
<b>Low-Income Home Energy Assistance CFDA93.568</b>	<b>\$56,629,642</b>	<b>\$56,629,642</b>	<b>\$56,629,642</b>
<b>Medical Assistance Program CFDA93.778</b>	<b>\$75,870,369</b>	<b>\$75,870,369</b>	<b>\$75,870,369</b>
<b>FFIND Medical Assistance Program CFDA93.778</b>	<b>\$25,838</b>	<b>\$25,838</b>	<b>\$25,838</b>
<b>Social Services Block Grant CFDA93.667</b>	<b>\$52,776,023</b>	<b>\$52,776,023</b>	<b>\$52,776,023</b>



<b>Temporary Assistance for Needy Families</b>	\$345,598,246	\$345,598,246	\$345,598,246
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$337,949,177	\$337,949,177	\$337,949,177
<b>TANF Transfers to Social Services Block Grant per 42 USC 604</b>	\$7,649,069	\$7,649,069	\$7,649,069
<b>TOTAL AGENCY FUNDS</b>	\$28,668,876	\$28,668,876	\$28,668,876
<b>Contributions, Donations, and Forfeitures</b>	\$46,500	\$46,500	\$46,500
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$46,500	\$46,500	\$46,500
<b>Reserved Fund Balances</b>	\$465,286	\$465,286	\$465,286
<b>Reserved Fund Balances Not Itemized</b>	\$465,286	\$465,286	\$465,286
<b>Rebates, Refunds, and Reimbursements</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>Sales and Services</b>	\$26,657,090	\$26,657,090	\$26,657,090
<b>Sales and Services Not Itemized</b>	\$26,657,090	\$26,657,090	\$26,657,090
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,682,638	\$2,682,638	\$2,682,638
<b>State Funds Transfers</b>	\$1,872,638	\$1,872,638	\$1,872,638
<b>Agency to Agency Contracts</b>	\$1,872,638	\$1,872,638	\$1,872,638
<b>Agency Funds Transfers</b>	\$810,000	\$810,000	\$810,000
<b>Agency Fund Transfers Not Itemized</b>	\$810,000	\$810,000	\$810,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,795,548,994	\$1,799,271,240	\$1,797,861,833

**Adoptions Services**

**Continuation Budget**

*The purpose of this appropriation is to support and facilitate the safe permanent placement of children by prescreening families and providing support and financial services after adoption.*

<b>TOTAL STATE FUNDS</b>	\$33,722,357	\$33,722,357	\$33,722,357
State General Funds	\$33,722,357	\$33,722,357	\$33,722,357
<b>TOTAL FEDERAL FUNDS</b>	\$57,429,877	\$57,429,877	\$57,429,877
Federal Funds Not Itemized	\$41,029,877	\$41,029,877	\$41,029,877
Temporary Assistance for Needy Families	\$16,400,000	\$16,400,000	\$16,400,000
Temporary Assistance for Needy Families Grant CFDA93.558	\$16,400,000	\$16,400,000	\$16,400,000
<b>TOTAL AGENCY FUNDS</b>	\$46,500	\$46,500	\$46,500
Contributions, Donations, and Forfeitures	\$46,500	\$46,500	\$46,500
Contributions, Donations, and Forfeitures Not Itemized	\$46,500	\$46,500	\$46,500
<b>TOTAL PUBLIC FUNDS</b>	\$91,198,734	\$91,198,734	\$91,198,734

**179.100 Adoptions Services****Appropriation (HB 750)**

*The purpose of this appropriation is to support and facilitate the safe permanent placement of children by prescreening families and providing support and financial services after adoption.*

<b>TOTAL STATE FUNDS</b>	\$33,722,357	\$33,722,357	\$33,722,357
<b>State General Funds</b>	\$33,722,357	\$33,722,357	\$33,722,357
<b>TOTAL FEDERAL FUNDS</b>	\$57,429,877	\$57,429,877	\$57,429,877
<b>Federal Funds Not Itemized</b>	\$41,029,877	\$41,029,877	\$41,029,877
<b>Temporary Assistance for Needy Families</b>	\$16,400,000	\$16,400,000	\$16,400,000
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$16,400,000	\$16,400,000	\$16,400,000
<b>TOTAL AGENCY FUNDS</b>	\$46,500	\$46,500	\$46,500
<b>Contributions, Donations, and Forfeitures</b>	\$46,500	\$46,500	\$46,500
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$46,500	\$46,500	\$46,500
<b>TOTAL PUBLIC FUNDS</b>	\$91,198,734	\$91,198,734	\$91,198,734

**After School Care****Continuation Budget**

*The purpose of this appropriation is to expand the provision of after school care services and draw down TANF maintenance of effort funds.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
<b>State General Funds</b>	\$0	\$0	\$0
<b>TOTAL FEDERAL FUNDS</b>	\$15,500,000	\$15,500,000	\$15,500,000
<b>Temporary Assistance for Needy Families</b>	\$15,500,000	\$15,500,000	\$15,500,000
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$15,500,000	\$15,500,000	\$15,500,000
<b>TOTAL PUBLIC FUNDS</b>	\$15,500,000	\$15,500,000	\$15,500,000

**180.100 After School Care****Appropriation (HB 750)**

*The purpose of this appropriation is to expand the provision of after school care services and draw down TANF maintenance of effort funds.*

<b>TOTAL FEDERAL FUNDS</b>	\$15,500,000	\$15,500,000	\$15,500,000
<b>Temporary Assistance for Needy Families</b>	\$15,500,000	\$15,500,000	\$15,500,000
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$15,500,000	\$15,500,000	\$15,500,000
<b>TOTAL PUBLIC FUNDS</b>	\$15,500,000	\$15,500,000	\$15,500,000

**Child Abuse and Neglect Prevention**

**Continuation Budget**

*The purpose of this appropriation is to promote child abuse and neglect prevention programs and support child victims of abuse.*

TOTAL STATE FUNDS	\$1,275,033	\$1,275,033	\$1,275,033
State General Funds	\$1,275,033	\$1,275,033	\$1,275,033
TOTAL FEDERAL FUNDS	\$14,589,595	\$14,589,595	\$14,589,595
Federal Funds Not Itemized	\$11,516,925	\$11,516,925	\$11,516,925
Temporary Assistance for Needy Families	\$3,072,670	\$3,072,670	\$3,072,670
Temporary Assistance for Needy Families Grant CFDA93.558	\$3,072,670	\$3,072,670	\$3,072,670
TOTAL PUBLIC FUNDS	\$15,864,628	\$15,864,628	\$15,864,628

**181.100 Child Abuse and Neglect Prevention**

**Appropriation (HB 750)**

*The purpose of this appropriation is to promote child abuse and neglect prevention programs and support child victims of abuse.*

TOTAL STATE FUNDS	\$1,275,033	\$1,275,033	\$1,275,033
<b>State General Funds</b>	\$1,275,033	\$1,275,033	\$1,275,033
TOTAL FEDERAL FUNDS	\$14,589,595	\$14,589,595	\$14,589,595
<b>Federal Funds Not Itemized</b>	\$11,516,925	\$11,516,925	\$11,516,925
<b>Temporary Assistance for Needy Families</b>	\$3,072,670	\$3,072,670	\$3,072,670
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$3,072,670	\$3,072,670	\$3,072,670
TOTAL PUBLIC FUNDS	\$15,864,628	\$15,864,628	\$15,864,628

**Child Care Services**

**Continuation Budget**

*The purpose of this appropriation is to permit low-income families to be self-reliant while protecting the safety and well-being of their children by ensuring access to child care.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$9,777,346	\$9,777,346	\$9,777,346
FFIND Child Care and Development Block Grant CFDA93.575	\$9,777,346	\$9,777,346	\$9,777,346
TOTAL PUBLIC FUNDS	\$9,777,346	\$9,777,346	\$9,777,346

**182.100 Child Care Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to permit low-income families to be self-reliant while protecting the safety and well-being of their children by ensuring access to child care.*

<b>TOTAL FEDERAL FUNDS</b>	\$9,777,346	\$9,777,346	\$9,777,346
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$9,777,346	\$9,777,346	\$9,777,346
<b>TOTAL PUBLIC FUNDS</b>	\$9,777,346	\$9,777,346	\$9,777,346

**Child Support Services****Continuation Budget**

*The purpose of this appropriation is to encourage and enforce the parental responsibility of paying financial support.*

TOTAL STATE FUNDS	\$28,819,045	\$28,819,045	\$28,819,045
State General Funds	\$28,819,045	\$28,819,045	\$28,819,045
TOTAL FEDERAL FUNDS	\$76,405,754	\$76,405,754	\$76,405,754
Federal Funds Not Itemized	\$76,285,754	\$76,285,754	\$76,285,754
Social Services Block Grant CFDA93.667	\$120,000	\$120,000	\$120,000
TOTAL AGENCY FUNDS	\$2,841,500	\$2,841,500	\$2,841,500
Sales and Services	\$2,841,500	\$2,841,500	\$2,841,500
Sales and Services Not Itemized	\$2,841,500	\$2,841,500	\$2,841,500
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$395,760	\$395,760	\$395,760
State Funds Transfers	\$395,760	\$395,760	\$395,760
Agency to Agency Contracts	\$395,760	\$395,760	\$395,760
<b>TOTAL PUBLIC FUNDS</b>	<b>\$108,462,059</b>	<b>\$108,462,059</b>	<b>\$108,462,059</b>

**183.100 Child Support Services****Appropriation (HB 750)**

*The purpose of this appropriation is to encourage and enforce the parental responsibility of paying financial support.*

<b>TOTAL STATE FUNDS</b>	\$28,819,045	\$28,819,045	\$28,819,045
<b>State General Funds</b>	\$28,819,045	\$28,819,045	\$28,819,045
<b>TOTAL FEDERAL FUNDS</b>	\$76,405,754	\$76,405,754	\$76,405,754
<b>Federal Funds Not Itemized</b>	\$76,285,754	\$76,285,754	\$76,285,754
<b>Social Services Block Grant CFDA93.667</b>	\$120,000	\$120,000	\$120,000
<b>TOTAL AGENCY FUNDS</b>	\$2,841,500	\$2,841,500	\$2,841,500
<b>Sales and Services</b>	\$2,841,500	\$2,841,500	\$2,841,500
<b>Sales and Services Not Itemized</b>	\$2,841,500	\$2,841,500	\$2,841,500
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$395,760	\$395,760	\$395,760
<b>State Funds Transfers</b>	\$395,760	\$395,760	\$395,760
<b>Agency to Agency Contracts</b>	\$395,760	\$395,760	\$395,760
<b>TOTAL PUBLIC FUNDS</b>	<b>\$108,462,059</b>	<b>\$108,462,059</b>	<b>\$108,462,059</b>

**Child Welfare Services**

**Continuation Budget**

*The purpose of this appropriation is to investigate allegations of child abuse, abandonment, and neglect, and to provide services to protect the child and strengthen the family.*

TOTAL STATE FUNDS	\$141,978,657	\$141,978,657	\$141,978,657
State General Funds	\$141,978,657	\$141,978,657	\$141,978,657
TOTAL FEDERAL FUNDS	\$174,220,463	\$174,220,463	\$174,220,463
Federal Funds Not Itemized	\$26,906,318	\$26,906,318	\$26,906,318
FFIND Child Care and Development Block Grant CFDA93.575	\$81,060	\$81,060	\$81,060
Foster Care Title IV-E CFDA93.658	\$29,011,535	\$29,011,535	\$29,011,535
Medical Assistance Program CFDA93.778	\$240,261	\$240,261	\$240,261
Social Services Block Grant CFDA93.667	\$2,844,537	\$2,844,537	\$2,844,537
Temporary Assistance for Needy Families	\$115,136,752	\$115,136,752	\$115,136,752
Temporary Assistance for Needy Families Grant CFDA93.558	\$107,487,683	\$107,487,683	\$107,487,683
TANF Transfers to Social Services Block Grant per 42 USC 604	\$7,649,069	\$7,649,069	\$7,649,069
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$122,788	\$122,788	\$122,788
State Funds Transfers	\$122,788	\$122,788	\$122,788
Agency to Agency Contracts	\$122,788	\$122,788	\$122,788
TOTAL PUBLIC FUNDS	\$316,321,908	\$316,321,908	\$316,321,908

**184.1** *Reduce funds to align the budget with the Temporary Assistance for Needy Families Block Grant (TANF) notice of award.*

Temporary Assistance for Needy Families Grant CFDA93.558	(\$21,722,971)	(\$21,722,971)	(\$21,722,971)
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**184.2** *Transfer funds from the Out-of-Home Care program to the Child Welfare Services program to reflect projected expenditures.*

Temporary Assistance for Needy Families Grant CFDA93.558	\$34,483,285	\$34,483,285	\$34,483,285
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**184.3** *Increase funds and utilize the Child Abuse Prevention and Treatment Act (CAPTA) to establish the Child Abuse Registry.*

Federal Funds Not Itemized	\$500,000	\$500,000	\$500,000
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**184.4** *Increase funds to relocate high-priority Division of Family and Children Services' (DFCS) county offices.*

State General Funds		\$1,409,407	\$0
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<b>184.100 Child Welfare Services</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to investigate allegations of child abuse, abandonment, and neglect, and to provide services to protect the child and strengthen the family.*

<b>TOTAL STATE FUNDS</b>	\$141,978,657	\$143,388,064	\$141,978,657
<b>State General Funds</b>	\$141,978,657	\$143,388,064	\$141,978,657
<b>TOTAL FEDERAL FUNDS</b>	\$187,480,777	\$187,480,777	\$187,480,777
<b>Federal Funds Not Itemized</b>	\$27,406,318	\$27,406,318	\$27,406,318
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$81,060	\$81,060	\$81,060
<b>Foster Care Title IV-E CFDA93.658</b>	\$29,011,535	\$29,011,535	\$29,011,535
<b>Medical Assistance Program CFDA93.778</b>	\$240,261	\$240,261	\$240,261
<b>Social Services Block Grant CFDA93.667</b>	\$2,844,537	\$2,844,537	\$2,844,537
<b>Temporary Assistance for Needy Families</b>	\$127,897,066	\$127,897,066	\$127,897,066
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$120,247,997	\$120,247,997	\$120,247,997
<b>TANF Transfers to Social Services Block Grant per 42 USC 604</b>	\$7,649,069	\$7,649,069	\$7,649,069
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$122,788	\$122,788	\$122,788
<b>State Funds Transfers</b>	\$122,788	\$122,788	\$122,788
<b>Agency to Agency Contracts</b>	\$122,788	\$122,788	\$122,788
<b>TOTAL PUBLIC FUNDS</b>	\$329,582,222	\$330,991,629	\$329,582,222

**Community Services**

**Continuation Budget**

*The purpose of this appropriation is to provide services and activities through local agencies to assist low-income Georgians with employment, education, nutrition, and housing services.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$16,110,137	\$16,110,137	\$16,110,137
Community Services Block Grant CFDA93.569	\$16,110,137	\$16,110,137	\$16,110,137
TOTAL PUBLIC FUNDS	\$16,110,137	\$16,110,137	\$16,110,137

**185.100 Community Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide services and activities through local agencies to assist low-income Georgians with employment, education, nutrition, and housing services.*

<b>TOTAL FEDERAL FUNDS</b>	\$16,110,137	\$16,110,137	\$16,110,137
<b>Community Services Block Grant CFDA93.569</b>	\$16,110,137	\$16,110,137	\$16,110,137
<b>TOTAL PUBLIC FUNDS</b>	\$16,110,137	\$16,110,137	\$16,110,137

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administration and support for the Divisions and Operating Office in meeting the needs of the people of Georgia.*

TOTAL STATE FUNDS	\$36,133,992	\$36,133,992	\$36,133,992
State General Funds	\$36,133,992	\$36,133,992	\$36,133,992
TOTAL FEDERAL FUNDS	\$51,697,276	\$51,697,276	\$51,697,276
Federal Funds Not Itemized	\$29,566,809	\$29,566,809	\$29,566,809
FFIND CCDF Mandatory & Matching Funds CFDA93.596	\$209,161	\$209,161	\$209,161
FFIND Child Care and Development Block Grant CFDA93.575	\$1,567,593	\$1,567,593	\$1,567,593
Community Services Block Grant CFDA93.569	\$403,981	\$403,981	\$403,981
Foster Care Title IV-E CFDA93.658	\$4,241,528	\$4,241,528	\$4,241,528
Low-Income Home Energy Assistance CFDA93.568	\$674,420	\$674,420	\$674,420
Medical Assistance Program CFDA93.778	\$4,062,010	\$4,062,010	\$4,062,010
FFIND Medical Assistance Program CFDA93.778	\$25,838	\$25,838	\$25,838
Social Services Block Grant CFDA93.667	\$2,539,375	\$2,539,375	\$2,539,375
Temporary Assistance for Needy Families	\$8,406,561	\$8,406,561	\$8,406,561
Temporary Assistance for Needy Families Grant CFDA93.558	\$8,406,561	\$8,406,561	\$8,406,561
TOTAL AGENCY FUNDS	\$12,828,542	\$12,828,542	\$12,828,542
Rebates, Refunds, and Reimbursements	\$1,500,000	\$1,500,000	\$1,500,000
Rebates, Refunds, and Reimbursements Not Itemized	\$1,500,000	\$1,500,000	\$1,500,000
Sales and Services	\$11,328,542	\$11,328,542	\$11,328,542
Sales and Services Not Itemized	\$11,328,542	\$11,328,542	\$11,328,542
TOTAL PUBLIC FUNDS	\$100,659,810	\$100,659,810	\$100,659,810

**186.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$52,551	\$52,551	\$52,551
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**186.2** *Increase funds for the Integrated Eligibility System information technology project.*

State General Funds	\$1,376,747	\$1,376,747	\$1,376,747
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**186.100 Departmental Administration****Appropriation (HB 750)**

*The purpose of this appropriation is to provide administration and support for the Divisions and Operating Office in meeting the needs of the people of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$37,563,290	\$37,563,290	\$37,563,290
<b>State General Funds</b>	\$37,563,290	\$37,563,290	\$37,563,290
<b>TOTAL FEDERAL FUNDS</b>	\$51,697,276	\$51,697,276	\$51,697,276
<b>Federal Funds Not Itemized</b>	\$29,566,809	\$29,566,809	\$29,566,809
<b>FFIND CCDF Mandatory &amp; Matching Funds CFDA93.596</b>	\$209,161	\$209,161	\$209,161
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$1,567,593	\$1,567,593	\$1,567,593
<b>Community Services Block Grant CFDA93.569</b>	\$403,981	\$403,981	\$403,981
<b>Foster Care Title IV-E CFDA93.658</b>	\$4,241,528	\$4,241,528	\$4,241,528
<b>Low-Income Home Energy Assistance CFDA93.568</b>	\$674,420	\$674,420	\$674,420
<b>Medical Assistance Program CFDA93.778</b>	\$4,062,010	\$4,062,010	\$4,062,010
<b>FFIND Medical Assistance Program CFDA93.778</b>	\$25,838	\$25,838	\$25,838
<b>Social Services Block Grant CFDA93.667</b>	\$2,539,375	\$2,539,375	\$2,539,375
<b>Temporary Assistance for Needy Families</b>	\$8,406,561	\$8,406,561	\$8,406,561
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$8,406,561	\$8,406,561	\$8,406,561
<b>TOTAL AGENCY FUNDS</b>	\$12,828,542	\$12,828,542	\$12,828,542
<b>Rebates, Refunds, and Reimbursements</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>Sales and Services</b>	\$11,328,542	\$11,328,542	\$11,328,542
<b>Sales and Services Not Itemized</b>	\$11,328,542	\$11,328,542	\$11,328,542
<b>TOTAL PUBLIC FUNDS</b>	\$102,089,108	\$102,089,108	\$102,089,108

**Elder Abuse Investigations and Prevention****Continuation Budget**

*The purpose of this appropriation is to prevent disabled adults and elder persons from abuse, exploitation and neglect, and investigate situations where it might have occurred.*

<b>TOTAL STATE FUNDS</b>	\$16,664,077	\$16,664,077	\$16,664,077
<b>State General Funds</b>	\$16,664,077	\$16,664,077	\$16,664,077
<b>TOTAL FEDERAL FUNDS</b>	\$3,123,433	\$3,123,433	\$3,123,433
<b>Federal Funds Not Itemized</b>	\$793,894	\$793,894	\$793,894
<b>Medical Assistance Program CFDA93.778</b>	\$50,000	\$50,000	\$50,000



Social Services Block Grant CFDA93.667	\$2,279,539	\$2,279,539	\$2,279,539
<b>TOTAL PUBLIC FUNDS</b>	<b>\$19,787,510</b>	<b>\$19,787,510</b>	<b>\$19,787,510</b>

**187.100 Elder Abuse Investigations and Prevention** **Appropriation (HB 750)**

*The purpose of this appropriation is to prevent disabled adults and elder persons from abuse, exploitation and neglect, and investigate situations where it might have occurred.*

<b>TOTAL STATE FUNDS</b>	\$16,664,077	\$16,664,077	\$16,664,077
<b>State General Funds</b>	\$16,664,077	\$16,664,077	\$16,664,077
<b>TOTAL FEDERAL FUNDS</b>	\$3,123,433	\$3,123,433	\$3,123,433
<b>Federal Funds Not Itemized</b>	\$793,894	\$793,894	\$793,894
<b>Medical Assistance Program CFDA93.778</b>	\$50,000	\$50,000	\$50,000
<b>Social Services Block Grant CFDA93.667</b>	\$2,279,539	\$2,279,539	\$2,279,539
<b>TOTAL PUBLIC FUNDS</b>	<b>\$19,787,510</b>	<b>\$19,787,510</b>	<b>\$19,787,510</b>

**Elder Community Living Services**

**Continuation Budget**

*The purpose of this appropriation is to provide Georgians who need nursing home level of care the option of remaining in their own communities.*

<b>TOTAL STATE FUNDS</b>	\$71,099,477	\$71,099,477	\$71,099,477
State General Funds	\$64,907,671	\$64,907,671	\$64,907,671
Tobacco Settlement Funds	\$6,191,806	\$6,191,806	\$6,191,806
<b>TOTAL FEDERAL FUNDS</b>	\$41,416,802	\$41,416,802	\$41,416,802
Federal Funds Not Itemized	\$23,890,113	\$23,890,113	\$23,890,113
Medical Assistance Program CFDA93.778	\$13,765,259	\$13,765,259	\$13,765,259
Social Services Block Grant CFDA93.667	\$3,761,430	\$3,761,430	\$3,761,430
<b>TOTAL PUBLIC FUNDS</b>	<b>\$112,516,279</b>	<b>\$112,516,279</b>	<b>\$112,516,279</b>

**188.1 Increase funds for the Community Care Services Program (CCSP) to achieve budget compliance.**

State General Funds	\$2,312,839	\$2,312,839
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**188.100 Elder Community Living Services** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide Georgians who need nursing home level of care the option of remaining in their own communities.*

<b>TOTAL STATE FUNDS</b>	\$71,099,477	\$73,412,316	\$73,412,316
<b>State General Funds</b>	\$64,907,671	\$67,220,510	\$67,220,510
<b>Tobacco Settlement Funds</b>	\$6,191,806	\$6,191,806	\$6,191,806
<b>TOTAL FEDERAL FUNDS</b>	\$41,416,802	\$41,416,802	\$41,416,802
<b>Federal Funds Not Itemized</b>	\$23,890,113	\$23,890,113	\$23,890,113
<b>Medical Assistance Program CFDA93.778</b>	\$13,765,259	\$13,765,259	\$13,765,259
<b>Social Services Block Grant CFDA93.667</b>	\$3,761,430	\$3,761,430	\$3,761,430
<b>TOTAL PUBLIC FUNDS</b>	\$112,516,279	\$114,829,118	\$114,829,118

**Elder Support Services**

**Continuation Budget**

*The purpose of this appropriation is to assist older Georgians, so that they may live in their homes and communities, by providing health, employment, nutrition, and other support and education services.*

TOTAL STATE FUNDS	\$3,628,538	\$3,628,538	\$3,628,538
State General Funds	\$3,628,538	\$3,628,538	\$3,628,538
TOTAL FEDERAL FUNDS	\$6,616,268	\$6,616,268	\$6,616,268
Federal Funds Not Itemized	\$5,866,268	\$5,866,268	\$5,866,268
Social Services Block Grant CFDA93.667	\$750,000	\$750,000	\$750,000
TOTAL PUBLIC FUNDS	\$10,244,806	\$10,244,806	\$10,244,806

**189.100 Elder Support Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to assist older Georgians, so that they may live in their homes and communities, by providing health, employment, nutrition, and other support and education services.*

<b>TOTAL STATE FUNDS</b>	\$3,628,538	\$3,628,538	\$3,628,538
<b>State General Funds</b>	\$3,628,538	\$3,628,538	\$3,628,538
<b>TOTAL FEDERAL FUNDS</b>	\$6,616,268	\$6,616,268	\$6,616,268
<b>Federal Funds Not Itemized</b>	\$5,866,268	\$5,866,268	\$5,866,268
<b>Social Services Block Grant CFDA93.667</b>	\$750,000	\$750,000	\$750,000
<b>TOTAL PUBLIC FUNDS</b>	\$10,244,806	\$10,244,806	\$10,244,806

**Energy Assistance**

**Continuation Budget**

*The purpose of this appropriation is to assist low-income households in meeting their immediate home energy needs.*

TOTAL STATE FUNDS	\$0	\$0	\$0
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State General Funds	\$0	\$0	\$0
<b>TOTAL FEDERAL FUNDS</b>	\$55,320,027	\$55,320,027	\$55,320,027
Low-Income Home Energy Assistance CFDA93.568	\$55,320,027	\$55,320,027	\$55,320,027
<b>TOTAL PUBLIC FUNDS</b>	\$55,320,027	\$55,320,027	\$55,320,027

<b>190.100 Energy Assistance</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to assist low-income households in meeting their immediate home energy needs.*

<b>TOTAL FEDERAL FUNDS</b>	\$55,320,027	\$55,320,027	\$55,320,027
<b>Low-Income Home Energy Assistance CFDA93.568</b>	\$55,320,027	\$55,320,027	\$55,320,027
<b>TOTAL PUBLIC FUNDS</b>	\$55,320,027	\$55,320,027	\$55,320,027

**Federal Eligibility Benefit Services**

**Continuation Budget**

*The purpose of this appropriation is to verify eligibility and provide support services for Medicaid, Food Stamp, and Temporary Assistance for Needy Families (TANF).*

TOTAL STATE FUNDS	\$107,245,814	\$107,245,814	\$107,245,814
State General Funds	\$107,245,814	\$107,245,814	\$107,245,814
<b>TOTAL FEDERAL FUNDS</b>	\$168,285,306	\$168,285,306	\$168,285,306
Federal Funds Not Itemized	\$83,874,192	\$83,874,192	\$83,874,192
FFIND Child Care and Development Block Grant CFDA93.575	\$772,556	\$772,556	\$772,556
Community Services Block Grant CFDA93.569	\$221,296	\$221,296	\$221,296
Foster Care Title IV-E CFDA93.658	\$3,940,770	\$3,940,770	\$3,940,770
Low-Income Home Energy Assistance CFDA93.568	\$635,195	\$635,195	\$635,195
Medical Assistance Program CFDA93.778	\$56,580,020	\$56,580,020	\$56,580,020
Temporary Assistance for Needy Families	\$22,261,277	\$22,261,277	\$22,261,277
Temporary Assistance for Needy Families Grant CFDA93.558	\$22,261,277	\$22,261,277	\$22,261,277
<b>TOTAL PUBLIC FUNDS</b>	\$275,531,120	\$275,531,120	\$275,531,120

<b>191.100 Federal Eligibility Benefit Services</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to verify eligibility and provide support services for Medicaid, Food Stamp, and Temporary Assistance for Needy Families (TANF).*

<b>TOTAL STATE FUNDS</b>	\$107,245,814	\$107,245,814	\$107,245,814
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<b>State General Funds</b>	\$107,245,814	\$107,245,814	\$107,245,814
<b>TOTAL FEDERAL FUNDS</b>	\$168,285,306	\$168,285,306	\$168,285,306
<b>Federal Funds Not Itemized</b>	\$83,874,192	\$83,874,192	\$83,874,192
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$772,556	\$772,556	\$772,556
<b>Community Services Block Grant CFDA93.569</b>	\$221,296	\$221,296	\$221,296
<b>Foster Care Title IV-E CFDA93.658</b>	\$3,940,770	\$3,940,770	\$3,940,770
<b>Low-Income Home Energy Assistance CFDA93.568</b>	\$635,195	\$635,195	\$635,195
<b>Medical Assistance Program CFDA93.778</b>	\$56,580,020	\$56,580,020	\$56,580,020
<b>Temporary Assistance for Needy Families</b>	\$22,261,277	\$22,261,277	\$22,261,277
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$22,261,277	\$22,261,277	\$22,261,277
<b>TOTAL PUBLIC FUNDS</b>	\$275,531,120	\$275,531,120	\$275,531,120

**Federal Fund Transfers to Other Agencies****Continuation Budget**

*The purpose of this appropriation is to reflect federal funds received by Department of Human Services to be transferred to other agencies for eligible expenditures under federal law.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$63,974,072	\$63,974,072	\$63,974,072
Social Services Block Grant CFDA93.667	\$40,481,142	\$40,481,142	\$40,481,142
Temporary Assistance for Needy Families	\$23,492,930	\$23,492,930	\$23,492,930
Temporary Assistance for Needy Families Grant CFDA93.558	\$23,492,930	\$23,492,930	\$23,492,930
TOTAL PUBLIC FUNDS	\$63,974,072	\$63,974,072	\$63,974,072

**192.100 Federal Fund Transfers to Other Agencies****Appropriation (HB 750)**

*The purpose of this appropriation is to reflect federal funds received by Department of Human Services to be transferred to other agencies for eligible expenditures under federal law.*

TOTAL FEDERAL FUNDS	\$63,974,072	\$63,974,072	\$63,974,072
Social Services Block Grant CFDA93.667	\$40,481,142	\$40,481,142	\$40,481,142
Temporary Assistance for Needy Families	\$23,492,930	\$23,492,930	\$23,492,930
Temporary Assistance for Needy Families Grant CFDA93.558	\$23,492,930	\$23,492,930	\$23,492,930
TOTAL PUBLIC FUNDS	\$63,974,072	\$63,974,072	\$63,974,072

**Out-of-Home Care**

**Continuation Budget**

*The purpose of this appropriation is to provide safe and appropriate temporary homes for children removed from their families due to neglect, abuse, or abandonment.*

TOTAL STATE FUNDS	\$81,687,918	\$81,687,918	\$81,687,918
State General Funds	\$81,687,918	\$81,687,918	\$81,687,918
TOTAL FEDERAL FUNDS	\$137,907,950	\$137,907,950	\$137,907,950
Federal Funds Not Itemized	\$231,924	\$231,924	\$231,924
Foster Care Title IV-E CFDA93.658	\$39,485,774	\$39,485,774	\$39,485,774
Temporary Assistance for Needy Families	\$98,190,252	\$98,190,252	\$98,190,252
Temporary Assistance for Needy Families Grant CFDA93.558	\$98,190,252	\$98,190,252	\$98,190,252
TOTAL PUBLIC FUNDS	\$219,595,868	\$219,595,868	\$219,595,868

**193.1** *Increase funds for growth in out-of-home care utilization.*

State General Funds	\$51,482,167	\$51,482,167	\$51,482,167
Foster Care Title IV-E CFDA93.658	\$12,870,542	\$12,870,542	\$12,870,542
Total Public Funds:	\$64,352,709	\$64,352,709	\$64,352,709

**193.2** *Increase funds to replace prior year Temporary Assistance for Needy Families (TANF) funds.*

State General Funds	\$34,483,285	\$34,483,285	\$34,483,285
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**193.3** *Transfer funds from the Out-of-Home Care program to the Child Welfare Services program to reflect projected expenditures.*

Temporary Assistance for Needy Families Grant CFDA93.558	(\$34,483,285)	(\$34,483,285)	(\$34,483,285)
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**193.100 Out-of-Home Care**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide safe and appropriate temporary homes for children removed from their families due to neglect, abuse, or abandonment.*

<b>TOTAL STATE FUNDS</b>	\$167,653,370	\$167,653,370	\$167,653,370
<b>State General Funds</b>	\$167,653,370	\$167,653,370	\$167,653,370
<b>TOTAL FEDERAL FUNDS</b>	\$116,295,207	\$116,295,207	\$116,295,207
<b>Federal Funds Not Itemized</b>	\$231,924	\$231,924	\$231,924
<b>Foster Care Title IV-E CFDA93.658</b>	\$52,356,316	\$52,356,316	\$52,356,316
<b>Temporary Assistance for Needy Families</b>	\$63,706,967	\$63,706,967	\$63,706,967

<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$63,706,967	\$63,706,967	\$63,706,967
<b>TOTAL PUBLIC FUNDS</b>	<b>\$283,948,577</b>	<b>\$283,948,577</b>	<b>\$283,948,577</b>

**Refugee Assistance**

**Continuation Budget**

*The purpose of this appropriation is to provide employment, health screening, medical, cash, and social services assistance to refugees.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$9,303,613	\$9,303,613	\$9,303,613
Federal Funds Not Itemized	\$9,303,613	\$9,303,613	\$9,303,613
<b>TOTAL PUBLIC FUNDS</b>	<b>\$9,303,613</b>	<b>\$9,303,613</b>	<b>\$9,303,613</b>

<b>194.100 Refugee Assistance</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide employment, health screening, medical, cash, and social services assistance to refugees.*

<b>TOTAL FEDERAL FUNDS</b>	\$9,303,613	\$9,303,613	\$9,303,613
<b>Federal Funds Not Itemized</b>	\$9,303,613	\$9,303,613	\$9,303,613
<b>TOTAL PUBLIC FUNDS</b>	<b>\$9,303,613</b>	<b>\$9,303,613</b>	<b>\$9,303,613</b>

**Residential Child Care Licensing**

**Continuation Budget**

*The purpose of this appropriation is to protect the health and safety of children who receive full-time care outside of their homes by licensing, monitoring, and inspecting residential care providers.*

TOTAL STATE FUNDS	\$1,638,040	\$1,638,040	\$1,638,040
State General Funds	\$1,638,040	\$1,638,040	\$1,638,040
TOTAL FEDERAL FUNDS	\$619,263	\$619,263	\$619,263
Foster Care Title IV-E CFDA93.658	\$619,263	\$619,263	\$619,263
<b>TOTAL PUBLIC FUNDS</b>	<b>\$2,257,303</b>	<b>\$2,257,303</b>	<b>\$2,257,303</b>

<b>195.100 Residential Child Care Licensing</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to protect the health and safety of children who receive full-time care outside of their homes by licensing, monitoring, and inspecting residential care providers.*

<b>TOTAL STATE FUNDS</b>	\$1,638,040	\$1,638,040	\$1,638,040
<b>State General Funds</b>	\$1,638,040	\$1,638,040	\$1,638,040
<b>TOTAL FEDERAL FUNDS</b>	\$619,263	\$619,263	\$619,263
<b>Foster Care Title IV-E CFDA93.658</b>	\$619,263	\$619,263	\$619,263
<b>TOTAL PUBLIC FUNDS</b>	\$2,257,303	\$2,257,303	\$2,257,303

**Support for Needy Families - Basic Assistance**

**Continuation Budget**

*The purpose of this appropriation is to provide cash assistance to needy families in compliance with Georgia's state plan for the federal Temporary Assistance for Needy Families program.*

TOTAL STATE FUNDS	\$100,000	\$100,000	\$100,000
State General Funds	\$100,000	\$100,000	\$100,000
TOTAL FEDERAL FUNDS	\$48,306,610	\$48,306,610	\$48,306,610
Temporary Assistance for Needy Families	\$48,306,610	\$48,306,610	\$48,306,610
Temporary Assistance for Needy Families Grant CFDA93.558	\$48,306,610	\$48,306,610	\$48,306,610
TOTAL PUBLIC FUNDS	\$48,406,610	\$48,406,610	\$48,406,610

**196.100 Support for Needy Families - Basic Assistance**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide cash assistance to needy families in compliance with Georgia's state plan for the federal Temporary Assistance for Needy Families program.*

<b>TOTAL STATE FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>State General Funds</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL FEDERAL FUNDS</b>	\$48,306,610	\$48,306,610	\$48,306,610
<b>Temporary Assistance for Needy Families</b>	\$48,306,610	\$48,306,610	\$48,306,610
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$48,306,610	\$48,306,610	\$48,306,610
<b>TOTAL PUBLIC FUNDS</b>	\$48,406,610	\$48,406,610	\$48,406,610

**Support for Needy Families - Work Assistance**

**Continuation Budget**

*The purpose of this appropriation is to assist needy Georgian families in achieving self-sufficiency by obtaining and keeping employment as well as complying with Georgia's state plan for the federal Temporary Assistance for Needy Families program.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

TOTAL FEDERAL FUNDS	\$19,154,980	\$19,154,980	\$19,154,980
Federal Funds Not Itemized	\$2,600,815	\$2,600,815	\$2,600,815
Temporary Assistance for Needy Families	\$16,554,165	\$16,554,165	\$16,554,165
Temporary Assistance for Needy Families Grant CFDA93.558	\$16,554,165	\$16,554,165	\$16,554,165
TOTAL PUBLIC FUNDS	\$19,154,980	\$19,154,980	\$19,154,980

<b>197.100 Support for Needy Families - Work Assistance</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to assist needy Georgian families in achieving self-sufficiency by obtaining and keeping employment as well as complying with Georgia's state plan for the federal Temporary Assistance for Needy Families program.*

<b>TOTAL FEDERAL FUNDS</b>	\$19,154,980	\$19,154,980	\$19,154,980
<b>Federal Funds Not Itemized</b>	\$2,600,815	\$2,600,815	\$2,600,815
<b>Temporary Assistance for Needy Families</b>	\$16,554,165	\$16,554,165	\$16,554,165
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$16,554,165	\$16,554,165	\$16,554,165
<b>TOTAL PUBLIC FUNDS</b>	\$19,154,980	\$19,154,980	\$19,154,980

**Council On Aging**

**Continuation Budget**

*The purpose of this appropriation is to assist older individuals, at-risk adults, persons with disabilities, their families and caregivers in achieving safe, healthy, independent and self-reliant lives.*

TOTAL STATE FUNDS	\$232,731	\$232,731	\$232,731
State General Funds	\$232,731	\$232,731	\$232,731
TOTAL PUBLIC FUNDS	\$232,731	\$232,731	\$232,731

<b>198.100 Council On Aging</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to assist older individuals, at-risk adults, persons with disabilities, their families and caregivers in achieving safe, healthy, independent and self-reliant lives.*

<b>TOTAL STATE FUNDS</b>	\$232,731	\$232,731	\$232,731
<b>State General Funds</b>	\$232,731	\$232,731	\$232,731
<b>TOTAL PUBLIC FUNDS</b>	\$232,731	\$232,731	\$232,731

**Family Connection**

**Continuation Budget**

*The purpose of this appropriation is to provide a statewide network of county collaboratives that work to improve conditions for children and families.*



TOTAL STATE FUNDS	\$8,664,148	\$8,664,148	\$8,664,148
State General Funds	\$8,664,148	\$8,664,148	\$8,664,148
TOTAL FEDERAL FUNDS	\$1,172,819	\$1,172,819	\$1,172,819
Medical Assistance Program CFDA93.778	\$1,172,819	\$1,172,819	\$1,172,819
TOTAL PUBLIC FUNDS	\$9,836,967	\$9,836,967	\$9,836,967

<b>199.100 Family Connection</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide a statewide network of county collaboratives that work to improve conditions for children and families.*

<b>TOTAL STATE FUNDS</b>	\$8,664,148	\$8,664,148	\$8,664,148
<b>State General Funds</b>	\$8,664,148	\$8,664,148	\$8,664,148
<b>TOTAL FEDERAL FUNDS</b>	\$1,172,819	\$1,172,819	\$1,172,819
<b>Medical Assistance Program CFDA93.778</b>	\$1,172,819	\$1,172,819	\$1,172,819
<b>TOTAL PUBLIC FUNDS</b>	\$9,836,967	\$9,836,967	\$9,836,967

**Georgia Vocational Rehabilitation Agency: Business Enterprise Program**

**Continuation Budget**

*The purpose of this appropriation is to assist people who are blind in becoming successful contributors to the state's economy.*

TOTAL STATE FUNDS	\$282,801	\$282,801	\$282,801
State General Funds	\$282,801	\$282,801	\$282,801
TOTAL FEDERAL FUNDS	\$2,919,976	\$2,919,976	\$2,919,976
Federal Funds Not Itemized	\$2,919,976	\$2,919,976	\$2,919,976
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$36,000	\$36,000	\$36,000
State Funds Transfers	\$36,000	\$36,000	\$36,000
Agency to Agency Contracts	\$36,000	\$36,000	\$36,000
TOTAL PUBLIC FUNDS	\$3,238,777	\$3,238,777	\$3,238,777

<b>200.100 Georgia Vocational Rehabilitation Agency: Business Enterprise Program</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to assist people who are blind in becoming successful contributors to the state's economy.*

<b>TOTAL STATE FUNDS</b>	\$282,801	\$282,801	\$282,801
<b>State General Funds</b>	\$282,801	\$282,801	\$282,801

<b>TOTAL FEDERAL FUNDS</b>	\$2,919,976	\$2,919,976	\$2,919,976
<b>Federal Funds Not Itemized</b>	\$2,919,976	\$2,919,976	\$2,919,976
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,000	\$36,000	\$36,000
<b>State Funds Transfers</b>	\$36,000	\$36,000	\$36,000
<b>Agency to Agency Contracts</b>	\$36,000	\$36,000	\$36,000
<b>TOTAL PUBLIC FUNDS</b>	\$3,238,777	\$3,238,777	\$3,238,777

**Georgia Vocational Rehabilitation Agency: Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to help people with disabilities to become fully productive members of society by achieving independence and meaningful employment.*

<b>TOTAL STATE FUNDS</b>	\$1,461,659	\$1,461,659	\$1,461,659
State General Funds	\$1,461,659	\$1,461,659	\$1,461,659
<b>TOTAL FEDERAL FUNDS</b>	\$8,058,850	\$8,058,850	\$8,058,850
Federal Funds Not Itemized	\$8,058,850	\$8,058,850	\$8,058,850
<b>TOTAL AGENCY FUNDS</b>	\$45,000	\$45,000	\$45,000
Sales and Services	\$45,000	\$45,000	\$45,000
Sales and Services Not Itemized	\$45,000	\$45,000	\$45,000
<b>TOTAL PUBLIC FUNDS</b>	\$9,565,509	\$9,565,509	\$9,565,509

**201.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$2,411	\$2,411	\$2,411
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**201.2** *Transfer funds from savings in contracts from the Georgia Vocational Rehabilitation Agency: Departmental Administration program to the Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation program to provide additional services to consumers.*

State General Funds	(\$34,971)	(\$34,971)	(\$34,971)
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<b>201.100 Georgia Vocational Rehabilitation Agency: Departmental Administration</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to help people with disabilities to become fully productive members of society by achieving independence and meaningful employment.*

<b>TOTAL STATE FUNDS</b>	\$1,429,099	\$1,429,099	\$1,429,099
<b>State General Funds</b>	\$1,429,099	\$1,429,099	\$1,429,099
<b>TOTAL FEDERAL FUNDS</b>	\$8,058,850	\$8,058,850	\$8,058,850
<b>Federal Funds Not Itemized</b>	\$8,058,850	\$8,058,850	\$8,058,850
<b>TOTAL AGENCY FUNDS</b>	\$45,000	\$45,000	\$45,000
<b>Sales and Services</b>	\$45,000	\$45,000	\$45,000
<b>Sales and Services Not Itemized</b>	\$45,000	\$45,000	\$45,000
<b>TOTAL PUBLIC FUNDS</b>	\$9,532,949	\$9,532,949	\$9,532,949

**Georgia Vocational Rehabilitation Agency: Disability Adjudication Services**

**Continuation Budget**

*The purpose of this appropriation is to efficiently process applications for federal disability programs so that eligible Georgia citizens can obtain support.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$70,333,617	\$70,333,617	\$70,333,617
Federal Funds Not Itemized	\$70,333,617	\$70,333,617	\$70,333,617
TOTAL PUBLIC FUNDS	\$70,333,617	\$70,333,617	\$70,333,617

<b>202.100 Georgia Vocational Rehabilitation Agency: Disability Adjudication Services</b>
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**Appropriation (HB 750)**

*The purpose of this appropriation is to efficiently process applications for federal disability programs so that eligible Georgia citizens can obtain support.*

<b>TOTAL FEDERAL FUNDS</b>	\$70,333,617	\$70,333,617	\$70,333,617
<b>Federal Funds Not Itemized</b>	\$70,333,617	\$70,333,617	\$70,333,617
<b>TOTAL PUBLIC FUNDS</b>	\$70,333,617	\$70,333,617	\$70,333,617

**Georgia Vocational Rehabilitation Agency: Georgia Industries for the Blind**

**Continuation Budget**

*The purpose of this appropriation is to employ people who are blind in manufacturing and packaging facilities in Bainbridge and Griffin.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$9,507,334	\$9,507,334	\$9,507,334
Reserved Fund Balances	\$465,286	\$465,286	\$465,286
Reserved Fund Balances Not Itemized	\$465,286	\$465,286	\$465,286
Sales and Services	\$9,042,048	\$9,042,048	\$9,042,048
Sales and Services Not Itemized	\$9,042,048	\$9,042,048	\$9,042,048
TOTAL PUBLIC FUNDS	\$9,507,334	\$9,507,334	\$9,507,334

<b>203.100 Georgia Vocational Rehabilitation Agency: Georgia Industries for the Blind</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to employ people who are blind in manufacturing and packaging facilities in Bainbridge and Griffin.*

<b>TOTAL AGENCY FUNDS</b>	\$9,507,334	\$9,507,334	\$9,507,334
<b>Reserved Fund Balances</b>	\$465,286	\$465,286	\$465,286
<b>Reserved Fund Balances Not Itemized</b>	\$465,286	\$465,286	\$465,286
<b>Sales and Services</b>	\$9,042,048	\$9,042,048	\$9,042,048
<b>Sales and Services Not Itemized</b>	\$9,042,048	\$9,042,048	\$9,042,048
<b>TOTAL PUBLIC FUNDS</b>	\$9,507,334	\$9,507,334	\$9,507,334

**Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation Program**

**Continuation Budget**

*The purpose of this appropriation is to assist people with disabilities so that they may go to work.*

TOTAL STATE FUNDS	\$19,294,878	\$19,294,878	\$19,294,878
State General Funds	\$19,294,878	\$19,294,878	\$19,294,878
TOTAL FEDERAL FUNDS	\$76,910,506	\$76,910,506	\$76,910,506
Federal Funds Not Itemized	\$76,910,506	\$76,910,506	\$76,910,506
TOTAL AGENCY FUNDS	\$3,400,000	\$3,400,000	\$3,400,000
Sales and Services	\$3,400,000	\$3,400,000	\$3,400,000
Sales and Services Not Itemized	\$3,400,000	\$3,400,000	\$3,400,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,128,090	\$2,128,090	\$2,128,090

State Funds Transfers	\$1,318,090	\$1,318,090	\$1,318,090
Agency to Agency Contracts	\$1,318,090	\$1,318,090	\$1,318,090
Agency Funds Transfers	\$810,000	\$810,000	\$810,000
Agency Fund Transfers Not Itemized	\$810,000	\$810,000	\$810,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$101,733,474</b>	<b>\$101,733,474</b>	<b>\$101,733,474</b>

**204.1** *Transfer funds from savings in contracts from the Georgia Vocational Rehabilitation Agency: Departmental Administration program to the Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation program to provide additional services to consumers.*

State General Funds	\$34,971	\$34,971	\$34,971
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<b>204.100 Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation Program</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to assist people with disabilities so that they may go to work.*

<b>TOTAL STATE FUNDS</b>	\$19,329,849	\$19,329,849	\$19,329,849
<b>State General Funds</b>	\$19,329,849	\$19,329,849	\$19,329,849
<b>TOTAL FEDERAL FUNDS</b>	\$76,910,506	\$76,910,506	\$76,910,506
<b>Federal Funds Not Itemized</b>	\$76,910,506	\$76,910,506	\$76,910,506
<b>TOTAL AGENCY FUNDS</b>	\$3,400,000	\$3,400,000	\$3,400,000
<b>Sales and Services</b>	\$3,400,000	\$3,400,000	\$3,400,000
<b>Sales and Services Not Itemized</b>	\$3,400,000	\$3,400,000	\$3,400,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,128,090	\$2,128,090	\$2,128,090
<b>State Funds Transfers</b>	\$1,318,090	\$1,318,090	\$1,318,090
<b>Agency to Agency Contracts</b>	\$1,318,090	\$1,318,090	\$1,318,090
<b>Agency Funds Transfers</b>	\$810,000	\$810,000	\$810,000
<b>Agency Fund Transfers Not Itemized</b>	\$810,000	\$810,000	\$810,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$101,768,445</b>	<b>\$101,768,445</b>	<b>\$101,768,445</b>

**Georgia Vocational Rehabilitation Agency: Roosevelt Warm Springs Medical Hospital**

**Continuation Budget**

*The purpose of this appropriation is to provide rehabilitative and medical care for individuals to return to the most independent lifestyle possible.*

TOTAL STATE FUNDS	\$2,069,043	\$2,069,043	\$2,069,043
State General Funds	\$2,069,043	\$2,069,043	\$2,069,043
TOTAL PUBLIC FUNDS	\$2,069,043	\$2,069,043	\$2,069,043

<b>205.100 Georgia Vocational Rehabilitation Agency: Roosevelt Warm Springs Medical Hospital</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide rehabilitative and medical care for individuals to return to the most independent lifestyle possible.*

<b>TOTAL STATE FUNDS</b>	\$2,069,043	\$2,069,043	\$2,069,043
<b>State General Funds</b>	\$2,069,043	\$2,069,043	\$2,069,043
<b>TOTAL PUBLIC FUNDS</b>	\$2,069,043	\$2,069,043	\$2,069,043

**All Temporary Assistance for Needy Families benefit payments are calculated utilizing a factor of 66.0% of the standards of need; such payments shall be made from the date of certification and not from the date of application; and the following maximum benefits and maximum standards of need shall apply:**

- For an assistance group of one, the standard of need is \$235, and the maximum monthly amount is \$155.**
- For an assistance group of two, the standard of need is \$356, and the maximum monthly amount is \$235.**
- For an assistance group of three, the standard of need is \$424, and the maximum monthly amount is \$280.**
- For an assistance group of four, the standard of need is \$500, and the maximum monthly amount is \$330.**
- For an assistance group of five, the standard of need is \$573, and the maximum monthly amount is \$378.**
- For an assistance group of six, the standard of need is \$621, and the maximum monthly amount is \$410.**
- For an assistance group of seven, the standard of need is \$672, and the maximum monthly amount is \$444.**
- For an assistance group of eight, the standard of need is \$713, and the maximum monthly amount is \$470.**
- For an assistance group of nine, the standard of need is \$751, and the maximum monthly amount is \$496.**
- For an assistance group of ten, the standard of need is \$804, and the maximum monthly amount is \$530.**
- For an assistance group of eleven, the standard of need is \$860, and the maximum monthly amount is \$568.**

**Provided, the Department of Human Services is authorized to make supplemental payments on these maximum monthly amounts up to the amount that is equal to the minimum hourly wage for clients who are enrolled in subsidized work experience and subsidized employment.**

*Section 29: Insurance, Department of*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$19,896,674	\$19,896,674	\$19,896,674
State General Funds	\$19,896,674	\$19,896,674	\$19,896,674
TOTAL FEDERAL FUNDS	\$733,208	\$733,208	\$733,208
Federal Funds Not Itemized	\$733,208	\$733,208	\$733,208
TOTAL AGENCY FUNDS	\$5,000	\$5,000	\$5,000
Sales and Services	\$5,000	\$5,000	\$5,000
Sales and Services Not Itemized	\$5,000	\$5,000	\$5,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$334,026	\$334,026	\$334,026
State Funds Transfers	\$334,026	\$334,026	\$334,026
Agency to Agency Contracts	\$334,026	\$334,026	\$334,026
TOTAL PUBLIC FUNDS	\$20,968,908	\$20,968,908	\$20,968,908

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$19,899,993	\$19,899,993	\$19,899,993
<b>State General Funds</b>	\$19,899,993	\$19,899,993	\$19,899,993
<b>TOTAL FEDERAL FUNDS</b>	\$733,208	\$733,208	\$733,208
<b>Federal Funds Not Itemized</b>	\$733,208	\$733,208	\$733,208
<b>TOTAL AGENCY FUNDS</b>	\$5,000	\$5,000	\$5,000
<b>Sales and Services</b>	\$5,000	\$5,000	\$5,000
<b>Sales and Services Not Itemized</b>	\$5,000	\$5,000	\$5,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$334,026	\$334,026	\$334,026
<b>State Funds Transfers</b>	\$334,026	\$334,026	\$334,026
<b>Agency to Agency Contracts</b>	\$334,026	\$334,026	\$334,026
<b>TOTAL PUBLIC FUNDS</b>	\$20,972,227	\$20,972,227	\$20,972,227

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to be responsible for protecting the rights of Georgia citizens in insurance and industrial loan transactions and maintain a fire-safe environment.*

TOTAL STATE FUNDS	\$1,866,817	\$1,866,817	\$1,866,817
State General Funds	\$1,866,817	\$1,866,817	\$1,866,817
TOTAL PUBLIC FUNDS	\$1,866,817	\$1,866,817	\$1,866,817

**206.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$3,319	\$3,319	\$3,319
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<b>206.100 Departmental Administration</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to be responsible for protecting the rights of Georgia citizens in insurance and industrial loan transactions and maintain a fire-safe environment.*

<b>TOTAL STATE FUNDS</b>	\$1,870,136	\$1,870,136	\$1,870,136
<b>State General Funds</b>	\$1,870,136	\$1,870,136	\$1,870,136
<b>TOTAL PUBLIC FUNDS</b>	\$1,870,136	\$1,870,136	\$1,870,136

**Enforcement**

**Continuation Budget**

*The purpose of this appropriation is to provide legal advice and to initiate legal proceedings with regard to enforcement of specific provisions of state law relating to insurance, industrial loan, fire safety, and fraud.*

TOTAL STATE FUNDS	\$789,431	\$789,431	\$789,431
State General Funds	\$789,431	\$789,431	\$789,431
TOTAL PUBLIC FUNDS	\$789,431	\$789,431	\$789,431

<b>207.100 Enforcement</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide legal advice and to initiate legal proceedings with regard to enforcement of specific provisions of state law relating to insurance, industrial loan, fire safety, and fraud.*

<b>TOTAL STATE FUNDS</b>	\$789,431	\$789,431	\$789,431
<b>State General Funds</b>	\$789,431	\$789,431	\$789,431
<b>TOTAL PUBLIC FUNDS</b>	\$789,431	\$789,431	\$789,431

**Fire Safety**

**Continuation Budget**

*The purpose of this appropriation is to promote fire safety awareness through education and training, and to protect the public from fire and limit the loss of life and property by setting the minimum fire safety standards in the state, enforcing and regulating fire safety rules for public buildings and manufactured housing, and regulating the storage, transportation, and handling of hazardous materials.*

TOTAL STATE FUNDS	\$6,894,544	\$6,894,544	\$6,894,544
State General Funds	\$6,894,544	\$6,894,544	\$6,894,544



TOTAL FEDERAL FUNDS	\$727,000	\$727,000	\$727,000
Federal Funds Not Itemized	\$727,000	\$727,000	\$727,000
TOTAL AGENCY FUNDS	\$5,000	\$5,000	\$5,000
Sales and Services	\$5,000	\$5,000	\$5,000
Sales and Services Not Itemized	\$5,000	\$5,000	\$5,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$334,026	\$334,026	\$334,026
State Funds Transfers	\$334,026	\$334,026	\$334,026
Agency to Agency Contracts	\$334,026	\$334,026	\$334,026
TOTAL PUBLIC FUNDS	\$7,960,570	\$7,960,570	\$7,960,570

**208.100 Fire Safety**

**Appropriation (HB 750)**

*The purpose of this appropriation is to promote fire safety awareness through education and training, and to protect the public from fire and limit the loss of life and property by setting the minimum fire safety standards in the state, enforcing and regulating fire safety rules for public buildings and manufactured housing, and regulating the storage, transportation, and handling of hazardous materials.*

<b>TOTAL STATE FUNDS</b>	\$6,894,544	\$6,894,544	\$6,894,544
<b>State General Funds</b>	\$6,894,544	\$6,894,544	\$6,894,544
<b>TOTAL FEDERAL FUNDS</b>	\$727,000	\$727,000	\$727,000
<b>Federal Funds Not Itemized</b>	\$727,000	\$727,000	\$727,000
<b>TOTAL AGENCY FUNDS</b>	\$5,000	\$5,000	\$5,000
<b>Sales and Services</b>	\$5,000	\$5,000	\$5,000
<b>Sales and Services Not Itemized</b>	\$5,000	\$5,000	\$5,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$334,026	\$334,026	\$334,026
<b>State Funds Transfers</b>	\$334,026	\$334,026	\$334,026
<b>Agency to Agency Contracts</b>	\$334,026	\$334,026	\$334,026
<b>TOTAL PUBLIC FUNDS</b>	\$7,960,570	\$7,960,570	\$7,960,570

**Industrial Loan**

**Continuation Budget**

*The purpose of this appropriation is to protect consumers by licensing, regulating, and examining finance companies that provide consumer loans of \$3,000 or less.*

TOTAL STATE FUNDS	\$668,212	\$668,212	\$668,212
State General Funds	\$668,212	\$668,212	\$668,212
TOTAL PUBLIC FUNDS	\$668,212	\$668,212	\$668,212

**209.100 Industrial Loan** **Appropriation (HB 750)**

*The purpose of this appropriation is to protect consumers by licensing, regulating, and examining finance companies that provide consumer loans of \$3,000 or less.*

<b>TOTAL STATE FUNDS</b>	\$668,212	\$668,212	\$668,212
<b>State General Funds</b>	\$668,212	\$668,212	\$668,212
<b>TOTAL PUBLIC FUNDS</b>	\$668,212	\$668,212	\$668,212

**Insurance Regulation****Continuation Budget**

*The purpose of this appropriation is to ensure that licensed insurance entities maintain solvency and conform to state law by conducting financial and market examinations, investigating policyholder complaints, monitoring for compliance with state laws and regulations, reviewing and approving premium rates, and disseminating information to the public and the insurance industry about the state's insurance laws and regulations.*

TOTAL STATE FUNDS	\$9,677,670	\$9,677,670	\$9,677,670
State General Funds	\$9,677,670	\$9,677,670	\$9,677,670
TOTAL FEDERAL FUNDS	\$6,208	\$6,208	\$6,208
Federal Funds Not Itemized	\$6,208	\$6,208	\$6,208
<b>TOTAL PUBLIC FUNDS</b>	\$9,683,878	\$9,683,878	\$9,683,878

**210.100 Insurance Regulation** **Appropriation (HB 750)**

*The purpose of this appropriation is to ensure that licensed insurance entities maintain solvency and conform to state law by conducting financial and market examinations, investigating policyholder complaints, monitoring for compliance with state laws and regulations, reviewing and approving premium rates, and disseminating information to the public and the insurance industry about the state's insurance laws and regulations.*

<b>TOTAL STATE FUNDS</b>	\$9,677,670	\$9,677,670	\$9,677,670
<b>State General Funds</b>	\$9,677,670	\$9,677,670	\$9,677,670
<b>TOTAL FEDERAL FUNDS</b>	\$6,208	\$6,208	\$6,208
<b>Federal Funds Not Itemized</b>	\$6,208	\$6,208	\$6,208
<b>TOTAL PUBLIC FUNDS</b>	\$9,683,878	\$9,683,878	\$9,683,878

**Section 30: Investigation, Georgia Bureau of****Section Total - Continuation**

TOTAL STATE FUNDS	\$121,041,296	\$121,041,296	\$121,041,296
State General Funds	\$121,041,296	\$121,041,296	\$121,041,296

TOTAL FEDERAL FUNDS	\$50,308,267	\$50,308,267	\$50,308,267
Federal Funds Not Itemized	\$49,316,587	\$49,316,587	\$49,316,587
FFIND Temp. Assistance for Needy Families CFDA93.558	\$991,680	\$991,680	\$991,680
TOTAL AGENCY FUNDS	\$24,658,236	\$24,658,236	\$24,658,236
Sales and Services	\$24,658,236	\$24,658,236	\$24,658,236
Sales and Services Not Itemized	\$24,658,236	\$24,658,236	\$24,658,236
TOTAL PUBLIC FUNDS	\$196,007,799	\$196,007,799	\$196,007,799

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$121,049,990	\$121,049,990	\$121,049,990
<b>State General Funds</b>	\$121,049,990	\$121,049,990	\$121,049,990
<b>TOTAL FEDERAL FUNDS</b>	\$50,308,267	\$50,308,267	\$50,308,267
<b>Federal Funds Not Itemized</b>	\$49,316,587	\$49,316,587	\$49,316,587
<b>FFIND Temp. Assistance for Needy Families CFDA93.558</b>	\$991,680	\$991,680	\$991,680
<b>TOTAL AGENCY FUNDS</b>	\$24,658,236	\$24,658,236	\$24,658,236
<b>Sales and Services</b>	\$24,658,236	\$24,658,236	\$24,658,236
<b>Sales and Services Not Itemized</b>	\$24,658,236	\$24,658,236	\$24,658,236
<b>TOTAL PUBLIC FUNDS</b>	\$196,016,493	\$196,016,493	\$196,016,493

**Bureau Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide the highest quality investigative, scientific, information services, and resources for the purpose of maintaining law and order and protecting life and property.*

TOTAL STATE FUNDS	\$7,912,855	\$7,912,855	\$7,912,855
State General Funds	\$7,912,855	\$7,912,855	\$7,912,855
TOTAL FEDERAL FUNDS	\$12,600	\$12,600	\$12,600
Federal Funds Not Itemized	\$12,600	\$12,600	\$12,600
TOTAL PUBLIC FUNDS	\$7,925,455	\$7,925,455	\$7,925,455

**211.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$8,471	\$8,471	\$8,471
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<b>211.100 Bureau Administration</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide the highest quality investigative, scientific, information services, and resources for the purpose of maintaining law and order and protecting life and property.*

<b>TOTAL STATE FUNDS</b>	\$7,921,326	\$7,921,326	\$7,921,326
<b>State General Funds</b>	\$7,921,326	\$7,921,326	\$7,921,326
<b>TOTAL FEDERAL FUNDS</b>	\$12,600	\$12,600	\$12,600
<b>Federal Funds Not Itemized</b>	\$12,600	\$12,600	\$12,600
<b>TOTAL PUBLIC FUNDS</b>	\$7,933,926	\$7,933,926	\$7,933,926

**Criminal Justice Information Services****Continuation Budget**

*The purpose of this appropriation is to provide the State of Georgia with essential information and identification services through the operation of the Automated Fingerprint Identification System, Criminal History System, Criminal Justice Information Services network, Protective Order Registry, Sexual Violent Offender Registry, and the Uniform Crime Reporting Program.*

<b>TOTAL STATE FUNDS</b>	\$4,392,764	\$4,392,764	\$4,392,764
State General Funds	\$4,392,764	\$4,392,764	\$4,392,764
<b>TOTAL FEDERAL FUNDS</b>	\$123,685	\$123,685	\$123,685
Federal Funds Not Itemized	\$123,685	\$123,685	\$123,685
<b>TOTAL AGENCY FUNDS</b>	\$6,308,894	\$6,308,894	\$6,308,894
Sales and Services	\$6,308,894	\$6,308,894	\$6,308,894
Sales and Services Not Itemized	\$6,308,894	\$6,308,894	\$6,308,894
<b>TOTAL PUBLIC FUNDS</b>	\$10,825,343	\$10,825,343	\$10,825,343

<b>212.100 Criminal Justice Information Services</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide the State of Georgia with essential information and identification services through the operation of the Automated Fingerprint Identification System, Criminal History System, Criminal Justice Information Services network, Protective Order Registry, Sexual Violent Offender Registry, and the Uniform Crime Reporting Program.*

<b>TOTAL STATE FUNDS</b>	\$4,392,764	\$4,392,764	\$4,392,764
<b>State General Funds</b>	\$4,392,764	\$4,392,764	\$4,392,764
<b>TOTAL FEDERAL FUNDS</b>	\$123,685	\$123,685	\$123,685
<b>Federal Funds Not Itemized</b>	\$123,685	\$123,685	\$123,685
<b>TOTAL AGENCY FUNDS</b>	\$6,308,894	\$6,308,894	\$6,308,894
<b>Sales and Services</b>	\$6,308,894	\$6,308,894	\$6,308,894

<b>Sales and Services Not Itemized</b>	\$6,308,894	\$6,308,894	\$6,308,894
<b>TOTAL PUBLIC FUNDS</b>	\$10,825,343	\$10,825,343	\$10,825,343

**Forensic Scientific Services**

**Continuation Budget**

*The purpose of this appropriation is to provide forensic analysis and testimony in the areas of chemistry (drug identification), firearms, digital imaging, forensic biology (serology/DNA), latent prints, pathology, questioned documents, photography, toxicology, implied consent, and trace evidence in support of the criminal justice system; to provide medical examiner (autopsy) services; and to analyze and enter samples into national databases such as AFIS, CODIS, and NIBIN.*

TOTAL STATE FUNDS	\$32,984,331	\$32,984,331	\$32,984,331
State General Funds	\$32,984,331	\$32,984,331	\$32,984,331
TOTAL FEDERAL FUNDS	\$66,131	\$66,131	\$66,131
Federal Funds Not Itemized	\$66,131	\$66,131	\$66,131
TOTAL AGENCY FUNDS	\$157,865	\$157,865	\$157,865
Sales and Services	\$157,865	\$157,865	\$157,865
Sales and Services Not Itemized	\$157,865	\$157,865	\$157,865
<b>TOTAL PUBLIC FUNDS</b>	\$33,208,327	\$33,208,327	\$33,208,327

**213.100 Forensic Scientific Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide forensic analysis and testimony in the areas of chemistry (drug identification), firearms, digital imaging, forensic biology (serology/DNA), latent prints, pathology, questioned documents, photography, toxicology, implied consent, and trace evidence in support of the criminal justice system; to provide medical examiner (autopsy) services; and to analyze and enter samples into national databases such as AFIS, CODIS, and NIBIN.*

<b>TOTAL STATE FUNDS</b>	\$32,984,331	\$32,984,331	\$32,984,331
<b>State General Funds</b>	\$32,984,331	\$32,984,331	\$32,984,331
<b>TOTAL FEDERAL FUNDS</b>	\$66,131	\$66,131	\$66,131
<b>Federal Funds Not Itemized</b>	\$66,131	\$66,131	\$66,131
<b>TOTAL AGENCY FUNDS</b>	\$157,865	\$157,865	\$157,865
<b>Sales and Services</b>	\$157,865	\$157,865	\$157,865
<b>Sales and Services Not Itemized</b>	\$157,865	\$157,865	\$157,865
<b>TOTAL PUBLIC FUNDS</b>	\$33,208,327	\$33,208,327	\$33,208,327

**Regional Investigative Services****Continuation Budget**

*The purpose of this appropriation is to identify, collect, preserve, and process evidence located during crime scene investigations, and to assist in the investigation, identification, arrest and prosecution of individuals. The purpose of this appropriation is also to coordinate and operate the following specialized units: bingo unit, anti-terrorist team, forensic art, bomb disposal unit, high technology investigations unit, communications center, regional drug enforcement, and polygraph examinations.*

TOTAL STATE FUNDS	\$36,084,275	\$36,084,275	\$36,084,275
State General Funds	\$36,084,275	\$36,084,275	\$36,084,275
TOTAL FEDERAL FUNDS	\$1,157,065	\$1,157,065	\$1,157,065
Federal Funds Not Itemized	\$1,157,065	\$1,157,065	\$1,157,065
TOTAL AGENCY FUNDS	\$71,199	\$71,199	\$71,199
Sales and Services	\$71,199	\$71,199	\$71,199
Sales and Services Not Itemized	\$71,199	\$71,199	\$71,199
TOTAL PUBLIC FUNDS	\$37,312,539	\$37,312,539	\$37,312,539

**214.100 Regional Investigative Services****Appropriation (HB 750)**

*The purpose of this appropriation is to identify, collect, preserve, and process evidence located during crime scene investigations, and to assist in the investigation, identification, arrest and prosecution of individuals. The purpose of this appropriation is also to coordinate and operate the following specialized units: bingo unit, anti-terrorist team, forensic art, bomb disposal unit, high technology investigations unit, communications center, regional drug enforcement, and polygraph examinations.*

<b>TOTAL STATE FUNDS</b>	\$36,084,275	\$36,084,275	\$36,084,275
<b>State General Funds</b>	\$36,084,275	\$36,084,275	\$36,084,275
<b>TOTAL FEDERAL FUNDS</b>	\$1,157,065	\$1,157,065	\$1,157,065
<b>Federal Funds Not Itemized</b>	\$1,157,065	\$1,157,065	\$1,157,065
<b>TOTAL AGENCY FUNDS</b>	\$71,199	\$71,199	\$71,199
<b>Sales and Services</b>	\$71,199	\$71,199	\$71,199
<b>Sales and Services Not Itemized</b>	\$71,199	\$71,199	\$71,199
<b>TOTAL PUBLIC FUNDS</b>	\$37,312,539	\$37,312,539	\$37,312,539

**Criminal Justice Coordinating Council****Continuation Budget**

*The purpose of this appropriation is to improve and coordinate criminal justice efforts throughout Georgia, help create safe and secure communities, and award grants.*

TOTAL STATE FUNDS	\$27,634,621	\$27,634,621	\$27,634,621
State General Funds	\$27,634,621	\$27,634,621	\$27,634,621
TOTAL FEDERAL FUNDS	\$48,948,786	\$48,948,786	\$48,948,786
Federal Funds Not Itemized	\$47,957,106	\$47,957,106	\$47,957,106
FFIND Temp. Assistance for Needy Families CFDA93.558	\$991,680	\$991,680	\$991,680
TOTAL AGENCY FUNDS	\$18,120,278	\$18,120,278	\$18,120,278
Sales and Services	\$18,120,278	\$18,120,278	\$18,120,278
Sales and Services Not Itemized	\$18,120,278	\$18,120,278	\$18,120,278
TOTAL PUBLIC FUNDS	\$94,703,685	\$94,703,685	\$94,703,685

**215.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$223	\$223	\$223
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<b>215.100 Criminal Justice Coordinating Council</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to improve and coordinate criminal justice efforts throughout Georgia, help create safe and secure communities, and award grants.*

<b>TOTAL STATE FUNDS</b>	\$27,634,844	\$27,634,844	\$27,634,844
<b>State General Funds</b>	\$27,634,844	\$27,634,844	\$27,634,844
<b>TOTAL FEDERAL FUNDS</b>	\$48,948,786	\$48,948,786	\$48,948,786
<b>Federal Funds Not Itemized</b>	\$47,957,106	\$47,957,106	\$47,957,106
<b>FFIND Temp. Assistance for Needy Families CFDA93.558</b>	\$991,680	\$991,680	\$991,680
<b>TOTAL AGENCY FUNDS</b>	\$18,120,278	\$18,120,278	\$18,120,278
<b>Sales and Services</b>	\$18,120,278	\$18,120,278	\$18,120,278
<b>Sales and Services Not Itemized</b>	\$18,120,278	\$18,120,278	\$18,120,278
<b>TOTAL PUBLIC FUNDS</b>	\$94,703,908	\$94,703,908	\$94,703,908

**Criminal Justice Coordinating Council: Family Violence**

**Continuation Budget**

*The purpose of this appropriation is to provide safe shelter and related services for victims of family violence and their dependent children and to provide education about family violence to communities across the state.*

TOTAL STATE FUNDS	\$12,032,450	\$12,032,450	\$12,032,450
State General Funds	\$12,032,450	\$12,032,450	\$12,032,450
TOTAL PUBLIC FUNDS	\$12,032,450	\$12,032,450	\$12,032,450

**216.100 Criminal Justice Coordinating Council: Family Violence****Appropriation (HB 750)**

*The purpose of this appropriation is to provide safe shelter and related services for victims of family violence and their dependent children and to provide education about family violence to communities across the state.*

<b>TOTAL STATE FUNDS</b>	\$12,032,450	\$12,032,450	\$12,032,450
<b>State General Funds</b>	\$12,032,450	\$12,032,450	\$12,032,450
<b>TOTAL PUBLIC FUNDS</b>	\$12,032,450	\$12,032,450	\$12,032,450

**Section 31: Juvenile Justice, Department of****Section Total - Continuation**

TOTAL STATE FUNDS	\$312,759,048	\$312,759,048	\$312,759,048
State General Funds	\$312,759,048	\$312,759,048	\$312,759,048
TOTAL FEDERAL FUNDS	\$6,804,611	\$6,804,611	\$6,804,611
Federal Funds Not Itemized	\$5,309,433	\$5,309,433	\$5,309,433
Foster Care Title IV-E CFDA93.658	\$1,495,178	\$1,495,178	\$1,495,178
TOTAL AGENCY FUNDS	\$40,360	\$40,360	\$40,360
Contributions, Donations, and Forfeitures	\$5,085	\$5,085	\$5,085
Contributions, Donations, and Forfeitures Not Itemized	\$5,085	\$5,085	\$5,085
Sales and Services	\$35,275	\$35,275	\$35,275
Sales and Services Not Itemized	\$35,275	\$35,275	\$35,275
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$299,805	\$299,805	\$299,805
Federal Funds Transfers	\$299,805	\$299,805	\$299,805
FF Medical Assistance Program CFDA93.778	\$299,805	\$299,805	\$299,805
TOTAL PUBLIC FUNDS	\$319,903,824	\$319,903,824	\$319,903,824

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$312,806,885	\$311,049,120	\$312,606,885
<b>State General Funds</b>	\$312,806,885	\$311,049,120	\$312,606,885
<b>TOTAL FEDERAL FUNDS</b>	\$6,804,611	\$6,804,611	\$6,804,611
<b>Federal Funds Not Itemized</b>	\$5,309,433	\$5,309,433	\$5,309,433
<b>Foster Care Title IV-E CFDA93.658</b>	\$1,495,178	\$1,495,178	\$1,495,178
<b>TOTAL AGENCY FUNDS</b>	\$40,360	\$40,360	\$40,360
<b>Contributions, Donations, and Forfeitures</b>	\$5,085	\$5,085	\$5,085
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$5,085	\$5,085	\$5,085



<b>Sales and Services</b>	\$35,275	\$35,275	\$35,275
<b>Sales and Services Not Itemized</b>	\$35,275	\$35,275	\$35,275
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$299,805	\$299,805	\$299,805
<b>Federal Funds Transfers</b>	\$299,805	\$299,805	\$299,805
<b>FF Medical Assistance Program CFDA93.778</b>	\$299,805	\$299,805	\$299,805
<b>TOTAL PUBLIC FUNDS</b>	\$319,951,661	\$318,193,896	\$319,751,661

**Community Services**

**Continuation Budget**

*The purpose of this appropriation is to protect the public, hold youth accountable for their actions, assist youth in becoming law-abiding citizens and transition youth from secure detention, and provide the following alternative detention options: non-secure detention shelters, housebound detention, emergency shelters, a short-term stay in a residential placement, tracking services, wraparound services, electronic monitoring, or detention in an alternative program. Additionally, Community Supervision supervises youth directly in the community according to their risk and need levels, provides transitional and treatment services to those youth either directly or by brokering or making appropriate referrals for services, and provides agency-wide services, including intake, court services, and case management.*

<b>TOTAL STATE FUNDS</b>	\$86,143,081	\$86,143,081	\$86,143,081
State General Funds	\$86,143,081	\$86,143,081	\$86,143,081
<b>TOTAL FEDERAL FUNDS</b>	\$2,189,222	\$2,189,222	\$2,189,222
Federal Funds Not Itemized	\$694,044	\$694,044	\$694,044
Foster Care Title IV-E CFDA93.658	\$1,495,178	\$1,495,178	\$1,495,178
<b>TOTAL AGENCY FUNDS</b>	\$500	\$500	\$500
Contributions, Donations, and Forfeitures	\$500	\$500	\$500
Contributions, Donations, and Forfeitures Not Itemized	\$500	\$500	\$500
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$299,805	\$299,805	\$299,805
Federal Funds Transfers	\$299,805	\$299,805	\$299,805
FF Medical Assistance Program CFDA93.778	\$299,805	\$299,805	\$299,805
<b>TOTAL PUBLIC FUNDS</b>	\$88,632,608	\$88,632,608	\$88,632,608

**217.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$9,737	\$9,737	\$9,737
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**217.2** *Transfer funds from the Secure Commitment (YDCs) program to the Community Services program for 40 Step-Down slots as part of juvenile justice reform initiatives.*

State General Funds	\$2,389,938	\$2,389,938	\$2,389,938
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**217.3** *Transfer funds from the Secure Commitment (YDCs) program to the Community Services program to implement a salary increase for juvenile probation and parole officers.*

State General Funds	\$266,150	\$266,150	\$266,150
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### **217.100 Community Services**

### **Appropriation (HB 750)**

*The purpose of this appropriation is to protect the public, hold youth accountable for their actions, assist youth in becoming law-abiding citizens and transition youth from secure detention, and provide the following alternative detention options: non-secure detention shelters, housebound detention, emergency shelters, a short-term stay in a residential placement, tracking services, wraparound services, electronic monitoring, or detention in an alternative program. Additionally, Community Supervision supervises youth directly in the community according to their risk and need levels, provides transitional and treatment services to those youth either directly or by brokering or making appropriate referrals for services, and provides agency-wide services, including intake, court services, and case management.*

<b>TOTAL STATE FUNDS</b>	\$88,808,906	\$88,808,906	\$88,808,906
<b>State General Funds</b>	\$88,808,906	\$88,808,906	\$88,808,906
<b>TOTAL FEDERAL FUNDS</b>	\$2,189,222	\$2,189,222	\$2,189,222
<b>Federal Funds Not Itemized</b>	\$694,044	\$694,044	\$694,044
<b>Foster Care Title IV-E CFDA93.658</b>	\$1,495,178	\$1,495,178	\$1,495,178
<b>TOTAL AGENCY FUNDS</b>	\$500	\$500	\$500
<b>Contributions, Donations, and Forfeitures</b>	\$500	\$500	\$500
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$500	\$500	\$500
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$299,805	\$299,805	\$299,805
<b>Federal Funds Transfers</b>	\$299,805	\$299,805	\$299,805
<b>FF Medical Assistance Program CFDA93.778</b>	\$299,805	\$299,805	\$299,805
<b>TOTAL PUBLIC FUNDS</b>	\$91,298,433	\$91,298,433	\$91,298,433

### **Departmental Administration**

### **Continuation Budget**

*The purpose of this appropriation is to protect and serve the citizens of Georgia by holding youthful offenders accountable for their actions through the delivery of effective services in appropriate settings.*

TOTAL STATE FUNDS	\$23,535,119	\$23,535,119	\$23,535,119
State General Funds	\$23,535,119	\$23,535,119	\$23,535,119
TOTAL FEDERAL FUNDS	\$743,202	\$743,202	\$743,202
Federal Funds Not Itemized	\$743,202	\$743,202	\$743,202
TOTAL AGENCY FUNDS	\$18,130	\$18,130	\$18,130
Sales and Services	\$18,130	\$18,130	\$18,130
Sales and Services Not Itemized	\$18,130	\$18,130	\$18,130
TOTAL PUBLIC FUNDS	\$24,296,451	\$24,296,451	\$24,296,451

**218.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$16,252	\$16,252	\$16,252
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**218.100 Departmental Administration**

**Appropriation (HB 750)**

*The purpose of this appropriation is to protect and serve the citizens of Georgia by holding youthful offenders accountable for their actions through the delivery of effective services in appropriate settings.*

<b>TOTAL STATE FUNDS</b>	\$23,551,371	\$23,551,371	\$23,551,371
<b>State General Funds</b>	\$23,551,371	\$23,551,371	\$23,551,371
<b>TOTAL FEDERAL FUNDS</b>	\$743,202	\$743,202	\$743,202
<b>Federal Funds Not Itemized</b>	\$743,202	\$743,202	\$743,202
<b>TOTAL AGENCY FUNDS</b>	\$18,130	\$18,130	\$18,130
<b>Sales and Services</b>	\$18,130	\$18,130	\$18,130
<b>Sales and Services Not Itemized</b>	\$18,130	\$18,130	\$18,130
<b>TOTAL PUBLIC FUNDS</b>	\$24,312,703	\$24,312,703	\$24,312,703

**Secure Commitment (YDCs)**

**Continuation Budget**

*The purpose of this appropriation is to protect the public and hold youth accountable for their actions, and provide secure care and supervision of youth including academic, recreational, vocational, medical, mental health, counseling, and religious services for those youth committed to the Department's custody, or convicted of an offense under Senate Bill 440.*

TOTAL STATE FUNDS	\$93,787,929	\$93,787,929	\$93,787,929
State General Funds	\$93,787,929	\$93,787,929	\$93,787,929
TOTAL FEDERAL FUNDS	\$2,470,420	\$2,470,420	\$2,470,420

Federal Funds Not Itemized	\$2,470,420	\$2,470,420	\$2,470,420
TOTAL AGENCY FUNDS	\$17,748	\$17,748	\$17,748
Contributions, Donations, and Forfeitures	\$603	\$603	\$603
Contributions, Donations, and Forfeitures Not Itemized	\$603	\$603	\$603
Sales and Services	\$17,145	\$17,145	\$17,145
Sales and Services Not Itemized	\$17,145	\$17,145	\$17,145
TOTAL PUBLIC FUNDS	\$96,276,097	\$96,276,097	\$96,276,097

**219.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$9,702	\$9,702	\$9,702
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**219.2** *Transfer funds from the Secure Commitment (YDCs) program to the Community Services program to implement a salary increase for juvenile probation and parole officers.*

State General Funds	(\$266,150)	(\$266,150)	(\$266,150)
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**219.3** *Transfer funds from the Secure Commitment (YDCs) program to the Community Services program for 40 Step-Down slots as part of Juvenile Justice Reform initiatives.*

State General Funds	(\$2,389,938)	(\$2,389,938)	(\$2,389,938)
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**219.4** *Transfer funds from the Secure Commitment (YDCs) program to the Secure Detention (RYDCs) program for facility sustainment.*

State General Funds	(\$1,863,241)	(\$1,863,241)	(\$1,863,241)
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**219.5** *Utilize existing funds to redirect \$500,000 from the Milan Youth Detention Center (YDC) to the Augusta, Eastman, and Sumter YDCs to support recruitment and retention and provide increased security. (G:YES)(H:Reduce funds from the Milan Youth Detention Center (YDC))(S:YES)*

State General Funds	\$0	(\$500,000)	\$0
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**219.6** *Utilize existing funds to redirect \$1,257,765 from the Milan Youth Detention Center (YDC) to support facility sustainment costs. (G:YES)(H:NO; Reduce funds from the Milan Youth Detention Center (YDC) and reflect in HB751)(S:Reduce funds and utilize existing funds to redirect \$1,057,765 from the Milan Youth Detention Center (YDC) to support facility sustainment costs)*

State General Funds	\$0	(\$1,257,765)	(\$200,000)
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**219.100 Secure Commitment (YDCs) Appropriation (HB 750)**

*The purpose of this appropriation is to protect the public and hold youth accountable for their actions, and provide secure care and supervision of youth including academic, recreational, vocational, medical, mental health, counseling, and religious services for those youth committed to the Department's custody, or convicted of an offense under Senate Bill 440.*

<b>TOTAL STATE FUNDS</b>	\$89,278,302	\$87,520,537	\$89,078,302
<b>State General Funds</b>	\$89,278,302	\$87,520,537	\$89,078,302
<b>TOTAL FEDERAL FUNDS</b>	\$2,470,420	\$2,470,420	\$2,470,420
<b>Federal Funds Not Itemized</b>	\$2,470,420	\$2,470,420	\$2,470,420
<b>TOTAL AGENCY FUNDS</b>	\$17,748	\$17,748	\$17,748
<b>Contributions, Donations, and Forfeitures</b>	\$603	\$603	\$603
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$603	\$603	\$603
<b>Sales and Services</b>	\$17,145	\$17,145	\$17,145
<b>Sales and Services Not Itemized</b>	\$17,145	\$17,145	\$17,145
<b>TOTAL PUBLIC FUNDS</b>	\$91,766,470	\$90,008,705	\$91,566,470

**Secure Detention (RYDCs) Continuation Budget**

*The purpose of this appropriation is to protect the public and hold youth accountable for their actions and, provide temporary, secure care, and supervision of youth who are charged with crimes or who have been found guilty of crimes and are awaiting disposition of their cases by juvenile courts or awaiting placement in one of the Department's treatment programs or facilities, or sentenced to the Short Term Program.*

<b>TOTAL STATE FUNDS</b>	\$109,292,919	\$109,292,919	\$109,292,919
<b>State General Funds</b>	\$109,292,919	\$109,292,919	\$109,292,919
<b>TOTAL FEDERAL FUNDS</b>	\$1,401,767	\$1,401,767	\$1,401,767
<b>Federal Funds Not Itemized</b>	\$1,401,767	\$1,401,767	\$1,401,767
<b>TOTAL AGENCY FUNDS</b>	\$3,982	\$3,982	\$3,982
<b>Contributions, Donations, and Forfeitures</b>	\$3,982	\$3,982	\$3,982
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$3,982	\$3,982	\$3,982
<b>TOTAL PUBLIC FUNDS</b>	\$110,698,668	\$110,698,668	\$110,698,668

**220.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$12,146	\$12,146	\$12,146
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**220.2** *Transfer funds from the Secure Commitment (YDCs) program to the Secure Detention (RYDCs) program for facility sustainment.*

State General Funds	\$1,863,241	\$1,863,241	\$1,863,241
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**220.100 Secure Detention (RYDCs)**

**Appropriation (HB 750)**

*The purpose of this appropriation is to protect the public and hold youth accountable for their actions and, provide temporary, secure care, and supervision of youth who are charged with crimes or who have been found guilty of crimes and are awaiting disposition of their cases by juvenile courts or awaiting placement in one of the Department's treatment programs or facilities, or sentenced to the Short Term Program.*

<b>TOTAL STATE FUNDS</b>	\$111,168,306	\$111,168,306	\$111,168,306
<b>State General Funds</b>	\$111,168,306	\$111,168,306	\$111,168,306
<b>TOTAL FEDERAL FUNDS</b>	\$1,401,767	\$1,401,767	\$1,401,767
<b>Federal Funds Not Itemized</b>	\$1,401,767	\$1,401,767	\$1,401,767
<b>TOTAL AGENCY FUNDS</b>	\$3,982	\$3,982	\$3,982
<b>Contributions, Donations, and Forfeitures</b>	\$3,982	\$3,982	\$3,982
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$3,982	\$3,982	\$3,982
<b>TOTAL PUBLIC FUNDS</b>	\$112,574,055	\$112,574,055	\$112,574,055

**Section 32: Labor, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$13,040,323	\$13,040,323	\$13,040,323
State General Funds	\$13,040,323	\$13,040,323	\$13,040,323
TOTAL FEDERAL FUNDS	\$117,319,857	\$117,319,857	\$117,319,857
Federal Funds Not Itemized	\$117,319,857	\$117,319,857	\$117,319,857
TOTAL AGENCY FUNDS	\$912,858	\$912,858	\$912,858
Intergovernmental Transfers	\$912,858	\$912,858	\$912,858
Intergovernmental Transfers Not Itemized	\$912,858	\$912,858	\$912,858
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,069,666	\$1,069,666	\$1,069,666
Agency Funds Transfers	\$1,069,666	\$1,069,666	\$1,069,666
Agency Fund Transfers Not Itemized	\$1,069,666	\$1,069,666	\$1,069,666
TOTAL PUBLIC FUNDS	\$132,342,704	\$132,342,704	\$132,342,704

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$13,191,777	\$13,191,777	\$13,191,777
<b>State General Funds</b>	\$13,191,777	\$13,191,777	\$13,191,777
<b>TOTAL FEDERAL FUNDS</b>	\$117,319,857	\$117,319,857	\$117,319,857
<b>Federal Funds Not Itemized</b>	\$117,319,857	\$117,319,857	\$117,319,857
<b>TOTAL AGENCY FUNDS</b>	\$912,858	\$912,858	\$912,858
<b>Intergovernmental Transfers</b>	\$912,858	\$912,858	\$912,858
<b>Intergovernmental Transfers Not Itemized</b>	\$912,858	\$912,858	\$912,858
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,069,666	\$1,069,666	\$1,069,666
<b>Agency Funds Transfers</b>	\$1,069,666	\$1,069,666	\$1,069,666
<b>Agency Fund Transfers Not Itemized</b>	\$1,069,666	\$1,069,666	\$1,069,666
<b>TOTAL PUBLIC FUNDS</b>	\$132,494,158	\$132,494,158	\$132,494,158

**Department of Labor Administration**

**Continuation Budget**

*The purpose of this appropriation is to work with public and private partners in building a world-class workforce system that contributes to Georgia's economic prosperity.*

TOTAL STATE FUNDS	\$1,638,327	\$1,638,327	\$1,638,327
State General Funds	\$1,638,327	\$1,638,327	\$1,638,327
TOTAL FEDERAL FUNDS	\$31,312,292	\$31,312,292	\$31,312,292
Federal Funds Not Itemized	\$31,312,292	\$31,312,292	\$31,312,292
TOTAL AGENCY FUNDS	\$912,858	\$912,858	\$912,858
Intergovernmental Transfers	\$912,858	\$912,858	\$912,858
Intergovernmental Transfers Not Itemized	\$912,858	\$912,858	\$912,858
TOTAL PUBLIC FUNDS	\$33,863,477	\$33,863,477	\$33,863,477

**221.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$1,454	\$1,454	\$1,454
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**221.2** *Increase funds for a site assessment of state owned field offices.*

State General Funds	\$150,000	\$150,000	\$150,000
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**221.100 Department of Labor Administration****Appropriation (HB 750)**

*The purpose of this appropriation is to work with public and private partners in building a world-class workforce system that contributes to Georgia's economic prosperity.*

<b>TOTAL STATE FUNDS</b>	\$1,789,781	\$1,789,781	\$1,789,781
<b>State General Funds</b>	\$1,789,781	\$1,789,781	\$1,789,781
<b>TOTAL FEDERAL FUNDS</b>	\$31,312,292	\$31,312,292	\$31,312,292
<b>Federal Funds Not Itemized</b>	\$31,312,292	\$31,312,292	\$31,312,292
<b>TOTAL AGENCY FUNDS</b>	\$912,858	\$912,858	\$912,858
<b>Intergovernmental Transfers</b>	\$912,858	\$912,858	\$912,858
<b>Intergovernmental Transfers Not Itemized</b>	\$912,858	\$912,858	\$912,858
<b>TOTAL PUBLIC FUNDS</b>	\$34,014,931	\$34,014,931	\$34,014,931

**Labor Market Information****Continuation Budget**

*The purpose of this appropriation is to collect, analyze, and publish a wide array of information about the state's labor market.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$2,394,639	\$2,394,639	\$2,394,639
Federal Funds Not Itemized	\$2,394,639	\$2,394,639	\$2,394,639
TOTAL PUBLIC FUNDS	\$2,394,639	\$2,394,639	\$2,394,639

**222.100 Labor Market Information****Appropriation (HB 750)**

*The purpose of this appropriation is to collect, analyze, and publish a wide array of information about the state's labor market.*

<b>TOTAL FEDERAL FUNDS</b>	\$2,394,639	\$2,394,639	\$2,394,639
<b>Federal Funds Not Itemized</b>	\$2,394,639	\$2,394,639	\$2,394,639
<b>TOTAL PUBLIC FUNDS</b>	\$2,394,639	\$2,394,639	\$2,394,639

**Unemployment Insurance****Continuation Budget**

*The purpose of this appropriation is to enhance Georgia's economic strength by collecting unemployment insurance taxes from Georgia's employers and distributing unemployment benefits to eligible claimants.*

TOTAL STATE FUNDS	\$4,228,565	\$4,228,565	\$4,228,565
State General Funds	\$4,228,565	\$4,228,565	\$4,228,565



TOTAL FEDERAL FUNDS	\$34,599,186	\$34,599,186	\$34,599,186
Federal Funds Not Itemized	\$34,599,186	\$34,599,186	\$34,599,186
TOTAL PUBLIC FUNDS	\$38,827,751	\$38,827,751	\$38,827,751

<b>223.100 Unemployment Insurance</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to enhance Georgia's economic strength by collecting unemployment insurance taxes from Georgia's employers and distributing unemployment benefits to eligible claimants.*

<b>TOTAL STATE FUNDS</b>	\$4,228,565	\$4,228,565	\$4,228,565
<b>State General Funds</b>	\$4,228,565	\$4,228,565	\$4,228,565
<b>TOTAL FEDERAL FUNDS</b>	\$34,599,186	\$34,599,186	\$34,599,186
<b>Federal Funds Not Itemized</b>	\$34,599,186	\$34,599,186	\$34,599,186
<b>TOTAL PUBLIC FUNDS</b>	\$38,827,751	\$38,827,751	\$38,827,751

**Workforce Solutions**

**Continuation Budget**

*The purpose of this appropriation is to assist employers and job seekers with job matching services and to promote economic growth and development.*

TOTAL STATE FUNDS	\$7,173,431	\$7,173,431	\$7,173,431
State General Funds	\$7,173,431	\$7,173,431	\$7,173,431
TOTAL FEDERAL FUNDS	\$49,013,740	\$49,013,740	\$49,013,740
Federal Funds Not Itemized	\$49,013,740	\$49,013,740	\$49,013,740
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,069,666	\$1,069,666	\$1,069,666
Agency Funds Transfers	\$1,069,666	\$1,069,666	\$1,069,666
Agency Fund Transfers Not Itemized	\$1,069,666	\$1,069,666	\$1,069,666
TOTAL PUBLIC FUNDS	\$57,256,837	\$57,256,837	\$57,256,837

<b>224.100 Workforce Solutions</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to assist employers and job seekers with job matching services and to promote economic growth and development.*

<b>TOTAL STATE FUNDS</b>	\$7,173,431	\$7,173,431	\$7,173,431
<b>State General Funds</b>	\$7,173,431	\$7,173,431	\$7,173,431
<b>TOTAL FEDERAL FUNDS</b>	\$49,013,740	\$49,013,740	\$49,013,740
<b>Federal Funds Not Itemized</b>	\$49,013,740	\$49,013,740	\$49,013,740

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,069,666	\$1,069,666	\$1,069,666
<b>Agency Funds Transfers</b>	\$1,069,666	\$1,069,666	\$1,069,666
<b>Agency Fund Transfers Not Itemized</b>	\$1,069,666	\$1,069,666	\$1,069,666
<b>TOTAL PUBLIC FUNDS</b>	\$57,256,837	\$57,256,837	\$57,256,837

*Section 33: Law, Department of*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$26,941,338	\$26,941,338	\$26,941,338
State General Funds	\$26,941,338	\$26,941,338	\$26,941,338
TOTAL FEDERAL FUNDS	\$3,597,990	\$3,597,990	\$3,597,990
Federal Funds Not Itemized	\$3,597,990	\$3,597,990	\$3,597,990
TOTAL AGENCY FUNDS	\$939,740	\$939,740	\$939,740
Sales and Services	\$772,051	\$772,051	\$772,051
Sales and Services Not Itemized	\$772,051	\$772,051	\$772,051
Sanctions, Fines, and Penalties	\$167,689	\$167,689	\$167,689
Sanctions, Fines, and Penalties Not Itemized	\$167,689	\$167,689	\$167,689
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$36,317,074	\$36,317,074	\$36,317,074
State Funds Transfers	\$36,317,074	\$36,317,074	\$36,317,074
State Fund Transfers Not Itemized	\$36,317,074	\$36,317,074	\$36,317,074
TOTAL PUBLIC FUNDS	\$67,796,142	\$67,796,142	\$67,796,142

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$26,943,935	\$26,943,935	\$26,943,935
<b>State General Funds</b>	\$26,943,935	\$26,943,935	\$26,943,935
<b>TOTAL FEDERAL FUNDS</b>	\$3,597,990	\$3,597,990	\$3,597,990
<b>Federal Funds Not Itemized</b>	\$3,597,990	\$3,597,990	\$3,597,990
<b>TOTAL AGENCY FUNDS</b>	\$939,740	\$939,740	\$939,740
<b>Sales and Services</b>	\$772,051	\$772,051	\$772,051
<b>Sales and Services Not Itemized</b>	\$772,051	\$772,051	\$772,051
<b>Sanctions, Fines, and Penalties</b>	\$167,689	\$167,689	\$167,689
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$167,689	\$167,689	\$167,689
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>State Funds Transfers</b>	\$36,317,074	\$36,317,074	\$36,317,074

<b>State Fund Transfers Not Itemized</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>TOTAL PUBLIC FUNDS</b>	\$67,798,739	\$67,798,739	\$67,798,739

**Consumer Protection**

**Continuation Budget**

*The purpose of this appropriation is to protect consumers and legitimate business enterprises from unfair and deceptive business practices through the enforcement of the Fair Business Practices Act and other related consumer protection statutes.*

TOTAL STATE FUNDS	\$4,818,706	\$4,818,706	\$4,818,706
State General Funds	\$4,818,706	\$4,818,706	\$4,818,706
TOTAL AGENCY FUNDS	\$667,689	\$667,689	\$667,689
Sales and Services	\$500,000	\$500,000	\$500,000
Sales and Services Not Itemized	\$500,000	\$500,000	\$500,000
Sanctions, Fines, and Penalties	\$167,689	\$167,689	\$167,689
Sanctions, Fines, and Penalties Not Itemized	\$167,689	\$167,689	\$167,689
<b>TOTAL PUBLIC FUNDS</b>	\$5,486,395	\$5,486,395	\$5,486,395

**225.98** *Transfer funds, 65 positions and two vehicles from the Consumer Protection program to the Department of Law program to consolidate consumer protection activities.*

State General Funds	(\$4,818,706)	(\$4,818,706)	(\$4,818,706)
Sales and Services Not Itemized	(\$500,000)	(\$500,000)	(\$500,000)
Sanctions, Fines, and Penalties Not Itemized	(\$167,689)	(\$167,689)	(\$167,689)
Total Public Funds:	(\$5,486,395)	(\$5,486,395)	(\$5,486,395)

**Law, Department of**

**Continuation Budget**

*The purpose of this appropriation is to serve as the attorney and legal advisor for all state agencies, departments, authorities, and the Governor; to provide binding opinions on legal questions concerning the state of Georgia and its agencies; and to prepare all contracts and agreements regarding any matter in which the state of Georgia is involved.*

TOTAL STATE FUNDS	\$20,814,264	\$20,814,264	\$20,814,264
State General Funds	\$20,814,264	\$20,814,264	\$20,814,264
TOTAL AGENCY FUNDS	\$269,940	\$269,940	\$269,940
Sales and Services	\$269,940	\$269,940	\$269,940
Sales and Services Not Itemized	\$269,940	\$269,940	\$269,940

TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$36,317,074	\$36,317,074	\$36,317,074
State Funds Transfers	\$36,317,074	\$36,317,074	\$36,317,074
State Fund Transfers Not Itemized	\$36,317,074	\$36,317,074	\$36,317,074
TOTAL PUBLIC FUNDS	\$57,401,278	\$57,401,278	\$57,401,278

**226.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$2,597	\$2,597	\$2,597
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**226.98** *Transfer funds, 65 positions and two vehicles from the Consumer Protection program to the Department of Law program to consolidate consumer protection activities.*

State General Funds	\$4,818,706	\$4,818,706	\$4,818,706
Sales and Services Not Itemized	\$500,000	\$500,000	\$500,000
Sanctions, Fines, and Penalties Not Itemized	\$167,689	\$167,689	\$167,689
Total Public Funds:	\$5,486,395	\$5,486,395	\$5,486,395

**226.100 Law, Department of**

**Appropriation (HB 750)**

*The purpose of this appropriation is to serve as the attorney and legal advisor for all state agencies, departments, authorities, and the Governor; to provide binding opinions on legal questions concerning the state of Georgia and its agencies; and to prepare all contracts and agreements regarding any matter in which the state of Georgia is involved.*

<b>TOTAL STATE FUNDS</b>	\$25,635,567	\$25,635,567	\$25,635,567
<b>State General Funds</b>	\$25,635,567	\$25,635,567	\$25,635,567
<b>TOTAL AGENCY FUNDS</b>	\$937,629	\$937,629	\$937,629
<b>Sales and Services</b>	\$769,940	\$769,940	\$769,940
<b>Sales and Services Not Itemized</b>	\$769,940	\$769,940	\$769,940
<b>Sanctions, Fines, and Penalties</b>	\$167,689	\$167,689	\$167,689
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$167,689	\$167,689	\$167,689
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>State Funds Transfers</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>State Fund Transfers Not Itemized</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>TOTAL PUBLIC FUNDS</b>	\$62,890,270	\$62,890,270	\$62,890,270

**Medicaid Fraud Control Unit**

**Continuation Budget**

*The purpose of this appropriation is to serve as the center for the identification, arrest, and prosecution of providers of health services and patients who defraud the Medicaid Program.*

TOTAL STATE FUNDS	\$1,308,368	\$1,308,368	\$1,308,368
State General Funds	\$1,308,368	\$1,308,368	\$1,308,368
TOTAL FEDERAL FUNDS	\$3,597,990	\$3,597,990	\$3,597,990
Federal Funds Not Itemized	\$3,597,990	\$3,597,990	\$3,597,990
TOTAL AGENCY FUNDS	\$2,111	\$2,111	\$2,111
Sales and Services	\$2,111	\$2,111	\$2,111
Sales and Services Not Itemized	\$2,111	\$2,111	\$2,111
TOTAL PUBLIC FUNDS	\$4,908,469	\$4,908,469	\$4,908,469

**227.100 Medicaid Fraud Control Unit**

**Appropriation (HB 750)**

*The purpose of this appropriation is to serve as the center for the identification, arrest, and prosecution of providers of health services and patients who defraud the Medicaid Program.*

<b>TOTAL STATE FUNDS</b>	\$1,308,368	\$1,308,368	\$1,308,368
<b>State General Funds</b>	\$1,308,368	\$1,308,368	\$1,308,368
<b>TOTAL FEDERAL FUNDS</b>	\$3,597,990	\$3,597,990	\$3,597,990
<b>Federal Funds Not Itemized</b>	\$3,597,990	\$3,597,990	\$3,597,990
<b>TOTAL AGENCY FUNDS</b>	\$2,111	\$2,111	\$2,111
<b>Sales and Services</b>	\$2,111	\$2,111	\$2,111
<b>Sales and Services Not Itemized</b>	\$2,111	\$2,111	\$2,111
<b>TOTAL PUBLIC FUNDS</b>	\$4,908,469	\$4,908,469	\$4,908,469

**There is hereby appropriated to the Department of Law the sum of \$500,000 of the moneys collected in accordance with O.C.G.A. Title 10, Chapter 1, Article 28. The sum of money is appropriated for use by the Department of Law for consumer protection for all the purposes for which such moneys may be appropriated pursuant to Article 28.**

*Section 34: Natural Resources, Department of*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$103,310,393	\$103,310,393	\$103,310,393
State General Funds	\$103,310,393	\$103,310,393	\$103,310,393

TOTAL FEDERAL FUNDS	\$46,510,538	\$46,510,538	\$46,510,538
Federal Funds Not Itemized	\$46,498,931	\$46,498,931	\$46,498,931
Federal Highway Admin.-Planning & Construction CFDA20.205	\$11,607	\$11,607	\$11,607
TOTAL AGENCY FUNDS	\$96,117,342	\$96,117,342	\$96,117,342
Contributions, Donations, and Forfeitures	\$592,213	\$592,213	\$592,213
Contributions, Donations, and Forfeitures Not Itemized	\$592,213	\$592,213	\$592,213
Intergovernmental Transfers	\$551,768	\$551,768	\$551,768
Intergovernmental Transfers Not Itemized	\$551,768	\$551,768	\$551,768
Rebates, Refunds, and Reimbursements	\$13,907	\$13,907	\$13,907
Rebates, Refunds, and Reimbursements Not Itemized	\$13,907	\$13,907	\$13,907
Royalties and Rents	\$54,540	\$54,540	\$54,540
Royalties and Rents Not Itemized	\$54,540	\$54,540	\$54,540
Sales and Services	\$94,904,914	\$94,904,914	\$94,904,914
Sales and Services Not Itemized	\$94,904,914	\$94,904,914	\$94,904,914
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$801,800	\$801,800	\$801,800
State Funds Transfers	\$30,000	\$30,000	\$30,000
Agency to Agency Contracts	\$30,000	\$30,000	\$30,000
Agency Funds Transfers	\$771,800	\$771,800	\$771,800
Agency Fund Transfers Not Itemized	\$771,800	\$771,800	\$771,800
TOTAL PUBLIC FUNDS	\$246,740,073	\$246,740,073	\$246,740,073

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$106,619,618	\$106,619,618	\$106,619,618
<b>State General Funds</b>	\$106,619,618	\$106,619,618	\$106,619,618
<b>TOTAL FEDERAL FUNDS</b>	\$46,510,538	\$46,510,538	\$46,510,538
<b>Federal Funds Not Itemized</b>	\$46,498,931	\$46,498,931	\$46,498,931
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$11,607	\$11,607	\$11,607
<b>TOTAL AGENCY FUNDS</b>	\$96,117,342	\$96,117,342	\$96,117,342
<b>Contributions, Donations, and Forfeitures</b>	\$592,213	\$592,213	\$592,213
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$592,213	\$592,213	\$592,213
<b>Intergovernmental Transfers</b>	\$551,768	\$551,768	\$551,768
<b>Intergovernmental Transfers Not Itemized</b>	\$551,768	\$551,768	\$551,768
<b>Rebates, Refunds, and Reimbursements</b>	\$13,907	\$13,907	\$13,907

<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$13,907	\$13,907	\$13,907
<b>Royalties and Rents</b>	\$54,540	\$54,540	\$54,540
<b>Royalties and Rents Not Itemized</b>	\$54,540	\$54,540	\$54,540
<b>Sales and Services</b>	\$94,904,914	\$94,904,914	\$94,904,914
<b>Sales and Services Not Itemized</b>	\$94,904,914	\$94,904,914	\$94,904,914
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$801,800	\$801,800	\$801,800
<b>State Funds Transfers</b>	\$30,000	\$30,000	\$30,000
<b>Agency to Agency Contracts</b>	\$30,000	\$30,000	\$30,000
<b>Agency Funds Transfers</b>	\$771,800	\$771,800	\$771,800
<b>Agency Fund Transfers Not Itemized</b>	\$771,800	\$771,800	\$771,800
<b>TOTAL PUBLIC FUNDS</b>	\$250,049,298	\$250,049,298	\$250,049,298

**Coastal Resources**

**Continuation Budget**

*The purpose of this appropriation is to preserve the natural, environmental, historic, archaeological, and recreational resources of the state's coastal zone by balancing economic development with resource preservation and improvement by assessing and restoring coastal wetlands, by regulating development within the coastal zone, by promulgating and enforcing rules and regulations to protect the coastal wetlands, by monitoring the population status of commercially and recreationally fished species and developing fishery management plans, by providing fishing education, and by constructing and maintaining artificial reefs.*

<b>TOTAL STATE FUNDS</b>	\$2,137,916	\$2,137,916	\$2,137,916
State General Funds	\$2,137,916	\$2,137,916	\$2,137,916
<b>TOTAL FEDERAL FUNDS</b>	\$5,054,621	\$5,054,621	\$5,054,621
Federal Funds Not Itemized	\$5,054,621	\$5,054,621	\$5,054,621
<b>TOTAL AGENCY FUNDS</b>	\$107,925	\$107,925	\$107,925
Contributions, Donations, and Forfeitures	\$63,760	\$63,760	\$63,760
Contributions, Donations, and Forfeitures Not Itemized	\$63,760	\$63,760	\$63,760
Royalties and Rents	\$37,165	\$37,165	\$37,165
Royalties and Rents Not Itemized	\$37,165	\$37,165	\$37,165
Sales and Services	\$7,000	\$7,000	\$7,000
Sales and Services Not Itemized	\$7,000	\$7,000	\$7,000
<b>TOTAL PUBLIC FUNDS</b>	\$7,300,462	\$7,300,462	\$7,300,462

**228.100 Coastal Resources****Appropriation (HB 750)**

*The purpose of this appropriation is to preserve the natural, environmental, historic, archaeological, and recreational resources of the state's coastal zone by balancing economic development with resource preservation and improvement by assessing and restoring coastal wetlands, by regulating development within the coastal zone, by promulgating and enforcing rules and regulations to protect the coastal wetlands, by monitoring the population status of commercially and recreationally fished species and developing fishery management plans, by providing fishing education, and by constructing and maintaining artificial reefs.*

<b>TOTAL STATE FUNDS</b>	\$2,137,916	\$2,137,916	\$2,137,916
<b>State General Funds</b>	\$2,137,916	\$2,137,916	\$2,137,916
<b>TOTAL FEDERAL FUNDS</b>	\$5,054,621	\$5,054,621	\$5,054,621
<b>Federal Funds Not Itemized</b>	\$5,054,621	\$5,054,621	\$5,054,621
<b>TOTAL AGENCY FUNDS</b>	\$107,925	\$107,925	\$107,925
<b>Contributions, Donations, and Forfeitures</b>	\$63,760	\$63,760	\$63,760
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$63,760	\$63,760	\$63,760
<b>Royalties and Rents</b>	\$37,165	\$37,165	\$37,165
<b>Royalties and Rents Not Itemized</b>	\$37,165	\$37,165	\$37,165
<b>Sales and Services</b>	\$7,000	\$7,000	\$7,000
<b>Sales and Services Not Itemized</b>	\$7,000	\$7,000	\$7,000
<b>TOTAL PUBLIC FUNDS</b>	\$7,300,462	\$7,300,462	\$7,300,462

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support for all programs of the department.*

<b>TOTAL STATE FUNDS</b>	\$11,845,766	\$11,845,766	\$11,845,766
State General Funds	\$11,845,766	\$11,845,766	\$11,845,766
<b>TOTAL FEDERAL FUNDS</b>	\$110,000	\$110,000	\$110,000
Federal Funds Not Itemized	\$110,000	\$110,000	\$110,000
<b>TOTAL AGENCY FUNDS</b>	\$39,065	\$39,065	\$39,065
Sales and Services	\$39,065	\$39,065	\$39,065
Sales and Services Not Itemized	\$39,065	\$39,065	\$39,065
<b>TOTAL PUBLIC FUNDS</b>	\$11,994,831	\$11,994,831	\$11,994,831

**229.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$14,425	\$14,425	\$14,425
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<b>229.100 Departmental Administration</b>	<b>Appropriation (HB 750)</b>		
<i>The purpose of this appropriation is to provide administrative support for all programs of the department.</i>			
<b>TOTAL STATE FUNDS</b>	\$11,860,191	\$11,860,191	\$11,860,191
<b>State General Funds</b>	\$11,860,191	\$11,860,191	\$11,860,191
<b>TOTAL FEDERAL FUNDS</b>	\$110,000	\$110,000	\$110,000
<b>Federal Funds Not Itemized</b>	\$110,000	\$110,000	\$110,000
<b>TOTAL AGENCY FUNDS</b>	\$39,065	\$39,065	\$39,065
<b>Sales and Services</b>	\$39,065	\$39,065	\$39,065
<b>Sales and Services Not Itemized</b>	\$39,065	\$39,065	\$39,065
<b>TOTAL PUBLIC FUNDS</b>	\$12,009,256	\$12,009,256	\$12,009,256

**Environmental Protection**

**Continuation Budget**

*The purpose of this appropriation is to protect the quality of Georgia's air by controlling, monitoring and regulating pollution from large, small, mobile, and area sources (including pollution from motor vehicle emissions) by performing ambient air monitoring, and by participating in the Clean Air Campaign; to protect Georgia's land by permitting, managing, and planning for solid waste facilities, by implementing waste reduction strategies, by administering the Solid Waste Trust Fund and the Underground Storage Tank program, by cleaning up scrap tire piles, and by permitting and regulating surface mining operations; to protect Georgia and its citizens from hazardous materials by investigating and remediating hazardous sites, and by utilizing the Hazardous Waste Trust Fund to manage the state's hazardous sites inventory, to oversee site cleanup and brownfield remediation, to remediate abandoned sites, to respond to environmental emergencies, and to monitor and regulate the hazardous materials industry in Georgia. The purpose of this appropriation is also to ensure the quality and quantity of Georgia's water supplies by managing floodplains, by ensuring the safety of dams, by monitoring, regulating, and certifying water quality, and by regulating the amount of water used.*

<b>TOTAL STATE FUNDS</b>	\$30,054,296	\$30,054,296	\$30,054,296
<b>State General Funds</b>	\$30,054,296	\$30,054,296	\$30,054,296
<b>TOTAL FEDERAL FUNDS</b>	\$24,910,777	\$24,910,777	\$24,910,777
<b>Federal Funds Not Itemized</b>	\$24,910,777	\$24,910,777	\$24,910,777
<b>TOTAL AGENCY FUNDS</b>	\$55,793,855	\$55,793,855	\$55,793,855
<b>Intergovernmental Transfers</b>	\$551,768	\$551,768	\$551,768
<b>Intergovernmental Transfers Not Itemized</b>	\$551,768	\$551,768	\$551,768
<b>Sales and Services</b>	\$55,242,087	\$55,242,087	\$55,242,087
<b>Sales and Services Not Itemized</b>	\$55,242,087	\$55,242,087	\$55,242,087
<b>TOTAL PUBLIC FUNDS</b>	\$110,758,928	\$110,758,928	\$110,758,928

**230.100 Environmental Protection****Appropriation (HB 750)**

*The purpose of this appropriation is to protect the quality of Georgia's air by controlling, monitoring and regulating pollution from large, small, mobile, and area sources (including pollution from motor vehicle emissions) by performing ambient air monitoring, and by participating in the Clean Air Campaign; to protect Georgia's land by permitting, managing, and planning for solid waste facilities, by implementing waste reduction strategies, by administering the Solid Waste Trust Fund and the Underground Storage Tank program, by cleaning up scrap tire piles, and by permitting and regulating surface mining operations; to protect Georgia and its citizens from hazardous materials by investigating and remediating hazardous sites, and by utilizing the Hazardous Waste Trust Fund to manage the state's hazardous sites inventory, to oversee site cleanup and brownfield remediation, to remediate abandoned sites, to respond to environmental emergencies, and to monitor and regulate the hazardous materials industry in Georgia. The purpose of this appropriation is also to ensure the quality and quantity of Georgia's water supplies by managing floodplains, by ensuring the safety of dams, by monitoring, regulating, and certifying water quality, and by regulating the amount of water used.*

<b>TOTAL STATE FUNDS</b>	\$30,054,296	\$30,054,296	\$30,054,296
<b>State General Funds</b>	\$30,054,296	\$30,054,296	\$30,054,296
<b>TOTAL FEDERAL FUNDS</b>	\$24,910,777	\$24,910,777	\$24,910,777
<b>Federal Funds Not Itemized</b>	\$24,910,777	\$24,910,777	\$24,910,777
<b>TOTAL AGENCY FUNDS</b>	\$55,793,855	\$55,793,855	\$55,793,855
<b>Intergovernmental Transfers</b>	\$551,768	\$551,768	\$551,768
<b>Intergovernmental Transfers Not Itemized</b>	\$551,768	\$551,768	\$551,768
<b>Sales and Services</b>	\$55,242,087	\$55,242,087	\$55,242,087
<b>Sales and Services Not Itemized</b>	\$55,242,087	\$55,242,087	\$55,242,087
<b>TOTAL PUBLIC FUNDS</b>	\$110,758,928	\$110,758,928	\$110,758,928

**Hazardous Waste Trust Fund****Continuation Budget**

*The purpose of this appropriation is to fund investigations and cleanup of abandoned landfills and other hazardous sites, to meet cost-sharing requirements for Superfund sites identified by the US Environmental Protection Agency, to fund related operations and oversight positions within the Environmental Protection Division, and to reimburse local governments for landfill remediation.*

<b>TOTAL STATE FUNDS</b>	\$4,027,423	\$4,027,423	\$4,027,423
State General Funds	\$4,027,423	\$4,027,423	\$4,027,423
<b>TOTAL PUBLIC FUNDS</b>	\$4,027,423	\$4,027,423	\$4,027,423

**231.1 Increase funds for hazardous waste cleanup activities.**

State General Funds	\$3,000,000	\$3,000,000	\$3,000,000
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**231.100 Hazardous Waste Trust Fund** **Appropriation (HB 750)**

*The purpose of this appropriation is to fund investigations and cleanup of abandoned landfills and other hazardous sites, to meet cost-sharing requirements for Superfund sites identified by the US Environmental Protection Agency, to fund related operations and oversight positions within the Environmental Protection Division, and to reimburse local governments for landfill remediation.*

<b>TOTAL STATE FUNDS</b>	\$7,027,423	\$7,027,423	\$7,027,423
<b>State General Funds</b>	\$7,027,423	\$7,027,423	\$7,027,423
<b>TOTAL PUBLIC FUNDS</b>	\$7,027,423	\$7,027,423	\$7,027,423

**Historic Preservation**

**Continuation Budget**

*The purpose of this appropriation is to identify, protect, and preserve Georgia's historical sites by administering historic preservation grants, by cataloging all historic resources statewide, by providing research and planning required to list a site on the state and national historic registries, by working with building owners to ensure that renovation plans comply with historic preservation standards, and by executing and sponsoring archaeological research.*

<b>TOTAL STATE FUNDS</b>	\$1,628,998	\$1,628,998	\$1,628,998
State General Funds	\$1,628,998	\$1,628,998	\$1,628,998
<b>TOTAL FEDERAL FUNDS</b>	\$1,020,787	\$1,020,787	\$1,020,787
Federal Funds Not Itemized	\$1,009,180	\$1,009,180	\$1,009,180
Federal Highway Admin.-Planning & Construction CFDA20.205	\$11,607	\$11,607	\$11,607
<b>TOTAL PUBLIC FUNDS</b>	\$2,649,785	\$2,649,785	\$2,649,785

**232.100 Historic Preservation** **Appropriation (HB 750)**

*The purpose of this appropriation is to identify, protect, and preserve Georgia's historical sites by administering historic preservation grants, by cataloging all historic resources statewide, by providing research and planning required to list a site on the state and national historic registries, by working with building owners to ensure that renovation plans comply with historic preservation standards, and by executing and sponsoring archaeological research.*

<b>TOTAL STATE FUNDS</b>	\$1,628,998	\$1,628,998	\$1,628,998
<b>State General Funds</b>	\$1,628,998	\$1,628,998	\$1,628,998
<b>TOTAL FEDERAL FUNDS</b>	\$1,020,787	\$1,020,787	\$1,020,787
<b>Federal Funds Not Itemized</b>	\$1,009,180	\$1,009,180	\$1,009,180
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$11,607	\$11,607	\$11,607
<b>TOTAL PUBLIC FUNDS</b>	\$2,649,785	\$2,649,785	\$2,649,785

**Law Enforcement**

*The purpose of this appropriation is to enforce all state and federal laws and departmental regulations relative to protecting Georgia's wildlife, natural, archeological, and cultural resources, DNR properties, boating safety, and litter and waste laws; to teach hunter and boater education classes; and to assist other law enforcement agencies upon request in providing public safety for the citizens and visitors of Georgia.*

TOTAL STATE FUNDS	\$18,174,399	\$18,174,399	\$18,174,399
State General Funds	\$18,174,399	\$18,174,399	\$18,174,399
TOTAL FEDERAL FUNDS	\$2,248,458	\$2,248,458	\$2,248,458
Federal Funds Not Itemized	\$2,248,458	\$2,248,458	\$2,248,458
TOTAL AGENCY FUNDS	\$3,657	\$3,657	\$3,657
Rebates, Refunds, and Reimbursements	\$3,657	\$3,657	\$3,657
Rebates, Refunds, and Reimbursements Not Itemized	\$3,657	\$3,657	\$3,657
TOTAL PUBLIC FUNDS	\$20,426,514	\$20,426,514	\$20,426,514

**Continuation Budget****233.100 Law Enforcement****Appropriation (HB 750)**

*The purpose of this appropriation is to enforce all state and federal laws and departmental regulations relative to protecting Georgia's wildlife, natural, archeological, and cultural resources, DNR properties, boating safety, and litter and waste laws; to teach hunter and boater education classes; and to assist other law enforcement agencies upon request in providing public safety for the citizens and visitors of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$18,174,399	\$18,174,399	\$18,174,399
<b>State General Funds</b>	\$18,174,399	\$18,174,399	\$18,174,399
<b>TOTAL FEDERAL FUNDS</b>	\$2,248,458	\$2,248,458	\$2,248,458
<b>Federal Funds Not Itemized</b>	\$2,248,458	\$2,248,458	\$2,248,458
<b>TOTAL AGENCY FUNDS</b>	\$3,657	\$3,657	\$3,657
<b>Rebates, Refunds, and Reimbursements</b>	\$3,657	\$3,657	\$3,657
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$3,657	\$3,657	\$3,657
<b>TOTAL PUBLIC FUNDS</b>	\$20,426,514	\$20,426,514	\$20,426,514

**Parks, Recreation and Historic Sites****Continuation Budget**

*The purpose of this appropriation is to manage, operate, market, and maintain the state's golf courses, parks, lodges, conference centers, and historic sites.*

TOTAL STATE FUNDS	\$14,796,763	\$14,796,763	\$14,796,763
State General Funds	\$14,796,763	\$14,796,763	\$14,796,763
TOTAL FEDERAL FUNDS	\$1,704,029	\$1,704,029	\$1,704,029
Federal Funds Not Itemized	\$1,704,029	\$1,704,029	\$1,704,029
TOTAL AGENCY FUNDS	\$31,619,991	\$31,619,991	\$31,619,991
Contributions, Donations, and Forfeitures	\$518,382	\$518,382	\$518,382
Contributions, Donations, and Forfeitures Not Itemized	\$518,382	\$518,382	\$518,382
Sales and Services	\$31,101,609	\$31,101,609	\$31,101,609
Sales and Services Not Itemized	\$31,101,609	\$31,101,609	\$31,101,609
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$771,800	\$771,800	\$771,800
Agency Funds Transfers	\$771,800	\$771,800	\$771,800
Agency Fund Transfers Not Itemized	\$771,800	\$771,800	\$771,800
TOTAL PUBLIC FUNDS	\$48,892,583	\$48,892,583	\$48,892,583

**234.100 Parks, Recreation and Historic Sites**

**Appropriation (HB 750)**

*The purpose of this appropriation is to manage, operate, market, and maintain the state's golf courses, parks, lodges, conference centers, and historic sites.*

<b>TOTAL STATE FUNDS</b>	\$14,796,763	\$14,796,763	\$14,796,763
<b>State General Funds</b>	\$14,796,763	\$14,796,763	\$14,796,763
<b>TOTAL FEDERAL FUNDS</b>	\$1,704,029	\$1,704,029	\$1,704,029
<b>Federal Funds Not Itemized</b>	\$1,704,029	\$1,704,029	\$1,704,029
<b>TOTAL AGENCY FUNDS</b>	\$31,619,991	\$31,619,991	\$31,619,991
<b>Contributions, Donations, and Forfeitures</b>	\$518,382	\$518,382	\$518,382
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$518,382	\$518,382	\$518,382
<b>Sales and Services</b>	\$31,101,609	\$31,101,609	\$31,101,609
<b>Sales and Services Not Itemized</b>	\$31,101,609	\$31,101,609	\$31,101,609
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$771,800	\$771,800	\$771,800
<b>Agency Funds Transfers</b>	\$771,800	\$771,800	\$771,800
<b>Agency Fund Transfers Not Itemized</b>	\$771,800	\$771,800	\$771,800
<b>TOTAL PUBLIC FUNDS</b>	\$48,892,583	\$48,892,583	\$48,892,583

**Solid Waste Trust Fund****Continuation Budget**

*The purpose of this appropriation is to fund the administration of the Scrap Tire Management Program; to enable emergency, preventative, and corrective actions at solid waste disposal facilities; to assist local governments with the development of solid waste management plans; and to promote statewide recycling and waste reduction programs.*

TOTAL STATE FUNDS	\$2,720,775	\$2,720,775	\$2,720,775
State General Funds	\$2,720,775	\$2,720,775	\$2,720,775
TOTAL PUBLIC FUNDS	\$2,720,775	\$2,720,775	\$2,720,775

**235.100 Solid Waste Trust Fund****Appropriation (HB 750)**

*The purpose of this appropriation is to fund the administration of the Scrap Tire Management Program; to enable emergency, preventative, and corrective actions at solid waste disposal facilities; to assist local governments with the development of solid waste management plans; and to promote statewide recycling and waste reduction programs.*

<b>TOTAL STATE FUNDS</b>	\$2,720,775	\$2,720,775	\$2,720,775
<b>State General Funds</b>	\$2,720,775	\$2,720,775	\$2,720,775
<b>TOTAL PUBLIC FUNDS</b>	\$2,720,775	\$2,720,775	\$2,720,775

**Wildlife Resources****Continuation Budget**

*The purpose of this appropriation is to regulate hunting, fishing, and the operation of watercraft in Georgia; to provide hunter and boating education; to protect non-game and endangered wildlife; to promulgate statewide hunting, fishing, trapping, and coastal commercial fishing regulations; to operate the state's archery and shooting ranges; to license hunters and anglers; and to register boats.*

TOTAL STATE FUNDS	\$17,924,057	\$17,924,057	\$17,924,057
State General Funds	\$17,924,057	\$17,924,057	\$17,924,057
TOTAL FEDERAL FUNDS	\$11,461,866	\$11,461,866	\$11,461,866
Federal Funds Not Itemized	\$11,461,866	\$11,461,866	\$11,461,866
TOTAL AGENCY FUNDS	\$8,552,849	\$8,552,849	\$8,552,849
Contributions, Donations, and Forfeitures	\$10,071	\$10,071	\$10,071
Contributions, Donations, and Forfeitures Not Itemized	\$10,071	\$10,071	\$10,071
Rebates, Refunds, and Reimbursements	\$10,250	\$10,250	\$10,250
Rebates, Refunds, and Reimbursements Not Itemized	\$10,250	\$10,250	\$10,250
Royalties and Rents	\$17,375	\$17,375	\$17,375

Royalties and Rents Not Itemized	\$17,375	\$17,375	\$17,375
Sales and Services	\$8,515,153	\$8,515,153	\$8,515,153
Sales and Services Not Itemized	\$8,515,153	\$8,515,153	\$8,515,153
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$30,000	\$30,000	\$30,000
State Funds Transfers	\$30,000	\$30,000	\$30,000
Agency to Agency Contracts	\$30,000	\$30,000	\$30,000
<b>TOTAL PUBLIC FUNDS</b>	\$37,968,772	\$37,968,772	\$37,968,772

**236.1** *Increase funds for the Wildlife Endowment Fund based on actual lifetime sportsman's license revenues in FY2015.*

State General Funds	\$294,800	\$294,800	\$294,800
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<b>236.100 Wildlife Resources</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to regulate hunting, fishing, and the operation of watercraft in Georgia; to provide hunter and boating education; to protect non-game and endangered wildlife; to promulgate statewide hunting, fishing, trapping, and coastal commercial fishing regulations; to operate the state's archery and shooting ranges; to license hunters and anglers; and to register boats.*

<b>TOTAL STATE FUNDS</b>	\$18,218,857	\$18,218,857	\$18,218,857
<b>State General Funds</b>	\$18,218,857	\$18,218,857	\$18,218,857
<b>TOTAL FEDERAL FUNDS</b>	\$11,461,866	\$11,461,866	\$11,461,866
<b>Federal Funds Not Itemized</b>	\$11,461,866	\$11,461,866	\$11,461,866
<b>TOTAL AGENCY FUNDS</b>	\$8,552,849	\$8,552,849	\$8,552,849
<b>Contributions, Donations, and Forfeitures</b>	\$10,071	\$10,071	\$10,071
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$10,071	\$10,071	\$10,071
<b>Rebates, Refunds, and Reimbursements</b>	\$10,250	\$10,250	\$10,250
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$10,250	\$10,250	\$10,250
<b>Royalties and Rents</b>	\$17,375	\$17,375	\$17,375
<b>Royalties and Rents Not Itemized</b>	\$17,375	\$17,375	\$17,375
<b>Sales and Services</b>	\$8,515,153	\$8,515,153	\$8,515,153
<b>Sales and Services Not Itemized</b>	\$8,515,153	\$8,515,153	\$8,515,153
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$30,000	\$30,000	\$30,000
State Funds Transfers	\$30,000	\$30,000	\$30,000
Agency to Agency Contracts	\$30,000	\$30,000	\$30,000
<b>TOTAL PUBLIC FUNDS</b>	\$38,263,572	\$38,263,572	\$38,263,572

**Provided, that to the extent State Parks and Historic Sites receipts are realized in excess of the amount of such funds contemplated in this Act, the Office of Planning and Budget is authorized to use up to 50 percent of the excess receipts to supplant State funds and the balance may be amended into the budget of the Parks, Recreation and Historic Sites Division for the most critical needs of the Division. This provision shall not apply to revenues collected from a state park's parking pass implemented by the Department.**

*Section 35: Pardons and Paroles, State Board of*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$45,847,115	\$45,847,115	\$45,847,115
State General Funds	\$45,847,115	\$45,847,115	\$45,847,115
TOTAL FEDERAL FUNDS	\$806,050	\$806,050	\$806,050
Federal Funds Not Itemized	\$806,050	\$806,050	\$806,050
TOTAL PUBLIC FUNDS	\$46,653,165	\$46,653,165	\$46,653,165

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$45,854,791	\$45,761,612	\$45,411,612
<b>State General Funds</b>	\$45,854,791	\$45,761,612	\$45,411,612
<b>TOTAL FEDERAL FUNDS</b>	\$806,050	\$806,050	\$806,050
<b>Federal Funds Not Itemized</b>	\$806,050	\$806,050	\$806,050
<b>TOTAL PUBLIC FUNDS</b>	\$46,660,841	\$46,567,662	\$46,217,662

**Board Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support for the agency.*

TOTAL STATE FUNDS	\$1,319,596	\$1,319,596	\$1,319,596
State General Funds	\$1,319,596	\$1,319,596	\$1,319,596
TOTAL PUBLIC FUNDS	\$1,319,596	\$1,319,596	\$1,319,596

**237.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$7,676	\$7,676	\$7,676
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**237.2** *Reduce funds to reflect projected expenditures.*

State General Funds			(\$50,000)
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<b>237.100 Board Administration</b>	<b>Appropriation (HB 750)</b>		
<i>The purpose of this appropriation is to provide administrative support for the agency.</i>			
<b>TOTAL STATE FUNDS</b>	\$1,327,272	\$1,327,272	\$1,277,272
<b>State General Funds</b>	\$1,327,272	\$1,327,272	\$1,277,272
<b>TOTAL PUBLIC FUNDS</b>	\$1,327,272	\$1,327,272	\$1,277,272

**Clemency Decisions**

**Continuation Budget**

*The purpose of this appropriation is to collect data on offenders within the correctional system, make determinations regarding offender eligibility for parole, investigate allegations of employee misconduct, manage the agency's public relations efforts, and administer the Re-Entry Partnership Housing Program.*

TOTAL STATE FUNDS	\$12,262,630	\$12,262,630	\$12,262,630
State General Funds	\$12,262,630	\$12,262,630	\$12,262,630
TOTAL PUBLIC FUNDS	\$12,262,630	\$12,262,630	\$12,262,630

**238.99 SAC:** *The purpose of this appropriation is to support the Board in exercising its constitutional authority over executive clemency. This includes setting tentative parole dates for offenders in the correctional system and all aspects of parole status of offenders in the community including warrants, violations, commutations, and revocations. The Board coordinates all interstate compact release matters regarding the acceptance and placement of parolees into and from the State of Georgia and administers the pardon process by reviewing all applications and granting or denying these applications based on specific criteria.*

**House:** *The purpose of this appropriation is to support the Board in exercising its constitutional authority over executive clemency. This includes setting tentative parole dates for offenders in the correctional system and all aspects of parole status of offenders in the community including warrants, violations, commutations, and revocations. The Board coordinates all interstate compact release matters regarding the acceptance and placement of parolees into and from the State of Georgia and administers the pardon process by reviewing all applications and granting or denying these applications based on specific criteria.*

**Governor:** *The purpose of this appropriation is to support the Board in exercising its constitutional authority over executive clemency. This includes setting tentative parole dates for offenders in the correctional system and all aspects of parole status of offenders in the community including warrants, violations, commutations, and revocations. The Board coordinates all interstate compact release matters regarding the acceptance and placement of parolees into and from the State of Georgia and administers the pardon process by reviewing all applications and granting or denying these applications based on specific criteria.*

State General Funds	\$0	\$0	\$0
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<b>238.100 Clemency Decisions</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to support the Board in exercising its constitutional authority over executive clemency. This includes setting tentative parole dates for offenders in the correctional system and all aspects of parole status of offenders in the community including warrants, violations, commutations, and revocations. The Board coordinates all interstate compact release matters regarding the acceptance and placement of parolees into and from the State of Georgia and administers the pardon process by reviewing all applications and granting or denying these applications based on specific criteria.*

<b>TOTAL STATE FUNDS</b>	\$12,262,630	\$12,262,630	\$12,262,630
<b>State General Funds</b>	\$12,262,630	\$12,262,630	\$12,262,630
<b>TOTAL PUBLIC FUNDS</b>	\$12,262,630	\$12,262,630	\$12,262,630

**Parole Supervision****Continuation Budget**

*The purpose of this appropriation is to transition offenders from prison back into the community as law abiding citizens by providing drug testing, electronic monitoring, parole supervision, and substance abuse treatment, and collecting supervision fees, victims' compensation, and restitution.*

TOTAL STATE FUNDS	\$31,782,779	\$31,782,779	\$31,782,779
State General Funds	\$31,782,779	\$31,782,779	\$31,782,779
TOTAL FEDERAL FUNDS	\$806,050	\$806,050	\$806,050
Federal Funds Not Itemized	\$806,050	\$806,050	\$806,050
<b>TOTAL PUBLIC FUNDS</b>	<b>\$32,588,829</b>	<b>\$32,588,829</b>	<b>\$32,588,829</b>

**239.1 Reduce funds to reflect projected expenditures.**

State General Funds		(\$93,179)	(\$393,179)
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<b>239.100 Parole Supervision</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to transition offenders from prison back into the community as law abiding citizens by providing drug testing, electronic monitoring, parole supervision, and substance abuse treatment, and collecting supervision fees, victims' compensation, and restitution.*

<b>TOTAL STATE FUNDS</b>	\$31,782,779	\$31,689,600	\$31,389,600
<b>State General Funds</b>	\$31,782,779	\$31,689,600	\$31,389,600
<b>TOTAL FEDERAL FUNDS</b>	\$806,050	\$806,050	\$806,050
<b>Federal Funds Not Itemized</b>	\$806,050	\$806,050	\$806,050
<b>TOTAL PUBLIC FUNDS</b>	<b>\$32,588,829</b>	<b>\$32,495,650</b>	<b>\$32,195,650</b>

**Victim Services**

**Continuation Budget**

*The purpose of this appropriation is to provide notification to victims of changes in offender status or placement through the Victim Information Program, to conduct outreach and information gathering from victims during clemency proceedings, to host victim and visitor days, and act as a liaison for victims to the state corrections system.*

TOTAL STATE FUNDS	\$482,110	\$482,110	\$482,110
State General Funds	\$482,110	\$482,110	\$482,110
TOTAL PUBLIC FUNDS	\$482,110	\$482,110	\$482,110

**240.100 Victim Services**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide notification to victims of changes in offender status or placement through the Victim Information Program, to conduct outreach and information gathering from victims during clemency proceedings, to host victim and visitor days, and act as a liaison for victims to the state corrections system.*

<b>TOTAL STATE FUNDS</b>	\$482,110	\$482,110	\$482,110
<b>State General Funds</b>	\$482,110	\$482,110	\$482,110
<b>TOTAL PUBLIC FUNDS</b>	\$482,110	\$482,110	\$482,110

**Section 36: Properties Commission, State**

**Section Total - Continuation**

TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,750,000	\$1,750,000	\$1,750,000
State Funds Transfers	\$1,750,000	\$1,750,000	\$1,750,000
State Fund Transfers Not Itemized	\$1,750,000	\$1,750,000	\$1,750,000
TOTAL PUBLIC FUNDS	\$1,750,000	\$1,750,000	\$1,750,000

**Section Total - Final**

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>State Funds Transfers</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>State Fund Transfers Not Itemized</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,750,000	\$1,750,000	\$1,750,000

**Properties Commission, State**

**Continuation Budget**

*The purpose of this appropriation is to maintain long-term plans for state buildings and land; to compile an accessible database of state-owned and leased real property with information about utilization, demand management, and space standards; and to negotiate better rates in the leasing market and property acquisitions and dispositions.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,750,000	\$1,750,000	\$1,750,000
State Funds Transfers	\$1,750,000	\$1,750,000	\$1,750,000
State Fund Transfers Not Itemized	\$1,750,000	\$1,750,000	\$1,750,000
TOTAL PUBLIC FUNDS	\$1,750,000	\$1,750,000	\$1,750,000

**241.100 Properties Commission, State**

**Appropriation (HB 750)**

*The purpose of this appropriation is to maintain long-term plans for state buildings and land; to compile an accessible database of state-owned and leased real property with information about utilization, demand management, and space standards; and to negotiate better rates in the leasing market and property acquisitions and dispositions.*

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>State Funds Transfers</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>State Fund Transfers Not Itemized</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,750,000	\$1,750,000	\$1,750,000

**Section 37: Public Defender Council, Georgia**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$48,021,765	\$48,021,765	\$48,021,765
State General Funds	\$48,021,765	\$48,021,765	\$48,021,765
TOTAL AGENCY FUNDS	\$340,000	\$340,000	\$340,000
Interest and Investment Income	\$340,000	\$340,000	\$340,000
Interest and Investment Income Not Itemized	\$340,000	\$340,000	\$340,000
TOTAL PUBLIC FUNDS	\$48,361,765	\$48,361,765	\$48,361,765

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$51,176,677	\$51,326,677	\$51,326,677
<b>State General Funds</b>	\$51,176,677	\$51,326,677	\$51,326,677

<b>TOTAL AGENCY FUNDS</b>	\$340,000	\$340,000	\$340,000
<b>Interest and Investment Income</b>	\$340,000	\$340,000	\$340,000
<b>Interest and Investment Income Not Itemized</b>	\$340,000	\$340,000	\$340,000
<b>TOTAL PUBLIC FUNDS</b>	\$51,516,677	\$51,666,677	\$51,666,677

**Public Defender Council**

**Continuation Budget**

*The purpose of this appropriation is to fund the Office of the Georgia Capital Defender, Office of the Mental Health Advocate, and Central Office.*

TOTAL STATE FUNDS	\$7,097,779	\$7,097,779	\$7,097,779
State General Funds	\$7,097,779	\$7,097,779	\$7,097,779
TOTAL AGENCY FUNDS	\$340,000	\$340,000	\$340,000
Interest and Investment Income	\$340,000	\$340,000	\$340,000
Interest and Investment Income Not Itemized	\$340,000	\$340,000	\$340,000
TOTAL PUBLIC FUNDS	\$7,437,779	\$7,437,779	\$7,437,779

**242.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$8,207	\$8,207	\$8,207
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**242.98** *Change the name of the Public Defender Standards Council program to the Public Defender Council program. (G: YES)(H: YES)(S: YES)*

State General Funds	\$0	\$0	\$0
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**242.99 SAC:** *The purpose of this appropriation is to fund the Office of the Georgia Capital Defender, Office of the Mental Health Advocate, Central Office, and the administration of the Conflict Division.*

State General Funds			\$0
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<b>242.100 Public Defender Council</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to fund the Office of the Georgia Capital Defender, Office of the Mental Health Advocate, Central Office, and the administration of the Conflict Division.*

<b>TOTAL STATE FUNDS</b>	\$7,105,986	\$7,105,986	\$7,105,986
<b>State General Funds</b>	\$7,105,986	\$7,105,986	\$7,105,986

<b>TOTAL AGENCY FUNDS</b>	\$340,000	\$340,000	\$340,000
<b>Interest and Investment Income</b>	\$340,000	\$340,000	\$340,000
<b>Interest and Investment Income Not Itemized</b>	\$340,000	\$340,000	\$340,000
<b>TOTAL PUBLIC FUNDS</b>	\$7,445,986	\$7,445,986	\$7,445,986

**Public Defenders**

**Continuation Budget**

*The purpose of this appropriation is to assure that adequate and effective legal representation is provided, independently of political considerations or private interests, to indigent persons who are entitled to representation under this chapter; provided that staffing for circuits are based on O.C.G.A. 17-12.*

TOTAL STATE FUNDS	\$40,923,986	\$40,923,986	\$40,923,986
State General Funds	\$40,923,986	\$40,923,986	\$40,923,986
<b>TOTAL PUBLIC FUNDS</b>	\$40,923,986	\$40,923,986	\$40,923,986

**243.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$791	\$791	\$791
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**243.2** *Increase funds to provide an accountability court supplement for circuit public defenders for six newly established accountability courts in the following circuits: Cordele, Houston, Middle, Paulding, Rome, and Toombs per HB279 (2015 Session).*

State General Funds	\$27,914	\$27,914	\$27,914
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**243.3** *Increase funds to provide for contracted attorneys to ensure geographical coverage and capacity for conflict cases.*

State General Funds	\$3,000,000	\$3,150,000	\$3,150,000
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**243.4** *Increase funds to provide salaries and operations in accordance with the Cordele settlement agreement.*

State General Funds	\$118,000	\$118,000	\$118,000
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**243.99 SAC:** *The purpose of this appropriation is to assure that adequate and effective legal representation is provided, independently of political considerations or private interests, to indigent persons who are entitled to representation under this chapter; provided that staffing for circuits are based on O.C.G.A. 17-12; including providing representation to clients in cases where the Capital Defender or a circuit public defender has a conflict of interest.*

State General Funds			\$0
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**243.100 Public Defenders** **Appropriation (HB 750)**

*The purpose of this appropriation is to assure that adequate and effective legal representation is provided, independently of political considerations or private interests, to indigent persons who are entitled to representation under this chapter; provided that staffing for circuits are based on O.C.G.A. 17-12; including providing representation to clients in cases where the Capital Defender or a circuit public defender has a conflict of interest.*

<b>TOTAL STATE FUNDS</b>	\$44,070,691	\$44,220,691	\$44,220,691
<b>State General Funds</b>	\$44,070,691	\$44,220,691	\$44,220,691
<b>TOTAL PUBLIC FUNDS</b>	\$44,070,691	\$44,220,691	\$44,220,691

**Section 38: Public Health, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$240,708,804	\$240,708,804	\$240,708,804
State General Funds	\$225,532,377	\$225,532,377	\$225,532,377
Tobacco Settlement Funds	\$13,717,860	\$13,717,860	\$13,717,860
Brain & Spinal Injury Trust Fund	\$1,458,567	\$1,458,567	\$1,458,567
TOTAL FEDERAL FUNDS	\$395,911,567	\$395,911,567	\$395,911,567
Federal Funds Not Itemized	\$366,238,853	\$366,238,853	\$366,238,853
Maternal & Child Health Services Block Grant CFDA93.994	\$16,864,606	\$16,864,606	\$16,864,606
Preventive Health & Health Services Block Grant CFDA93.991	\$2,403,579	\$2,403,579	\$2,403,579
FFIND Temp. Assistance for Needy Families CFDA93.558	\$10,404,529	\$10,404,529	\$10,404,529
TOTAL AGENCY FUNDS	\$12,790,542	\$12,790,542	\$12,790,542
Contributions, Donations, and Forfeitures	\$518,999	\$518,999	\$518,999
Contributions, Donations, and Forfeitures Not Itemized	\$518,999	\$518,999	\$518,999
Rebates, Refunds, and Reimbursements	\$8,149,702	\$8,149,702	\$8,149,702
Rebates, Refunds, and Reimbursements Not Itemized	\$8,149,702	\$8,149,702	\$8,149,702
Sales and Services	\$4,121,841	\$4,121,841	\$4,121,841
Sales and Services Not Itemized	\$4,121,841	\$4,121,841	\$4,121,841
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,216,517	\$1,216,517	\$1,216,517
State Funds Transfers	\$771,517	\$771,517	\$771,517
Agency to Agency Contracts	\$771,517	\$771,517	\$771,517
Agency Funds Transfers	\$445,000	\$445,000	\$445,000
Agency Fund Transfers Not Itemized	\$445,000	\$445,000	\$445,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$650,627,430</b>	<b>\$650,627,430</b>	<b>\$650,627,430</b>

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$241,062,856	\$241,062,856	\$241,062,856
State General Funds	\$225,886,429	\$225,886,429	\$225,886,429
Tobacco Settlement Funds	\$13,717,860	\$13,717,860	\$13,717,860
Brain & Spinal Injury Trust Fund	\$1,458,567	\$1,458,567	\$1,458,567
<b>TOTAL FEDERAL FUNDS</b>	\$395,911,567	\$395,911,567	\$395,911,567
Federal Funds Not Itemized	\$366,238,853	\$366,238,853	\$366,238,853
Maternal & Child Health Services Block Grant CFDA93.994	\$16,864,606	\$16,864,606	\$16,864,606
Preventive Health & Health Services Block Grant CFDA93.991	\$2,403,579	\$2,403,579	\$2,403,579
FFIND Temp. Assistance for Needy Families CFDA93.558	\$10,404,529	\$10,404,529	\$10,404,529
<b>TOTAL AGENCY FUNDS</b>	\$12,790,542	\$12,790,542	\$12,790,542
Contributions, Donations, and Forfeitures	\$518,999	\$518,999	\$518,999
Contributions, Donations, and Forfeitures Not Itemized	\$518,999	\$518,999	\$518,999
Rebates, Refunds, and Reimbursements	\$8,149,702	\$8,149,702	\$8,149,702
Rebates, Refunds, and Reimbursements Not Itemized	\$8,149,702	\$8,149,702	\$8,149,702
Sales and Services	\$4,121,841	\$4,121,841	\$4,121,841
Sales and Services Not Itemized	\$4,121,841	\$4,121,841	\$4,121,841
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,216,517	\$1,216,517	\$1,216,517
State Funds Transfers	\$771,517	\$771,517	\$771,517
Agency to Agency Contracts	\$771,517	\$771,517	\$771,517
Agency Funds Transfers	\$445,000	\$445,000	\$445,000
Agency Fund Transfers Not Itemized	\$445,000	\$445,000	\$445,000
<b>TOTAL PUBLIC FUNDS</b>	\$650,981,482	\$650,981,482	\$650,981,482

**Adolescent and Adult Health Promotion****Continuation Budget**

*The purpose of this appropriation is to provide education and services to promote the health and well-being of Georgians. Activities include preventing teenage pregnancies, tobacco use prevention, cancer screening and prevention, and family planning services.*

<b>TOTAL STATE FUNDS</b>	\$10,643,994	\$10,643,994	\$10,643,994
State General Funds	\$3,786,815	\$3,786,815	\$3,786,815
Tobacco Settlement Funds	\$6,857,179	\$6,857,179	\$6,857,179
<b>TOTAL FEDERAL FUNDS</b>	\$19,467,781	\$19,467,781	\$19,467,781
Federal Funds Not Itemized	\$8,397,424	\$8,397,424	\$8,397,424



Maternal & Child Health Services Block Grant CFDA93.994	\$516,828	\$516,828	\$516,828
Preventive Health & Health Services Block Grant CFDA93.991	\$149,000	\$149,000	\$149,000
FFIND Temp. Assistance for Needy Families CFDA93.558	\$10,404,529	\$10,404,529	\$10,404,529
<b>TOTAL AGENCY FUNDS</b>	<b>\$335,000</b>	<b>\$335,000</b>	<b>\$335,000</b>
Contributions, Donations, and Forfeitures	\$335,000	\$335,000	\$335,000
Contributions, Donations, and Forfeitures Not Itemized	\$335,000	\$335,000	\$335,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$410,000</b>	<b>\$410,000</b>	<b>\$410,000</b>
State Funds Transfers	\$410,000	\$410,000	\$410,000
Agency to Agency Contracts	\$410,000	\$410,000	\$410,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$30,856,775</b>	<b>\$30,856,775</b>	<b>\$30,856,775</b>

<b>244.100 Adolescent and Adult Health Promotion</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide education and services to promote the health and well-being of Georgians. Activities include preventing teenage pregnancies, tobacco use prevention, cancer screening and prevention, and family planning services.*

<b>TOTAL STATE FUNDS</b>	\$10,643,994	\$10,643,994	\$10,643,994
State General Funds	\$3,786,815	\$3,786,815	\$3,786,815
Tobacco Settlement Funds	\$6,857,179	\$6,857,179	\$6,857,179
<b>TOTAL FEDERAL FUNDS</b>	<b>\$19,467,781</b>	<b>\$19,467,781</b>	<b>\$19,467,781</b>
Federal Funds Not Itemized	\$8,397,424	\$8,397,424	\$8,397,424
Maternal & Child Health Services Block Grant CFDA93.994	\$516,828	\$516,828	\$516,828
Preventive Health & Health Services Block Grant CFDA93.991	\$149,000	\$149,000	\$149,000
FFIND Temp. Assistance for Needy Families CFDA93.558	\$10,404,529	\$10,404,529	\$10,404,529
<b>TOTAL AGENCY FUNDS</b>	<b>\$335,000</b>	<b>\$335,000</b>	<b>\$335,000</b>
Contributions, Donations, and Forfeitures	\$335,000	\$335,000	\$335,000
Contributions, Donations, and Forfeitures Not Itemized	\$335,000	\$335,000	\$335,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$410,000</b>	<b>\$410,000</b>	<b>\$410,000</b>
State Funds Transfers	\$410,000	\$410,000	\$410,000
Agency to Agency Contracts	\$410,000	\$410,000	\$410,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$30,856,775</b>	<b>\$30,856,775</b>	<b>\$30,856,775</b>

**Adult Essential Health Treatment Services**

**Continuation Budget**

*The purpose of this appropriation is to provide treatment and services to low-income Georgians with cancer, and Georgians at risk of stroke or heart attacks.*

TOTAL STATE FUNDS	\$6,613,249	\$6,613,249	\$6,613,249
State General Funds	\$0	\$0	\$0
Tobacco Settlement Funds	\$6,613,249	\$6,613,249	\$6,613,249
TOTAL FEDERAL FUNDS	\$300,000	\$300,000	\$300,000
Preventive Health & Health Services Block Grant CFDA93.991	\$300,000	\$300,000	\$300,000
TOTAL PUBLIC FUNDS	\$6,913,249	\$6,913,249	\$6,913,249

**245.100 Adult Essential Health Treatment Services****Appropriation (HB 750)**

*The purpose of this appropriation is to provide treatment and services to low-income Georgians with cancer, and Georgians at risk of stroke or heart attacks.*

<b>TOTAL STATE FUNDS</b>	\$6,613,249	\$6,613,249	\$6,613,249
<b>Tobacco Settlement Funds</b>	\$6,613,249	\$6,613,249	\$6,613,249
<b>TOTAL FEDERAL FUNDS</b>	\$300,000	\$300,000	\$300,000
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	\$300,000	\$300,000	\$300,000
<b>TOTAL PUBLIC FUNDS</b>	\$6,913,249	\$6,913,249	\$6,913,249

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all departmental programs.*

TOTAL STATE FUNDS	\$22,381,455	\$22,381,455	\$22,381,455
State General Funds	\$22,249,660	\$22,249,660	\$22,249,660
Tobacco Settlement Funds	\$131,795	\$131,795	\$131,795
TOTAL FEDERAL FUNDS	\$8,312,856	\$8,312,856	\$8,312,856
Federal Funds Not Itemized	\$7,045,918	\$7,045,918	\$7,045,918
Preventive Health & Health Services Block Grant CFDA93.991	\$1,266,938	\$1,266,938	\$1,266,938
TOTAL AGENCY FUNDS	\$3,500,000	\$3,500,000	\$3,500,000
Rebates, Refunds, and Reimbursements	\$3,500,000	\$3,500,000	\$3,500,000
Rebates, Refunds, and Reimbursements Not Itemized	\$3,500,000	\$3,500,000	\$3,500,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$635,517	\$635,517	\$635,517
State Funds Transfers	\$190,517	\$190,517	\$190,517
Agency to Agency Contracts	\$190,517	\$190,517	\$190,517
Agency Funds Transfers	\$445,000	\$445,000	\$445,000
Agency Fund Transfers Not Itemized	\$445,000	\$445,000	\$445,000
TOTAL PUBLIC FUNDS	\$34,829,828	\$34,829,828	\$34,829,828

**246.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$11,513	\$11,513	\$11,513
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**246.2** *Transfer funds from the Immunization program to the Departmental Administration program for telehealth infrastructure maintenance.*

State General Funds	\$122,196	\$122,196	\$122,196
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<b>246.100 Departmental Administration</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide administrative support to all departmental programs.*

<b>TOTAL STATE FUNDS</b>	\$22,515,164	\$22,515,164	\$22,515,164
<b>State General Funds</b>	\$22,383,369	\$22,383,369	\$22,383,369
<b>Tobacco Settlement Funds</b>	\$131,795	\$131,795	\$131,795
<b>TOTAL FEDERAL FUNDS</b>	\$8,312,856	\$8,312,856	\$8,312,856
<b>Federal Funds Not Itemized</b>	\$7,045,918	\$7,045,918	\$7,045,918
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	\$1,266,938	\$1,266,938	\$1,266,938
<b>TOTAL AGENCY FUNDS</b>	\$3,500,000	\$3,500,000	\$3,500,000
<b>Rebates, Refunds, and Reimbursements</b>	\$3,500,000	\$3,500,000	\$3,500,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$3,500,000	\$3,500,000	\$3,500,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$635,517	\$635,517	\$635,517
<b>State Funds Transfers</b>	\$190,517	\$190,517	\$190,517
<b>Agency to Agency Contracts</b>	\$190,517	\$190,517	\$190,517
<b>Agency Funds Transfers</b>	\$445,000	\$445,000	\$445,000
<b>Agency Fund Transfers Not Itemized</b>	\$445,000	\$445,000	\$445,000
<b>TOTAL PUBLIC FUNDS</b>	\$34,963,537	\$34,963,537	\$34,963,537

**Emergency Preparedness / Trauma System Improvement**

**Continuation Budget**

*The purpose of this appropriation is to prepare for natural disasters, bioterrorism, and other emergencies, as well as improving the capacity of the state's trauma system.*

TOTAL STATE FUNDS	\$2,584,725	\$2,584,725	\$2,584,725
State General Funds	\$2,584,725	\$2,584,725	\$2,584,725
TOTAL FEDERAL FUNDS	\$23,675,473	\$23,675,473	\$23,675,473

Federal Funds Not Itemized	\$23,125,473	\$23,125,473	\$23,125,473
Maternal & Child Health Services Block Grant CFDA93.994	\$350,000	\$350,000	\$350,000
Preventive Health & Health Services Block Grant CFDA93.991	\$200,000	\$200,000	\$200,000
<b>TOTAL AGENCY FUNDS</b>	\$976	\$976	\$976
Sales and Services	\$976	\$976	\$976
Sales and Services Not Itemized	\$976	\$976	\$976
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$171,000	\$171,000	\$171,000
State Funds Transfers	\$171,000	\$171,000	\$171,000
Agency to Agency Contracts	\$171,000	\$171,000	\$171,000
<b>TOTAL PUBLIC FUNDS</b>	\$26,432,174	\$26,432,174	\$26,432,174

**247.100 Emergency Preparedness / Trauma System Improvement****Appropriation (HB 750)**

*The purpose of this appropriation is to prepare for natural disasters, bioterrorism, and other emergencies, as well as improving the capacity of the state's trauma system.*

<b>TOTAL STATE FUNDS</b>	\$2,584,725	\$2,584,725	\$2,584,725
State General Funds	\$2,584,725	\$2,584,725	\$2,584,725
<b>TOTAL FEDERAL FUNDS</b>	\$23,675,473	\$23,675,473	\$23,675,473
Federal Funds Not Itemized	\$23,125,473	\$23,125,473	\$23,125,473
Maternal & Child Health Services Block Grant CFDA93.994	\$350,000	\$350,000	\$350,000
Preventive Health & Health Services Block Grant CFDA93.991	\$200,000	\$200,000	\$200,000
<b>TOTAL AGENCY FUNDS</b>	\$976	\$976	\$976
Sales and Services	\$976	\$976	\$976
Sales and Services Not Itemized	\$976	\$976	\$976
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$171,000	\$171,000	\$171,000
State Funds Transfers	\$171,000	\$171,000	\$171,000
Agency to Agency Contracts	\$171,000	\$171,000	\$171,000
<b>TOTAL PUBLIC FUNDS</b>	\$26,432,174	\$26,432,174	\$26,432,174

**Epidemiology****Continuation Budget**

*The purpose of this appropriation is to monitor, investigate, and respond to disease, injury, and other events of public health concern.*

<b>TOTAL STATE FUNDS</b>	\$4,562,622	\$4,562,622	\$4,562,622
State General Funds	\$4,446,985	\$4,446,985	\$4,446,985

Tobacco Settlement Funds	\$115,637	\$115,637	\$115,637
<b>TOTAL FEDERAL FUNDS</b>	<b>\$6,749,343</b>	<b>\$6,749,343</b>	<b>\$6,749,343</b>
Federal Funds Not Itemized	\$6,552,593	\$6,552,593	\$6,552,593
Preventive Health & Health Services Block Grant CFDA93.991	\$196,750	\$196,750	\$196,750
<b>TOTAL AGENCY FUNDS</b>	<b>\$25,156</b>	<b>\$25,156</b>	<b>\$25,156</b>
Sales and Services	\$25,156	\$25,156	\$25,156
Sales and Services Not Itemized	\$25,156	\$25,156	\$25,156
<b>TOTAL PUBLIC FUNDS</b>	<b>\$11,337,121</b>	<b>\$11,337,121</b>	<b>\$11,337,121</b>

**248.100 Epidemiology**

**Appropriation (HB 750)**

*The purpose of this appropriation is to monitor, investigate, and respond to disease, injury, and other events of public health concern.*

<b>TOTAL STATE FUNDS</b>	<b>\$4,562,622</b>	<b>\$4,562,622</b>	<b>\$4,562,622</b>
<b>State General Funds</b>	<b>\$4,446,985</b>	<b>\$4,446,985</b>	<b>\$4,446,985</b>
<b>Tobacco Settlement Funds</b>	<b>\$115,637</b>	<b>\$115,637</b>	<b>\$115,637</b>
<b>TOTAL FEDERAL FUNDS</b>	<b>\$6,749,343</b>	<b>\$6,749,343</b>	<b>\$6,749,343</b>
<b>Federal Funds Not Itemized</b>	<b>\$6,552,593</b>	<b>\$6,552,593</b>	<b>\$6,552,593</b>
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	<b>\$196,750</b>	<b>\$196,750</b>	<b>\$196,750</b>
<b>TOTAL AGENCY FUNDS</b>	<b>\$25,156</b>	<b>\$25,156</b>	<b>\$25,156</b>
<b>Sales and Services</b>	<b>\$25,156</b>	<b>\$25,156</b>	<b>\$25,156</b>
<b>Sales and Services Not Itemized</b>	<b>\$25,156</b>	<b>\$25,156</b>	<b>\$25,156</b>
<b>TOTAL PUBLIC FUNDS</b>	<b>\$11,337,121</b>	<b>\$11,337,121</b>	<b>\$11,337,121</b>

**Immunization**

**Continuation Budget**

*The purpose of this appropriation is to provide immunization, consultation, training, assessment, vaccines, and technical assistance.*

<b>TOTAL STATE FUNDS</b>	<b>\$2,527,706</b>	<b>\$2,527,706</b>	<b>\$2,527,706</b>
State General Funds	\$2,527,706	\$2,527,706	\$2,527,706
<b>TOTAL FEDERAL FUNDS</b>	<b>\$2,061,486</b>	<b>\$2,061,486</b>	<b>\$2,061,486</b>
Federal Funds Not Itemized	\$2,061,486	\$2,061,486	\$2,061,486
<b>TOTAL AGENCY FUNDS</b>	<b>\$4,649,702</b>	<b>\$4,649,702</b>	<b>\$4,649,702</b>
Rebates, Refunds, and Reimbursements	\$4,649,702	\$4,649,702	\$4,649,702
Rebates, Refunds, and Reimbursements Not Itemized	\$4,649,702	\$4,649,702	\$4,649,702
<b>TOTAL PUBLIC FUNDS</b>	<b>\$9,238,894</b>	<b>\$9,238,894</b>	<b>\$9,238,894</b>

**249.1** *Transfer funds from the Immunization program to the Departmental Administration program for telehealth infrastructure maintenance.*

State General Funds	(\$122,196)	(\$122,196)	(\$122,196)
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<b>249.100 Immunization</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide immunization, consultation, training, assessment, vaccines, and technical assistance.*

<b>TOTAL STATE FUNDS</b>	\$2,405,510	\$2,405,510	\$2,405,510
<b>State General Funds</b>	\$2,405,510	\$2,405,510	\$2,405,510
<b>TOTAL FEDERAL FUNDS</b>	\$2,061,486	\$2,061,486	\$2,061,486
<b>Federal Funds Not Itemized</b>	\$2,061,486	\$2,061,486	\$2,061,486
<b>TOTAL AGENCY FUNDS</b>	\$4,649,702	\$4,649,702	\$4,649,702
<b>Rebates, Refunds, and Reimbursements</b>	\$4,649,702	\$4,649,702	\$4,649,702
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$4,649,702	\$4,649,702	\$4,649,702
<b>TOTAL PUBLIC FUNDS</b>	\$9,116,698	\$9,116,698	\$9,116,698

**Infant and Child Essential Health Treatment Services**

**Continuation Budget**

*The purpose of this appropriation is to avoid unnecessary health problems in later life by providing comprehensive health services to infants and children.*

<b>TOTAL STATE FUNDS</b>	\$21,122,570	\$21,122,570	\$21,122,570
State General Funds	\$21,122,570	\$21,122,570	\$21,122,570
<b>TOTAL FEDERAL FUNDS</b>	\$22,745,978	\$22,745,978	\$22,745,978
Federal Funds Not Itemized	\$14,008,298	\$14,008,298	\$14,008,298
Maternal & Child Health Services Block Grant CFDA93.994	\$8,605,171	\$8,605,171	\$8,605,171
Preventive Health & Health Services Block Grant CFDA93.991	\$132,509	\$132,509	\$132,509
<b>TOTAL AGENCY FUNDS</b>	\$3,618,978	\$3,618,978	\$3,618,978
Contributions, Donations, and Forfeitures	\$84,403	\$84,403	\$84,403
Contributions, Donations, and Forfeitures Not Itemized	\$84,403	\$84,403	\$84,403
Sales and Services	\$3,534,575	\$3,534,575	\$3,534,575
Sales and Services Not Itemized	\$3,534,575	\$3,534,575	\$3,534,575
<b>TOTAL PUBLIC FUNDS</b>	\$47,487,526	\$47,487,526	\$47,487,526

**250.100 Infant and Child Essential Health Treatment Services** **Appropriation (HB 750)**

*The purpose of this appropriation is to avoid unnecessary health problems in later life by providing comprehensive health services to infants and children.*

<b>TOTAL STATE FUNDS</b>	\$21,122,570	\$21,122,570	\$21,122,570
<b>State General Funds</b>	\$21,122,570	\$21,122,570	\$21,122,570
<b>TOTAL FEDERAL FUNDS</b>	\$22,745,978	\$22,745,978	\$22,745,978
<b>Federal Funds Not Itemized</b>	\$14,008,298	\$14,008,298	\$14,008,298
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	\$8,605,171	\$8,605,171	\$8,605,171
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	\$132,509	\$132,509	\$132,509
<b>TOTAL AGENCY FUNDS</b>	\$3,618,978	\$3,618,978	\$3,618,978
<b>Contributions, Donations, and Forfeitures</b>	\$84,403	\$84,403	\$84,403
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$84,403	\$84,403	\$84,403
<b>Sales and Services</b>	\$3,534,575	\$3,534,575	\$3,534,575
<b>Sales and Services Not Itemized</b>	\$3,534,575	\$3,534,575	\$3,534,575
<b>TOTAL PUBLIC FUNDS</b>	\$47,487,526	\$47,487,526	\$47,487,526

**Infant and Child Health Promotion**

**Continuation Budget**

*The purpose of this appropriation is to provide education and services to promote health and nutrition for infants and children.*

<b>TOTAL STATE FUNDS</b>	\$12,838,479	\$12,838,479	\$12,838,479
<b>State General Funds</b>	\$12,838,479	\$12,838,479	\$12,838,479
<b>TOTAL FEDERAL FUNDS</b>	\$263,629,246	\$263,629,246	\$263,629,246
<b>Federal Funds Not Itemized</b>	\$256,236,639	\$256,236,639	\$256,236,639
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	\$7,392,607	\$7,392,607	\$7,392,607
<b>TOTAL AGENCY FUNDS</b>	\$86,587	\$86,587	\$86,587
<b>Contributions, Donations, and Forfeitures</b>	\$86,587	\$86,587	\$86,587
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$86,587	\$86,587	\$86,587
<b>TOTAL PUBLIC FUNDS</b>	\$276,554,312	\$276,554,312	\$276,554,312

**251.100 Infant and Child Health Promotion** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide education and services to promote health and nutrition for infants and children.*

<b>TOTAL STATE FUNDS</b>	\$12,838,479	\$12,838,479	\$12,838,479
<b>State General Funds</b>	\$12,838,479	\$12,838,479	\$12,838,479
<b>TOTAL FEDERAL FUNDS</b>	\$263,629,246	\$263,629,246	\$263,629,246

<b>Federal Funds Not Itemized</b>	\$256,236,639	\$256,236,639	\$256,236,639
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	\$7,392,607	\$7,392,607	\$7,392,607
<b>TOTAL AGENCY FUNDS</b>	\$86,587	\$86,587	\$86,587
<b>Contributions, Donations, and Forfeitures</b>	\$86,587	\$86,587	\$86,587
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$86,587	\$86,587	\$86,587
<b>TOTAL PUBLIC FUNDS</b>	\$276,554,312	\$276,554,312	\$276,554,312

**Infectious Disease Control****Continuation Budget**

*The purpose of this appropriation is to ensure quality prevention and treatment of HIV/AIDS, sexually transmitted diseases, tuberculosis, and other infectious diseases.*

<b>TOTAL STATE FUNDS</b>	\$31,696,391	\$31,696,391	\$31,696,391
State General Funds	\$31,696,391	\$31,696,391	\$31,696,391
<b>TOTAL FEDERAL FUNDS</b>	\$47,927,661	\$47,927,661	\$47,927,661
Federal Funds Not Itemized	\$47,927,661	\$47,927,661	\$47,927,661
<b>TOTAL AGENCY FUNDS</b>	\$13,009	\$13,009	\$13,009
Contributions, Donations, and Forfeitures	\$13,009	\$13,009	\$13,009
Contributions, Donations, and Forfeitures Not Itemized	\$13,009	\$13,009	\$13,009
<b>TOTAL PUBLIC FUNDS</b>	\$79,637,061	\$79,637,061	\$79,637,061

**252.100 Infectious Disease Control****Appropriation (HB 750)**

*The purpose of this appropriation is to ensure quality prevention and treatment of HIV/AIDS, sexually transmitted diseases, tuberculosis, and other infectious diseases.*

<b>TOTAL STATE FUNDS</b>	\$31,696,391	\$31,696,391	\$31,696,391
<b>State General Funds</b>	\$31,696,391	\$31,696,391	\$31,696,391
<b>TOTAL FEDERAL FUNDS</b>	\$47,927,661	\$47,927,661	\$47,927,661
<b>Federal Funds Not Itemized</b>	\$47,927,661	\$47,927,661	\$47,927,661
<b>TOTAL AGENCY FUNDS</b>	\$13,009	\$13,009	\$13,009
<b>Contributions, Donations, and Forfeitures</b>	\$13,009	\$13,009	\$13,009
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$13,009	\$13,009	\$13,009
<b>TOTAL PUBLIC FUNDS</b>	\$79,637,061	\$79,637,061	\$79,637,061



**Inspections and Environmental Hazard Control**

**Continuation Budget**

*The purpose of this appropriation is to detect and prevent environmental hazards, as well as providing inspection and enforcement of health regulations for food service establishments, sewage management facilities, and swimming pools.*

TOTAL STATE FUNDS	\$3,776,351	\$3,776,351	\$3,776,351
State General Funds	\$3,776,351	\$3,776,351	\$3,776,351
TOTAL FEDERAL FUNDS	\$511,063	\$511,063	\$511,063
Federal Funds Not Itemized	\$352,681	\$352,681	\$352,681
Preventive Health & Health Services Block Grant CFDA93.991	\$158,382	\$158,382	\$158,382
TOTAL AGENCY FUNDS	\$561,134	\$561,134	\$561,134
Sales and Services	\$561,134	\$561,134	\$561,134
Sales and Services Not Itemized	\$561,134	\$561,134	\$561,134
TOTAL PUBLIC FUNDS	\$4,848,548	\$4,848,548	\$4,848,548

**253.100 Inspections and Environmental Hazard Control**

**Appropriation (HB 750)**

*The purpose of this appropriation is to detect and prevent environmental hazards, as well as providing inspection and enforcement of health regulations for food service establishments, sewage management facilities, and swimming pools.*

<b>TOTAL STATE FUNDS</b>	\$3,776,351	\$3,776,351	\$3,776,351
<b>State General Funds</b>	\$3,776,351	\$3,776,351	\$3,776,351
<b>TOTAL FEDERAL FUNDS</b>	\$511,063	\$511,063	\$511,063
<b>Federal Funds Not Itemized</b>	\$352,681	\$352,681	\$352,681
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	\$158,382	\$158,382	\$158,382
<b>TOTAL AGENCY FUNDS</b>	\$561,134	\$561,134	\$561,134
<b>Sales and Services</b>	\$561,134	\$561,134	\$561,134
<b>Sales and Services Not Itemized</b>	\$561,134	\$561,134	\$561,134
<b>TOTAL PUBLIC FUNDS</b>	\$4,848,548	\$4,848,548	\$4,848,548

**Public Health Formula Grants to Counties**

**Continuation Budget**

*The purpose of this appropriation is to provide general grant-in-aid to county boards of health delivering local public health services.*

TOTAL STATE FUNDS	\$100,343,948	\$100,343,948	\$100,343,948
State General Funds	\$100,343,948	\$100,343,948	\$100,343,948
TOTAL PUBLIC FUNDS	\$100,343,948	\$100,343,948	\$100,343,948

**254.100 Public Health Formula Grants to Counties****Appropriation (HB 750)**

*The purpose of this appropriation is to provide general grant-in-aid to county boards of health delivering local public health services.*

<b>TOTAL STATE FUNDS</b>	\$100,343,948	\$100,343,948	\$100,343,948
<b>State General Funds</b>	\$100,343,948	\$100,343,948	\$100,343,948
<b>TOTAL PUBLIC FUNDS</b>	\$100,343,948	\$100,343,948	\$100,343,948

**Vital Records****Continuation Budget**

*The purpose of this appropriation is to register, enter, archive and provide to the public in a timely manner vital records and associated documents.*

<b>TOTAL STATE FUNDS</b>	\$3,786,253	\$3,786,253	\$3,786,253
State General Funds	\$3,786,253	\$3,786,253	\$3,786,253
<b>TOTAL FEDERAL FUNDS</b>	\$530,680	\$530,680	\$530,680
Federal Funds Not Itemized	\$530,680	\$530,680	\$530,680
<b>TOTAL PUBLIC FUNDS</b>	\$4,316,933	\$4,316,933	\$4,316,933

**255.1 Increase funds for moving and relocation costs.**

State General Funds	\$342,539	\$342,539	\$342,539
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**255.100 Vital Records****Appropriation (HB 750)**

*The purpose of this appropriation is to register, enter, archive and provide to the public in a timely manner vital records and associated documents.*

<b>TOTAL STATE FUNDS</b>	\$4,128,792	\$4,128,792	\$4,128,792
<b>State General Funds</b>	\$4,128,792	\$4,128,792	\$4,128,792
<b>TOTAL FEDERAL FUNDS</b>	\$530,680	\$530,680	\$530,680
<b>Federal Funds Not Itemized</b>	\$530,680	\$530,680	\$530,680
<b>TOTAL PUBLIC FUNDS</b>	\$4,659,472	\$4,659,472	\$4,659,472

**Brain and Spinal Injury Trust Fund****Continuation Budget**

*The purpose of this appropriation is to provide disbursements from the Trust Fund to offset the costs of care and rehabilitative services to citizens of the state who have survived brain or spinal cord injuries.*

<b>TOTAL STATE FUNDS</b>	\$1,458,567	\$1,458,567	\$1,458,567
State General Funds	\$0	\$0	\$0

Brain & Spinal Injury Trust Fund	\$1,458,567	\$1,458,567	\$1,458,567
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,458,567</b>	<b>\$1,458,567</b>	<b>\$1,458,567</b>

**256.100 Brain and Spinal Injury Trust Fund** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide disbursements from the Trust Fund to offset the costs of care and rehabilitative services to citizens of the state who have survived brain or spinal cord injuries.*

<b>TOTAL STATE FUNDS</b>	\$1,458,567	\$1,458,567	\$1,458,567
<b>Brain &amp; Spinal Injury Trust Fund</b>	\$1,458,567	\$1,458,567	\$1,458,567
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,458,567</b>	<b>\$1,458,567</b>	<b>\$1,458,567</b>

**Georgia Trauma Care Network Commission**

**Continuation Budget**

*The purpose of this appropriation is to establish, maintain, and administer a trauma center network, to coordinate the best use of existing trauma facilities and to direct patients to the best available facility for treatment of traumatic injury and participate in the accountability mechanism for the entire Georgia trauma system, primarily overseeing the flow of funds for system improvement.*

TOTAL STATE FUNDS	\$16,372,494	\$16,372,494	\$16,372,494
State General Funds	\$16,372,494	\$16,372,494	\$16,372,494
<b>TOTAL PUBLIC FUNDS</b>	<b>\$16,372,494</b>	<b>\$16,372,494</b>	<b>\$16,372,494</b>

**257.100 Georgia Trauma Care Network Commission** **Appropriation (HB 750)**

*The purpose of this appropriation is to establish, maintain, and administer a trauma center network, to coordinate the best use of existing trauma facilities and to direct patients to the best available facility for treatment of traumatic injury and participate in the accountability mechanism for the entire Georgia trauma system, primarily overseeing the flow of funds for system improvement.*

<b>TOTAL STATE FUNDS</b>	\$16,372,494	\$16,372,494	\$16,372,494
<b>State General Funds</b>	\$16,372,494	\$16,372,494	\$16,372,494
<b>TOTAL PUBLIC FUNDS</b>	<b>\$16,372,494</b>	<b>\$16,372,494</b>	<b>\$16,372,494</b>

**Section 39: Public Safety, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$143,525,522	\$143,525,522	\$143,525,522
State General Funds	\$143,525,522	\$143,525,522	\$143,525,522
TOTAL FEDERAL FUNDS	\$23,504,462	\$23,504,462	\$23,504,462
Federal Funds Not Itemized	\$23,504,462	\$23,504,462	\$23,504,462

TOTAL AGENCY FUNDS	\$28,355,052	\$28,355,052	\$28,355,052
Intergovernmental Transfers	\$13,541,314	\$13,541,314	\$13,541,314
Intergovernmental Transfers Not Itemized	\$13,541,314	\$13,541,314	\$13,541,314
Rebates, Refunds, and Reimbursements	\$3,000	\$3,000	\$3,000
Rebates, Refunds, and Reimbursements Not Itemized	\$3,000	\$3,000	\$3,000
Sales and Services	\$13,960,738	\$13,960,738	\$13,960,738
Sales and Services Not Itemized	\$13,960,738	\$13,960,738	\$13,960,738
Sanctions, Fines, and Penalties	\$850,000	\$850,000	\$850,000
Sanctions, Fines, and Penalties Not Itemized	\$850,000	\$850,000	\$850,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$289,180	\$289,180	\$289,180
State Funds Transfers	\$289,180	\$289,180	\$289,180
Agency to Agency Contracts	\$289,180	\$289,180	\$289,180
TOTAL PUBLIC FUNDS	\$195,674,216	\$195,674,216	\$195,674,216

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$144,768,193	\$144,768,193	\$144,668,193
<b>State General Funds</b>	\$144,768,193	\$144,768,193	\$144,668,193
<b>TOTAL FEDERAL FUNDS</b>	\$23,504,462	\$23,504,462	\$23,504,462
<b>Federal Funds Not Itemized</b>	\$23,504,462	\$23,504,462	\$23,504,462
<b>TOTAL AGENCY FUNDS</b>	\$28,355,052	\$28,355,052	\$28,355,052
<b>Intergovernmental Transfers</b>	\$13,541,314	\$13,541,314	\$13,541,314
<b>Intergovernmental Transfers Not Itemized</b>	\$13,541,314	\$13,541,314	\$13,541,314
<b>Rebates, Refunds, and Reimbursements</b>	\$3,000	\$3,000	\$3,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$3,000	\$3,000	\$3,000
<b>Sales and Services</b>	\$13,960,738	\$13,960,738	\$13,960,738
<b>Sales and Services Not Itemized</b>	\$13,960,738	\$13,960,738	\$13,960,738
<b>Sanctions, Fines, and Penalties</b>	\$850,000	\$850,000	\$850,000
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$850,000	\$850,000	\$850,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$289,180	\$289,180	\$289,180
<b>State Funds Transfers</b>	\$289,180	\$289,180	\$289,180
<b>Agency to Agency Contracts</b>	\$289,180	\$289,180	\$289,180
<b>TOTAL PUBLIC FUNDS</b>	\$196,916,887	\$196,916,887	\$196,816,887

**Aviation**

**Continuation Budget**

*The purpose of this appropriation is to provide aerial support for search and rescue missions and search and apprehension missions in criminal pursuits within the State of Georgia; to provide transport flights to conduct state business, for emergency medical transport, and to support local and federal agencies in public safety efforts with aerial surveillance and observation.*

TOTAL STATE FUNDS	\$4,104,714	\$4,104,714	\$4,104,714
State General Funds	\$4,104,714	\$4,104,714	\$4,104,714
TOTAL FEDERAL FUNDS	\$10,034	\$10,034	\$10,034
Federal Funds Not Itemized	\$10,034	\$10,034	\$10,034
TOTAL AGENCY FUNDS	\$100,000	\$100,000	\$100,000
Sales and Services	\$100,000	\$100,000	\$100,000
Sales and Services Not Itemized	\$100,000	\$100,000	\$100,000
TOTAL PUBLIC FUNDS	\$4,214,748	\$4,214,748	\$4,214,748

**258.100 Aviation**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide aerial support for search and rescue missions and search and apprehension missions in criminal pursuits within the State of Georgia; to provide transport flights to conduct state business, for emergency medical transport, and to support local and federal agencies in public safety efforts with aerial surveillance and observation.*

<b>TOTAL STATE FUNDS</b>	\$4,104,714	\$4,104,714	\$4,104,714
<b>State General Funds</b>	\$4,104,714	\$4,104,714	\$4,104,714
<b>TOTAL FEDERAL FUNDS</b>	\$10,034	\$10,034	\$10,034
<b>Federal Funds Not Itemized</b>	\$10,034	\$10,034	\$10,034
<b>TOTAL AGENCY FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$4,214,748	\$4,214,748	\$4,214,748

**Capitol Police Services**

**Continuation Budget**

*The purpose of this appropriation is to protect life and property in the Capitol Square area, enforce traffic regulations around the Capitol, monitor entrances of state buildings, screen packages and personal items of individuals entering state facilities, and provide general security for elected officials, government employees, and visitors to the Capitol.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

TOTAL AGENCY FUNDS	\$8,143,321	\$8,143,321	\$8,143,321
Intergovernmental Transfers	\$190,000	\$190,000	\$190,000
Intergovernmental Transfers Not Itemized	\$190,000	\$190,000	\$190,000
Sales and Services	\$7,953,321	\$7,953,321	\$7,953,321
Sales and Services Not Itemized	\$7,953,321	\$7,953,321	\$7,953,321
TOTAL PUBLIC FUNDS	\$8,143,321	\$8,143,321	\$8,143,321

**259.100 Capitol Police Services****Appropriation (HB 750)**

*The purpose of this appropriation is to protect life and property in the Capitol Square area, enforce traffic regulations around the Capitol, monitor entrances of state buildings, screen packages and personal items of individuals entering state facilities, and provide general security for elected officials, government employees, and visitors to the Capitol.*

<b>TOTAL AGENCY FUNDS</b>	\$8,143,321	\$8,143,321	\$8,143,321
<b>Intergovernmental Transfers</b>	\$190,000	\$190,000	\$190,000
<b>Intergovernmental Transfers Not Itemized</b>	\$190,000	\$190,000	\$190,000
<b>Sales and Services</b>	\$7,953,321	\$7,953,321	\$7,953,321
<b>Sales and Services Not Itemized</b>	\$7,953,321	\$7,953,321	\$7,953,321
<b>TOTAL PUBLIC FUNDS</b>	\$8,143,321	\$8,143,321	\$8,143,321

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to work cooperatively with all levels of government to provide a safe environment for residents and visitors to our state.*

TOTAL STATE FUNDS	\$8,690,701	\$8,690,701	\$8,690,701
State General Funds	\$8,690,701	\$8,690,701	\$8,690,701
TOTAL FEDERAL FUNDS	\$5,571	\$5,571	\$5,571
Federal Funds Not Itemized	\$5,571	\$5,571	\$5,571
TOTAL AGENCY FUNDS	\$3,510	\$3,510	\$3,510
Sales and Services	\$3,510	\$3,510	\$3,510
Sales and Services Not Itemized	\$3,510	\$3,510	\$3,510
TOTAL PUBLIC FUNDS	\$8,699,782	\$8,699,782	\$8,699,782

**260.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$8,742	\$8,742	\$8,742
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**260.100 Departmental Administration** **Appropriation (HB 750)**

*The purpose of this appropriation is to work cooperatively with all levels of government to provide a safe environment for residents and visitors to our state.*

<b>TOTAL STATE FUNDS</b>	\$8,699,443	\$8,699,443	\$8,699,443
<b>State General Funds</b>	\$8,699,443	\$8,699,443	\$8,699,443
<b>TOTAL FEDERAL FUNDS</b>	\$5,571	\$5,571	\$5,571
<b>Federal Funds Not Itemized</b>	\$5,571	\$5,571	\$5,571
<b>TOTAL AGENCY FUNDS</b>	\$3,510	\$3,510	\$3,510
<b>Sales and Services</b>	\$3,510	\$3,510	\$3,510
<b>Sales and Services Not Itemized</b>	\$3,510	\$3,510	\$3,510
<b>TOTAL PUBLIC FUNDS</b>	\$8,708,524	\$8,708,524	\$8,708,524

**Field Offices and Services**

**Continuation Budget**

*The purpose of this appropriation is to provide enforcement for traffic and criminal laws through the Department of Public Safety's Uniform Division, and support a variety of specialized teams and offices, which include the Motorcycle Unit, Criminal Interdiction Unit, the Crisis Negotiations Team, the Special Projects Adjutant Office, Headquarters Adjutant Office, Special Investigations Office, the Special Weapons and Tactics (SWAT) Unit, and the Training Unit.*

<b>TOTAL STATE FUNDS</b>	\$101,817,527	\$101,817,527	\$101,817,527
State General Funds	\$101,817,527	\$101,817,527	\$101,817,527
<b>TOTAL FEDERAL FUNDS</b>	\$1,888,148	\$1,888,148	\$1,888,148
Federal Funds Not Itemized	\$1,888,148	\$1,888,148	\$1,888,148
<b>TOTAL AGENCY FUNDS</b>	\$8,548,708	\$8,548,708	\$8,548,708
Intergovernmental Transfers	\$7,677,456	\$7,677,456	\$7,677,456
Intergovernmental Transfers Not Itemized	\$7,677,456	\$7,677,456	\$7,677,456
Sales and Services	\$21,252	\$21,252	\$21,252
Sales and Services Not Itemized	\$21,252	\$21,252	\$21,252
Sanctions, Fines, and Penalties	\$850,000	\$850,000	\$850,000
Sanctions, Fines, and Penalties Not Itemized	\$850,000	\$850,000	\$850,000
<b>TOTAL PUBLIC FUNDS</b>	\$112,254,383	\$112,254,383	\$112,254,383

**261.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$10,425	\$10,425	\$10,425
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**261.2** Utilize existing funds of \$1,242,107 for personnel and operations cost for a 50 man trooper school. (G: YES)(H: YES)(S: YES)

State General Funds	\$0	\$0	\$0
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**261.100 Field Offices and Services**
**Appropriation (HB 750)**

*The purpose of this appropriation is to provide enforcement for traffic and criminal laws through the Department of Public Safety's Uniform Division, and support a variety of specialized teams and offices, which include the Motorcycle Unit, Criminal Interdiction Unit, the Crisis Negotiations Team, the Special Projects Adjutant Office, Headquarters Adjutant Office, Special Investigations Office, the Special Weapons and Tactics (SWAT) Unit, and the Training Unit.*

<b>TOTAL STATE FUNDS</b>	\$101,827,952	\$101,827,952	\$101,827,952
State General Funds	\$101,827,952	\$101,827,952	\$101,827,952
<b>TOTAL FEDERAL FUNDS</b>	\$1,888,148	\$1,888,148	\$1,888,148
Federal Funds Not Itemized	\$1,888,148	\$1,888,148	\$1,888,148
<b>TOTAL AGENCY FUNDS</b>	\$8,548,708	\$8,548,708	\$8,548,708
Intergovernmental Transfers	\$7,677,456	\$7,677,456	\$7,677,456
Intergovernmental Transfers Not Itemized	\$7,677,456	\$7,677,456	\$7,677,456
Sales and Services	\$21,252	\$21,252	\$21,252
Sales and Services Not Itemized	\$21,252	\$21,252	\$21,252
Sanctions, Fines, and Penalties	\$850,000	\$850,000	\$850,000
Sanctions, Fines, and Penalties Not Itemized	\$850,000	\$850,000	\$850,000
<b>TOTAL PUBLIC FUNDS</b>	\$112,264,808	\$112,264,808	\$112,264,808

**Motor Carrier Compliance**
**Continuation Budget**

*The purpose of this appropriation is to provide inspection, regulation, and enforcement for size, weight, and safety standards as well as traffic and criminal laws for commercial motor carriers, limousines, non-consensual tow trucks, household goods movers, all buses, and large passenger vehicles as well as providing High Occupancy Vehicle and High Occupancy Toll lane use restriction enforcement.*

<b>TOTAL STATE FUNDS</b>	\$10,073,561	\$10,073,561	\$10,073,561
State General Funds	\$10,073,561	\$10,073,561	\$10,073,561
<b>TOTAL FEDERAL FUNDS</b>	\$2,627,825	\$2,627,825	\$2,627,825
Federal Funds Not Itemized	\$2,627,825	\$2,627,825	\$2,627,825



TOTAL AGENCY FUNDS	\$4,799,536	\$4,799,536	\$4,799,536
Intergovernmental Transfers	\$593,069	\$593,069	\$593,069
Intergovernmental Transfers Not Itemized	\$593,069	\$593,069	\$593,069
Rebates, Refunds, and Reimbursements	\$3,000	\$3,000	\$3,000
Rebates, Refunds, and Reimbursements Not Itemized	\$3,000	\$3,000	\$3,000
Sales and Services	\$4,203,467	\$4,203,467	\$4,203,467
Sales and Services Not Itemized	\$4,203,467	\$4,203,467	\$4,203,467
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$90,000	\$90,000	\$90,000
State Funds Transfers	\$90,000	\$90,000	\$90,000
Agency to Agency Contracts	\$90,000	\$90,000	\$90,000
TOTAL PUBLIC FUNDS	\$17,590,922	\$17,590,922	\$17,590,922

**262.100 Motor Carrier Compliance**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide inspection, regulation, and enforcement for size, weight, and safety standards as well as traffic and criminal laws for commercial motor carriers, limousines, non-consensual tow trucks, household goods movers, all buses, and large passenger vehicles as well as providing High Occupancy Vehicle and High Occupancy Toll lane use restriction enforcement.*

<b>TOTAL STATE FUNDS</b>	\$10,073,561	\$10,073,561	\$10,073,561
<b>State General Funds</b>	\$10,073,561	\$10,073,561	\$10,073,561
<b>TOTAL FEDERAL FUNDS</b>	\$2,627,825	\$2,627,825	\$2,627,825
<b>Federal Funds Not Itemized</b>	\$2,627,825	\$2,627,825	\$2,627,825
<b>TOTAL AGENCY FUNDS</b>	\$4,799,536	\$4,799,536	\$4,799,536
<b>Intergovernmental Transfers</b>	\$593,069	\$593,069	\$593,069
<b>Intergovernmental Transfers Not Itemized</b>	\$593,069	\$593,069	\$593,069
<b>Rebates, Refunds, and Reimbursements</b>	\$3,000	\$3,000	\$3,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$3,000	\$3,000	\$3,000
<b>Sales and Services</b>	\$4,203,467	\$4,203,467	\$4,203,467
<b>Sales and Services Not Itemized</b>	\$4,203,467	\$4,203,467	\$4,203,467
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$90,000	\$90,000	\$90,000
<b>State Funds Transfers</b>	\$90,000	\$90,000	\$90,000
<b>Agency to Agency Contracts</b>	\$90,000	\$90,000	\$90,000
<b>TOTAL PUBLIC FUNDS</b>	\$17,590,922	\$17,590,922	\$17,590,922

**Firefighter Standards and Training Council, Georgia****Continuation Budget**

*The purpose of this appropriation is to provide professionally trained, competent, and ethical firefighters with the proper equipment and facilities to ensure a fire-safe environment for Georgia citizens, and establish professional standards for fire service training including consulting, testing, and certification of Georgia firefighters.*

TOTAL STATE FUNDS	\$695,864	\$695,864	\$695,864
State General Funds	\$695,864	\$695,864	\$695,864
TOTAL PUBLIC FUNDS	\$695,864	\$695,864	\$695,864

**263.1** *Reduce funds to meet projected expenditures.*

State General Funds			(\$100,000)
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**263.100 Firefighter Standards and Training Council, Georgia****Appropriation (HB 750)**

*The purpose of this appropriation is to provide professionally trained, competent, and ethical firefighters with the proper equipment and facilities to ensure a fire-safe environment for Georgia citizens, and establish professional standards for fire service training including consulting, testing, and certification of Georgia firefighters.*

<b>TOTAL STATE FUNDS</b>	\$695,864	\$695,864	\$595,864
<b>State General Funds</b>	\$695,864	\$695,864	\$595,864
<b>TOTAL PUBLIC FUNDS</b>	\$695,864	\$695,864	\$595,864

**Highway Safety, Office of****Continuation Budget**

*The purpose of this appropriation is to educate the public on highway safety issues, and facilitate the implementation of programs to reduce crashes, injuries, and fatalities on Georgia roadways.*

TOTAL STATE FUNDS	\$3,494,886	\$3,494,886	\$3,494,886
State General Funds	\$3,494,886	\$3,494,886	\$3,494,886
TOTAL FEDERAL FUNDS	\$17,912,078	\$17,912,078	\$17,912,078
Federal Funds Not Itemized	\$17,912,078	\$17,912,078	\$17,912,078
TOTAL AGENCY FUNDS	\$337,102	\$337,102	\$337,102
Sales and Services	\$337,102	\$337,102	\$337,102
Sales and Services Not Itemized	\$337,102	\$337,102	\$337,102
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$199,180	\$199,180	\$199,180
State Funds Transfers	\$199,180	\$199,180	\$199,180

Agency to Agency Contracts	\$199,180	\$199,180	\$199,180
<b>TOTAL PUBLIC FUNDS</b>	<b>\$21,943,246</b>	<b>\$21,943,246</b>	<b>\$21,943,246</b>

**264.1** *Increase funds for driver education and training to reflect the intent of SB231 (2013 Session).*

State General Funds	\$821,554	\$821,554	\$821,554
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<b>264.100 Highway Safety, Office of</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to educate the public on highway safety issues, and facilitate the implementation of programs to reduce crashes, injuries, and fatalities on Georgia roadways.*

<b>TOTAL STATE FUNDS</b>	\$4,316,440	\$4,316,440	\$4,316,440
<b>State General Funds</b>	\$4,316,440	\$4,316,440	\$4,316,440
<b>TOTAL FEDERAL FUNDS</b>	\$17,912,078	\$17,912,078	\$17,912,078
<b>Federal Funds Not Itemized</b>	\$17,912,078	\$17,912,078	\$17,912,078
<b>TOTAL AGENCY FUNDS</b>	\$337,102	\$337,102	\$337,102
<b>Sales and Services</b>	\$337,102	\$337,102	\$337,102
<b>Sales and Services Not Itemized</b>	\$337,102	\$337,102	\$337,102
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$199,180	\$199,180	\$199,180
<b>State Funds Transfers</b>	\$199,180	\$199,180	\$199,180
<b>Agency to Agency Contracts</b>	\$199,180	\$199,180	\$199,180
<b>TOTAL PUBLIC FUNDS</b>	<b>\$22,764,800</b>	<b>\$22,764,800</b>	<b>\$22,764,800</b>

**Peace Officer Standards and Training Council, Georgia**

**Continuation Budget**

*The purpose of this appropriation is to set standards for the law enforcement community; ensure adequate training at the highest level for all of Georgia's law enforcement officers and public safety professionals; and, certify individuals when all requirements are met. Investigate officers and public safety professionals when an allegation of unethical and/or illegal conduct is made, and sanction these individuals by disciplining officers and public safety professionals when necessary.*

<b>TOTAL STATE FUNDS</b>	\$2,904,319	\$2,904,319	\$2,904,319
State General Funds	\$2,904,319	\$2,904,319	\$2,904,319
<b>TOTAL PUBLIC FUNDS</b>	<b>\$2,904,319</b>	<b>\$2,904,319</b>	<b>\$2,904,319</b>

**265.1** *Increase funds to provide mandatory training for newly elected sheriffs.*

State General Funds	\$401,950	\$401,950	\$401,950
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**265.100 Peace Officer Standards and Training Council, Georgia****Appropriation (HB 750)**

*The purpose of this appropriation is to set standards for the law enforcement community; ensure adequate training at the highest level for all of Georgia's law enforcement officers and public safety professionals; and, certify individuals when all requirements are met. Investigate officers and public safety professionals when an allegation of unethical and/or illegal conduct is made, and sanction these individuals by disciplining officers and public safety professionals when necessary.*

<b>TOTAL STATE FUNDS</b>	\$3,306,269	\$3,306,269	\$3,306,269
<b>State General Funds</b>	\$3,306,269	\$3,306,269	\$3,306,269
<b>TOTAL PUBLIC FUNDS</b>	\$3,306,269	\$3,306,269	\$3,306,269

**Public Safety Training Center, Georgia****Continuation Budget**

*The purpose of this appropriation is to develop, deliver, and facilitate training that results in professional and competent public safety services for the people of Georgia.*

TOTAL STATE FUNDS	\$11,743,950	\$11,743,950	\$11,743,950
State General Funds	\$11,743,950	\$11,743,950	\$11,743,950
TOTAL FEDERAL FUNDS	\$1,060,806	\$1,060,806	\$1,060,806
Federal Funds Not Itemized	\$1,060,806	\$1,060,806	\$1,060,806
TOTAL AGENCY FUNDS	\$6,422,875	\$6,422,875	\$6,422,875
Intergovernmental Transfers	\$5,080,789	\$5,080,789	\$5,080,789
Intergovernmental Transfers Not Itemized	\$5,080,789	\$5,080,789	\$5,080,789
Sales and Services	\$1,342,086	\$1,342,086	\$1,342,086
Sales and Services Not Itemized	\$1,342,086	\$1,342,086	\$1,342,086
<b>TOTAL PUBLIC FUNDS</b>	\$19,227,631	\$19,227,631	\$19,227,631

**266.100 Public Safety Training Center, Georgia****Appropriation (HB 750)**

*The purpose of this appropriation is to develop, deliver, and facilitate training that results in professional and competent public safety services for the people of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$11,743,950	\$11,743,950	\$11,743,950
<b>State General Funds</b>	\$11,743,950	\$11,743,950	\$11,743,950
<b>TOTAL FEDERAL FUNDS</b>	\$1,060,806	\$1,060,806	\$1,060,806
<b>Federal Funds Not Itemized</b>	\$1,060,806	\$1,060,806	\$1,060,806
<b>TOTAL AGENCY FUNDS</b>	\$6,422,875	\$6,422,875	\$6,422,875
<b>Intergovernmental Transfers</b>	\$5,080,789	\$5,080,789	\$5,080,789

<b>Intergovernmental Transfers Not Itemized</b>	\$5,080,789	\$5,080,789	\$5,080,789
<b>Sales and Services</b>	\$1,342,086	\$1,342,086	\$1,342,086
<b>Sales and Services Not Itemized</b>	\$1,342,086	\$1,342,086	\$1,342,086
<b>TOTAL PUBLIC FUNDS</b>	\$19,227,631	\$19,227,631	\$19,227,631

*Section 40: Public Service Commission*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$8,482,398	\$8,482,398	\$8,482,398
State General Funds	\$8,482,398	\$8,482,398	\$8,482,398
TOTAL FEDERAL FUNDS	\$1,343,100	\$1,343,100	\$1,343,100
Federal Funds Not Itemized	\$1,343,100	\$1,343,100	\$1,343,100
TOTAL PUBLIC FUNDS	\$9,825,498	\$9,825,498	\$9,825,498

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$8,483,225	\$8,483,225	\$8,483,225
<b>State General Funds</b>	\$8,483,225	\$8,483,225	\$8,483,225
<b>TOTAL FEDERAL FUNDS</b>	\$1,343,100	\$1,343,100	\$1,343,100
<b>Federal Funds Not Itemized</b>	\$1,343,100	\$1,343,100	\$1,343,100
<b>TOTAL PUBLIC FUNDS</b>	\$9,826,325	\$9,826,325	\$9,826,325

**Commission Administration**

**Continuation Budget**

*The purpose of this appropriation is to assist the Commissioners and staff in achieving the agency's goals.*

TOTAL STATE FUNDS	\$1,299,406	\$1,299,406	\$1,299,406
State General Funds	\$1,299,406	\$1,299,406	\$1,299,406
TOTAL FEDERAL FUNDS	\$83,500	\$83,500	\$83,500
Federal Funds Not Itemized	\$83,500	\$83,500	\$83,500
TOTAL PUBLIC FUNDS	\$1,382,906	\$1,382,906	\$1,382,906

**267.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$827	\$827	\$827
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<b>267.100 Commission Administration</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to assist the Commissioners and staff in achieving the agency's goals.*

<b>TOTAL STATE FUNDS</b>	\$1,300,233	\$1,300,233	\$1,300,233
<b>State General Funds</b>	\$1,300,233	\$1,300,233	\$1,300,233
<b>TOTAL FEDERAL FUNDS</b>	\$83,500	\$83,500	\$83,500
<b>Federal Funds Not Itemized</b>	\$83,500	\$83,500	\$83,500
<b>TOTAL PUBLIC FUNDS</b>	\$1,383,733	\$1,383,733	\$1,383,733

**Facility Protection****Continuation Budget**

*The purpose of this appropriation is to enforce state and federal regulations pertaining to buried utility facility infrastructure and to promote safety through training and inspections.*

TOTAL STATE FUNDS	\$1,048,728	\$1,048,728	\$1,048,728
State General Funds	\$1,048,728	\$1,048,728	\$1,048,728
TOTAL FEDERAL FUNDS	\$1,231,100	\$1,231,100	\$1,231,100
Federal Funds Not Itemized	\$1,231,100	\$1,231,100	\$1,231,100
TOTAL PUBLIC FUNDS	\$2,279,828	\$2,279,828	\$2,279,828

<b>268.100 Facility Protection</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to enforce state and federal regulations pertaining to buried utility facility infrastructure and to promote safety through training and inspections.*

TOTAL STATE FUNDS	\$1,048,728	\$1,048,728	\$1,048,728
<b>State General Funds</b>	\$1,048,728	\$1,048,728	\$1,048,728
<b>TOTAL FEDERAL FUNDS</b>	\$1,231,100	\$1,231,100	\$1,231,100
<b>Federal Funds Not Itemized</b>	\$1,231,100	\$1,231,100	\$1,231,100
<b>TOTAL PUBLIC FUNDS</b>	\$2,279,828	\$2,279,828	\$2,279,828

**Utilities Regulation****Continuation Budget**

*The purpose of this appropriation is to monitor the rates and service standards of electric, natural gas, and telecommunications companies, approve supply plans for electric and natural gas companies, monitor utility system and telecommunications network planning, arbitrate complaints among competitors, provide consumer protection and education, and certify competitive natural gas and telecommunications providers.*

TOTAL STATE FUNDS	\$6,134,264	\$6,134,264	\$6,134,264
State General Funds	\$6,134,264	\$6,134,264	\$6,134,264
TOTAL FEDERAL FUNDS	\$28,500	\$28,500	\$28,500
Federal Funds Not Itemized	\$28,500	\$28,500	\$28,500
TOTAL PUBLIC FUNDS	\$6,162,764	\$6,162,764	\$6,162,764

<b>269.100 Utilities Regulation</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to monitor the rates and service standards of electric, natural gas, and telecommunications companies, approve supply plans for electric and natural gas companies, monitor utility system and telecommunications network planning, arbitrate complaints among competitors, provide consumer protection and education, and certify competitive natural gas and telecommunications providers.*

<b>TOTAL STATE FUNDS</b>	\$6,134,264	\$6,134,264	\$6,134,264
<b>State General Funds</b>	\$6,134,264	\$6,134,264	\$6,134,264
<b>TOTAL FEDERAL FUNDS</b>	\$28,500	\$28,500	\$28,500
<b>Federal Funds Not Itemized</b>	\$28,500	\$28,500	\$28,500
<b>TOTAL PUBLIC FUNDS</b>	\$6,162,764	\$6,162,764	\$6,162,764

**Section 41: Regents, University System of Georgia**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$2,020,395,691	\$2,020,395,691	\$2,020,395,691
State General Funds	\$2,020,148,533	\$2,020,148,533	\$2,020,148,533
Tobacco Settlement Funds	\$247,158	\$247,158	\$247,158
TOTAL AGENCY FUNDS	\$5,079,267,165	\$5,079,267,165	\$5,079,267,165
Contributions, Donations, and Forfeitures	\$4,466,022	\$4,466,022	\$4,466,022
Contributions, Donations, and Forfeitures Not Itemized	\$4,466,022	\$4,466,022	\$4,466,022
Intergovernmental Transfers	\$2,562,197,217	\$2,562,197,217	\$2,562,197,217
University System of Georgia Research Funds	\$2,057,910,748	\$2,057,910,748	\$2,057,910,748
Intergovernmental Transfers Not Itemized	\$504,286,469	\$504,286,469	\$504,286,469
Rebates, Refunds, and Reimbursements	\$268,751,033	\$268,751,033	\$268,751,033
Rebates, Refunds, and Reimbursements Not Itemized	\$268,751,033	\$268,751,033	\$268,751,033
Sales and Services	\$2,243,852,893	\$2,243,852,893	\$2,243,852,893
Record Center Storage Fees	\$606,000	\$606,000	\$606,000

Sales and Services Not Itemized	\$302,961,179	\$302,961,179	\$302,961,179
Tuition and Fees for Higher Education	\$1,940,285,714	\$1,940,285,714	\$1,940,285,714
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$8,479,598	\$8,479,598	\$8,479,598
State Funds Transfers	\$2,996,556	\$2,996,556	\$2,996,556
Agency to Agency Contracts	\$2,996,556	\$2,996,556	\$2,996,556
Agency Funds Transfers	\$5,483,042	\$5,483,042	\$5,483,042
Agency Fund Transfers Not Itemized	\$5,483,042	\$5,483,042	\$5,483,042
<b>TOTAL PUBLIC FUNDS</b>	\$7,108,142,454	\$7,108,142,454	\$7,108,142,454

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$2,020,809,488	\$2,020,395,691	\$2,020,809,488
State General Funds	\$2,020,562,330	\$2,020,148,533	\$2,020,562,330
Tobacco Settlement Funds	\$247,158	\$247,158	\$247,158
<b>TOTAL AGENCY FUNDS</b>	\$5,079,267,165	\$5,079,267,165	\$5,079,267,165
Contributions, Donations, and Forfeitures	\$4,466,022	\$4,466,022	\$4,466,022
Contributions, Donations, and Forfeitures Not Itemized	\$4,466,022	\$4,466,022	\$4,466,022
Intergovernmental Transfers	\$2,562,197,217	\$2,562,197,217	\$2,562,197,217
University System of Georgia Research Funds	\$2,057,910,748	\$2,057,910,748	\$2,057,910,748
Intergovernmental Transfers Not Itemized	\$504,286,469	\$504,286,469	\$504,286,469
Rebates, Refunds, and Reimbursements	\$268,751,033	\$268,751,033	\$268,751,033
Rebates, Refunds, and Reimbursements Not Itemized	\$268,751,033	\$268,751,033	\$268,751,033
Sales and Services	\$2,243,852,893	\$2,243,852,893	\$2,243,852,893
Record Center Storage Fees	\$606,000	\$606,000	\$606,000
Sales and Services Not Itemized	\$302,961,179	\$302,961,179	\$302,961,179
Tuition and Fees for Higher Education	\$1,940,285,714	\$1,940,285,714	\$1,940,285,714
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$8,479,598	\$8,479,598	\$8,479,598
State Funds Transfers	\$2,996,556	\$2,996,556	\$2,996,556
Agency to Agency Contracts	\$2,996,556	\$2,996,556	\$2,996,556
Agency Funds Transfers	\$5,483,042	\$5,483,042	\$5,483,042
Agency Fund Transfers Not Itemized	\$5,483,042	\$5,483,042	\$5,483,042
<b>TOTAL PUBLIC FUNDS</b>	\$7,108,556,251	\$7,108,142,454	\$7,108,556,251



**Agricultural Experiment Station**

**Continuation Budget**

*The purpose of this appropriation is to improve production, processing, new product development, food safety, storage, and marketing to increase profitability and global competitiveness of Georgia's agribusiness.*

TOTAL STATE FUNDS	\$38,494,527	\$38,494,527	\$38,494,527
State General Funds	\$38,494,527	\$38,494,527	\$38,494,527
TOTAL AGENCY FUNDS	\$32,069,877	\$32,069,877	\$32,069,877
Intergovernmental Transfers	\$22,000,000	\$22,000,000	\$22,000,000
University System of Georgia Research Funds	\$22,000,000	\$22,000,000	\$22,000,000
Rebates, Refunds, and Reimbursements	\$2,000,000	\$2,000,000	\$2,000,000
Rebates, Refunds, and Reimbursements Not Itemized	\$2,000,000	\$2,000,000	\$2,000,000
Sales and Services	\$8,069,877	\$8,069,877	\$8,069,877
Sales and Services Not Itemized	\$8,069,877	\$8,069,877	\$8,069,877
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$5,483,042	\$5,483,042	\$5,483,042
Agency Funds Transfers	\$5,483,042	\$5,483,042	\$5,483,042
Agency Fund Transfers Not Itemized	\$5,483,042	\$5,483,042	\$5,483,042
TOTAL PUBLIC FUNDS	\$76,047,446	\$76,047,446	\$76,047,446

**270.1** *Utilize existing funds to match institution merit increases. (H: YES)(S: YES)*

State General Funds		\$0	\$0
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<b>270.100 Agricultural Experiment Station</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to improve production, processing, new product development, food safety, storage, and marketing to increase profitability and global competitiveness of Georgia's agribusiness.*

<b>TOTAL STATE FUNDS</b>	\$38,494,527	\$38,494,527	\$38,494,527
<b>State General Funds</b>	\$38,494,527	\$38,494,527	\$38,494,527
<b>TOTAL AGENCY FUNDS</b>	\$32,069,877	\$32,069,877	\$32,069,877
<b>Intergovernmental Transfers</b>	\$22,000,000	\$22,000,000	\$22,000,000
<b>University System of Georgia Research Funds</b>	\$22,000,000	\$22,000,000	\$22,000,000
<b>Rebates, Refunds, and Reimbursements</b>	\$2,000,000	\$2,000,000	\$2,000,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$2,000,000	\$2,000,000	\$2,000,000
<b>Sales and Services</b>	\$8,069,877	\$8,069,877	\$8,069,877
<b>Sales and Services Not Itemized</b>	\$8,069,877	\$8,069,877	\$8,069,877

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$5,483,042	\$5,483,042	\$5,483,042
<b>Agency Funds Transfers</b>	\$5,483,042	\$5,483,042	\$5,483,042
<b>Agency Fund Transfers Not Itemized</b>	\$5,483,042	\$5,483,042	\$5,483,042
<b>TOTAL PUBLIC FUNDS</b>	\$76,047,446	\$76,047,446	\$76,047,446

**Athens and Tifton Veterinary Laboratories****Continuation Budget**

*The purpose of this appropriation is to provide diagnostic services, educational outreach, and consultation for veterinarians and animal owners to ensure the safety of Georgia's food supply and the health of Georgia's production, equine, and companion animals.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$2,788,717	\$2,788,717	\$2,788,717
Intergovernmental Transfers	\$375,000	\$375,000	\$375,000
University System of Georgia Research Funds	\$375,000	\$375,000	\$375,000
Sales and Services	\$2,413,717	\$2,413,717	\$2,413,717
Sales and Services Not Itemized	\$2,413,717	\$2,413,717	\$2,413,717
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,996,556	\$2,996,556	\$2,996,556
State Funds Transfers	\$2,996,556	\$2,996,556	\$2,996,556
Agency to Agency Contracts	\$2,996,556	\$2,996,556	\$2,996,556
TOTAL PUBLIC FUNDS	\$5,785,273	\$5,785,273	\$5,785,273

**271.100 Athens and Tifton Veterinary Laboratories****Appropriation (HB 750)**

*The purpose of this appropriation is to provide diagnostic services, educational outreach, and consultation for veterinarians and animal owners to ensure the safety of Georgia's food supply and the health of Georgia's production, equine, and companion animals.*

<b>TOTAL AGENCY FUNDS</b>	\$2,788,717	\$2,788,717	\$2,788,717
<b>Intergovernmental Transfers</b>	\$375,000	\$375,000	\$375,000
<b>University System of Georgia Research Funds</b>	\$375,000	\$375,000	\$375,000
<b>Sales and Services</b>	\$2,413,717	\$2,413,717	\$2,413,717
<b>Sales and Services Not Itemized</b>	\$2,413,717	\$2,413,717	\$2,413,717
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>State Funds Transfers</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>Agency to Agency Contracts</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>TOTAL PUBLIC FUNDS</b>	\$5,785,273	\$5,785,273	\$5,785,273

**Cooperative Extension Service**

**Continuation Budget**

*The purpose of this appropriation is to provide training, educational programs, and outreach to Georgians in agricultural, horticultural, food, and family and consumer sciences, and to manage the 4-H youth program for the state.*

TOTAL STATE FUNDS	\$32,287,418	\$32,287,418	\$32,287,418
State General Funds	\$32,287,418	\$32,287,418	\$32,287,418
TOTAL AGENCY FUNDS	\$31,333,929	\$31,333,929	\$31,333,929
Intergovernmental Transfers	\$10,000,000	\$10,000,000	\$10,000,000
University System of Georgia Research Funds	\$10,000,000	\$10,000,000	\$10,000,000
Rebates, Refunds, and Reimbursements	\$8,083,929	\$8,083,929	\$8,083,929
Rebates, Refunds, and Reimbursements Not Itemized	\$8,083,929	\$8,083,929	\$8,083,929
Sales and Services	\$13,250,000	\$13,250,000	\$13,250,000
Sales and Services Not Itemized	\$13,250,000	\$13,250,000	\$13,250,000
TOTAL PUBLIC FUNDS	\$63,621,347	\$63,621,347	\$63,621,347

**272.1** *Utilize existing funds to match institution merit increases. (H: YES)(S: YES)*

State General Funds		\$0	\$0
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**272.100 Cooperative Extension Service**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide training, educational programs, and outreach to Georgians in agricultural, horticultural, food, and family and consumer sciences, and to manage the 4-H youth program for the state.*

<b>TOTAL STATE FUNDS</b>	\$32,287,418	\$32,287,418	\$32,287,418
<b>State General Funds</b>	\$32,287,418	\$32,287,418	\$32,287,418
<b>TOTAL AGENCY FUNDS</b>	\$31,333,929	\$31,333,929	\$31,333,929
<b>Intergovernmental Transfers</b>	\$10,000,000	\$10,000,000	\$10,000,000
<b>University System of Georgia Research Funds</b>	\$10,000,000	\$10,000,000	\$10,000,000
<b>Rebates, Refunds, and Reimbursements</b>	\$8,083,929	\$8,083,929	\$8,083,929
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$8,083,929	\$8,083,929	\$8,083,929
<b>Sales and Services</b>	\$13,250,000	\$13,250,000	\$13,250,000
<b>Sales and Services Not Itemized</b>	\$13,250,000	\$13,250,000	\$13,250,000
<b>TOTAL PUBLIC FUNDS</b>	\$63,621,347	\$63,621,347	\$63,621,347

**Enterprise Innovation Institute****Continuation Budget**

*The purpose of this appropriation is to advise Georgia manufacturers, entrepreneurs, and government officials on best business practices and technology-driven economic development, and to provide the state share to federal incentive and assistance programs for entrepreneurs and innovative businesses.*

TOTAL STATE FUNDS	\$8,590,935	\$8,590,935	\$8,590,935
State General Funds	\$8,590,935	\$8,590,935	\$8,590,935
TOTAL AGENCY FUNDS	\$10,900,000	\$10,900,000	\$10,900,000
Intergovernmental Transfers	\$8,000,000	\$8,000,000	\$8,000,000
Intergovernmental Transfers Not Itemized	\$8,000,000	\$8,000,000	\$8,000,000
Rebates, Refunds, and Reimbursements	\$1,400,000	\$1,400,000	\$1,400,000
Rebates, Refunds, and Reimbursements Not Itemized	\$1,400,000	\$1,400,000	\$1,400,000
Sales and Services	\$1,500,000	\$1,500,000	\$1,500,000
Sales and Services Not Itemized	\$1,500,000	\$1,500,000	\$1,500,000
TOTAL PUBLIC FUNDS	\$19,490,935	\$19,490,935	\$19,490,935

**273.100 Enterprise Innovation Institute****Appropriation (HB 750)**

*The purpose of this appropriation is to advise Georgia manufacturers, entrepreneurs, and government officials on best business practices and technology-driven economic development, and to provide the state share to federal incentive and assistance programs for entrepreneurs and innovative businesses.*

<b>TOTAL STATE FUNDS</b>	\$8,590,935	\$8,590,935	\$8,590,935
<b>State General Funds</b>	\$8,590,935	\$8,590,935	\$8,590,935
<b>TOTAL AGENCY FUNDS</b>	\$10,900,000	\$10,900,000	\$10,900,000
<b>Intergovernmental Transfers</b>	\$8,000,000	\$8,000,000	\$8,000,000
<b>Intergovernmental Transfers Not Itemized</b>	\$8,000,000	\$8,000,000	\$8,000,000
<b>Rebates, Refunds, and Reimbursements</b>	\$1,400,000	\$1,400,000	\$1,400,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$1,400,000	\$1,400,000	\$1,400,000
<b>Sales and Services</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>Sales and Services Not Itemized</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>TOTAL PUBLIC FUNDS</b>	\$19,490,935	\$19,490,935	\$19,490,935

**Forestry Cooperative Extension**

**Continuation Budget**

*The purpose of this appropriation is to provide funding for faculty to support instruction and outreach about conservation and sustainable management of forests and other natural resources.*

TOTAL STATE FUNDS	\$810,431	\$810,431	\$810,431
State General Funds	\$810,431	\$810,431	\$810,431
TOTAL AGENCY FUNDS	\$575,988	\$575,988	\$575,988
Intergovernmental Transfers	\$475,988	\$475,988	\$475,988
University System of Georgia Research Funds	\$475,988	\$475,988	\$475,988
Sales and Services	\$100,000	\$100,000	\$100,000
Sales and Services Not Itemized	\$100,000	\$100,000	\$100,000
TOTAL PUBLIC FUNDS	\$1,386,419	\$1,386,419	\$1,386,419

**274.100 Forestry Cooperative Extension**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide funding for faculty to support instruction and outreach about conservation and sustainable management of forests and other natural resources.*

<b>TOTAL STATE FUNDS</b>	\$810,431	\$810,431	\$810,431
<b>State General Funds</b>	\$810,431	\$810,431	\$810,431
<b>TOTAL AGENCY FUNDS</b>	\$575,988	\$575,988	\$575,988
<b>Intergovernmental Transfers</b>	\$475,988	\$475,988	\$475,988
<b>University System of Georgia Research Funds</b>	\$475,988	\$475,988	\$475,988
<b>Sales and Services</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,386,419	\$1,386,419	\$1,386,419

**Forestry Research**

**Continuation Budget**

*The purpose of this appropriation is to conduct research about economically and environmentally sound forest resources management and to assist non-industrial forest landowners and natural resources professionals in complying with state and federal regulations.*

TOTAL STATE FUNDS	\$2,660,386	\$2,660,386	\$2,660,386
State General Funds	\$2,660,386	\$2,660,386	\$2,660,386
TOTAL AGENCY FUNDS	\$10,250,426	\$10,250,426	\$10,250,426
Intergovernmental Transfers	\$9,000,000	\$9,000,000	\$9,000,000

University System of Georgia Research Funds	\$9,000,000	\$9,000,000	\$9,000,000
Rebates, Refunds, and Reimbursements	\$590,634	\$590,634	\$590,634
Rebates, Refunds, and Reimbursements Not Itemized	\$590,634	\$590,634	\$590,634
Sales and Services	\$659,792	\$659,792	\$659,792
Sales and Services Not Itemized	\$659,792	\$659,792	\$659,792
<b>TOTAL PUBLIC FUNDS</b>	<b>\$12,910,812</b>	<b>\$12,910,812</b>	<b>\$12,910,812</b>

**275.100 Forestry Research****Appropriation (HB 750)**

*The purpose of this appropriation is to conduct research about economically and environmentally sound forest resources management and to assist non-industrial forest landowners and natural resources professionals in complying with state and federal regulations.*

<b>TOTAL STATE FUNDS</b>	\$2,660,386	\$2,660,386	\$2,660,386
<b>State General Funds</b>	\$2,660,386	\$2,660,386	\$2,660,386
<b>TOTAL AGENCY FUNDS</b>	<b>\$10,250,426</b>	<b>\$10,250,426</b>	<b>\$10,250,426</b>
<b>Intergovernmental Transfers</b>	\$9,000,000	\$9,000,000	\$9,000,000
<b>University System of Georgia Research Funds</b>	\$9,000,000	\$9,000,000	\$9,000,000
<b>Rebates, Refunds, and Reimbursements</b>	\$590,634	\$590,634	\$590,634
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$590,634	\$590,634	\$590,634
<b>Sales and Services</b>	\$659,792	\$659,792	\$659,792
<b>Sales and Services Not Itemized</b>	\$659,792	\$659,792	\$659,792
<b>TOTAL PUBLIC FUNDS</b>	<b>\$12,910,812</b>	<b>\$12,910,812</b>	<b>\$12,910,812</b>

**Georgia Archives****Continuation Budget**

*The purpose of this appropriation is to maintain the state's archives; document and interpret the history of the Georgia State Capitol building; and assist State Agencies with adequately documenting their activities, administering their records management programs, scheduling their records, and transferring their non-current records to the State Records Center.*

<b>TOTAL STATE FUNDS</b>	\$4,646,252	\$4,646,252	\$4,646,252
<b>State General Funds</b>	\$4,646,252	\$4,646,252	\$4,646,252
<b>TOTAL AGENCY FUNDS</b>	<b>\$882,473</b>	<b>\$882,473</b>	<b>\$882,473</b>
<b>Rebates, Refunds, and Reimbursements</b>	\$76,473	\$76,473	\$76,473
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$76,473	\$76,473	\$76,473
<b>Sales and Services</b>	\$806,000	\$806,000	\$806,000
<b>Record Center Storage Fees</b>	\$606,000	\$606,000	\$606,000

Sales and Services Not Itemized	\$200,000	\$200,000	\$200,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$5,528,725</b>	<b>\$5,528,725</b>	<b>\$5,528,725</b>

**276.100 Georgia Archives** **Appropriation (HB 750)**

*The purpose of this appropriation is to maintain the state's archives; document and interpret the history of the Georgia State Capitol building; and assist State Agencies with adequately documenting their activities, administering their records management programs, scheduling their records, and transferring their non-current records to the State Records Center.*

<b>TOTAL STATE FUNDS</b>	\$4,646,252	\$4,646,252	\$4,646,252
<b>State General Funds</b>	\$4,646,252	\$4,646,252	\$4,646,252
<b>TOTAL AGENCY FUNDS</b>	\$882,473	\$882,473	\$882,473
<b>Rebates, Refunds, and Reimbursements</b>	\$76,473	\$76,473	\$76,473
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$76,473	\$76,473	\$76,473
<b>Sales and Services</b>	\$806,000	\$806,000	\$806,000
<b>Record Center Storage Fees</b>	\$606,000	\$606,000	\$606,000
<b>Sales and Services Not Itemized</b>	\$200,000	\$200,000	\$200,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$5,528,725</b>	<b>\$5,528,725</b>	<b>\$5,528,725</b>

**Georgia Radiation Therapy Center**

**Continuation Budget**

*The purpose of this appropriation is to provide care and treatment for cancer patients and to administer baccalaureate programs in Medical Dosimetry and Radiation Therapy.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
<b>State General Funds</b>	\$0	\$0	\$0
<b>TOTAL AGENCY FUNDS</b>	\$4,466,022	\$4,466,022	\$4,466,022
<b>Contributions, Donations, and Forfeitures</b>	\$4,466,022	\$4,466,022	\$4,466,022
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$4,466,022	\$4,466,022	\$4,466,022
<b>TOTAL PUBLIC FUNDS</b>	<b>\$4,466,022</b>	<b>\$4,466,022</b>	<b>\$4,466,022</b>

**277.100 Georgia Radiation Therapy Center** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide care and treatment for cancer patients and to administer baccalaureate programs in Medical Dosimetry and Radiation Therapy.*

<b>TOTAL AGENCY FUNDS</b>	\$4,466,022	\$4,466,022	\$4,466,022
<b>Contributions, Donations, and Forfeitures</b>	\$4,466,022	\$4,466,022	\$4,466,022
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$4,466,022	\$4,466,022	\$4,466,022
<b>TOTAL PUBLIC FUNDS</b>	\$4,466,022	\$4,466,022	\$4,466,022

**Georgia Tech Research Institute****Continuation Budget**

*The purpose of this appropriation is to provide funding to laboratories and research centers affiliated with the Georgia Institute of Technology whose scientific, engineering, industrial, or policy research promotes economic development, health, and safety in Georgia.*

TOTAL STATE FUNDS	\$5,694,440	\$5,694,440	\$5,694,440
State General Funds	\$5,694,440	\$5,694,440	\$5,694,440
TOTAL AGENCY FUNDS	\$361,751,431	\$361,751,431	\$361,751,431
Intergovernmental Transfers	\$231,348,767	\$231,348,767	\$231,348,767
University System of Georgia Research Funds	\$231,348,767	\$231,348,767	\$231,348,767
Rebates, Refunds, and Reimbursements	\$122,020,899	\$122,020,899	\$122,020,899
Rebates, Refunds, and Reimbursements Not Itemized	\$122,020,899	\$122,020,899	\$122,020,899
Sales and Services	\$8,381,765	\$8,381,765	\$8,381,765
Sales and Services Not Itemized	\$8,381,765	\$8,381,765	\$8,381,765
TOTAL PUBLIC FUNDS	\$367,445,871	\$367,445,871	\$367,445,871

**278.100 Georgia Tech Research Institute****Appropriation (HB 750)**

*The purpose of this appropriation is to provide funding to laboratories and research centers affiliated with the Georgia Institute of Technology whose scientific, engineering, industrial, or policy research promotes economic development, health, and safety in Georgia.*

TOTAL STATE FUNDS	\$5,694,440	\$5,694,440	\$5,694,440
<b>State General Funds</b>	\$5,694,440	\$5,694,440	\$5,694,440
TOTAL AGENCY FUNDS	\$361,751,431	\$361,751,431	\$361,751,431
<b>Intergovernmental Transfers</b>	\$231,348,767	\$231,348,767	\$231,348,767
<b>University System of Georgia Research Funds</b>	\$231,348,767	\$231,348,767	\$231,348,767
<b>Rebates, Refunds, and Reimbursements</b>	\$122,020,899	\$122,020,899	\$122,020,899
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$122,020,899	\$122,020,899	\$122,020,899
<b>Sales and Services</b>	\$8,381,765	\$8,381,765	\$8,381,765



<b>Sales and Services Not Itemized</b>	\$8,381,765	\$8,381,765	\$8,381,765
<b>TOTAL PUBLIC FUNDS</b>	\$367,445,871	\$367,445,871	\$367,445,871

**Marine Institute**

**Continuation Budget**

*The purpose of this appropriation is to support research on coastal processes involving the unique ecosystems of the Georgia coastline and to provide access and facilities for graduate and undergraduate classes to conduct field research on the Georgia coast.*

TOTAL STATE FUNDS	\$926,998	\$926,998	\$926,998
State General Funds	\$926,998	\$926,998	\$926,998
TOTAL AGENCY FUNDS	\$486,281	\$486,281	\$486,281
Intergovernmental Transfers	\$367,648	\$367,648	\$367,648
University System of Georgia Research Funds	\$367,648	\$367,648	\$367,648
Rebates, Refunds, and Reimbursements	\$25,000	\$25,000	\$25,000
Rebates, Refunds, and Reimbursements Not Itemized	\$25,000	\$25,000	\$25,000
Sales and Services	\$93,633	\$93,633	\$93,633
Sales and Services Not Itemized	\$93,633	\$93,633	\$93,633
<b>TOTAL PUBLIC FUNDS</b>	\$1,413,279	\$1,413,279	\$1,413,279

**279.100 Marine Institute**

**Appropriation (HB 750)**

*The purpose of this appropriation is to support research on coastal processes involving the unique ecosystems of the Georgia coastline and to provide access and facilities for graduate and undergraduate classes to conduct field research on the Georgia coast.*

TOTAL STATE FUNDS	\$926,998	\$926,998	\$926,998
State General Funds	\$926,998	\$926,998	\$926,998
TOTAL AGENCY FUNDS	\$486,281	\$486,281	\$486,281
Intergovernmental Transfers	\$367,648	\$367,648	\$367,648
University System of Georgia Research Funds	\$367,648	\$367,648	\$367,648
Rebates, Refunds, and Reimbursements	\$25,000	\$25,000	\$25,000
Rebates, Refunds, and Reimbursements Not Itemized	\$25,000	\$25,000	\$25,000
Sales and Services	\$93,633	\$93,633	\$93,633
Sales and Services Not Itemized	\$93,633	\$93,633	\$93,633
<b>TOTAL PUBLIC FUNDS</b>	\$1,413,279	\$1,413,279	\$1,413,279

**Marine Resources Extension Center****Continuation Budget**

*The purpose of this appropriation is to fund outreach, education, and research to enhance coastal environmental and economic sustainability.*

TOTAL STATE FUNDS	\$1,243,709	\$1,243,709	\$1,243,709
State General Funds	\$1,243,709	\$1,243,709	\$1,243,709
TOTAL AGENCY FUNDS	\$1,345,529	\$1,345,529	\$1,345,529
Intergovernmental Transfers	\$600,000	\$600,000	\$600,000
University System of Georgia Research Funds	\$600,000	\$600,000	\$600,000
Rebates, Refunds, and Reimbursements	\$90,000	\$90,000	\$90,000
Rebates, Refunds, and Reimbursements Not Itemized	\$90,000	\$90,000	\$90,000
Sales and Services	\$655,529	\$655,529	\$655,529
Sales and Services Not Itemized	\$655,529	\$655,529	\$655,529
TOTAL PUBLIC FUNDS	\$2,589,238	\$2,589,238	\$2,589,238

**280.100 Marine Resources Extension Center****Appropriation (HB 750)**

*The purpose of this appropriation is to fund outreach, education, and research to enhance coastal environmental and economic sustainability.*

TOTAL STATE FUNDS	\$1,243,709	\$1,243,709	\$1,243,709
State General Funds	\$1,243,709	\$1,243,709	\$1,243,709
TOTAL AGENCY FUNDS	\$1,345,529	\$1,345,529	\$1,345,529
Intergovernmental Transfers	\$600,000	\$600,000	\$600,000
University System of Georgia Research Funds	\$600,000	\$600,000	\$600,000
Rebates, Refunds, and Reimbursements	\$90,000	\$90,000	\$90,000
Rebates, Refunds, and Reimbursements Not Itemized	\$90,000	\$90,000	\$90,000
Sales and Services	\$655,529	\$655,529	\$655,529
Sales and Services Not Itemized	\$655,529	\$655,529	\$655,529
TOTAL PUBLIC FUNDS	\$2,589,238	\$2,589,238	\$2,589,238

**Medical College of Georgia Hospital and Clinics****Continuation Budget**

*The purpose of this appropriation is to provide medical education and patient care, including ambulatory, trauma, cancer, neonatal intensive, and emergency and express care.*

TOTAL STATE FUNDS	\$28,840,775	\$28,840,775	\$28,840,775
State General Funds	\$28,840,775	\$28,840,775	\$28,840,775
TOTAL PUBLIC FUNDS	\$28,840,775	\$28,840,775	\$28,840,775

**281.100 Medical College of Georgia Hospital and Clinics** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide medical education and patient care, including ambulatory, trauma, cancer, neonatal intensive, and emergency and express care.*

TOTAL STATE FUNDS	\$28,840,775	\$28,840,775	\$28,840,775
State General Funds	\$28,840,775	\$28,840,775	\$28,840,775
TOTAL PUBLIC FUNDS	\$28,840,775	\$28,840,775	\$28,840,775

**Public Libraries**

**Continuation Budget**

*The purpose of this appropriation is to award grants from the Public Library Fund, promote literacy, and provide library services that facilitate access to information for all Georgians regardless of geographic location or special needs.*

TOTAL STATE FUNDS	\$32,869,520	\$32,869,520	\$32,869,520
State General Funds	\$32,869,520	\$32,869,520	\$32,869,520
TOTAL AGENCY FUNDS	\$5,222,400	\$5,222,400	\$5,222,400
Intergovernmental Transfers	\$5,222,400	\$5,222,400	\$5,222,400
Intergovernmental Transfers Not Itemized	\$5,222,400	\$5,222,400	\$5,222,400
TOTAL PUBLIC FUNDS	\$38,091,920	\$38,091,920	\$38,091,920

**282.100 Public Libraries** **Appropriation (HB 750)**

*The purpose of this appropriation is to award grants from the Public Library Fund, promote literacy, and provide library services that facilitate access to information for all Georgians regardless of geographic location or special needs.*

TOTAL STATE FUNDS	\$32,869,520	\$32,869,520	\$32,869,520
State General Funds	\$32,869,520	\$32,869,520	\$32,869,520
TOTAL AGENCY FUNDS	\$5,222,400	\$5,222,400	\$5,222,400
Intergovernmental Transfers	\$5,222,400	\$5,222,400	\$5,222,400
Intergovernmental Transfers Not Itemized	\$5,222,400	\$5,222,400	\$5,222,400
TOTAL PUBLIC FUNDS	\$38,091,920	\$38,091,920	\$38,091,920

**Public Service / Special Funding Initiatives****Continuation Budget**

*The purpose of this appropriation is to fund leadership, service, and education initiatives that require funding beyond what is provided by formula.*

TOTAL STATE FUNDS	\$32,691,972	\$32,691,972	\$32,691,972
State General Funds	\$32,444,814	\$32,444,814	\$32,444,814
Tobacco Settlement Funds	\$247,158	\$247,158	\$247,158
TOTAL PUBLIC FUNDS	\$32,691,972	\$32,691,972	\$32,691,972

**283.100 Public Service / Special Funding Initiatives****Appropriation (HB 750)**

*The purpose of this appropriation is to fund leadership, service, and education initiatives that require funding beyond what is provided by formula.*

<b>TOTAL STATE FUNDS</b>	\$32,691,972	\$32,691,972	\$32,691,972
<b>State General Funds</b>	\$32,444,814	\$32,444,814	\$32,444,814
<b>Tobacco Settlement Funds</b>	\$247,158	\$247,158	\$247,158
<b>TOTAL PUBLIC FUNDS</b>	\$32,691,972	\$32,691,972	\$32,691,972

**Regents Central Office****Continuation Budget**

*The purpose of this appropriation is to provide administrative support to institutions of the University System of Georgia and to fund membership in the Southern Regional Education Board.*

TOTAL STATE FUNDS	\$11,894,954	\$11,894,954	\$11,894,954
State General Funds	\$11,894,954	\$11,894,954	\$11,894,954
TOTAL PUBLIC FUNDS	\$11,894,954	\$11,894,954	\$11,894,954

**284.100 Regents Central Office****Appropriation (HB 750)**

*The purpose of this appropriation is to provide administrative support to institutions of the University System of Georgia and to fund membership in the Southern Regional Education Board.*

<b>TOTAL STATE FUNDS</b>	\$11,894,954	\$11,894,954	\$11,894,954
<b>State General Funds</b>	\$11,894,954	\$11,894,954	\$11,894,954
<b>TOTAL PUBLIC FUNDS</b>	\$11,894,954	\$11,894,954	\$11,894,954

**Skidaway Institute of Oceanography**

**Continuation Budget**

*The purpose of this appropriation is to fund research and educational programs regarding marine and ocean science and aquatic environments.*

TOTAL STATE FUNDS	\$1,273,178	\$1,273,178	\$1,273,178
State General Funds	\$1,273,178	\$1,273,178	\$1,273,178
TOTAL AGENCY FUNDS	\$3,800,620	\$3,800,620	\$3,800,620
Intergovernmental Transfers	\$2,750,620	\$2,750,620	\$2,750,620
University System of Georgia Research Funds	\$2,750,620	\$2,750,620	\$2,750,620
Rebates, Refunds, and Reimbursements	\$500,000	\$500,000	\$500,000
Rebates, Refunds, and Reimbursements Not Itemized	\$500,000	\$500,000	\$500,000
Sales and Services	\$550,000	\$550,000	\$550,000
Sales and Services Not Itemized	\$550,000	\$550,000	\$550,000
TOTAL PUBLIC FUNDS	\$5,073,798	\$5,073,798	\$5,073,798

**285.100 Skidaway Institute of Oceanography**

**Appropriation (HB 750)**

*The purpose of this appropriation is to fund research and educational programs regarding marine and ocean science and aquatic environments.*

TOTAL STATE FUNDS	\$1,273,178	\$1,273,178	\$1,273,178
<b>State General Funds</b>	\$1,273,178	\$1,273,178	\$1,273,178
TOTAL AGENCY FUNDS	\$3,800,620	\$3,800,620	\$3,800,620
<b>Intergovernmental Transfers</b>	\$2,750,620	\$2,750,620	\$2,750,620
<b>University System of Georgia Research Funds</b>	\$2,750,620	\$2,750,620	\$2,750,620
<b>Rebates, Refunds, and Reimbursements</b>	\$500,000	\$500,000	\$500,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$500,000	\$500,000	\$500,000
<b>Sales and Services</b>	\$550,000	\$550,000	\$550,000
<b>Sales and Services Not Itemized</b>	\$550,000	\$550,000	\$550,000
TOTAL PUBLIC FUNDS	\$5,073,798	\$5,073,798	\$5,073,798

**Teaching**

**Continuation Budget**

*The purpose of this appropriation is provide funds to the Board of Regents for annual allocations to University System of Georgia institutions for student instruction and to establish and operate other initiatives that promote, support, or extend student learning.*

TOTAL STATE FUNDS	\$1,795,857,875	\$1,795,857,875	\$1,795,857,875
State General Funds	\$1,795,857,875	\$1,795,857,875	\$1,795,857,875
TOTAL AGENCY FUNDS	\$4,598,893,472	\$4,598,893,472	\$4,598,893,472
Intergovernmental Transfers	\$2,272,056,794	\$2,272,056,794	\$2,272,056,794
University System of Georgia Research Funds	\$1,780,992,725	\$1,780,992,725	\$1,780,992,725
Intergovernmental Transfers Not Itemized	\$491,064,069	\$491,064,069	\$491,064,069
Rebates, Refunds, and Reimbursements	\$133,964,098	\$133,964,098	\$133,964,098
Rebates, Refunds, and Reimbursements Not Itemized	\$133,964,098	\$133,964,098	\$133,964,098
Sales and Services	\$2,192,872,580	\$2,192,872,580	\$2,192,872,580
Sales and Services Not Itemized	\$252,586,866	\$252,586,866	\$252,586,866
Tuition and Fees for Higher Education	\$1,940,285,714	\$1,940,285,714	\$1,940,285,714
TOTAL PUBLIC FUNDS	\$6,394,751,347	\$6,394,751,347	\$6,394,751,347

**286.1** *Increase funds for operations for the Cordele Center at Darton State College. (H:YES; Utilize existing funds for operations for the Cordele Center at Darton State College)*

State General Funds	\$413,797	\$0	\$413,797
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**286.2** *Utilize existing funds to match institution merit increases in Agricultural Experiment Station and Cooperative Extension Service programs. (H:YES)(S:YES)*

State General Funds		\$0	\$0
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### **286.100 Teaching**

### **Appropriation (HB 750)**

*The purpose of this appropriation is provide funds to the Board of Regents for annual allocations to University System of Georgia institutions for student instruction and to establish and operate other initiatives that promote, support, or extend student learning.*

<b>TOTAL STATE FUNDS</b>	\$1,796,271,672	\$1,795,857,875	\$1,796,271,672
<b>State General Funds</b>	\$1,796,271,672	\$1,795,857,875	\$1,796,271,672
<b>TOTAL AGENCY FUNDS</b>	\$4,598,893,472	\$4,598,893,472	\$4,598,893,472
<b>Intergovernmental Transfers</b>	\$2,272,056,794	\$2,272,056,794	\$2,272,056,794
<b>University System of Georgia Research Funds</b>	\$1,780,992,725	\$1,780,992,725	\$1,780,992,725
<b>Intergovernmental Transfers Not Itemized</b>	\$491,064,069	\$491,064,069	\$491,064,069
<b>Rebates, Refunds, and Reimbursements</b>	\$133,964,098	\$133,964,098	\$133,964,098
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$133,964,098	\$133,964,098	\$133,964,098
<b>Sales and Services</b>	\$2,192,872,580	\$2,192,872,580	\$2,192,872,580

<b>Sales and Services Not Itemized</b>	\$252,586,866	\$252,586,866	\$252,586,866
<b>Tuition and Fees for Higher Education</b>	\$1,940,285,714	\$1,940,285,714	\$1,940,285,714
<b>TOTAL PUBLIC FUNDS</b>	\$6,395,165,144	\$6,394,751,347	\$6,395,165,144

**Veterinary Medicine Experiment Station**

**Continuation Budget**

*The purpose of this appropriation is to coordinate and conduct research at the University of Georgia on animal disease problems of present and potential concern to Georgia's livestock and poultry industries and to provide training and education in disease research, surveillance, and intervention.*

TOTAL STATE FUNDS	\$2,649,796	\$2,649,796	\$2,649,796
State General Funds	\$2,649,796	\$2,649,796	\$2,649,796
<b>TOTAL PUBLIC FUNDS</b>	\$2,649,796	\$2,649,796	\$2,649,796

**287.100 Veterinary Medicine Experiment Station**

**Appropriation (HB 750)**

*The purpose of this appropriation is to coordinate and conduct research at the University of Georgia on animal disease problems of present and potential concern to Georgia's livestock and poultry industries and to provide training and education in disease research, surveillance, and intervention.*

<b>TOTAL STATE FUNDS</b>	\$2,649,796	\$2,649,796	\$2,649,796
<b>State General Funds</b>	\$2,649,796	\$2,649,796	\$2,649,796
<b>TOTAL PUBLIC FUNDS</b>	\$2,649,796	\$2,649,796	\$2,649,796

**Veterinary Medicine Teaching Hospital**

**Continuation Budget**

*The purpose of this appropriation is to provide clinical instruction for veterinary medicine students, support research that enhances the health and welfare of production and companion animals in Georgia, and address the shortage of veterinarians in Georgia and the nation.*

TOTAL STATE FUNDS	\$417,163	\$417,163	\$417,163
State General Funds	\$417,163	\$417,163	\$417,163
<b>TOTAL AGENCY FUNDS</b>	\$14,500,000	\$14,500,000	\$14,500,000
Sales and Services	\$14,500,000	\$14,500,000	\$14,500,000
Sales and Services Not Itemized	\$14,500,000	\$14,500,000	\$14,500,000
<b>TOTAL PUBLIC FUNDS</b>	\$14,917,163	\$14,917,163	\$14,917,163

**288.100 Veterinary Medicine Teaching Hospital****Appropriation (HB 750)**

*The purpose of this appropriation is to provide clinical instruction for veterinary medicine students, support research that enhances the health and welfare of production and companion animals in Georgia, and address the shortage of veterinarians in Georgia and the nation.*

<b>TOTAL STATE FUNDS</b>	\$417,163	\$417,163	\$417,163
<b>State General Funds</b>	\$417,163	\$417,163	\$417,163
<b>TOTAL AGENCY FUNDS</b>	\$14,500,000	\$14,500,000	\$14,500,000
<b>Sales and Services</b>	\$14,500,000	\$14,500,000	\$14,500,000
<b>Sales and Services Not Itemized</b>	\$14,500,000	\$14,500,000	\$14,500,000
<b>TOTAL PUBLIC FUNDS</b>	\$14,917,163	\$14,917,163	\$14,917,163

**Payments to Georgia Military College****Continuation Budget**

*The purpose of this appropriation is to provide quality basic education funding for grades six through twelve at Georgia Military College's Junior Military College and preparatory school.*

<b>TOTAL STATE FUNDS</b>	\$3,547,852	\$3,547,852	\$3,547,852
<b>State General Funds</b>	\$3,547,852	\$3,547,852	\$3,547,852
<b>TOTAL PUBLIC FUNDS</b>	\$3,547,852	\$3,547,852	\$3,547,852

**289.100 Payments to Georgia Military College****Appropriation (HB 750)**

*The purpose of this appropriation is to provide quality basic education funding for grades six through twelve at Georgia Military College's Junior Military College and preparatory school.*

<b>TOTAL STATE FUNDS</b>	\$3,547,852	\$3,547,852	\$3,547,852
<b>State General Funds</b>	\$3,547,852	\$3,547,852	\$3,547,852
<b>TOTAL PUBLIC FUNDS</b>	\$3,547,852	\$3,547,852	\$3,547,852

**Payments to Georgia Public Telecommunications Commission****Continuation Budget**

*The purpose of this appropriation is to create, produce, and distribute high quality programs and services that educate, inform, and entertain audiences, and enrich the quality of their lives.*

<b>TOTAL STATE FUNDS</b>	\$14,997,510	\$14,997,510	\$14,997,510
<b>State General Funds</b>	\$14,997,510	\$14,997,510	\$14,997,510
<b>TOTAL PUBLIC FUNDS</b>	\$14,997,510	\$14,997,510	\$14,997,510



**290.100 Payments to Georgia Public Telecommunications Commission** **Appropriation (HB 750)**

*The purpose of this appropriation is to create, produce, and distribute high quality programs and services that educate, inform, and entertain audiences, and enrich the quality of their lives.*

<b>TOTAL STATE FUNDS</b>	\$14,997,510	\$14,997,510	\$14,997,510
<b>State General Funds</b>	\$14,997,510	\$14,997,510	\$14,997,510
<b>TOTAL PUBLIC FUNDS</b>	\$14,997,510	\$14,997,510	\$14,997,510

*Section 42: Revenue, Department of*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$181,285,086	\$181,285,086	\$181,285,086
State General Funds	\$180,851,303	\$180,851,303	\$180,851,303
Tobacco Settlement Funds	\$433,783	\$433,783	\$433,783
TOTAL FEDERAL FUNDS	\$819,087	\$819,087	\$819,087
Federal Funds Not Itemized	\$567,580	\$567,580	\$567,580
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$251,507	\$251,507	\$251,507
<b>TOTAL PUBLIC FUNDS</b>	\$182,104,173	\$182,104,173	\$182,104,173

**Section Total - Final**

TOTAL STATE FUNDS	\$196,207,246	\$196,207,246	\$196,207,246
<b>State General Funds</b>	\$195,773,463	\$195,773,463	\$195,773,463
<b>Tobacco Settlement Funds</b>	\$433,783	\$433,783	\$433,783
TOTAL FEDERAL FUNDS	\$819,087	\$819,087	\$819,087
<b>Federal Funds Not Itemized</b>	\$567,580	\$567,580	\$567,580
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	\$251,507	\$251,507	\$251,507
<b>TOTAL PUBLIC FUNDS</b>	\$197,026,333	\$197,026,333	\$197,026,333

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to administer and enforce the tax laws of the State of Georgia and provide general support services to the operating programs of the Department of Revenue.*

TOTAL STATE FUNDS	\$8,113,036	\$8,113,036	\$8,113,036
State General Funds	\$8,113,036	\$8,113,036	\$8,113,036
<b>TOTAL PUBLIC FUNDS</b>	\$8,113,036	\$8,113,036	\$8,113,036

**291.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$11,377	\$11,377	\$11,377
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**291.2** *Transfer funds from the Customer Service, Local Government Services, Revenue Processing, Tax Compliance, and Technology Support Services programs to the Departmental Administration program to align budget and expenditures.*

State General Funds	\$1,641,502	\$1,641,502	\$1,641,502
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**291.3** *Transfer funds, nine positions and operations from the Office of Special Investigations program to the Departmental Administration program for facilities and mailroom operations.*

State General Funds	\$641,413	\$641,413	\$641,413
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<b>291.100 Departmental Administration</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to administer and enforce the tax laws of the State of Georgia and provide general support services to the operating programs of the Department of Revenue.*

<b>TOTAL STATE FUNDS</b>	\$10,407,328	\$10,407,328	\$10,407,328
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<b>State General Funds</b>	\$10,407,328	\$10,407,328	\$10,407,328
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<b>TOTAL PUBLIC FUNDS</b>	\$10,407,328	\$10,407,328	\$10,407,328
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**Forestland Protection Grants**

**Continuation Budget**

*The purpose of this appropriation is to provide reimbursement for preferential assessment of qualifying conservation use forestland to counties, municipalities, and school districts pursuant to O.C.G.A. 48-5A-2, the Forestland Protection Act, created by HB 1211 and HB 1276 during the 2008 legislative session.*

TOTAL STATE FUNDS	\$14,072,351	\$14,072,351	\$14,072,351
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State General Funds	\$14,072,351	\$14,072,351	\$14,072,351
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TOTAL PUBLIC FUNDS	\$14,072,351	\$14,072,351	\$14,072,351
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**292.1** *Increase funds for Forestland Protection Act grants to meet projected need.*

State General Funds	\$15,000,000	\$15,000,000	\$15,000,000
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<b>292.100 Forestland Protection Grants</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide reimbursement for preferential assessment of qualifying conservation use forestland to counties, municipalities, and school districts pursuant to O.C.G.A. 48-5A-2, the Forestland Protection Act, created by HB 1211 and HB 1276 during the 2008 legislative session.*

<b>TOTAL STATE FUNDS</b>	\$29,072,351	\$29,072,351	\$29,072,351
<b>State General Funds</b>	\$29,072,351	\$29,072,351	\$29,072,351
<b>TOTAL PUBLIC FUNDS</b>	\$29,072,351	\$29,072,351	\$29,072,351

**Fraud Detection and Prevention**

**Continuation Budget**

*The purpose of this appropriation is to identify and prevent tax fraud and protect Georgia citizens from identity theft through the use of fraud analytical tools.*

TOTAL STATE FUNDS	\$1,250,000	\$1,250,000	\$1,250,000
State General Funds	\$1,250,000	\$1,250,000	\$1,250,000
TOTAL PUBLIC FUNDS	\$1,250,000	\$1,250,000	\$1,250,000

**293.100 Fraud Detection and Prevention**

**Appropriation (HB 750)**

*The purpose of this appropriation is to identify and prevent tax fraud and protect Georgia citizens from identity theft through the use of fraud analytical tools.*

<b>TOTAL STATE FUNDS</b>	\$1,250,000	\$1,250,000	\$1,250,000
<b>State General Funds</b>	\$1,250,000	\$1,250,000	\$1,250,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,250,000	\$1,250,000	\$1,250,000

**Industry Regulation**

**Continuation Budget**

*The purpose of this appropriation is to provide regulation of the distribution, sale, and consumption of alcoholic beverages, tobacco products; and conduct checkpoints in areas where reports indicate the use of dyed fuels in on-road vehicles.*

TOTAL STATE FUNDS	\$6,048,349	\$6,048,349	\$6,048,349
State General Funds	\$5,614,566	\$5,614,566	\$5,614,566
Tobacco Settlement Funds	\$433,783	\$433,783	\$433,783
TOTAL FEDERAL FUNDS	\$371,507	\$371,507	\$371,507
Federal Funds Not Itemized	\$120,000	\$120,000	\$120,000
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$251,507	\$251,507	\$251,507
TOTAL PUBLIC FUNDS	\$6,419,856	\$6,419,856	\$6,419,856

**294.1** *Transfer funds from the Customer Service, Local Government Services, Revenue Processing, Tax Compliance, and Technology Support Services programs to the Industry Regulation program to align budget and expenditures.*

State General Funds	\$820,155	\$820,155	\$820,155
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**294.100 Industry Regulation****Appropriation (HB 750)**

*The purpose of this appropriation is to provide regulation of the distribution, sale, and consumption of alcoholic beverages, tobacco products; and conduct checkpoints in areas where reports indicate the use of dyed fuels in on-road vehicles.*

<b>TOTAL STATE FUNDS</b>	\$6,868,504	\$6,868,504	\$6,868,504
<b>State General Funds</b>	\$6,434,721	\$6,434,721	\$6,434,721
<b>Tobacco Settlement Funds</b>	\$433,783	\$433,783	\$433,783
<b>TOTAL FEDERAL FUNDS</b>	\$371,507	\$371,507	\$371,507
<b>Federal Funds Not Itemized</b>	\$120,000	\$120,000	\$120,000
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	\$251,507	\$251,507	\$251,507
<b>TOTAL PUBLIC FUNDS</b>	\$7,240,011	\$7,240,011	\$7,240,011

**Local Government Services****Continuation Budget**

*The purpose of this appropriation is to assist local tax officials with the administration of state tax laws and administer the unclaimed property unit.*

<b>TOTAL STATE FUNDS</b>	\$4,873,457	\$4,873,457	\$4,873,457
State General Funds	\$4,873,457	\$4,873,457	\$4,873,457
<b>TOTAL PUBLIC FUNDS</b>	\$4,873,457	\$4,873,457	\$4,873,457

**295.1** *Transfer funds from the Local Government Services program to the Departmental Administration, Industry Regulation, Motor Vehicle Registration and Titling, Office of Special Investigations, and Tax Policy programs to align budget and expenditures.*

State General Funds	(\$168,177)	(\$168,177)	(\$168,177)
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**295.100 Local Government Services****Appropriation (HB 750)**

*The purpose of this appropriation is to assist local tax officials with the administration of state tax laws and administer the unclaimed property unit.*

<b>TOTAL STATE FUNDS</b>	\$4,705,280	\$4,705,280	\$4,705,280
<b>State General Funds</b>	\$4,705,280	\$4,705,280	\$4,705,280
<b>TOTAL PUBLIC FUNDS</b>	\$4,705,280	\$4,705,280	\$4,705,280

**Local Tax Officials Retirement and FICA****Continuation Budget**

*The purpose of this appropriation is to provide state retirement benefits and employer share of FICA to local tax officials.*

TOTAL STATE FUNDS	\$13,011,424	\$13,011,424	\$13,011,424
State General Funds	\$13,011,424	\$13,011,424	\$13,011,424
TOTAL PUBLIC FUNDS	\$13,011,424	\$13,011,424	\$13,011,424

**296.1** *Reduce funds to align budget with projected expenditures.*

State General Funds	(\$1,189,217)	(\$1,189,217)	(\$1,189,217)
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<b>296.100 Local Tax Officials Retirement and FICA</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide state retirement benefits and employer share of FICA to local tax officials.*

<b>TOTAL STATE FUNDS</b>	\$11,822,207	\$11,822,207	\$11,822,207
<b>State General Funds</b>	\$11,822,207	\$11,822,207	\$11,822,207
<b>TOTAL PUBLIC FUNDS</b>	\$11,822,207	\$11,822,207	\$11,822,207

**Motor Vehicle Registration and Titling**

**Continuation Budget**

*The purpose of this appropriation is to establish motor vehicle ownership by maintaining title and registration records and validate rebuilt vehicles for road-worthiness for new title issuance.*

TOTAL STATE FUNDS	\$19,566,913	\$19,566,913	\$19,566,913
State General Funds	\$19,566,913	\$19,566,913	\$19,566,913
TOTAL PUBLIC FUNDS	\$19,566,913	\$19,566,913	\$19,566,913

**297.1** *Transfer funds from the Customer Service, Local Government Services, Revenue Processing, Tax Compliance, and Technology Support Services programs to the Motor Vehicle Registration and Titling program to align budget and expenditures.*

State General Funds	\$9,552,397	\$9,552,397	\$9,552,397
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**297.2** *Increase funds to meet projected expenditures for tag production.*

State General Funds	\$1,100,000	\$1,100,000	\$1,100,000
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<b>297.100 Motor Vehicle Registration and Titling</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to establish motor vehicle ownership by maintaining title and registration records and validate rebuilt vehicles for road-worthiness for new title issuance.*

<b>TOTAL STATE FUNDS</b>	\$30,219,310	\$30,219,310	\$30,219,310
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<b>State General Funds</b>	\$30,219,310	\$30,219,310	\$30,219,310
<b>TOTAL PUBLIC FUNDS</b>	\$30,219,310	\$30,219,310	\$30,219,310

**Office of Special Investigations****Continuation Budget**

*The purpose of this appropriation is to investigate fraudulent taxpayer and criminal activities involving department efforts.*

TOTAL STATE FUNDS	\$3,955,313	\$3,955,313	\$3,955,313
State General Funds	\$3,955,313	\$3,955,313	\$3,955,313
TOTAL PUBLIC FUNDS	\$3,955,313	\$3,955,313	\$3,955,313

**298.1** *Transfer funds from the Customer Service, Local Government Services, Revenue Processing, Tax Compliance, and Technology Support Services programs to the Office of Special Investigations program to align budget and expenditures.*

State General Funds	\$1,280,261	\$1,280,261	\$1,280,261
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**298.2** *Transfer funds, nine positions and operations from the Office of Special Investigations program to the Departmental Administration program for facilities and mailroom operations.*

State General Funds	(\$641,413)	(\$641,413)	(\$641,413)
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**298.100 Office of Special Investigations****Appropriation (HB 750)**

*The purpose of this appropriation is to investigate fraudulent taxpayer and criminal activities involving department efforts.*

<b>TOTAL STATE FUNDS</b>	\$4,594,161	\$4,594,161	\$4,594,161
<b>State General Funds</b>	\$4,594,161	\$4,594,161	\$4,594,161
<b>TOTAL PUBLIC FUNDS</b>	\$4,594,161	\$4,594,161	\$4,594,161

**Revenue Processing****Continuation Budget**

*The purpose of this appropriation is to ensure that all tax payments are received, credited, and deposited according to sound business practices and the law, and to ensure that all tax returns are reviewed and recorded to accurately update taxpayer information.*

TOTAL STATE FUNDS	\$13,613,917	\$13,613,917	\$13,613,917
State General Funds	\$13,613,917	\$13,613,917	\$13,613,917
TOTAL PUBLIC FUNDS	\$13,613,917	\$13,613,917	\$13,613,917

**299.1** *Transfer funds from the Revenue Processing program to the Departmental Administration, Industry Regulation, Motor Vehicle Registration and Titling, Office of Special Investigations, and Tax Policy programs to align budget and expenditures.*

State General Funds	(\$317,180)	(\$317,180)	(\$317,180)
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<b>299.100 Revenue Processing</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to ensure that all tax payments are received, credited, and deposited according to sound business practices and the law, and to ensure that all tax returns are reviewed and recorded to accurately update taxpayer information.*

<b>TOTAL STATE FUNDS</b>	\$13,296,737	\$13,296,737	\$13,296,737
<b>State General Funds</b>	\$13,296,737	\$13,296,737	\$13,296,737
<b>TOTAL PUBLIC FUNDS</b>	\$13,296,737	\$13,296,737	\$13,296,737

**Tax Compliance**

**Continuation Budget**

*The purpose of this appropriation is to audit tax accounts, ensure compliance, and collect on delinquent accounts.*

TOTAL STATE FUNDS	\$54,604,522	\$54,604,522	\$54,604,522
State General Funds	\$54,604,522	\$54,604,522	\$54,604,522
TOTAL FEDERAL FUNDS	\$222,000	\$222,000	\$222,000
Federal Funds Not Itemized	\$222,000	\$222,000	\$222,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$54,826,522</b>	<b>\$54,826,522</b>	<b>\$54,826,522</b>

**300.1** *Transfer funds from the Tax Compliance program to the Departmental Administration, Industry Regulation, Motor Vehicle Registration and Titling, Office of Special Investigations, and Tax Policy programs to align budget and expenditures.*

State General Funds	(\$2,026,593)	(\$2,026,593)	(\$2,026,593)
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<b>300.100 Tax Compliance</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to audit tax accounts, ensure compliance, and collect on delinquent accounts.*

<b>TOTAL STATE FUNDS</b>	\$52,577,929	\$52,577,929	\$52,577,929
<b>State General Funds</b>	\$52,577,929	\$52,577,929	\$52,577,929
<b>TOTAL FEDERAL FUNDS</b>	\$222,000	\$222,000	\$222,000
<b>Federal Funds Not Itemized</b>	\$222,000	\$222,000	\$222,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$52,799,929</b>	<b>\$52,799,929</b>	<b>\$52,799,929</b>

**Tax Policy****Continuation Budget**

*The purpose of this appropriation is to conduct all administrative appeals of tax assessments; draft regulations for taxes collected by the department; support the State Board of Equalization; and draft letter rulings and provide research and analysis related to all tax law and policy inquiries.*

TOTAL STATE FUNDS	\$3,127,866	\$3,127,866	\$3,127,866
State General Funds	\$3,127,866	\$3,127,866	\$3,127,866
TOTAL PUBLIC FUNDS	\$3,127,866	\$3,127,866	\$3,127,866

**301.1** *Transfer funds from the Customer Service, Local Government Services, Revenue Processing, Tax Compliance, and Technology Support Services programs to the Tax Policy program to align budget and expenditures.*

State General Funds	\$800,806	\$800,806	\$800,806
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**301.100 Tax Policy****Appropriation (HB 750)**

*The purpose of this appropriation is to conduct all administrative appeals of tax assessments; draft regulations for taxes collected by the department; support the State Board of Equalization; and draft letter rulings and provide research and analysis related to all tax law and policy inquiries.*

TOTAL STATE FUNDS	\$3,928,672	\$3,928,672	\$3,928,672
State General Funds	\$3,928,672	\$3,928,672	\$3,928,672
TOTAL PUBLIC FUNDS	\$3,928,672	\$3,928,672	\$3,928,672

**Technology Support Services****Continuation Budget**

*The purpose of this appropriation is to support the department in information technology and provide electronic filing services to taxpayers.*

TOTAL STATE FUNDS	\$25,321,596	\$25,321,596	\$25,321,596
State General Funds	\$25,321,596	\$25,321,596	\$25,321,596
TOTAL PUBLIC FUNDS	\$25,321,596	\$25,321,596	\$25,321,596

**302.1** *Transfer funds from the Technology Support Services program to the Departmental Administration, Industry Regulation, Motor Vehicle Registration and Titling, Office of Special Investigations, and Tax Policy programs to align budget and expenditures.*

State General Funds	(\$11,358,217)	(\$11,358,217)	(\$11,358,217)
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**302.100 Technology Support Services** **Appropriation (HB 750)**

*The purpose of this appropriation is to support the department in information technology and provide electronic filing services to taxpayers.*

<b>TOTAL STATE FUNDS</b>	\$13,963,379	\$13,963,379	\$13,963,379
<b>State General Funds</b>	\$13,963,379	\$13,963,379	\$13,963,379
<b>TOTAL PUBLIC FUNDS</b>	\$13,963,379	\$13,963,379	\$13,963,379

**Customer Service**

**Continuation Budget**

*The purpose of this appropriation is to provide assistance to customer inquiries about the administration of individual income tax, sales and use tax, withholding tax, corporate tax, motor fuel and motor carrier taxes, and all registration functions.*

TOTAL STATE FUNDS	\$13,726,342	\$13,726,342	\$13,726,342
State General Funds	\$13,726,342	\$13,726,342	\$13,726,342
TOTAL FEDERAL FUNDS	\$225,580	\$225,580	\$225,580
Federal Funds Not Itemized	\$225,580	\$225,580	\$225,580
<b>TOTAL PUBLIC FUNDS</b>	<b>\$13,951,922</b>	<b>\$13,951,922</b>	<b>\$13,951,922</b>

**303.1** *Transfer funds from the Customer Service program to the Departmental Administration, Industry Regulation, Motor Vehicle Registration and Titling, Office of Special Investigations, and Tax Policy programs to align budget and expenditures.*

State General Funds	(\$224,954)	(\$224,954)	(\$224,954)
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**303.100 Customer Service** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide assistance to customer inquiries about the administration of individual income tax, sales and use tax, withholding tax, corporate tax, motor fuel and motor carrier taxes, and all registration functions.*

<b>TOTAL STATE FUNDS</b>	\$13,501,388	\$13,501,388	\$13,501,388
<b>State General Funds</b>	\$13,501,388	\$13,501,388	\$13,501,388
<b>TOTAL FEDERAL FUNDS</b>	\$225,580	\$225,580	\$225,580
<b>Federal Funds Not Itemized</b>	\$225,580	\$225,580	\$225,580
<b>TOTAL PUBLIC FUNDS</b>	<b>\$13,726,968</b>	<b>\$13,726,968</b>	<b>\$13,726,968</b>

*Section 43: Secretary of State*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$24,476,790	\$24,476,790	\$24,476,790
State General Funds	\$24,476,790	\$24,476,790	\$24,476,790

TOTAL FEDERAL FUNDS	\$85,000	\$85,000	\$85,000
Federal Funds Not Itemized	\$85,000	\$85,000	\$85,000
TOTAL AGENCY FUNDS	\$4,723,849	\$4,723,849	\$4,723,849
Contributions, Donations, and Forfeitures	\$20,000	\$20,000	\$20,000
Contributions, Donations, and Forfeitures Not Itemized	\$20,000	\$20,000	\$20,000
Sales and Services	\$4,703,849	\$4,703,849	\$4,703,849
Sales and Services Not Itemized	\$4,703,849	\$4,703,849	\$4,703,849
TOTAL PUBLIC FUNDS	\$29,285,639	\$29,285,639	\$29,285,639

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$24,484,471	\$24,316,329	\$24,316,329
<b>State General Funds</b>	\$24,484,471	\$24,316,329	\$24,316,329
<b>TOTAL FEDERAL FUNDS</b>	\$85,000	\$85,000	\$85,000
<b>Federal Funds Not Itemized</b>	\$85,000	\$85,000	\$85,000
<b>TOTAL AGENCY FUNDS</b>	\$4,723,849	\$4,723,849	\$4,723,849
<b>Contributions, Donations, and Forfeitures</b>	\$20,000	\$20,000	\$20,000
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$20,000	\$20,000	\$20,000
<b>Sales and Services</b>	\$4,703,849	\$4,703,849	\$4,703,849
<b>Sales and Services Not Itemized</b>	\$4,703,849	\$4,703,849	\$4,703,849
<b>TOTAL PUBLIC FUNDS</b>	\$29,293,320	\$29,125,178	\$29,125,178

**Corporations****Continuation Budget**

*The purpose of this appropriation is to accept and review filings made pursuant to statutes; to issue certifications of records on file; and to provide general information to the public on all filed entities.*

TOTAL STATE FUNDS	\$943,462	\$943,462	\$943,462
State General Funds	\$943,462	\$943,462	\$943,462
TOTAL AGENCY FUNDS	\$3,775,096	\$3,775,096	\$3,775,096
Sales and Services	\$3,775,096	\$3,775,096	\$3,775,096
Sales and Services Not Itemized	\$3,775,096	\$3,775,096	\$3,775,096
TOTAL PUBLIC FUNDS	\$4,718,558	\$4,718,558	\$4,718,558

**304.1** *Reduce funds to reflect projected expenditures.*

State General Funds		(\$107,959)	(\$107,959)
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**304.100 Corporations** **Appropriation (HB 750)**

*The purpose of this appropriation is to accept and review filings made pursuant to statutes; to issue certifications of records on file; and to provide general information to the public on all filed entities.*

<b>TOTAL STATE FUNDS</b>	\$943,462	\$835,503	\$835,503
<b>State General Funds</b>	\$943,462	\$835,503	\$835,503
<b>TOTAL AGENCY FUNDS</b>	\$3,775,096	\$3,775,096	\$3,775,096
<b>Sales and Services</b>	\$3,775,096	\$3,775,096	\$3,775,096
<b>Sales and Services Not Itemized</b>	\$3,775,096	\$3,775,096	\$3,775,096
<b>TOTAL PUBLIC FUNDS</b>	\$4,718,558	\$4,610,599	\$4,610,599

**Elections**

**Continuation Budget**

*The purpose of this appropriation is to administer all duties imposed upon the Secretary of State by providing all required filing and public information services, performing all certification and commissioning duties required by law, and assisting candidates, local governments, and citizens in interpreting and complying with all election, voter registration, and financial disclosure laws.*

<b>TOTAL STATE FUNDS</b>	\$5,369,670	\$5,369,670	\$5,369,670
State General Funds	\$5,369,670	\$5,369,670	\$5,369,670
<b>TOTAL FEDERAL FUNDS</b>	\$85,000	\$85,000	\$85,000
Federal Funds Not Itemized	\$85,000	\$85,000	\$85,000
<b>TOTAL AGENCY FUNDS</b>	\$50,000	\$50,000	\$50,000
Sales and Services	\$50,000	\$50,000	\$50,000
Sales and Services Not Itemized	\$50,000	\$50,000	\$50,000
<b>TOTAL PUBLIC FUNDS</b>	\$5,504,670	\$5,504,670	\$5,504,670

**305.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$1,091	\$1,091	\$1,091
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**305.100 Elections** **Appropriation (HB 750)**

*The purpose of this appropriation is to administer all duties imposed upon the Secretary of State by providing all required filing and public information services, performing all certification and commissioning duties required by law, and assisting candidates, local governments, and citizens in interpreting and complying with all election, voter registration, and financial disclosure laws.*

<b>TOTAL STATE FUNDS</b>	\$5,370,761	\$5,370,761	\$5,370,761
<b>State General Funds</b>	\$5,370,761	\$5,370,761	\$5,370,761
<b>TOTAL FEDERAL FUNDS</b>	\$85,000	\$85,000	\$85,000
<b>Federal Funds Not Itemized</b>	\$85,000	\$85,000	\$85,000
<b>TOTAL AGENCY FUNDS</b>	\$50,000	\$50,000	\$50,000
<b>Sales and Services</b>	\$50,000	\$50,000	\$50,000
<b>Sales and Services Not Itemized</b>	\$50,000	\$50,000	\$50,000
<b>TOTAL PUBLIC FUNDS</b>	\$5,505,761	\$5,505,761	\$5,505,761

**Investigations****Continuation Budget**

*The purpose of this appropriation is to enforce the laws and regulations related to professional licenses, elections, and securities; to investigate complaints; and to conduct inspections of applicants and existing license holders.*

TOTAL STATE FUNDS	\$2,784,729	\$2,784,729	\$2,784,729
State General Funds	\$2,784,729	\$2,784,729	\$2,784,729
TOTAL PUBLIC FUNDS	\$2,784,729	\$2,784,729	\$2,784,729

**306.100 Investigations****Appropriation (HB 750)**

*The purpose of this appropriation is to enforce the laws and regulations related to professional licenses, elections, and securities; to investigate complaints; and to conduct inspections of applicants and existing license holders.*

<b>TOTAL STATE FUNDS</b>	\$2,784,729	\$2,784,729	\$2,784,729
<b>State General Funds</b>	\$2,784,729	\$2,784,729	\$2,784,729
<b>TOTAL PUBLIC FUNDS</b>	\$2,784,729	\$2,784,729	\$2,784,729

**Office Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support to the Office of Secretary of State and its attached agencies.*

TOTAL STATE FUNDS	\$3,304,322	\$3,304,322	\$3,304,322
State General Funds	\$3,304,322	\$3,304,322	\$3,304,322
TOTAL AGENCY FUNDS	\$15,000	\$15,000	\$15,000
Sales and Services	\$15,000	\$15,000	\$15,000
Sales and Services Not Itemized	\$15,000	\$15,000	\$15,000
TOTAL PUBLIC FUNDS	\$3,319,322	\$3,319,322	\$3,319,322

**307.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$3,081	\$3,081	\$3,081
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**307.2** *Reduce funds to reflect projected expenditures.*

State General Funds		(\$24,343)	(\$24,343)
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<b>307.100 Office Administration</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide administrative support to the Office of Secretary of State and its attached agencies.*

<b>TOTAL STATE FUNDS</b>	\$3,307,403	\$3,283,060	\$3,283,060
<b>State General Funds</b>	\$3,307,403	\$3,283,060	\$3,283,060
<b>TOTAL AGENCY FUNDS</b>	\$15,000	\$15,000	\$15,000
<b>Sales and Services</b>	\$15,000	\$15,000	\$15,000
<b>Sales and Services Not Itemized</b>	\$15,000	\$15,000	\$15,000
<b>TOTAL PUBLIC FUNDS</b>	\$3,322,403	\$3,298,060	\$3,298,060

**Professional Licensing Boards**

**Continuation Budget**

*The purpose of this appropriation is to protect the public health and welfare by supporting all operations of Boards which license professions.*

<b>TOTAL STATE FUNDS</b>	\$8,150,375	\$8,150,375	\$8,150,375
State General Funds	\$8,150,375	\$8,150,375	\$8,150,375
<b>TOTAL AGENCY FUNDS</b>	\$813,753	\$813,753	\$813,753
Sales and Services	\$813,753	\$813,753	\$813,753
Sales and Services Not Itemized	\$813,753	\$813,753	\$813,753
<b>TOTAL PUBLIC FUNDS</b>	\$8,964,128	\$8,964,128	\$8,964,128

**308.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$2,113	\$2,113	\$2,113
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<b>308.100 Professional Licensing Boards</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to protect the public health and welfare by supporting all operations of Boards which license professions.*

<b>TOTAL STATE FUNDS</b>	\$8,152,488	\$8,152,488	\$8,152,488
<b>State General Funds</b>	\$8,152,488	\$8,152,488	\$8,152,488
<b>TOTAL AGENCY FUNDS</b>	\$813,753	\$813,753	\$813,753
<b>Sales and Services</b>	\$813,753	\$813,753	\$813,753
<b>Sales and Services Not Itemized</b>	\$813,753	\$813,753	\$813,753
<b>TOTAL PUBLIC FUNDS</b>	\$8,966,241	\$8,966,241	\$8,966,241

**Securities****Continuation Budget**

*The purpose of this appropriation is to provide for the administration and enforcement of the Georgia Securities Act, the Georgia Charitable Solicitations Act, and the Georgia Cemetery Act. Functions under each act include registration, examinations, investigation, and administrative enforcement actions.*

TOTAL STATE FUNDS	\$668,528	\$668,528	\$668,528
State General Funds	\$668,528	\$668,528	\$668,528
TOTAL AGENCY FUNDS	\$50,000	\$50,000	\$50,000
Sales and Services	\$50,000	\$50,000	\$50,000
Sales and Services Not Itemized	\$50,000	\$50,000	\$50,000
TOTAL PUBLIC FUNDS	\$718,528	\$718,528	\$718,528

**309.1** *Reduce funds to reflect projected expenditures.*

State General Funds		(\$35,840)	(\$35,840)
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**309.100 Securities****Appropriation (HB 750)**

*The purpose of this appropriation is to provide for the administration and enforcement of the Georgia Securities Act, the Georgia Charitable Solicitations Act, and the Georgia Cemetery Act. Functions under each act include registration, examinations, investigation, and administrative enforcement actions.*

<b>TOTAL STATE FUNDS</b>	\$668,528	\$632,688	\$632,688
<b>State General Funds</b>	\$668,528	\$632,688	\$632,688
<b>TOTAL AGENCY FUNDS</b>	\$50,000	\$50,000	\$50,000
<b>Sales and Services</b>	\$50,000	\$50,000	\$50,000
<b>Sales and Services Not Itemized</b>	\$50,000	\$50,000	\$50,000
<b>TOTAL PUBLIC FUNDS</b>	\$718,528	\$682,688	\$682,688

**Commission on the Holocaust, Georgia**

**Continuation Budget**

*The purpose of this appropriation is to teach the lessons of the Holocaust to present and future generations of Georgians in order to create an awareness of the enormity of the crimes of prejudice and inhumanity.*

TOTAL STATE FUNDS	\$264,236	\$264,236	\$264,236
State General Funds	\$264,236	\$264,236	\$264,236
TOTAL AGENCY FUNDS	\$20,000	\$20,000	\$20,000
Contributions, Donations, and Forfeitures	\$20,000	\$20,000	\$20,000
Contributions, Donations, and Forfeitures Not Itemized	\$20,000	\$20,000	\$20,000
TOTAL PUBLIC FUNDS	\$284,236	\$284,236	\$284,236

**310.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$13	\$13	\$13
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**310.100 Commission on the Holocaust, Georgia**

**Appropriation (HB 750)**

*The purpose of this appropriation is to teach the lessons of the Holocaust to present and future generations of Georgians in order to create an awareness of the enormity of the crimes of prejudice and inhumanity.*

<b>TOTAL STATE FUNDS</b>	\$264,249	\$264,249	\$264,249
<b>State General Funds</b>	\$264,249	\$264,249	\$264,249
<b>TOTAL AGENCY FUNDS</b>	\$20,000	\$20,000	\$20,000
<b>Contributions, Donations, and Forfeitures</b>	\$20,000	\$20,000	\$20,000
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$20,000	\$20,000	\$20,000
<b>TOTAL PUBLIC FUNDS</b>	\$284,249	\$284,249	\$284,249

**Real Estate Commission**

**Continuation Budget**

*The purpose of this appropriation is to administer the license law for real estate brokers and salespersons, and provide administrative support to the Georgia Real Estate Appraisers Board in their administration of the Real Estate Appraisal.*

TOTAL STATE FUNDS	\$2,991,468	\$2,991,468	\$2,991,468
State General Funds	\$2,991,468	\$2,991,468	\$2,991,468
TOTAL PUBLIC FUNDS	\$2,991,468	\$2,991,468	\$2,991,468

**311.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$1,383	\$1,383	\$1,383
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**311.100 Real Estate Commission**

**Appropriation (HB 750)**

*The purpose of this appropriation is to administer the license law for real estate brokers and salespersons, and provide administrative support to the Georgia Real Estate Appraisers Board in their administration of the Real Estate Appraisal.*

<b>TOTAL STATE FUNDS</b>	\$2,992,851	\$2,992,851	\$2,992,851
<b>State General Funds</b>	\$2,992,851	\$2,992,851	\$2,992,851
<b>TOTAL PUBLIC FUNDS</b>	\$2,992,851	\$2,992,851	\$2,992,851

**Section 44: Student Finance Commission and Authority, Georgia**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$717,162,075	\$717,162,075	\$717,162,075
State General Funds	\$60,685,247	\$60,685,247	\$60,685,247
Lottery Proceeds	\$656,476,828	\$656,476,828	\$656,476,828
TOTAL FEDERAL FUNDS	\$38,650	\$38,650	\$38,650
Federal Funds Not Itemized	\$38,650	\$38,650	\$38,650
TOTAL AGENCY FUNDS	\$713,673	\$713,673	\$713,673
Intergovernmental Transfers	\$713,673	\$713,673	\$713,673
Intergovernmental Transfers Not Itemized	\$713,673	\$713,673	\$713,673
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$600,000	\$600,000	\$600,000
State Funds Transfers	\$600,000	\$600,000	\$600,000
Agency to Agency Contracts	\$600,000	\$600,000	\$600,000
TOTAL PUBLIC FUNDS	\$718,514,398	\$718,514,398	\$718,514,398

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$768,247,894	\$768,247,894	\$768,247,894
<b>State General Funds</b>	\$81,444,879	\$81,444,879	\$81,444,879
<b>Lottery Proceeds</b>	\$686,803,015	\$686,803,015	\$686,803,015
<b>TOTAL FEDERAL FUNDS</b>	\$38,650	\$38,650	\$38,650
<b>Federal Funds Not Itemized</b>	\$38,650	\$38,650	\$38,650
<b>TOTAL AGENCY FUNDS</b>	\$713,673	\$713,673	\$713,673



<b>Intergovernmental Transfers</b>	\$713,673	\$713,673	\$713,673
<b>Intergovernmental Transfers Not Itemized</b>	\$713,673	\$713,673	\$713,673
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$600,000	\$600,000	\$600,000
<b>State Funds Transfers</b>	\$600,000	\$600,000	\$600,000
<b>Agency to Agency Contracts</b>	\$600,000	\$600,000	\$600,000
<b>TOTAL PUBLIC FUNDS</b>	\$769,600,217	\$769,600,217	\$769,600,217

**Engineer Scholarship**

**Continuation Budget**

*The purpose of this appropriation is to provide forgivable loans to Georgia residents who are engineering students and retain those students as engineers in the State.*

TOTAL STATE FUNDS	\$1,029,000	\$1,029,000	\$1,029,000
State General Funds	\$1,029,000	\$1,029,000	\$1,029,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,029,000	\$1,029,000	\$1,029,000

**312.100 Engineer Scholarship**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide forgivable loans to Georgia residents who are engineering students and retain those students as engineers in the State.*

<b>TOTAL STATE FUNDS</b>	\$1,029,000	\$1,029,000	\$1,029,000
<b>State General Funds</b>	\$1,029,000	\$1,029,000	\$1,029,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,029,000	\$1,029,000	\$1,029,000

**Georgia Military College Scholarship**

**Continuation Budget**

*The purpose of this appropriation is to provide outstanding students with a full scholarship to attend Georgia Military College, thereby strengthening Georgia's National Guard with their membership.*

TOTAL STATE FUNDS	\$1,203,240	\$1,203,240	\$1,203,240
State General Funds	\$1,203,240	\$1,203,240	\$1,203,240
<b>TOTAL PUBLIC FUNDS</b>	\$1,203,240	\$1,203,240	\$1,203,240

**313.100 Georgia Military College Scholarship**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide outstanding students with a full scholarship to attend Georgia Military College, thereby strengthening Georgia's National Guard with their membership.*

<b>TOTAL STATE FUNDS</b>	\$1,203,240	\$1,203,240	\$1,203,240
<b>State General Funds</b>	\$1,203,240	\$1,203,240	\$1,203,240
<b>TOTAL PUBLIC FUNDS</b>	\$1,203,240	\$1,203,240	\$1,203,240

**HERO Scholarship****Continuation Budget**

*The purpose of this appropriation is to provide educational grant assistance to members of the Georgia National Guard and U.S. Military Reservists who served in combat zones and the spouses and children of such members.*

TOTAL STATE FUNDS	\$800,000	\$800,000	\$800,000
State General Funds	\$800,000	\$800,000	\$800,000
TOTAL PUBLIC FUNDS	\$800,000	\$800,000	\$800,000

**314.100 HERO Scholarship****Appropriation (HB 750)**

*The purpose of this appropriation is to provide educational grant assistance to members of the Georgia National Guard and U.S. Military Reservists who served in combat zones and the spouses and children of such members.*

<b>TOTAL STATE FUNDS</b>	\$800,000	\$800,000	\$800,000
<b>State General Funds</b>	\$800,000	\$800,000	\$800,000
<b>TOTAL PUBLIC FUNDS</b>	\$800,000	\$800,000	\$800,000

**HOPE Administration****Continuation Budget**

*The purpose of this appropriation is to provide scholarships that reward students with financial assistance in degree, diploma, and certificate programs at eligible Georgia public and private colleges and universities, and public technical colleges.*

TOTAL STATE FUNDS	\$8,209,800	\$8,209,800	\$8,209,800
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$8,209,800	\$8,209,800	\$8,209,800
TOTAL FEDERAL FUNDS	\$38,650	\$38,650	\$38,650
Federal Funds Not Itemized	\$38,650	\$38,650	\$38,650
TOTAL AGENCY FUNDS	\$230,950	\$230,950	\$230,950
Intergovernmental Transfers	\$230,950	\$230,950	\$230,950
Intergovernmental Transfers Not Itemized	\$230,950	\$230,950	\$230,950
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$600,000	\$600,000	\$600,000
State Funds Transfers	\$600,000	\$600,000	\$600,000

Agency to Agency Contracts	\$600,000	\$600,000	\$600,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$9,079,400</b>	<b>\$9,079,400</b>	<b>\$9,079,400</b>

<b>315.100 HOPE Administration</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to provide scholarships that reward students with financial assistance in degree, diploma, and certificate programs at eligible Georgia public and private colleges and universities, and public technical colleges.*

<b>TOTAL STATE FUNDS</b>	\$8,209,800	\$8,209,800	\$8,209,800
<b>Lottery Proceeds</b>	\$8,209,800	\$8,209,800	\$8,209,800
<b>TOTAL FEDERAL FUNDS</b>	\$38,650	\$38,650	\$38,650
<b>Federal Funds Not Itemized</b>	\$38,650	\$38,650	\$38,650
<b>TOTAL AGENCY FUNDS</b>	\$230,950	\$230,950	\$230,950
<b>Intergovernmental Transfers</b>	\$230,950	\$230,950	\$230,950
<b>Intergovernmental Transfers Not Itemized</b>	\$230,950	\$230,950	\$230,950
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$600,000	\$600,000	\$600,000
<b>State Funds Transfers</b>	\$600,000	\$600,000	\$600,000
<b>Agency to Agency Contracts</b>	\$600,000	\$600,000	\$600,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$9,079,400</b>	<b>\$9,079,400</b>	<b>\$9,079,400</b>

**HOPE GED**

**Continuation Budget**

*The purpose of this appropriation is to award a \$500 voucher once to each student receiving a general educational development (GED) diploma awarded by the Technical College System of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$1,930,296	\$1,930,296	\$1,930,296
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$1,930,296	\$1,930,296	\$1,930,296
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,930,296</b>	<b>\$1,930,296</b>	<b>\$1,930,296</b>

**316.99 SAC:** *The purpose of this appropriation is to encourage Georgia's General Educational Development (GED) recipients to pursue education beyond the high school level at an eligible postsecondary institution located in Georgia.*

**House:** *The purpose of this appropriation is to encourage Georgia's General Educational Development (GED) recipients to pursue education beyond the high school level at an eligible postsecondary institution located in Georgia.*

**Governor:** *The purpose of this appropriation is to encourage Georgia's General Educational Development (GED) recipients to pursue education beyond the high school level at an eligible postsecondary institution located in Georgia.*

State General Funds	\$0	\$0	\$0
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**316.100 HOPE GED****Appropriation (HB 750)**

*The purpose of this appropriation is to encourage Georgia's General Educational Development (GED) recipients to pursue education beyond the high school level at an eligible postsecondary institution located in Georgia.*

<b>TOTAL STATE FUNDS</b>	\$1,930,296	\$1,930,296	\$1,930,296
<b>Lottery Proceeds</b>	\$1,930,296	\$1,930,296	\$1,930,296
<b>TOTAL PUBLIC FUNDS</b>	\$1,930,296	\$1,930,296	\$1,930,296

**HOPE Grant****Continuation Budget**

*The purpose of this appropriation is to provide grants to students seeking a diploma or certificate at a public post-secondary institution.*

<b>TOTAL STATE FUNDS</b>	\$109,059,989	\$109,059,989	\$109,059,989
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$109,059,989	\$109,059,989	\$109,059,989
<b>TOTAL PUBLIC FUNDS</b>	\$109,059,989	\$109,059,989	\$109,059,989

**317.100 HOPE Grant****Appropriation (HB 750)**

*The purpose of this appropriation is to provide grants to students seeking a diploma or certificate at a public post-secondary institution.*

<b>TOTAL STATE FUNDS</b>	\$109,059,989	\$109,059,989	\$109,059,989
<b>Lottery Proceeds</b>	\$109,059,989	\$109,059,989	\$109,059,989
<b>TOTAL PUBLIC FUNDS</b>	\$109,059,989	\$109,059,989	\$109,059,989

**HOPE Scholarships - Private Schools****Continuation Budget**

*The purpose of this appropriation is to provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible private post-secondary institution.*

<b>TOTAL STATE FUNDS</b>	\$47,916,330	\$47,916,330	\$47,916,330
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$47,916,330	\$47,916,330	\$47,916,330
<b>TOTAL PUBLIC FUNDS</b>	\$47,916,330	\$47,916,330	\$47,916,330

**318.100 HOPE Scholarships - Private Schools** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible private post-secondary institution.*

<b>TOTAL STATE FUNDS</b>	\$47,916,330	\$47,916,330	\$47,916,330
<b>Lottery Proceeds</b>	\$47,916,330	\$47,916,330	\$47,916,330
<b>TOTAL PUBLIC FUNDS</b>	\$47,916,330	\$47,916,330	\$47,916,330

**HOPE Scholarships - Public Schools** **Continuation Budget**

*The purpose of this appropriation is to provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible public post-secondary institution.*

TOTAL STATE FUNDS	\$463,360,413	\$463,360,413	\$463,360,413
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$463,360,413	\$463,360,413	\$463,360,413
TOTAL PUBLIC FUNDS	\$463,360,413	\$463,360,413	\$463,360,413

**319.1** *Increase funds to meet the projected need.*

Lottery Proceeds	\$27,137,028	\$27,137,028	\$27,137,028
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**319.2** *Increase funds for Zell Miller Scholarships to meet the projected need.*

Lottery Proceeds	\$3,189,159	\$3,189,159	\$3,189,159
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**319.100 HOPE Scholarships - Public Schools** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible public post-secondary institution.*

<b>TOTAL STATE FUNDS</b>	\$493,686,600	\$493,686,600	\$493,686,600
<b>Lottery Proceeds</b>	\$493,686,600	\$493,686,600	\$493,686,600
<b>TOTAL PUBLIC FUNDS</b>	\$493,686,600	\$493,686,600	\$493,686,600

**Low Interest Loans** **Continuation Budget**

*The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college education, encourage timely persistence to the achievement of postsecondary credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

TOTAL STATE FUNDS	\$27,000,000	\$27,000,000	\$27,000,000
State General Funds	\$1,000,000	\$1,000,000	\$1,000,000
Lottery Proceeds	\$26,000,000	\$26,000,000	\$26,000,000
TOTAL PUBLIC FUNDS	\$27,000,000	\$27,000,000	\$27,000,000

**320.99 SAC:** *The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college or technical college education, encourage timely persistence to the achievement of postsecondary credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

**House:** *The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college or technical college education, encourage timely persistence to the achievement of postsecondary credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

**Governor:** *The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college or technical college education, encourage timely persistence to the achievement of postsecondary credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

State General Funds	\$0	\$0	\$0
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<b>320.100 Low Interest Loans</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college or technical college education, encourage timely persistence to the achievement of postsecondary credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

<b>TOTAL STATE FUNDS</b>	\$27,000,000	\$27,000,000	\$27,000,000
<b>State General Funds</b>	\$1,000,000	\$1,000,000	\$1,000,000
<b>Lottery Proceeds</b>	\$26,000,000	\$26,000,000	\$26,000,000
<b>TOTAL PUBLIC FUNDS</b>	\$27,000,000	\$27,000,000	\$27,000,000

**Move on When Ready**

**Continuation Budget**

*The purpose of this appropriation is to allow students to pursue post-secondary study at approved public and private post-secondary institutions, while receiving dual high school and college credit for courses successfully completed.*

TOTAL STATE FUNDS	\$28,892,039	\$28,892,039	\$28,892,039
State General Funds	\$28,892,039	\$28,892,039	\$28,892,039
TOTAL PUBLIC FUNDS	\$28,892,039	\$28,892,039	\$28,892,039

**321.1** *Increase funds to meet the projected need.*

State General Funds	\$20,233,824	\$20,233,824	\$20,233,824
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**321.98** *Change the name of the Accel program to the Move on When Ready program. (G:YES)(H:YES)(S:YES)*

State General Funds	\$0	\$0	\$0
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<b>321.100 Move on When Ready</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to allow students to pursue post-secondary study at approved public and private post-secondary institutions, while receiving dual high school and college credit for courses successfully completed.*

<b>TOTAL STATE FUNDS</b>	\$49,125,863	\$49,125,863	\$49,125,863
<b>State General Funds</b>	\$49,125,863	\$49,125,863	\$49,125,863
<b>TOTAL PUBLIC FUNDS</b>	\$49,125,863	\$49,125,863	\$49,125,863

**North Georgia Military Scholarship Grants**

**Continuation Budget**

*The purpose of this appropriation is to provide outstanding students with a full scholarship to attend North Georgia College and State University, thereby strengthening Georgia's Army National Guard with their membership.*

TOTAL STATE FUNDS	\$1,825,445	\$1,825,445	\$1,825,445
State General Funds	\$1,825,445	\$1,825,445	\$1,825,445
TOTAL AGENCY FUNDS	\$482,723	\$482,723	\$482,723
Intergovernmental Transfers	\$482,723	\$482,723	\$482,723
Intergovernmental Transfers Not Itemized	\$482,723	\$482,723	\$482,723
TOTAL PUBLIC FUNDS	\$2,308,168	\$2,308,168	\$2,308,168

**322.1** *Increase funds to meet the projected need.*

State General Funds	\$525,808	\$525,808	\$525,808
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**322.100 North Georgia Military Scholarship Grants** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide outstanding students with a full scholarship to attend North Georgia College and State University, thereby strengthening Georgia's Army National Guard with their membership.*

<b>TOTAL STATE FUNDS</b>	\$2,351,253	\$2,351,253	\$2,351,253
<b>State General Funds</b>	\$2,351,253	\$2,351,253	\$2,351,253
<b>TOTAL AGENCY FUNDS</b>	\$482,723	\$482,723	\$482,723
<b>Intergovernmental Transfers</b>	\$482,723	\$482,723	\$482,723
<b>Intergovernmental Transfers Not Itemized</b>	\$482,723	\$482,723	\$482,723
<b>TOTAL PUBLIC FUNDS</b>	\$2,833,976	\$2,833,976	\$2,833,976

**North Georgia ROTC Grants**

**Continuation Budget**

*The purpose of this appropriation is to provide Georgia residents with non-repayable financial assistance to attend North Georgia College and State University and to participate in the Reserve Officers Training Corps program.*

<b>TOTAL STATE FUNDS</b>	\$1,237,500	\$1,237,500	\$1,237,500
State General Funds	\$1,237,500	\$1,237,500	\$1,237,500
<b>TOTAL PUBLIC FUNDS</b>	\$1,237,500	\$1,237,500	\$1,237,500

**323.100 North Georgia ROTC Grants** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide Georgia residents with non-repayable financial assistance to attend North Georgia College and State University and to participate in the Reserve Officers Training Corps program.*

<b>TOTAL STATE FUNDS</b>	\$1,237,500	\$1,237,500	\$1,237,500
<b>State General Funds</b>	\$1,237,500	\$1,237,500	\$1,237,500
<b>TOTAL PUBLIC FUNDS</b>	\$1,237,500	\$1,237,500	\$1,237,500

**Public Safety Memorial Grant**

**Continuation Budget**

*The purpose of this appropriation is to provide educational grant assistance to the children of Georgia law enforcement officers, fire fighters, EMTs, correctional officers, and prison guards who were permanently disabled or killed in the line of duty, to attend a public post-secondary institution in the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$600,000	\$600,000	\$600,000
State General Funds	\$600,000	\$600,000	\$600,000
<b>TOTAL PUBLIC FUNDS</b>	\$600,000	\$600,000	\$600,000



**324.100 Public Safety Memorial Grant** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide educational grant assistance to the children of Georgia law enforcement officers, fire fighters, EMTs, correctional officers, and prison guards who were permanently disabled or killed in the line of duty, to attend a public post-secondary institution in the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$600,000	\$600,000	\$600,000
<b>State General Funds</b>	\$600,000	\$600,000	\$600,000
<b>TOTAL PUBLIC FUNDS</b>	\$600,000	\$600,000	\$600,000

**REACH Georgia Scholarship**

**Continuation Budget**

*The purpose of this appropriation is to provide needs-based scholarships to selected students participating in the REACH Georgia mentorship and scholarship program, which encourages and supports academically promising middle and high school students in their educational pursuits.*

TOTAL STATE FUNDS	\$2,000,000	\$2,000,000	\$2,000,000
State General Funds	\$2,000,000	\$2,000,000	\$2,000,000
TOTAL PUBLIC FUNDS	\$2,000,000	\$2,000,000	\$2,000,000

**325.100 REACH Georgia Scholarship** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide needs-based scholarships to selected students participating in the REACH Georgia mentorship and scholarship program, which encourages and supports academically promising middle and high school students in their educational pursuits.*

<b>TOTAL STATE FUNDS</b>	\$2,000,000	\$2,000,000	\$2,000,000
<b>State General Funds</b>	\$2,000,000	\$2,000,000	\$2,000,000
<b>TOTAL PUBLIC FUNDS</b>	\$2,000,000	\$2,000,000	\$2,000,000

**Tuition Equalization Grants**

**Continuation Budget**

*The purpose of this appropriation is to promote the private segment of higher education in Georgia by providing non-repayable grant aid to Georgia residents who attend eligible private post-secondary institutions.*

TOTAL STATE FUNDS	\$21,224,952	\$21,224,952	\$21,224,952
State General Funds	\$21,224,952	\$21,224,952	\$21,224,952
TOTAL PUBLIC FUNDS	\$21,224,952	\$21,224,952	\$21,224,952

**326.100 Tuition Equalization Grants****Appropriation (HB 750)**

*The purpose of this appropriation is to promote the private segment of higher education in Georgia by providing non-repayable grant aid to Georgia residents who attend eligible private post-secondary institutions.*

<b>TOTAL STATE FUNDS</b>	\$21,224,952	\$21,224,952	\$21,224,952
<b>State General Funds</b>	\$21,224,952	\$21,224,952	\$21,224,952
<b>TOTAL PUBLIC FUNDS</b>	\$21,224,952	\$21,224,952	\$21,224,952

**Nonpublic Postsecondary Education Commission****Continuation Budget**

*The purpose of this appropriation is to authorize private post-secondary schools in Georgia; provide transcripts for students who attended schools that closed; and resolve complaints.*

TOTAL STATE FUNDS	\$873,071	\$873,071	\$873,071
State General Funds	\$873,071	\$873,071	\$873,071
TOTAL PUBLIC FUNDS	\$873,071	\$873,071	\$873,071

**327.100 Nonpublic Postsecondary Education Commission****Appropriation (HB 750)**

*The purpose of this appropriation is to authorize private post-secondary schools in Georgia; provide transcripts for students who attended schools that closed; and resolve complaints.*

<b>TOTAL STATE FUNDS</b>	\$873,071	\$873,071	\$873,071
<b>State General Funds</b>	\$873,071	\$873,071	\$873,071
<b>TOTAL PUBLIC FUNDS</b>	\$873,071	\$873,071	\$873,071

**Section 45: Teachers' Retirement System****Section Total - Continuation**

TOTAL STATE FUNDS	\$317,000	\$317,000	\$317,000
State General Funds	\$317,000	\$317,000	\$317,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$36,002,746	\$36,002,746	\$36,002,746
State Funds Transfers	\$36,002,746	\$36,002,746	\$36,002,746
Retirement Payments	\$36,002,746	\$36,002,746	\$36,002,746
TOTAL PUBLIC FUNDS	\$36,319,746	\$36,319,746	\$36,319,746

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$317,000	\$317,000	\$317,000
<b>State General Funds</b>	\$317,000	\$317,000	\$317,000

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,002,746	\$36,002,746	\$36,002,746
<b>State Funds Transfers</b>	\$36,002,746	\$36,002,746	\$36,002,746
<b>Retirement Payments</b>	\$36,002,746	\$36,002,746	\$36,002,746
<b>TOTAL PUBLIC FUNDS</b>	\$36,319,746	\$36,319,746	\$36,319,746

**Local/Floor COLA**

**Continuation Budget**

*The purpose of this appropriation is to provide retirees from local retirement systems a minimum allowance upon retirement (Floor) and a post-retirement benefit adjustment (COLA) whenever such adjustment is granted to teachers who retired under TRS.*

TOTAL STATE FUNDS	\$317,000	\$317,000	\$317,000
State General Funds	\$317,000	\$317,000	\$317,000
<b>TOTAL PUBLIC FUNDS</b>	\$317,000	\$317,000	\$317,000

**328.100 Local/Floor COLA**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide retirees from local retirement systems a minimum allowance upon retirement (Floor) and a post-retirement benefit adjustment (COLA) whenever such adjustment is granted to teachers who retired under TRS.*

<b>TOTAL STATE FUNDS</b>	\$317,000	\$317,000	\$317,000
<b>State General Funds</b>	\$317,000	\$317,000	\$317,000
<b>TOTAL PUBLIC FUNDS</b>	\$317,000	\$317,000	\$317,000

**System Administration**

**Continuation Budget**

*The purpose of this appropriation is to administer the Teachers Retirement System of Georgia, including paying retiree benefits, investing retirement funds, accounting for the status and contributions of active and inactive members, counseling members, and processing refunds.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,002,746	\$36,002,746	\$36,002,746
State Funds Transfers	\$36,002,746	\$36,002,746	\$36,002,746
Retirement Payments	\$36,002,746	\$36,002,746	\$36,002,746
<b>TOTAL PUBLIC FUNDS</b>	\$36,002,746	\$36,002,746	\$36,002,746

**329.100 System Administration** **Appropriation (HB 750)**

*The purpose of this appropriation is to administer the Teachers Retirement System of Georgia, including paying retiree benefits, investing retirement funds, accounting for the status and contributions of active and inactive members, counseling members, and processing refunds.*

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,002,746	\$36,002,746	\$36,002,746
<b>State Funds Transfers</b>	\$36,002,746	\$36,002,746	\$36,002,746
<b>Retirement Payments</b>	\$36,002,746	\$36,002,746	\$36,002,746
<b>TOTAL PUBLIC FUNDS</b>	\$36,002,746	\$36,002,746	\$36,002,746

**It is the intent of the General Assembly that the employer contribution rate for the Teachers' Retirement System shall not exceed 14.27% for State Fiscal Year 2016.**

*Section 46: Technical College System of Georgia*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$339,934,441	\$339,934,441	\$339,934,441
State General Funds	\$339,934,441	\$339,934,441	\$339,934,441
TOTAL FEDERAL FUNDS	\$81,691,954	\$81,691,954	\$81,691,954
Federal Funds Not Itemized	\$79,470,279	\$79,470,279	\$79,470,279
FFIND Child Care and Development Block Grant CFDA93.575	\$2,221,675	\$2,221,675	\$2,221,675
TOTAL AGENCY FUNDS	\$356,552,704	\$356,552,704	\$356,552,704
Intergovernmental Transfers	\$3,754,721	\$3,754,721	\$3,754,721
Intergovernmental Transfers Not Itemized	\$3,754,721	\$3,754,721	\$3,754,721
Rebates, Refunds, and Reimbursements	\$100,000	\$100,000	\$100,000
Rebates, Refunds, and Reimbursements Not Itemized	\$100,000	\$100,000	\$100,000
Sales and Services	\$352,697,983	\$352,697,983	\$352,697,983
Sales and Services Not Itemized	\$71,980,698	\$71,980,698	\$71,980,698
Tuition and Fees for Higher Education	\$280,717,285	\$280,717,285	\$280,717,285
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$3,201,099	\$3,201,099	\$3,201,099
State Funds Transfers	\$3,201,099	\$3,201,099	\$3,201,099
Agency to Agency Contracts	\$3,201,099	\$3,201,099	\$3,201,099
TOTAL PUBLIC FUNDS	\$781,380,198	\$781,380,198	\$781,380,198

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$340,025,630	\$340,025,630	\$340,025,630
State General Funds	\$340,025,630	\$340,025,630	\$340,025,630
<b>TOTAL FEDERAL FUNDS</b>	\$81,691,954	\$81,691,954	\$81,691,954
Federal Funds Not Itemized	\$79,470,279	\$79,470,279	\$79,470,279
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$2,221,675	\$2,221,675	\$2,221,675
<b>TOTAL AGENCY FUNDS</b>	\$356,552,704	\$356,552,704	\$356,552,704
Intergovernmental Transfers	\$3,754,721	\$3,754,721	\$3,754,721
Intergovernmental Transfers Not Itemized	\$3,754,721	\$3,754,721	\$3,754,721
Rebates, Refunds, and Reimbursements	\$100,000	\$100,000	\$100,000
Rebates, Refunds, and Reimbursements Not Itemized	\$100,000	\$100,000	\$100,000
Sales and Services	\$352,697,983	\$352,697,983	\$352,697,983
Sales and Services Not Itemized	\$71,980,698	\$71,980,698	\$71,980,698
<b>Tuition and Fees for Higher Education</b>	\$280,717,285	\$280,717,285	\$280,717,285
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$3,201,099	\$3,201,099	\$3,201,099
State Funds Transfers	\$3,201,099	\$3,201,099	\$3,201,099
Agency to Agency Contracts	\$3,201,099	\$3,201,099	\$3,201,099
<b>TOTAL PUBLIC FUNDS</b>	\$781,471,387	\$781,471,387	\$781,471,387

**Adult Education**

**Continuation Budget**

*The purpose of this appropriation is to develop Georgia's workforce by providing adult learners in Georgia with basic reading, writing, computation, speaking, listening, and technology skills; to provide secondary instruction to adults without a high school diploma; and to provide oversight of GED preparation, testing, and the processing of diplomas and transcripts.*

<b>TOTAL STATE FUNDS</b>	\$14,492,443	\$14,492,443	\$14,492,443
State General Funds	\$14,492,443	\$14,492,443	\$14,492,443
<b>TOTAL FEDERAL FUNDS</b>	\$19,324,577	\$19,324,577	\$19,324,577
Federal Funds Not Itemized	\$19,324,577	\$19,324,577	\$19,324,577
<b>TOTAL AGENCY FUNDS</b>	\$6,485,279	\$6,485,279	\$6,485,279
Intergovernmental Transfers	\$3,754,721	\$3,754,721	\$3,754,721
Intergovernmental Transfers Not Itemized	\$3,754,721	\$3,754,721	\$3,754,721
Sales and Services	\$2,730,558	\$2,730,558	\$2,730,558
Sales and Services Not Itemized	\$2,730,558	\$2,730,558	\$2,730,558
<b>TOTAL PUBLIC FUNDS</b>	\$40,302,299	\$40,302,299	\$40,302,299

**330.100 Adult Education****Appropriation (HB 750)**

*The purpose of this appropriation is to develop Georgia's workforce by providing adult learners in Georgia with basic reading, writing, computation, speaking, listening, and technology skills; to provide secondary instruction to adults without a high school diploma; and to provide oversight of GED preparation, testing, and the processing of diplomas and transcripts.*

<b>TOTAL STATE FUNDS</b>	\$14,492,443	\$14,492,443	\$14,492,443
<b>State General Funds</b>	\$14,492,443	\$14,492,443	\$14,492,443
<b>TOTAL FEDERAL FUNDS</b>	\$19,324,577	\$19,324,577	\$19,324,577
<b>Federal Funds Not Itemized</b>	\$19,324,577	\$19,324,577	\$19,324,577
<b>TOTAL AGENCY FUNDS</b>	\$6,485,279	\$6,485,279	\$6,485,279
<b>Intergovernmental Transfers</b>	\$3,754,721	\$3,754,721	\$3,754,721
<b>Intergovernmental Transfers Not Itemized</b>	\$3,754,721	\$3,754,721	\$3,754,721
<b>Sales and Services</b>	\$2,730,558	\$2,730,558	\$2,730,558
<b>Sales and Services Not Itemized</b>	\$2,730,558	\$2,730,558	\$2,730,558
<b>TOTAL PUBLIC FUNDS</b>	\$40,302,299	\$40,302,299	\$40,302,299

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to provide statewide administrative services to support the state workforce development efforts undertaken by the department through its associated programs and institutions.*

<b>TOTAL STATE FUNDS</b>	\$8,719,592	\$8,719,592	\$8,719,592
State General Funds	\$8,719,592	\$8,719,592	\$8,719,592
<b>TOTAL AGENCY FUNDS</b>	\$100,000	\$100,000	\$100,000
Rebates, Refunds, and Reimbursements	\$100,000	\$100,000	\$100,000
Rebates, Refunds, and Reimbursements Not Itemized	\$100,000	\$100,000	\$100,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$100,515	\$100,515	\$100,515
State Funds Transfers	\$100,515	\$100,515	\$100,515
Agency to Agency Contracts	\$100,515	\$100,515	\$100,515
<b>TOTAL PUBLIC FUNDS</b>	\$8,920,107	\$8,920,107	\$8,920,107

**331.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$3,761	\$3,761	\$3,761
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**331.100 Departmental Administration**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide statewide administrative services to support the state workforce development efforts undertaken by the department through its associated programs and institutions.*

<b>TOTAL STATE FUNDS</b>	\$8,723,353	\$8,723,353	\$8,723,353
<b>State General Funds</b>	\$8,723,353	\$8,723,353	\$8,723,353
<b>TOTAL AGENCY FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>Rebates, Refunds, and Reimbursements</b>	\$100,000	\$100,000	\$100,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$100,515	\$100,515	\$100,515
<b>State Funds Transfers</b>	\$100,515	\$100,515	\$100,515
<b>Agency to Agency Contracts</b>	\$100,515	\$100,515	\$100,515
<b>TOTAL PUBLIC FUNDS</b>	\$8,923,868	\$8,923,868	\$8,923,868

**Quick Start and Customized Services**

**Continuation Budget**

*The purpose of this appropriation is to promote job creation and retention by developing and delivering customized workforce training for Georgia businesses during start-up, expansion, or when they make capital investments in new technology, processes, or product lines in order to remain competitive in the global marketplace.*

<b>TOTAL STATE FUNDS</b>	\$13,060,226	\$13,060,226	\$13,060,226
<b>State General Funds</b>	\$13,060,226	\$13,060,226	\$13,060,226
<b>TOTAL FEDERAL FUNDS</b>	\$171,029	\$171,029	\$171,029
<b>Federal Funds Not Itemized</b>	\$171,029	\$171,029	\$171,029
<b>TOTAL AGENCY FUNDS</b>	\$8,796,822	\$8,796,822	\$8,796,822
<b>Sales and Services</b>	\$8,796,822	\$8,796,822	\$8,796,822
<b>Sales and Services Not Itemized</b>	\$8,796,822	\$8,796,822	\$8,796,822
<b>TOTAL PUBLIC FUNDS</b>	\$22,028,077	\$22,028,077	\$22,028,077

**332.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$692	\$692	\$692
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**332.100 Quick Start and Customized Services****Appropriation (HB 750)**

*The purpose of this appropriation is to promote job creation and retention by developing and delivering customized workforce training for Georgia businesses during start-up, expansion, or when they make capital investments in new technology, processes, or product lines in order to remain competitive in the global marketplace.*

<b>TOTAL STATE FUNDS</b>	\$13,060,918	\$13,060,918	\$13,060,918
<b>State General Funds</b>	\$13,060,918	\$13,060,918	\$13,060,918
<b>TOTAL FEDERAL FUNDS</b>	\$171,029	\$171,029	\$171,029
<b>Federal Funds Not Itemized</b>	\$171,029	\$171,029	\$171,029
<b>TOTAL AGENCY FUNDS</b>	\$8,796,822	\$8,796,822	\$8,796,822
<b>Sales and Services</b>	\$8,796,822	\$8,796,822	\$8,796,822
<b>Sales and Services Not Itemized</b>	\$8,796,822	\$8,796,822	\$8,796,822
<b>TOTAL PUBLIC FUNDS</b>	\$22,028,769	\$22,028,769	\$22,028,769

**Technical Education****Continuation Budget**

*The purpose of this appropriation is to provide for workforce development through certificate, diploma, and degree programs in technical education and continuing education programs for adult learners, and to encourage both youth and adult learners to acquire postsecondary education or training to increase their competitiveness in the workplace.*

<b>TOTAL STATE FUNDS</b>	\$303,662,180	\$303,662,180	\$303,662,180
<b>State General Funds</b>	\$303,662,180	\$303,662,180	\$303,662,180
<b>TOTAL FEDERAL FUNDS</b>	\$62,196,348	\$62,196,348	\$62,196,348
<b>Federal Funds Not Itemized</b>	\$59,974,673	\$59,974,673	\$59,974,673
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$2,221,675	\$2,221,675	\$2,221,675
<b>TOTAL AGENCY FUNDS</b>	\$341,170,603	\$341,170,603	\$341,170,603
<b>Sales and Services</b>	\$341,170,603	\$341,170,603	\$341,170,603
<b>Sales and Services Not Itemized</b>	\$60,453,318	\$60,453,318	\$60,453,318
<b>Tuition and Fees for Higher Education</b>	\$280,717,285	\$280,717,285	\$280,717,285
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$3,100,584	\$3,100,584	\$3,100,584
<b>State Funds Transfers</b>	\$3,100,584	\$3,100,584	\$3,100,584
<b>Agency to Agency Contracts</b>	\$3,100,584	\$3,100,584	\$3,100,584
<b>TOTAL PUBLIC FUNDS</b>	\$710,129,715	\$710,129,715	\$710,129,715



**333.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$86,736	\$86,736	\$86,736
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<b>333.100 Technical Education</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide for workforce development through certificate, diploma, and degree programs in technical education and continuing education programs for adult learners, and to encourage both youth and adult learners to acquire postsecondary education or training to increase their competitiveness in the workplace.*

<b>TOTAL STATE FUNDS</b>	\$303,748,916	\$303,748,916	\$303,748,916
<b>State General Funds</b>	\$303,748,916	\$303,748,916	\$303,748,916
<b>TOTAL FEDERAL FUNDS</b>	\$62,196,348	\$62,196,348	\$62,196,348
<b>Federal Funds Not Itemized</b>	\$59,974,673	\$59,974,673	\$59,974,673
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$2,221,675	\$2,221,675	\$2,221,675
<b>TOTAL AGENCY FUNDS</b>	\$341,170,603	\$341,170,603	\$341,170,603
<b>Sales and Services</b>	\$341,170,603	\$341,170,603	\$341,170,603
<b>Sales and Services Not Itemized</b>	\$60,453,318	\$60,453,318	\$60,453,318
<b>Tuition and Fees for Higher Education</b>	\$280,717,285	\$280,717,285	\$280,717,285
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$3,100,584	\$3,100,584	\$3,100,584
<b>State Funds Transfers</b>	\$3,100,584	\$3,100,584	\$3,100,584
<b>Agency to Agency Contracts</b>	\$3,100,584	\$3,100,584	\$3,100,584
<b>TOTAL PUBLIC FUNDS</b>	\$710,216,451	\$710,216,451	\$710,216,451

*Section 47: Transportation, Department of*

**Section Total - Continuation**

<b>TOTAL STATE FUNDS</b>	\$890,537,224	\$890,537,224	\$890,537,224
State General Funds	\$23,960,710	\$23,960,710	\$23,960,710
State Motor Fuel Funds	\$866,576,514	\$866,576,514	\$866,576,514
<b>TOTAL FEDERAL FUNDS</b>	\$1,593,146,310	\$1,593,146,310	\$1,593,146,310
Federal Funds Not Itemized	\$66,861,369	\$66,861,369	\$66,861,369
Federal Highway Admin.-Planning & Construction CFDA20.205	\$1,526,284,941	\$1,526,284,941	\$1,526,284,941
<b>TOTAL AGENCY FUNDS</b>	\$93,537,703	\$93,537,703	\$93,537,703
Reserved Fund Balances	\$3,971,000	\$3,971,000	\$3,971,000
Reserved Fund Balances Not Itemized	\$3,971,000	\$3,971,000	\$3,971,000

Intergovernmental Transfers	\$39,945,170	\$39,945,170	\$39,945,170
Intergovernmental Transfers Not Itemized	\$39,945,170	\$39,945,170	\$39,945,170
Sales and Services	\$49,621,533	\$49,621,533	\$49,621,533
Sales and Services Not Itemized	\$49,621,533	\$49,621,533	\$49,621,533
<b>TOTAL PUBLIC FUNDS</b>	<b>\$2,577,221,237</b>	<b>\$2,577,221,237</b>	<b>\$2,577,221,237</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$1,649,250,709	\$1,649,250,709	\$1,649,250,709
<b>State General Funds</b>	\$43,335,409	\$43,335,409	\$43,335,409
<b>State Motor Fuel Funds</b>	\$1,605,915,300	\$1,605,915,300	\$1,605,915,300
<b>TOTAL FEDERAL FUNDS</b>	\$1,593,146,310	\$1,593,146,310	\$1,593,146,310
<b>Federal Funds Not Itemized</b>	\$66,861,369	\$66,861,369	\$66,861,369
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$1,526,284,941	\$1,526,284,941	\$1,526,284,941
<b>TOTAL AGENCY FUNDS</b>	\$93,537,703	\$93,537,703	\$93,537,703
<b>Reserved Fund Balances</b>	\$3,971,000	\$3,971,000	\$3,971,000
<b>Reserved Fund Balances Not Itemized</b>	\$3,971,000	\$3,971,000	\$3,971,000
<b>Intergovernmental Transfers</b>	\$39,945,170	\$39,945,170	\$39,945,170
<b>Intergovernmental Transfers Not Itemized</b>	\$39,945,170	\$39,945,170	\$39,945,170
<b>Sales and Services</b>	\$49,621,533	\$49,621,533	\$49,621,533
<b>Sales and Services Not Itemized</b>	\$49,621,533	\$49,621,533	\$49,621,533
<b>TOTAL PUBLIC FUNDS</b>	<b>\$3,335,934,722</b>	<b>\$3,335,934,722</b>	<b>\$3,335,934,722</b>

**Capital Construction Projects****Continuation Budget**

*The purpose of this appropriation is to provide funding for capital outlay road construction and enhancement projects on local and state road systems.*

TOTAL STATE FUNDS	\$223,238,790	\$223,238,790	\$223,238,790
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$223,238,790	\$223,238,790	\$223,238,790
TOTAL FEDERAL FUNDS	\$925,252,699	\$925,252,699	\$925,252,699
Federal Highway Admin.-Planning & Construction CFDA20.205	\$925,252,699	\$925,252,699	\$925,252,699
TOTAL AGENCY FUNDS	\$55,300,430	\$55,300,430	\$55,300,430
Intergovernmental Transfers	\$38,737,112	\$38,737,112	\$38,737,112

Intergovernmental Transfers Not Itemized	\$38,737,112	\$38,737,112	\$38,737,112
Sales and Services	\$16,563,318	\$16,563,318	\$16,563,318
Sales and Services Not Itemized	\$16,563,318	\$16,563,318	\$16,563,318
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,203,791,919</b>	<b>\$1,203,791,919</b>	<b>\$1,203,791,919</b>

**334.1** *Increase funds to recognize additional revenue from HB170 (2015 Session) for capital construction.*

State Motor Fuel Funds	\$461,736,803	\$461,736,803	\$461,736,803
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<b>334.100 Capital Construction Projects</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to provide funding for capital outlay road construction and enhancement projects on local and state road systems.*

<b>TOTAL STATE FUNDS</b>	\$684,975,593	\$684,975,593	\$684,975,593
<b>State Motor Fuel Funds</b>	\$684,975,593	\$684,975,593	\$684,975,593
<b>TOTAL FEDERAL FUNDS</b>	\$925,252,699	\$925,252,699	\$925,252,699
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$925,252,699	\$925,252,699	\$925,252,699
<b>TOTAL AGENCY FUNDS</b>	\$55,300,430	\$55,300,430	\$55,300,430
<b>Intergovernmental Transfers</b>	\$38,737,112	\$38,737,112	\$38,737,112
<b>Intergovernmental Transfers Not Itemized</b>	\$38,737,112	\$38,737,112	\$38,737,112
<b>Sales and Services</b>	\$16,563,318	\$16,563,318	\$16,563,318
<b>Sales and Services Not Itemized</b>	\$16,563,318	\$16,563,318	\$16,563,318
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,665,528,722</b>	<b>\$1,665,528,722</b>	<b>\$1,665,528,722</b>

<b>Capital Maintenance Projects</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to provide funding for capital outlay for maintenance projects.*

<b>TOTAL STATE FUNDS</b>	\$41,483,404	\$41,483,404	\$41,483,404
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$41,483,404	\$41,483,404	\$41,483,404
<b>TOTAL FEDERAL FUNDS</b>	\$183,218,385	\$183,218,385	\$183,218,385
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$183,218,385	\$183,218,385	\$183,218,385
<b>TOTAL AGENCY FUNDS</b>	\$350,574	\$350,574	\$350,574
<b>Sales and Services</b>	\$350,574	\$350,574	\$350,574
<b>Sales and Services Not Itemized</b>	\$350,574	\$350,574	\$350,574
<b>TOTAL PUBLIC FUNDS</b>	<b>\$225,052,363</b>	<b>\$225,052,363</b>	<b>\$225,052,363</b>

**335.1** *Increase funds to recognize additional revenue from HB170 (2015 Session) for capital maintenance.*

State Motor Fuel Funds	\$58,116,596	\$58,116,596	\$58,116,596
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**335.100 Capital Maintenance Projects****Appropriation (HB 750)**

*The purpose of this appropriation is to provide funding for capital outlay for maintenance projects.*

<b>TOTAL STATE FUNDS</b>	\$99,600,000	\$99,600,000	\$99,600,000
<b>State Motor Fuel Funds</b>	\$99,600,000	\$99,600,000	\$99,600,000
<b>TOTAL FEDERAL FUNDS</b>	\$183,218,385	\$183,218,385	\$183,218,385
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$183,218,385	\$183,218,385	\$183,218,385
<b>TOTAL AGENCY FUNDS</b>	\$350,574	\$350,574	\$350,574
<b>Sales and Services</b>	\$350,574	\$350,574	\$350,574
<b>Sales and Services Not Itemized</b>	\$350,574	\$350,574	\$350,574
<b>TOTAL PUBLIC FUNDS</b>	\$283,168,959	\$283,168,959	\$283,168,959

**Construction Administration****Continuation Budget**

*The purpose of this appropriation is to improve and expand the state's transportation infrastructure by planning for and selecting road and bridge projects, acquiring rights-of-way, completing engineering and project impact analyses, procuring and monitoring construction contracts, and certifying completed projects.*

<b>TOTAL STATE FUNDS</b>	\$82,124,154	\$82,124,154	\$82,124,154
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$82,124,154	\$82,124,154	\$82,124,154
<b>TOTAL FEDERAL FUNDS</b>	\$68,642,990	\$68,642,990	\$68,642,990
Federal Highway Admin.-Planning & Construction CFDA20.205	\$68,642,990	\$68,642,990	\$68,642,990
<b>TOTAL AGENCY FUNDS</b>	\$4,463,619	\$4,463,619	\$4,463,619
Reserved Fund Balances	\$3,500,000	\$3,500,000	\$3,500,000
Reserved Fund Balances Not Itemized	\$3,500,000	\$3,500,000	\$3,500,000
Intergovernmental Transfers	\$526,415	\$526,415	\$526,415
Intergovernmental Transfers Not Itemized	\$526,415	\$526,415	\$526,415
Sales and Services	\$437,204	\$437,204	\$437,204
Sales and Services Not Itemized	\$437,204	\$437,204	\$437,204
<b>TOTAL PUBLIC FUNDS</b>	\$155,230,763	\$155,230,763	\$155,230,763

**336.100 Construction Administration** **Appropriation (HB 750)**

*The purpose of this appropriation is to improve and expand the state's transportation infrastructure by planning for and selecting road and bridge projects, acquiring rights-of-way, completing engineering and project impact analyses, procuring and monitoring construction contracts, and certifying completed projects.*

<b>TOTAL STATE FUNDS</b>	\$82,124,154	\$82,124,154	\$82,124,154
<b>State Motor Fuel Funds</b>	\$82,124,154	\$82,124,154	\$82,124,154
<b>TOTAL FEDERAL FUNDS</b>	\$68,642,990	\$68,642,990	\$68,642,990
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$68,642,990	\$68,642,990	\$68,642,990
<b>TOTAL AGENCY FUNDS</b>	\$4,463,619	\$4,463,619	\$4,463,619
<b>Reserved Fund Balances</b>	\$3,500,000	\$3,500,000	\$3,500,000
<b>Reserved Fund Balances Not Itemized</b>	\$3,500,000	\$3,500,000	\$3,500,000
<b>Intergovernmental Transfers</b>	\$526,415	\$526,415	\$526,415
<b>Intergovernmental Transfers Not Itemized</b>	\$526,415	\$526,415	\$526,415
<b>Sales and Services</b>	\$437,204	\$437,204	\$437,204
<b>Sales and Services Not Itemized</b>	\$437,204	\$437,204	\$437,204
<b>TOTAL PUBLIC FUNDS</b>	\$155,230,763	\$155,230,763	\$155,230,763

**Data Collection, Compliance and Reporting**

**Continuation Budget**

*The purpose of this appropriation is to collect and disseminate crash, accident, road, and traffic data in accordance with state and federal law in order to provide current and accurate information for planning and public awareness needs.*

<b>TOTAL STATE FUNDS</b>	\$2,825,346	\$2,825,346	\$2,825,346
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$2,825,346	\$2,825,346	\$2,825,346
<b>TOTAL FEDERAL FUNDS</b>	\$10,270,257	\$10,270,257	\$10,270,257
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$10,270,257	\$10,270,257	\$10,270,257
<b>TOTAL AGENCY FUNDS</b>	\$295,257	\$295,257	\$295,257
<b>Reserved Fund Balances</b>	\$233,000	\$233,000	\$233,000
<b>Reserved Fund Balances Not Itemized</b>	\$233,000	\$233,000	\$233,000
<b>Sales and Services</b>	\$62,257	\$62,257	\$62,257
<b>Sales and Services Not Itemized</b>	\$62,257	\$62,257	\$62,257
<b>TOTAL PUBLIC FUNDS</b>	\$13,390,860	\$13,390,860	\$13,390,860

**337.1** *Transfer funds from the Data Collection, Compliance and Reporting program to the Departmental Administration program to align budget to expenditures.*

State Motor Fuel Funds	(\$1,000,000)	(\$1,000,000)	(\$1,000,000)
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<b>337.100 Data Collection, Compliance and Reporting</b>	<b>Appropriation (HB 750)</b>		
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*The purpose of this appropriation is to collect and disseminate crash, accident, road, and traffic data in accordance with state and federal law in order to provide current and accurate information for planning and public awareness needs.*

<b>TOTAL STATE FUNDS</b>	\$1,825,346	\$1,825,346	\$1,825,346
<b>State Motor Fuel Funds</b>	\$1,825,346	\$1,825,346	\$1,825,346
<b>TOTAL FEDERAL FUNDS</b>	\$10,270,257	\$10,270,257	\$10,270,257
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$10,270,257	\$10,270,257	\$10,270,257
<b>TOTAL AGENCY FUNDS</b>	\$295,257	\$295,257	\$295,257
<b>Reserved Fund Balances</b>	\$233,000	\$233,000	\$233,000
<b>Reserved Fund Balances Not Itemized</b>	\$233,000	\$233,000	\$233,000
<b>Sales and Services</b>	\$62,257	\$62,257	\$62,257
<b>Sales and Services Not Itemized</b>	\$62,257	\$62,257	\$62,257
<b>TOTAL PUBLIC FUNDS</b>	\$12,390,860	\$12,390,860	\$12,390,860

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to plan, construct, maintain, and improve the state's roads and bridges; provide planning and financial support for other modes of transportation such as mass transit, airports, railroads and waterways.*

<b>TOTAL STATE FUNDS</b>	\$55,760,528	\$55,760,528	\$55,760,528
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$55,760,528	\$55,760,528	\$55,760,528
<b>TOTAL FEDERAL FUNDS</b>	\$10,839,823	\$10,839,823	\$10,839,823
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$10,839,823	\$10,839,823	\$10,839,823
<b>TOTAL AGENCY FUNDS</b>	\$1,136,970	\$1,136,970	\$1,136,970
<b>Reserved Fund Balances</b>	\$238,000	\$238,000	\$238,000
<b>Reserved Fund Balances Not Itemized</b>	\$238,000	\$238,000	\$238,000
<b>Sales and Services</b>	\$898,970	\$898,970	\$898,970
<b>Sales and Services Not Itemized</b>	\$898,970	\$898,970	\$898,970
<b>TOTAL PUBLIC FUNDS</b>	\$67,737,321	\$67,737,321	\$67,737,321

**338.1** *Transfer funds from the Planning (\$750,000) and Data Collection, Compliance and Reporting (\$1,000,000) programs to the Departmental Administration program to align budget to expenditures.*

State Motor Fuel Funds	\$1,750,000	\$1,750,000	\$1,750,000
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**338.2** *Increase funds to recognize additional revenue from HB170 (2015 Session) for departmental administration.*

State Motor Fuel Funds	\$1,500,000	\$1,500,000	\$1,500,000
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**338.100 Departmental Administration**

**Appropriation (HB 750)**

*The purpose of this appropriation is to plan, construct, maintain, and improve the state's roads and bridges; provide planning and financial support for other modes of transportation such as mass transit, airports, railroads and waterways.*

<b>TOTAL STATE FUNDS</b>	\$59,010,528	\$59,010,528	\$59,010,528
<b>State Motor Fuel Funds</b>	\$59,010,528	\$59,010,528	\$59,010,528
<b>TOTAL FEDERAL FUNDS</b>	\$10,839,823	\$10,839,823	\$10,839,823
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$10,839,823	\$10,839,823	\$10,839,823
<b>TOTAL AGENCY FUNDS</b>	\$1,136,970	\$1,136,970	\$1,136,970
<b>Reserved Fund Balances</b>	\$238,000	\$238,000	\$238,000
<b>Reserved Fund Balances Not Itemized</b>	\$238,000	\$238,000	\$238,000
<b>Sales and Services</b>	\$898,970	\$898,970	\$898,970
<b>Sales and Services Not Itemized</b>	\$898,970	\$898,970	\$898,970
<b>TOTAL PUBLIC FUNDS</b>	\$70,987,321	\$70,987,321	\$70,987,321

**Intermodal**

**Continuation Budget**

*The purpose of this appropriation is to support the planning, development and maintenance of Georgia's Airports, Rail, Transit and Ports and Waterways to facilitate a complete and seamless statewide transportation system.*

<b>TOTAL STATE FUNDS</b>	\$16,321,171	\$16,321,171	\$16,321,171
State General Funds	\$16,321,171	\$16,321,171	\$16,321,171
<b>TOTAL FEDERAL FUNDS</b>	\$66,861,369	\$66,861,369	\$66,861,369
Federal Funds Not Itemized	\$66,861,369	\$66,861,369	\$66,861,369
<b>TOTAL AGENCY FUNDS</b>	\$782,232	\$782,232	\$782,232
Intergovernmental Transfers	\$681,643	\$681,643	\$681,643
Intergovernmental Transfers Not Itemized	\$681,643	\$681,643	\$681,643
Sales and Services	\$100,589	\$100,589	\$100,589

Sales and Services Not Itemized	\$100,589	\$100,589	\$100,589
<b>TOTAL PUBLIC FUNDS</b>	<b>\$83,964,772</b>	<b>\$83,964,772</b>	<b>\$83,964,772</b>

**339.1** *Increase funds for Airport Aid grants based on projected revenues resulting from HB170 (2015 Session).*

State General Funds	\$1,238,556	\$1,238,556	\$1,238,556
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**339.100 Intermodal**

**Appropriation (HB 750)**

*The purpose of this appropriation is to support the planning, development and maintenance of Georgia's Airports, Rail, Transit and Ports and Waterways to facilitate a complete and seamless statewide transportation system.*

<b>TOTAL STATE FUNDS</b>	\$17,559,727	\$17,559,727	\$17,559,727
<b>State General Funds</b>	\$17,559,727	\$17,559,727	\$17,559,727
<b>TOTAL FEDERAL FUNDS</b>	\$66,861,369	\$66,861,369	\$66,861,369
<b>Federal Funds Not Itemized</b>	\$66,861,369	\$66,861,369	\$66,861,369
<b>TOTAL AGENCY FUNDS</b>	\$782,232	\$782,232	\$782,232
<b>Intergovernmental Transfers</b>	\$681,643	\$681,643	\$681,643
<b>Intergovernmental Transfers Not Itemized</b>	\$681,643	\$681,643	\$681,643
<b>Sales and Services</b>	\$100,589	\$100,589	\$100,589
<b>Sales and Services Not Itemized</b>	\$100,589	\$100,589	\$100,589
<b>TOTAL PUBLIC FUNDS</b>	<b>\$85,203,328</b>	<b>\$85,203,328</b>	<b>\$85,203,328</b>

**Local Maintenance and Improvement Grants**

**Continuation Budget**

*The purpose of this appropriation is to provide funding for capital outlay grants to local governments for road and bridge resurfacing projects through the state-funded Construction-Local Road Assistance program.*

<b>TOTAL STATE FUNDS</b>	\$124,470,000	\$124,470,000	\$124,470,000
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$124,470,000	\$124,470,000	\$124,470,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$124,470,000</b>	<b>\$124,470,000</b>	<b>\$124,470,000</b>

**340.1** *Increase funds to recognize additional revenue from HB170 (2015 Session) for Local Maintenance and Improvement grants.*

State Motor Fuel Funds	\$36,121,530	\$36,121,530	\$36,121,530
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**340.100 Local Maintenance and Improvement Grants** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide funding for capital outlay grants to local governments for road and bridge resurfacing projects through the state-funded Construction-Local Road Assistance program.*

<b>TOTAL STATE FUNDS</b>	\$160,591,530	\$160,591,530	\$160,591,530
<b>State Motor Fuel Funds</b>	\$160,591,530	\$160,591,530	\$160,591,530
<b>TOTAL PUBLIC FUNDS</b>	\$160,591,530	\$160,591,530	\$160,591,530

**Local Road Assistance Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide technical and financial assistance to local governments for construction, maintenance, and resurfacing of local roads and bridges.*

TOTAL STATE FUNDS	\$4,346,461	\$4,346,461	\$4,346,461
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$4,346,461	\$4,346,461	\$4,346,461
TOTAL FEDERAL FUNDS	\$91,655,917	\$91,655,917	\$91,655,917
Federal Highway Admin.-Planning & Construction CFDA20.205	\$91,655,917	\$91,655,917	\$91,655,917
TOTAL AGENCY FUNDS	\$595,233	\$595,233	\$595,233
Sales and Services	\$595,233	\$595,233	\$595,233
Sales and Services Not Itemized	\$595,233	\$595,233	\$595,233
TOTAL PUBLIC FUNDS	\$96,597,611	\$96,597,611	\$96,597,611

**341.100 Local Road Assistance Administration** **Appropriation (HB 750)**

*The purpose of this appropriation is to provide technical and financial assistance to local governments for construction, maintenance, and resurfacing of local roads and bridges.*

<b>TOTAL STATE FUNDS</b>	\$4,346,461	\$4,346,461	\$4,346,461
<b>State Motor Fuel Funds</b>	\$4,346,461	\$4,346,461	\$4,346,461
<b>TOTAL FEDERAL FUNDS</b>	\$91,655,917	\$91,655,917	\$91,655,917
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$91,655,917	\$91,655,917	\$91,655,917
<b>TOTAL AGENCY FUNDS</b>	\$595,233	\$595,233	\$595,233
<b>Sales and Services</b>	\$595,233	\$595,233	\$595,233
<b>Sales and Services Not Itemized</b>	\$595,233	\$595,233	\$595,233
<b>TOTAL PUBLIC FUNDS</b>	\$96,597,611	\$96,597,611	\$96,597,611

**Planning****Continuation Budget**

*The purpose of this appropriation is to develop the state transportation improvement program and the statewide strategic transportation plan, and coordinate transportation policies, planning, and programs related to design, construction, maintenance, operations, and financing of transportation.*

TOTAL STATE FUNDS	\$2,270,378	\$2,270,378	\$2,270,378
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$2,270,378	\$2,270,378	\$2,270,378
TOTAL FEDERAL FUNDS	\$14,683,804	\$14,683,804	\$14,683,804
Federal Highway Admin.-Planning & Construction CFDA20.205	\$14,683,804	\$14,683,804	\$14,683,804
TOTAL PUBLIC FUNDS	\$16,954,182	\$16,954,182	\$16,954,182

**342.1** *Transfer funds from the Planning program to the Departmental Administration program to align budget to expenditures.*

State Motor Fuel Funds	(\$750,000)	(\$750,000)	(\$750,000)
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**342.100 Planning****Appropriation (HB 750)**

*The purpose of this appropriation is to develop the state transportation improvement program and the statewide strategic transportation plan, and coordinate transportation policies, planning, and programs related to design, construction, maintenance, operations, and financing of transportation.*

TOTAL STATE FUNDS	\$1,520,378	\$1,520,378	\$1,520,378
State Motor Fuel Funds	\$1,520,378	\$1,520,378	\$1,520,378
TOTAL FEDERAL FUNDS	\$14,683,804	\$14,683,804	\$14,683,804
Federal Highway Admin.-Planning & Construction CFDA20.205	\$14,683,804	\$14,683,804	\$14,683,804
TOTAL PUBLIC FUNDS	\$16,204,182	\$16,204,182	\$16,204,182

**Routine Maintenance****Continuation Budget**

*The purpose of this appropriation is to ensure a safe and adequately maintained state transportation system by inspecting roads and bridges, cataloguing road and bridge conditions and maintenance needs, and providing routine maintenance for state road and bridges. The purpose of this appropriation is also to maintain landscaping on road easements and rights-of-way through planting, litter control, vegetation removal, and grants to local governments, to provide for emergency operations on state routes, and to maintain state rest areas and welcome centers.*

TOTAL STATE FUNDS	\$216,339,439	\$216,339,439	\$216,339,439
State General Funds	\$0	\$0	\$0

State Motor Fuel Funds	\$216,339,439	\$216,339,439	\$216,339,439
<b>TOTAL FEDERAL FUNDS</b>	<b>\$25,086,452</b>	<b>\$25,086,452</b>	<b>\$25,086,452</b>
Federal Highway Admin.-Planning & Construction CFDA20.205	\$25,086,452	\$25,086,452	\$25,086,452
<b>TOTAL AGENCY FUNDS</b>	<b>\$5,078,904</b>	<b>\$5,078,904</b>	<b>\$5,078,904</b>
Sales and Services	\$5,078,904	\$5,078,904	\$5,078,904
Sales and Services Not Itemized	\$5,078,904	\$5,078,904	\$5,078,904
<b>TOTAL PUBLIC FUNDS</b>	<b>\$246,504,795</b>	<b>\$246,504,795</b>	<b>\$246,504,795</b>

**343.1** *Increase funds to recognize additional revenue from HB170 (2015 Session) for routine maintenance.*

State Motor Fuel Funds	\$200,000,000	\$200,000,000	\$200,000,000
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<b>343.100 Routine Maintenance</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to ensure a safe and adequately maintained state transportation system by inspecting roads and bridges, cataloguing road and bridge conditions and maintenance needs, and providing routine maintenance for state road and bridges. The purpose of this appropriation is also to maintain landscaping on road easements and rights-of-way through planting, litter control, vegetation removal, and grants to local governments, to provide for emergency operations on state routes, and to maintain state rest areas and welcome centers.*

<b>TOTAL STATE FUNDS</b>	\$416,339,439	\$416,339,439	\$416,339,439
State Motor Fuel Funds	\$416,339,439	\$416,339,439	\$416,339,439
<b>TOTAL FEDERAL FUNDS</b>	<b>\$25,086,452</b>	<b>\$25,086,452</b>	<b>\$25,086,452</b>
Federal Highway Admin.-Planning & Construction CFDA20.205	\$25,086,452	\$25,086,452	\$25,086,452
<b>TOTAL AGENCY FUNDS</b>	<b>\$5,078,904</b>	<b>\$5,078,904</b>	<b>\$5,078,904</b>
Sales and Services	\$5,078,904	\$5,078,904	\$5,078,904
Sales and Services Not Itemized	\$5,078,904	\$5,078,904	\$5,078,904
<b>TOTAL PUBLIC FUNDS</b>	<b>\$446,504,795</b>	<b>\$446,504,795</b>	<b>\$446,504,795</b>

**Traffic Management and Control**

**Continuation Budget**

*The purpose of this appropriation is to ensure a safe and efficient transportation system statewide by conducting traffic engineering studies for traffic safety planning, permitting for activity on or adjacent to state roads, providing motorist assistance and traffic information through the Highway Emergency Response Operators (HERO) program and Intelligent Transportation System, and conducting inspections, repairs, and installations of traffic signals.*

TOTAL STATE FUNDS	\$21,871,601	\$21,871,601	\$21,871,601
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$21,871,601	\$21,871,601	\$21,871,601
TOTAL FEDERAL FUNDS	\$46,110,542	\$46,110,542	\$46,110,542
Federal Highway Admin.-Planning & Construction CFDA20.205	\$46,110,542	\$46,110,542	\$46,110,542
TOTAL AGENCY FUNDS	\$25,534,484	\$25,534,484	\$25,534,484
Sales and Services	\$25,534,484	\$25,534,484	\$25,534,484
Sales and Services Not Itemized	\$25,534,484	\$25,534,484	\$25,534,484
TOTAL PUBLIC FUNDS	\$93,516,627	\$93,516,627	\$93,516,627

**344.100 Traffic Management and Control****Appropriation (HB 750)**

*The purpose of this appropriation is to ensure a safe and efficient transportation system statewide by conducting traffic engineering studies for traffic safety planning, permitting for activity on or adjacent to state roads, providing motorist assistance and traffic information through the Highway Emergency Response Operators (HERO) program and Intelligent Transportation System, and conducting inspections, repairs, and installations of traffic signals.*

<b>TOTAL STATE FUNDS</b>	\$21,871,601	\$21,871,601	\$21,871,601
<b>State Motor Fuel Funds</b>	\$21,871,601	\$21,871,601	\$21,871,601
<b>TOTAL FEDERAL FUNDS</b>	\$46,110,542	\$46,110,542	\$46,110,542
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$46,110,542	\$46,110,542	\$46,110,542
<b>TOTAL AGENCY FUNDS</b>	\$25,534,484	\$25,534,484	\$25,534,484
<b>Sales and Services</b>	\$25,534,484	\$25,534,484	\$25,534,484
<b>Sales and Services Not Itemized</b>	\$25,534,484	\$25,534,484	\$25,534,484
<b>TOTAL PUBLIC FUNDS</b>	\$93,516,627	\$93,516,627	\$93,516,627

**Payments to the State Road and Tollway Authority****Continuation Budget**

*The purpose of this appropriation is to fund debt service payments and other finance instruments and for operations.*

TOTAL STATE FUNDS	\$99,485,952	\$99,485,952	\$99,485,952
State General Funds	\$7,639,539	\$7,639,539	\$7,639,539
State Motor Fuel Funds	\$91,846,413	\$91,846,413	\$91,846,413
TOTAL FEDERAL FUNDS	\$150,524,072	\$150,524,072	\$150,524,072
Federal Highway Admin.-Planning & Construction CFDA20.205	\$150,524,072	\$150,524,072	\$150,524,072
TOTAL PUBLIC FUNDS	\$250,010,024	\$250,010,024	\$250,010,024

**345.1 Replace funds.**

State General Funds	\$18,136,143	\$18,136,143	\$18,136,143
State Motor Fuel Funds	(\$18,136,143)	(\$18,136,143)	(\$18,136,143)
Total Public Funds:	\$0	\$0	\$0

<b>345.100 Payments to the State Road and Tollway Authority</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to fund debt service payments and other finance instruments and for operations.*

<b>TOTAL STATE FUNDS</b>	\$99,485,952	\$99,485,952	\$99,485,952
<b>State General Funds</b>	\$25,775,682	\$25,775,682	\$25,775,682
<b>State Motor Fuel Funds</b>	\$73,710,270	\$73,710,270	\$73,710,270
<b>TOTAL FEDERAL FUNDS</b>	\$150,524,072	\$150,524,072	\$150,524,072
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$150,524,072	\$150,524,072	\$150,524,072
<b>TOTAL PUBLIC FUNDS</b>	\$250,010,024	\$250,010,024	\$250,010,024

**It is the intent of this General Assembly that the following provisions apply:**

- a.) **In order to meet the requirements for projects on the Interstate System, the Office of Planning and Budget is hereby authorized and directed to give advanced budgetary authorization for letting and execution of Interstate Highway Contracts not to exceed the amount of Motor Fuel Tax Revenues actually paid into the Office of the State Treasurer, attached agency of the Department of Administrative Services.**
- b.) **Programs financed by Motor Fuel Tax Funds may be adjusted for additional appropriation or balances brought forward from previous years with prior approval by the Office of Planning and Budget.**
- c.) **The Fiscal Officers of the State are hereby directed as of July 1st of each fiscal year to determine the collection of Motor Fuel Tax in the immediately preceding year less refunds, rebates and collection costs and enter this amount as being the appropriation payable in lieu of the Motor Fuel Tax Funds appropriated in this Bill, in the event such collections, less refunds, rebates and collection costs, exceed such Motor Fuel Tax Appropriation.**
- d.) **Functions financed with General Fund appropriations shall be accounted for separately and shall be in addition to appropriations of Motor Fuel Tax revenues required under Article III, Section IX, Paragraph VI, Subsection (b) of the State Constitution.**
- e.) **Bus rental income may be retained to operate, maintain and upgrade department-owned buses.**

**Section 48: Veterans Service, Department of**

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$20,812,317	\$20,812,317	\$20,812,317
State General Funds	\$20,812,317	\$20,812,317	\$20,812,317
TOTAL FEDERAL FUNDS	\$14,855,830	\$14,855,830	\$14,855,830
Federal Funds Not Itemized	\$14,855,830	\$14,855,830	\$14,855,830
TOTAL AGENCY FUNDS	\$3,131,422	\$3,131,422	\$3,131,422
Sales and Services	\$3,131,422	\$3,131,422	\$3,131,422
Sales and Services Not Itemized	\$3,131,422	\$3,131,422	\$3,131,422
TOTAL PUBLIC FUNDS	\$38,799,569	\$38,799,569	\$38,799,569

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$20,838,820	\$20,838,820	\$20,881,158
<b>State General Funds</b>	\$20,838,820	\$20,838,820	\$20,881,158
<b>TOTAL FEDERAL FUNDS</b>	\$14,855,830	\$14,855,830	\$14,855,830
<b>Federal Funds Not Itemized</b>	\$14,855,830	\$14,855,830	\$14,855,830
<b>TOTAL AGENCY FUNDS</b>	\$3,131,422	\$3,131,422	\$3,131,422
<b>Sales and Services</b>	\$3,131,422	\$3,131,422	\$3,131,422
<b>Sales and Services Not Itemized</b>	\$3,131,422	\$3,131,422	\$3,131,422
<b>TOTAL PUBLIC FUNDS</b>	\$38,826,072	\$38,826,072	\$38,868,410

**Administration****Continuation Budget**

*The purpose of this appropriation is to coordinate, manage, and supervise all aspects of department operations to include financial, public information, personnel, accounting, purchasing, supply, mail, records management, and information technology.*

TOTAL STATE FUNDS	\$1,801,404	\$1,801,404	\$1,801,404
State General Funds	\$1,801,404	\$1,801,404	\$1,801,404
TOTAL PUBLIC FUNDS	\$1,801,404	\$1,801,404	\$1,801,404

**346.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$1,503	\$1,503	\$1,503
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**346.2** *Increase funds for the Vietnam War Certificate of Honor initiative.*

State General Funds	\$25,000	\$25,000	\$25,000
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**346.3** *Transfer funds from the Georgia War Veterans Nursing Homes program to the Administration program to reflect projected expenditures.*

State General Funds		\$52,478	\$0
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**346.4** *Transfer funds from the Georgia Veterans Memorial Cemetery program to the Administration program to reflect projected expenditures.*

State General Funds		\$75,000	\$0
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**346.5** *Increase funds for annual leave payout.*

State General Funds			\$42,338
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<b>346.100 Administration</b>	<b>Appropriation (HB 750)</b>
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*The purpose of this appropriation is to coordinate, manage, and supervise all aspects of department operations to include financial, public information, personnel, accounting, purchasing, supply, mail, records management, and information technology.*

<b>TOTAL STATE FUNDS</b>	\$1,827,907	\$1,955,385	\$1,870,245
<b>State General Funds</b>	\$1,827,907	\$1,955,385	\$1,870,245
<b>TOTAL PUBLIC FUNDS</b>	\$1,827,907	\$1,955,385	\$1,870,245

**Georgia Veterans Memorial Cemetery**

**Continuation Budget**

*The purpose of this appropriation is to provide for the interment of eligible Georgia Veterans who served faithfully and honorably in the military service of our country.*

TOTAL STATE FUNDS	\$661,086	\$661,086	\$661,086
State General Funds	\$661,086	\$661,086	\$661,086
TOTAL FEDERAL FUNDS	\$178,004	\$178,004	\$178,004
Federal Funds Not Itemized	\$178,004	\$178,004	\$178,004
TOTAL PUBLIC FUNDS	\$839,090	\$839,090	\$839,090

**347.1** *Transfer funds from the Georgia Veterans Memorial Cemetery program to the Administration program to reflect projected expenditures.*

State General Funds		(\$75,000)	\$0
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**347.100 Georgia Veterans Memorial Cemetery****Appropriation (HB 750)**

*The purpose of this appropriation is to provide for the interment of eligible Georgia Veterans who served faithfully and honorably in the military service of our country.*

<b>TOTAL STATE FUNDS</b>	\$661,086	\$586,086	\$661,086
<b>State General Funds</b>	\$661,086	\$586,086	\$661,086
<b>TOTAL FEDERAL FUNDS</b>	\$178,004	\$178,004	\$178,004
<b>Federal Funds Not Itemized</b>	\$178,004	\$178,004	\$178,004
<b>TOTAL PUBLIC FUNDS</b>	\$839,090	\$764,090	\$839,090

**Georgia War Veterans Nursing Homes****Continuation Budget**

*The purpose of this appropriation is to provide skilled nursing care to aged and infirmed Georgia war veterans.*

TOTAL STATE FUNDS	\$11,951,352	\$11,951,352	\$11,951,352
State General Funds	\$11,951,352	\$11,951,352	\$11,951,352
TOTAL FEDERAL FUNDS	\$13,300,386	\$13,300,386	\$13,300,386
Federal Funds Not Itemized	\$13,300,386	\$13,300,386	\$13,300,386
TOTAL AGENCY FUNDS	\$2,381,422	\$2,381,422	\$2,381,422
Sales and Services	\$2,381,422	\$2,381,422	\$2,381,422
Sales and Services Not Itemized	\$2,381,422	\$2,381,422	\$2,381,422
<b>TOTAL PUBLIC FUNDS</b>	\$27,633,160	\$27,633,160	\$27,633,160

**348.1** *Transfer funds from the Georgia War Veterans Nursing Homes program to the Administration program to reflect projected expenditures.*

State General Funds		(\$52,478)	\$0
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**348.100 Georgia War Veterans Nursing Homes****Appropriation (HB 750)**

*The purpose of this appropriation is to provide skilled nursing care to aged and infirmed Georgia war veterans.*

<b>TOTAL STATE FUNDS</b>	\$11,951,352	\$11,898,874	\$11,951,352
<b>State General Funds</b>	\$11,951,352	\$11,898,874	\$11,951,352
<b>TOTAL FEDERAL FUNDS</b>	\$13,300,386	\$13,300,386	\$13,300,386
<b>Federal Funds Not Itemized</b>	\$13,300,386	\$13,300,386	\$13,300,386



<b>TOTAL AGENCY FUNDS</b>	\$2,381,422	\$2,381,422	\$2,381,422
<b>Sales and Services</b>	\$2,381,422	\$2,381,422	\$2,381,422
<b>Sales and Services Not Itemized</b>	\$2,381,422	\$2,381,422	\$2,381,422
<b>TOTAL PUBLIC FUNDS</b>	\$27,633,160	\$27,580,682	\$27,633,160

**Veterans Benefits**

**Continuation Budget**

*The purpose of this appropriation is to serve Georgia's veterans, their dependents, and survivors in all matters pertaining to veterans' benefits by informing the veterans and their families about veterans' benefits, and directly assisting and advising them in securing the benefits to which they are entitled.*

TOTAL STATE FUNDS	\$6,398,475	\$6,398,475	\$6,398,475
State General Funds	\$6,398,475	\$6,398,475	\$6,398,475
TOTAL FEDERAL FUNDS	\$1,377,440	\$1,377,440	\$1,377,440
Federal Funds Not Itemized	\$1,377,440	\$1,377,440	\$1,377,440
TOTAL AGENCY FUNDS	\$750,000	\$750,000	\$750,000
Sales and Services	\$750,000	\$750,000	\$750,000
Sales and Services Not Itemized	\$750,000	\$750,000	\$750,000
TOTAL PUBLIC FUNDS	\$8,525,915	\$8,525,915	\$8,525,915

**349.100 Veterans Benefits**

**Appropriation (HB 750)**

*The purpose of this appropriation is to serve Georgia's veterans, their dependents, and survivors in all matters pertaining to veterans' benefits by informing the veterans and their families about veterans' benefits, and directly assisting and advising them in securing the benefits to which they are entitled.*

<b>TOTAL STATE FUNDS</b>	\$6,398,475	\$6,398,475	\$6,398,475
<b>State General Funds</b>	\$6,398,475	\$6,398,475	\$6,398,475
<b>TOTAL FEDERAL FUNDS</b>	\$1,377,440	\$1,377,440	\$1,377,440
<b>Federal Funds Not Itemized</b>	\$1,377,440	\$1,377,440	\$1,377,440
<b>TOTAL AGENCY FUNDS</b>	\$750,000	\$750,000	\$750,000
<b>Sales and Services</b>	\$750,000	\$750,000	\$750,000
<b>Sales and Services Not Itemized</b>	\$750,000	\$750,000	\$750,000
<b>TOTAL PUBLIC FUNDS</b>	\$8,525,915	\$8,525,915	\$8,525,915

**Section 49: Workers' Compensation, State Board of**

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$22,318,356	\$22,318,356	\$22,318,356
State General Funds	\$22,318,356	\$22,318,356	\$22,318,356
TOTAL AGENCY FUNDS	\$373,832	\$373,832	\$373,832
Sales and Services	\$373,832	\$373,832	\$373,832
Sales and Services Not Itemized	\$373,832	\$373,832	\$373,832
TOTAL PUBLIC FUNDS	\$22,692,188	\$22,692,188	\$22,692,188

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$22,319,947	\$22,319,947	\$22,319,947
<b>State General Funds</b>	\$22,319,947	\$22,319,947	\$22,319,947
<b>TOTAL AGENCY FUNDS</b>	\$373,832	\$373,832	\$373,832
<b>Sales and Services</b>	\$373,832	\$373,832	\$373,832
<b>Sales and Services Not Itemized</b>	\$373,832	\$373,832	\$373,832
<b>TOTAL PUBLIC FUNDS</b>	\$22,693,779	\$22,693,779	\$22,693,779

**Administer the Workers' Compensation Laws**

**Continuation Budget**

*The purpose of this appropriation is to provide exclusive remedy for resolution of disputes in the Georgia Workers' Compensation law.*

TOTAL STATE FUNDS	\$12,442,450	\$12,442,450	\$12,442,450
State General Funds	\$12,442,450	\$12,442,450	\$12,442,450
TOTAL AGENCY FUNDS	\$308,353	\$308,353	\$308,353
Sales and Services	\$308,353	\$308,353	\$308,353
Sales and Services Not Itemized	\$308,353	\$308,353	\$308,353
TOTAL PUBLIC FUNDS	\$12,750,803	\$12,750,803	\$12,750,803

**350.100 Administer the Workers' Compensation Laws**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide exclusive remedy for resolution of disputes in the Georgia Workers' Compensation law.*

<b>TOTAL STATE FUNDS</b>	\$12,442,450	\$12,442,450	\$12,442,450
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<b>State General Funds</b>	\$12,442,450	\$12,442,450	\$12,442,450
<b>TOTAL AGENCY FUNDS</b>	\$308,353	\$308,353	\$308,353
<b>Sales and Services</b>	\$308,353	\$308,353	\$308,353
<b>Sales and Services Not Itemized</b>	\$308,353	\$308,353	\$308,353
<b>TOTAL PUBLIC FUNDS</b>	\$12,750,803	\$12,750,803	\$12,750,803

**Board Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide superior access to the Georgia Workers' Compensation program for injured workers and employers in a manner that is sensitive, responsive, and effective.*

TOTAL STATE FUNDS	\$9,875,906	\$9,875,906	\$9,875,906
State General Funds	\$9,875,906	\$9,875,906	\$9,875,906
TOTAL AGENCY FUNDS	\$65,479	\$65,479	\$65,479
Sales and Services	\$65,479	\$65,479	\$65,479
Sales and Services Not Itemized	\$65,479	\$65,479	\$65,479
TOTAL PUBLIC FUNDS	\$9,941,385	\$9,941,385	\$9,941,385

**351.1** *Increase funds for Teamworks to comply with the new IRS reporting requirements on insurers and employers required by the Patient Protection and Affordable Care Act (PPACA).*

State General Funds	\$1,591	\$1,591	\$1,591
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**351.100 Board Administration**

**Appropriation (HB 750)**

*The purpose of this appropriation is to provide superior access to the Georgia Workers' Compensation program for injured workers and employers in a manner that is sensitive, responsive, and effective.*

TOTAL STATE FUNDS	\$9,877,497	\$9,877,497	\$9,877,497
State General Funds	\$9,877,497	\$9,877,497	\$9,877,497
TOTAL AGENCY FUNDS	\$65,479	\$65,479	\$65,479
Sales and Services	\$65,479	\$65,479	\$65,479
Sales and Services Not Itemized	\$65,479	\$65,479	\$65,479
TOTAL PUBLIC FUNDS	\$9,942,976	\$9,942,976	\$9,942,976

**Section 50: State of Georgia General Obligation Debt Sinking Fund**

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$1,214,707,801	\$1,214,707,801	\$1,214,707,801
State General Funds	\$1,077,930,524	\$1,077,930,524	\$1,077,930,524
State Motor Fuel Funds	\$136,777,277	\$136,777,277	\$136,777,277
TOTAL FEDERAL FUNDS	\$20,010,634	\$20,010,634	\$20,010,634
Federal Funds Not Itemized	\$20,010,634	\$20,010,634	\$20,010,634
TOTAL PUBLIC FUNDS	\$1,234,718,435	\$1,234,718,435	\$1,234,718,435

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$1,214,736,875	\$1,214,707,801	\$1,214,707,801
<b>State General Funds</b>	\$1,214,736,875	\$1,214,707,801	\$1,214,707,801
<b>TOTAL FEDERAL FUNDS</b>	\$20,010,634	\$20,010,634	\$20,010,634
<b>Federal Funds Not Itemized</b>	\$20,010,634	\$20,010,634	\$20,010,634
<b>TOTAL PUBLIC FUNDS</b>	\$1,234,747,509	\$1,234,718,435	\$1,234,718,435

**General Obligation Debt Sinking Fund - Issued**

	<b>Continuation Budget</b>		
TOTAL STATE FUNDS	\$1,096,780,192	\$1,096,780,192	\$1,096,780,192
State General Funds	\$960,002,915	\$960,002,915	\$960,002,915
State Motor Fuel Funds	\$136,777,277	\$136,777,277	\$136,777,277
TOTAL FEDERAL FUNDS	\$20,010,634	\$20,010,634	\$20,010,634
Federal Funds Not Itemized	\$20,010,634	\$20,010,634	\$20,010,634
TOTAL PUBLIC FUNDS	\$1,116,790,826	\$1,116,790,826	\$1,116,790,826

**352.1** *Replace funds for debt service on road and bridge projects.*

State General Funds	\$136,777,277	\$136,777,277	\$136,777,277
State Motor Fuel Funds	(\$136,777,277)	(\$136,777,277)	(\$136,777,277)
Total Public Funds:	\$0	\$0	\$0

**352.2** *Increase funds for debt service.*

State General Funds	\$29,074	\$0	\$0
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<b>352.100 General Obligation Debt Sinking Fund - Issued</b>	<b>Appropriation (HB 750)</b>		
<b>TOTAL STATE FUNDS</b>	\$1,096,809,266	\$1,096,780,192	\$1,096,780,192
<b>State General Funds</b>	\$1,096,809,266	\$1,096,780,192	\$1,096,780,192
<b>TOTAL FEDERAL FUNDS</b>	\$20,010,634	\$20,010,634	\$20,010,634
<b>Federal Funds Not Itemized</b>	\$20,010,634	\$20,010,634	\$20,010,634
<b>TOTAL PUBLIC FUNDS</b>	\$1,116,819,900	\$1,116,790,826	\$1,116,790,826

**General Obligation Debt Sinking Fund - New** **Continuation Budget**

TOTAL STATE FUNDS	\$117,927,609	\$117,927,609	\$117,927,609
State General Funds	\$117,927,609	\$117,927,609	\$117,927,609
TOTAL PUBLIC FUNDS	\$117,927,609	\$117,927,609	\$117,927,609

<b>353.100 General Obligation Debt Sinking Fund - New</b>	<b>Appropriation (HB 750)</b>		
<b>TOTAL STATE FUNDS</b>	\$117,927,609	\$117,927,609	\$117,927,609
<b>State General Funds</b>	\$117,927,609	\$117,927,609	\$117,927,609
<b>TOTAL PUBLIC FUNDS</b>	\$117,927,609	\$117,927,609	\$117,927,609

**[BOND 355.101] From State General Funds, \$16,160,424 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education (Department of Education) through the issuance of not more than \$188,790,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.102] From State General Funds, \$2,696,400 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education (Department of Education) through the issuance of not more than \$31,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.103] From State General Funds, \$508,892 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education (Department of Education) through the issuance of not more than \$5,945,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.104] From State General Funds, \$2,656,000 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education (Department of Education) through the issuance of not more than \$20,000,000 in principal amount of General Obligation Debt, the instruments of which shall**

have maturities not in excess of one hundred and twenty months.

[BOND 355.105] From State General Funds, \$694,200 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education (Department of Education) through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.106] From State General Funds, \$68,480 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.107] From State General Funds, \$862,600 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$9,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.108] From State General Funds, \$1,027,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$12,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.201] From State General Funds, \$5,136,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$60,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.202] From State General Funds, \$763,620 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.203] From State General Funds, \$1,016,072 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development,

extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$11,870,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.204] From State General Funds, \$778,960 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$9,100,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.205] From State General Funds, \$1,452,800 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$16,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.206] From State General Funds, \$3,916,658 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$43,135,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.207] From State General Funds, \$1,543,600 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$17,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.208] From State General Funds, \$323,960 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

**[BOND 355.209]** From State General Funds, \$115,700 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

**[BOND 355.210]** From State General Funds, \$439,660 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

**[BOND 355.211]** From State General Funds, \$128,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

**[BOND 355.212]** From State General Funds, \$2,876,160 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$33,600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

**[BOND 355.213]** From State General Funds, \$925,600 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

**[BOND 355.214]** From State General Funds, \$128,400 is specifically appropriated for the purpose of financing public library facilities for boards of trustees of public libraries or boards of trustees of public library systems through the Board of Regents of the University System of Georgia, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

**[BOND 355.215]** From State General Funds, \$80,990 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development,



extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$350,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.216] From State General Funds, \$62,478 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$270,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.217] From State General Funds, \$2,501,434 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$10,810,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.218] From State General Funds, \$1,897,720 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$20,900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.219] From State General Funds, \$984,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$11,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.220] From State General Funds, \$416,520 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.221] From State General Funds, \$161,980 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities,

both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$700,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.222] From State General Funds, \$809,900 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.223] From State General Funds, \$428,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.224] From State General Funds, \$428,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.225] From State General Funds, \$419,440 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.226] From State General Funds, \$1,694,880 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$19,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.227] From State General Funds, \$419,440 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development,

extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.228] From State General Funds, \$342,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.229] From State General Funds, \$385,200 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.230] From State General Funds, \$145,520 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,700,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.231] From State General Funds, \$111,708 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,305,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.232] From State General Funds, \$171,200 is specifically appropriated for the purpose of financing public library facilities for boards of trustees of public libraries or boards of trustees of public library systems through the Board of Regents of the University System of Georgia, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.234] From State General Funds, \$436,189 is specifically appropriated for the purpose of financing public library

facilities for boards of trustees of public libraries or boards of trustees of public library systems through the Board of Regents of the University System of Georgia, through the issuance of not more than \$1,885,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.235] From State General Funds, \$428,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.236] From State General Funds, \$128,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.237] From State General Funds, \$214,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.238] From State General Funds, \$347,100 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.239] From State General Funds, \$299,600 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.241] From State General Funds, \$171,200 is specifically appropriated for the purpose of financing public library

facilities for boards of trustees of public libraries or boards of trustees of public library systems through the Board of Regents of the University System of Georgia, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.242] From State General Funds, \$48,364 is specifically appropriated for the purpose of financing public library facilities for boards of trustees of public libraries or boards of trustees of public library systems through the Board of Regents of the University System of Georgia, through the issuance of not more than \$565,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.243] From State General Funds, \$171,200 is specifically appropriated for the purpose of financing public library facilities for boards of trustees of public libraries or boards of trustees of public library systems through the Board of Regents of the University System of Georgia, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.244] From State General Funds, \$171,200 is specifically appropriated for the purpose of financing public library facilities for boards of trustees of public libraries or boards of trustees of public library systems through the Board of Regents of the University System of Georgia, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.245] From State General Funds, \$342,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.251] From State General Funds, \$712,712 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,080,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.252] From State General Funds, \$182,806 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$790,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.253] From State General Funds, \$35,867 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension,

enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$155,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.254] From State General Funds, \$115,700 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.255] From State General Funds, \$259,234 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,855,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.256] From State General Funds, \$2,892,500 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$12,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.257] From State General Funds, \$578,500 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.258] From State General Funds, \$254,540 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,100,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.259] From State General Funds, \$141,668 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,655,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

**[BOND 355.260]** From State General Funds, \$150,410 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$650,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

**[BOND 355.261]** From State General Funds, \$856,000 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$10,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

**[BOND 355.262]** From State General Funds, \$42,800 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

**[BOND 355.264]** From State General Funds, \$189,748 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$820,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

**[BOND 355.265]** From State General Funds, \$42,800 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

**[BOND 355.266]** From State General Funds, \$856,000 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$10,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

**[BOND 355.267]** From State General Funds, \$1,602,620 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and

personal, necessary or useful in connection therewith, through the issuance of not more than \$17,650,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.301] From State General Funds, \$273,920 is specifically appropriated for the purpose of financing projects and facilities for the Department of Behavioral Health and Developmental Disabilities by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,200,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.302] From State General Funds, \$163,496 is specifically appropriated for the purpose of financing projects and facilities for the Department of Behavioral Health and Developmental Disabilities by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,910,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.303] From State General Funds, \$201,160 is specifically appropriated for the purpose of financing projects and facilities for the Department of Behavioral Health and Developmental Disabilities by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,350,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.321] From State General Funds, \$2,443,880 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$28,550,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.331] From State General Funds, \$136,200 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Vocational Rehabilitation Agency by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.341] From State General Funds, \$2,152,020 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Health by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal,



necessary or useful in connection therewith, through the issuance of not more than \$9,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.342] From State General Funds, \$34,240 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Health by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.343] From State General Funds, \$25,680 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Health by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.361] From State General Funds, \$809,900 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.362] From State General Funds, \$347,100 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.363] From State General Funds, \$582,080 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.364] From State General Funds, \$1,275,014 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,510,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.365] From State General Funds, \$897,516 is specifically appropriated for the purpose of financing projects and

facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$10,485,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.366] From State General Funds, \$592,384 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,560,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.371] From State General Funds, \$115,700 is specifically appropriated for the purpose of financing projects and facilities for the Department of Defense by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.372] From State General Funds, \$39,376 is specifically appropriated for the purpose of financing projects and facilities for the Department of Defense by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$460,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.373] From State General Funds, \$513,600 is specifically appropriated for the purpose of financing projects and facilities for the Department of Defense by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.381] From State General Funds, \$45,123 is specifically appropriated for the purpose of financing projects and facilities for the Department of Driver Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$195,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.382] From State General Funds, \$208,840 is specifically appropriated for the purpose of financing projects and facilities for the Department of Driver Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,300,000 in principal amount of

**General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.391] From State General Funds, \$571,808 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,680,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.392] From State General Funds, \$254,540 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,100,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

**[BOND 355.393] From State General Funds, \$30,816 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$360,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.394] From State General Funds, \$293,878 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,270,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

**[BOND 355.395] From State General Funds, \$370,240 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

**[BOND 355.396] From State General Funds, \$11,570 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$50,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

**[BOND 355.401] From State General Funds, \$678,002 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension,**

enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,930,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.402] From State General Funds, \$176,336 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,060,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.403] From State General Funds, \$526,012 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,145,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.404] From State General Funds, \$115,700 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.406] From State General Funds, \$128,400 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.411] From State General Funds, \$177,021 is specifically appropriated for the purpose of financing projects and facilities for the State Board of Pardons and Paroles by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$765,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.421] From State General Funds, \$1,808,391 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$7,815,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

**[BOND 355.422] From State General Funds, \$105,287 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$455,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

**[BOND 355.423] From State General Funds, \$536,848 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,320,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

**[BOND 355.424] From State General Funds, \$86,775 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$375,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

**[BOND 355.425] From State General Funds, \$85,618 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$370,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

**[BOND 355.426] From State General Funds, \$43,966 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$190,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

**[BOND 355.427] From State General Funds, \$166,064 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,940,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.428] From State General Funds, \$43,966 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal,**

necessary or useful in connection therewith, through the issuance of not more than \$190,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.429] From State General Funds, \$56,693 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$245,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.451] From State General Funds, \$578,500 is specifically appropriated for the purpose of financing projects and facilities for the State Accounting Office by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.461] From State General Funds, \$92,560 is specifically appropriated for the purpose of financing projects and facilities for the Department of Banking and Finance by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.471] From State General Funds, \$694,200 is specifically appropriated for the purpose of financing projects and facilities for the Office of the Governor by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.492] From State General Funds, \$342,400 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Building Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.493] From State General Funds, \$329,745 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Building Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,425,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.501] From State General Funds, \$2,314,000 is specifically appropriated for the purpose of financing projects and

facilities for the Department of Revenue by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$10,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.511] From State General Funds, \$40,660 is specifically appropriated for the purpose of financing projects and facilities for the Department of Labor by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$475,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.512] From State General Funds, \$66,340 is specifically appropriated for the purpose of financing projects and facilities for the Department of Labor by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$775,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.551] From State General Funds, \$256,800 is specifically appropriated for the purpose of financing projects and facilities for the State Soil and Water Conservation Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.561] From State General Funds, \$817,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Agriculture by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$9,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.562] From State General Funds, \$115,700 is specifically appropriated for the purpose of financing projects and facilities for the Department of Agriculture by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[BOND 355.602] From State General Funds, \$856,000 is specifically appropriated for the Georgia Environmental Finance Authority for the purpose of financing loans to local government and local government entities for water or sewerage facilities or systems, through the issuance of not more than \$10,000,000 in principal amount of General Obligation Debt, the

**instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.611] From State General Funds, \$181,600 is specifically appropriated for the Department of Economic Development for the purpose of financing projects and facilities for the Georgia World Congress Center Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.612] From State General Funds, \$2,088,400 is specifically appropriated for the Department of Economic Development for the purpose of financing projects and facilities for the Georgia World Congress Center Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$23,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.621] From State General Funds, \$531,200 is specifically appropriated for the purpose of financing projects and facilities for the State Forestry Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of one hundred and twenty months.**

**[BOND 355.622] From State General Funds, \$13,696 is specifically appropriated for the purpose of financing projects and facilities for the State Forestry Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$160,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.623] From State General Funds, \$25,680 is specifically appropriated for the purpose of financing projects and facilities for the State Forestry Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.631] From State General Funds, \$219,830 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$950,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**



**[BOND 355.632] From State General Funds, \$1,809,644 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$19,930,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.633] From State General Funds, \$519,376 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,720,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.634] From State General Funds, \$408,600 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.635] From State General Funds, \$1,157,000 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

**[BOND 355.641] From State General Funds, \$454,000 is specifically appropriated for the purpose of financing projects and facilities for the Jekyll Island State Park Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.661] From State General Funds, \$399,324 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,665,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**[BOND 355.662] From State General Funds, \$208,840 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and**

personal, necessary or useful in connection therewith, through the issuance of not more than \$2,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.663] From State General Funds, \$8,560,000 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$100,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.664] From State General Funds, \$408,600 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[BOND 355.665] From State General Funds, \$9,960,000 is specifically appropriated for the purpose of financing projects and facilities for the State Road and Tollway Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$75,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of one hundred and twenty months.

*Section 51: General Obligation Bonds Repealed, Revised, or Reinstated*

The following paragraph of Section 50 of the General Appropriations Act for State Fiscal Year 2010-2011 (Ga. L. 2010, Volume One, Book Two Appendix, commencing at p. 1 of 164, 155, Act No. 684, 2010 Regular Session, H.B. 948), which reads as follows:

[Bond # 25] From State General Funds, \$174,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

and carried forward in Section 50 of the Supplementary General Appropriations Act for State Fiscal Year 2010-2011 (Ga. L. 2011, Volume One, Book Two Appendix, commencing at p. 1 of 147, 134, Act No. 2, 2011 Regular Session, H.B. 77), and as carried forward reads as follows:

**[Bond # 23] From State General Funds, \$174,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

is hereby amended to read as follows:

**[Bond #23] From State General Funds, \$130,800 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

The following paragraph of Section 50 of the General Appropriations Act for State Fiscal Year 2010-2011 (Ga. L. 2010, Volume One, Book Two Appendix, commencing at p. 1 of 164, 162, Act No. 684, 2010 Regular Session, H.B. 948), which reads as follows:

**[Bond # 96] From State General Funds, \$130,800 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

and carried forward in Section 50 of the Supplementary General Appropriations Act for State Fiscal Year 2010-2011 (Ga. L. 2011, Volume One, Book Two Appendix, commencing at p. 1 of 147, 142, Act No. 2, 2011 Regular Session, H.B. 77), and as carried forward reads as follows:

**[Bond #91] From State General Funds, \$130,800 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

is hereby repealed in its entirety.

**The following paragraph of Section 50 of the General Appropriations Act for State Fiscal Year 2010-2011 (Ga. L. 2010, Volume One, Book Two Appendix, commencing at p. 1 of 164, 162, Act No. 684, 2010 Regular Session, H.B. 948), which reads as follows:**

**[Bond # 97] From State General Funds, \$43,600 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

**and carried forward in Section 50 of the Supplementary General Appropriations Act for State Fiscal Year 2010-2011 (Ga. L. 2011, Volume One, Book Two Appendix, commencing at p. 1 of 147, 142, Act No. 2, 2011 Regular Session, H.B. 77), and as carried forward reads as follows:**

**[Bond # 92] From State General Funds, \$43,600 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

is hereby repealed in its entirety.

The following paragraph of Section 51 of the General Appropriations Act for State Fiscal Year 2012-2013 (Ga. L. 2012, Volume One Appendix, commencing at p. 1 of 175, 167, Act No. 775, 2012 Regular Session, H.B. 742), amended by Section 51 of the Supplementary General Appropriations Act for State Fiscal Year 2012-2013 (Ga. L. 2013, Volume One Appendix, commencing at p. 1 of 131, 130, Act No. 11, 2013 Regular Session, H.B. 105), and as amended reads as follows:

[Bond # 42] From State General Funds, \$60,060 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$260,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

is hereby repealed in its entirety.

*Section 52: Salary Adjustments*

The appropriations to budget units made above include funds for, and have the added purpose of, the following salary increases and adjustments, to be administered in conformity with the applicable compensation and performance management plans as provided by law:

- 1.) Additional funds for personal services for employees of the Executive, Judicial, and Legislative Branches, excluding Board of Regents faculty and Technical College System of Georgia teachers and support personnel, to be used for merit based pay increases for high performing employees in Fiscal Year 2015 and salary adjustments to attract new employees with critical skills or keep successful performers in critical jobs. The amount for this Item is calculated according to an effective date of July 1, 2015
- 2.) Before Item 1 above, but not in lieu of it, funds for supplementary salary adjustments to address employee retention needs for certain employees in the job titles specified in the appropriations stated above to the Department of Corrections, Department of Driver Services, Georgia Bureau of Investigation, and Department of Public Health. The amount for this Item is calculated according to an effective date of July 1, 2015.

3.) In lieu of other numbered items, funds for the State Board of Education for the Quality Basic Education program, such funds to be used by the Quality Basic Education program for the purpose of reducing or eliminating furlough days, increasing instructional days, and providing salary increases to teachers in local education authorities. The amount for this Item is calculated according to an effective date of July 1, 2015.

4.) In lieu of other numbered items, additional funds for personal services for non-faculty employees of the Board of Regents, to be used for merit based pay increases for high performing employees in Fiscal Year 2015 and salary adjustments to attract new employees with critical skills or to keep successful performers in critical jobs. The amount for this Item is calculated according to an effective date of July 1, 2015.

5.) In lieu of other numbered items, to provide funds for supplementary salary adjustments to address needs for the recruitment and retention of Board of Regents faculty, funded through the Teaching program appropriation stated above. The amount for this Item is calculated according to an effective date of July 1, 2015.

6.) In lieu of other numbered items, additional funds for personal services for public librarians, funded through the Public Libraries appropriation stated above, to be used for merit based pay increases for high performing employees in Fiscal Year 2015 and salary adjustments to attract new employees with critical skills or keep successful performers in critical jobs as administered by the Board of Regents. The amount for this Item is calculated according to an effective date of July 1, 2015.

7.) In lieu of other numbered items, additional funds for personal services for teachers and support personnel within the Technical College System of Georgia, to be used for merit based pay increases for high performing employees in Fiscal Year 2015 and salary adjustments to attract new employees with critical skills or to keep successful performers in critical jobs. The amount for this Item is calculated according to an effective date of July 1, 2015.

*Section 53: Refunds*

In addition to all other appropriations, there is hereby appropriated, as needed, a specific sum of money equal to each refund authorized by law, which is required to make refunds of taxes and other monies collected in error, farmer gasoline tax refunds, and any other refunds specifically authorized by law.

***Section 54: Leases***

In accordance with the requirements of Article IX, Section III, Paragraph I(a) of the Constitution of the State of Georgia, as amended, there is hereby appropriated payable to each department, agency, or institution of the State sums sufficient to satisfy the payments required to be made in each year under existing lease contracts between any department, agency, or institution of the State and any authority created and activated at the time of the effective date of the aforesaid constitutional provision, as amended, or appropriated for the State Fiscal Year addressed within this Act. If for any reason any of the sums herein provided under any other provision of this Act are insufficient to make the required payments in full, then there shall be taken from other funds appropriated to the department, agency, or institution involved an amount sufficient to satisfy such deficiency in full, and the lease payment shall constitute a first charge on all such appropriations.

***Section 55: Budgetary Control and Interpretation***

The appropriations in this Act consist of the amount stated in the right-most column, for each line at the lowest level of detail for the fund source categories, "Total State Funds" and "Total Federal Funds," under a caption beginning with a program or special project number that has a 100 or a higher number after the decimal and a program or special project name. In each case, such appropriation is associated with the immediately preceding program or special project name, number, and statement of program or special project purpose. The program or special project purpose is stated immediately below the program or special project name. For authorizations for general obligation debt in Section 50, the indented, bold-faced paragraphs following each Bond number are the lowest level of detail and constitute appropriations in accordance with Article VII, Section IV, Paragraph III(a)(1) of the Georgia Constitution. The caption above the Bond number, the light-faced text immediately following the Bond number before the bold-faced text, and the light-faced after the bold-faced text are information only.

Similarly, text in a group of lines that has a number less than 100 after the decimal (01 through 99) is not part of a statement of purpose but constitutes information as to how the appropriation was derived. Amounts in the columns other than the right-most column are for informational purposes only. The summary and lowest level of detail for the fund source categories "Total Agency Funds" and "Total Intra-State Governmental Transfers," are for informational purposes only. The blocks of text and numerals immediately following the section header and beginning with the phrases, "Section Total - Continuation" and "Section Totals - Final" are for informational purposes only. Sections 51, 52, 53 and 54 contain, constitute, or amend appropriations.

*Section 56: Flex*

Notwithstanding any other statement of purpose, the purpose of each appropriation of federal funds or other funds shall be the stated purpose or any other lawful purpose consistent with the fund source and the general law powers of the budget unit.

In the preceding sentence, "Federal Funds" means any federal funding source, whether specifically identified or not specifically identified; "Other Funds" means all other fund sources except State Funds or Federal Funds, including without limitation Intra-State Government Transfers. This paragraph shall not permit an agency to include within its flex the appropriations for an agency attached to it for administrative purposes.

For purposes of the appropriations for the "Medicaid: Low-Income Medicaid," "Medicaid: Aged, Blind, and Disabled," and "PeachCare" programs of the Department of Community Health, the appropriation of a particular State fund source for each program shall be the amount stated, and each such program shall also be authorized up to an additional amount of 10 percent (10%) of the amount stated. However, if the additional authority is used, the appropriation of the same State fund source for the other programs to that agency shall be reduced in the same amount, such that the stated total in program appropriations from that State fund source for the three programs shall not be exceeded. However, the additional amount shall be from a State fund source which is lawfully available for the program to which it is added."

*Part II: Effective Date*

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

*Part III: Repeal Conflicting Laws*

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



The President resumed the Chair.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
E Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
E Harbin	Lucas	Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
E Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 49, nays 0.

HB 750, having received the requisite constitutional majority, was passed by substitute.

Senator Hill of the 4th moved that HB 750 be immediately transmitted to the House.

On the motion, there was no objection, and HB 750 was immediately transmitted.

The following communications were received by the Secretary:

2/10/16

Due to business outside the Senate Chamber, I missed the vote on HB 750. Had I been present, I would have voted “yes”.

/s/ L. C. Walker  
District 20

Senator David Lucas  
District 26  
305-B Coverdell Legislative Office Building  
Atlanta, GA 30334

**Committees:**

Economic Development and Tourism  
Retirement  
Regulated Industries and Utilities  
State Institutions and Property  
Urban Affairs

The State Senate  
Atlanta, Georgia 30334

**MEMORANDUM**

**TO:** Mr. David Cook  
Secretary of Senate

**FROM:** Senator David Lucas  
District 26

**SUBJECT:** MORNING ROLL CALL/MISSED VOTE

**DATE:** February 11, 2016

Please note for Wednesday's attendance, I had requested to be excused at the beginning of Session, however, Roll Call was suspended and therefore I was not on record as Excused on the board when the first vote was called.

Thank you.

Senator Hill of the 32nd was excused for business outside the Senate Chamber.

Senator Henson of the 41st asked unanimous consent that Senator Lucas of the 26th be excused. The consent was granted, and Senator Lucas was excused.

Senator Bethel of the 54th asked unanimous consent that Senator Thompson of the 14th be excused. The consent was granted, and Senator Thompson was excused.

The Calendar was resumed.

SB 262. By Senator Stone of the 23rd:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to change provisions relating to when a judge, judicial officer, grand juror, or trial juror may be disqualified from presiding or serving, as applicable, due to being related by consanguinity or affinity to a party; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Judiciary offered the following substitute to SB 262:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to change provisions relating to when a judge, judicial officer, grand juror, or trial juror may be disqualified from presiding or serving, as applicable, due to being related by consanguinity or affinity to a party; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended by revising paragraph (2) of subsection (a) of Code Section 15-1-8, relating to when a judge or judicial officer is disqualified, as follows:

"(2) Preside, act, or serve in any case or matter when such judge is related by consanguinity or affinity within the ~~sixth~~ fourth degree as computed according to the civil law to any party interested in the result of the case or matter; or"

**SECTION 2.**

Said title is further amended by revising Code Section 15-12-70, relating to disqualification for relationship to interested party, as follows:

"15-12-70.

All grand jurors in the courts of this state shall be disqualified to act or serve in any case or matter when such jurors are related by consanguinity or affinity to any party interested in the result of the case or matter within the ~~sixth~~ fourth degree as computed according to the civil law. Relationship more remote shall not be a disqualification."

**SECTION 3.**

Said title is further amended by revising subsection (a) of Code Section 15-12-135, relating to disqualification for relationship to interested party, as follows:

"(a) All trial jurors in the courts of this state shall be disqualified to act or serve in any

case or matter when such jurors are related by consanguinity or affinity to any party interested in the result of the case or matter within the ~~sixth~~ fourth degree as computed according to the civil law. Relationship more remote shall not be a disqualification."

#### SECTION 4.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	N Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
E Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	E Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
E Harbin	E Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
E Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 1.

SB 262, having received the requisite constitutional majority, was passed by substitute.

Senator Cowsert of the 46th moved that the Senate adjourn until 10:00 a.m. Thursday, February 11, 2016.

The motion prevailed, and the President announced the Senate adjourned at 12:19 p.m.

Senate Chamber, Atlanta, Georgia  
Thursday, February 11, 2016  
Twentieth Legislative Day

The Senate met pursuant to adjournment at 10:12 a.m. today and was called to order by the President.

Senator Williams of the 19th reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 509. By Representatives Petrea of the 166th, Stephens of the 164th, Tankersley of the 160th, Hitchens of the 161st and Williams of the 119th:

A BILL to be entitled an Act to amend Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to health care facilities, so as to implement initiatives to improve quality and delivery of patient centered and family focused palliative care in this state; to provide for legislative intent; to provide for definitions; to create the Georgia Palliative Care and Quality of Life Advisory Council; to establish a state-wide Palliative Care Consumer and Professional Information and Education Program; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 635. By Representative Epps of the 144th:

A BILL to be entitled an Act to amend Chapter 11 of Title 47 of the Official Code of Georgia Annotated, relating to the Judges of the Probate Courts Retirement Fund, so as to increase the number of years of mandatory contribution to such fund; to increase the maximum number of years used to calculate benefits; to provide for certain creditable service; to provide for application and payment of funds; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 659. By Representatives Belton of the 112th, Dudgeon of the 25th, Caldwell of the 20th, Nix of the 69th, Glanton of the 75th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, so as to provide transparency of financial information of local school systems and schools, to the greatest extent practicable; to provide for legislative intent; to provide for definitions; to provide for accessibility to certain financial data of a local board of education; to provide for school level budget and expenditure data; to require local school systems and schools to provide certain information on their websites; to provide for certain data and reports; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 726. By Representatives Tanner of the 9th, Powell of the 32nd, Harrell of the 106th, Peake of the 141st, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Chapter 11 of Title 48 of the Official Code of Georgia Annotated, relating to taxes on tobacco products, so as to clarify that certain charges are not subject to state excise tax; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 840. By Representatives Stephens of the 164th, McCall of the 33rd, Greene of the 151st, Parrish of the 158th and Smith of the 70th:

A BILL to be entitled an Act to amend Title 12 and Title 27 of the Official Code of Georgia Annotated, relating to conservation and natural resources and game and fish, respectively, so as to change provisions relating to rules and regulations used to establish criminal violations; to authorize the grant of wildlife exhibition permits for use by the film industry; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

HB 844. By Representatives Maxwell of the 17th, Jasperse of the 11th, Buckner of the 137th, Greene of the 151st, Rakestraw of the 19th and others:

A BILL to be entitled an Act to amend Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Firefighters' Pension Fund, so as to update certain provisions related to determining which insurance premiums are subject to taxation related to the fund; to provide that venue for any action brought in the superior court against the fund or the board shall be in the superior court of the board's county of domicile; to repeal conflicting laws; and for other purposes.

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

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

The following Senate legislation was introduced, read the first time and referred to committee:

SB 356. By Senators Williams of the 27th, Stone of the 23rd, Unterman of the 45th and Cowsert of the 46th:

A BILL to be entitled an Act to amend Title 4 of the O.C.G.A., relating to animals, so as to provide a definition of the term "owner"; to provide for impoundment of animals for any violation of Article 1 of Chapter 11 of said title; to amend Article 1 of Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to magistrate courts, so as to provide for the foreclosure of liens on animals; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 357. By Senators Williams of the 27th, Ligon, Jr. of the 3rd, McKoon of the 29th and Crane of the 28th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to revise provisions relating to standards for local board of education members; to provide that establishing a code of ethics is in the discretion of the local board of education; to eliminate required training for local board of education members; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 358. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, particularly by an Act approved May 6, 2005 (Ga. L. 2005, p. 3832), so as to provide for an oath of office and its administration; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 359. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to terminate the employment of appointed officers upon such persons qualifying to seek public office; to provide for the termination of employees upon qualifying to seek public office in certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 360. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to prohibit the mayor and councilmembers from holding any other elective or appointive office in the city or otherwise be employed by said government or any agency thereof during the term for which that official was elected; to prohibit any former mayor or former councilmember from holding any appointive office in the city or being employed by the city until one year after the expiration of the term for which that official was elected; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 361. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to provide for a city manager; to provide for manner of selection, appointment, qualifications, compensation, and removal; to provide for an acting city manager; to provide for powers and duties; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.



SB 362. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for an exception; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 363. By Senators Orrock of the 36th, Henson of the 41st, Butler of the 55th and Tate of the 38th:

A BILL to be entitled an Act to amend Title 21 of the O.C.G.A., relating to elections, so as to prohibit a corporation from using any money or other property of the corporation in connection with a political expenditure unless the stockholders, by a certain vote, have authorized such political expenditures in advance and directed that the money or property be used for certain purposes; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

SB 364. By Senators Tippins of the 37th, Sims of the 12th, Wilkinson of the 50th, Shafer of the 48th, Cowsert of the 46th and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the "Quality Basic Education Act," so as to revise provisions relating to annual teacher, principal, and assistant principal evaluations; to revise provisions relating to student assessment; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 365. By Senators Shafer of the 48th, Cowsert of the 46th, Millar of the 40th, Wilkinson of the 50th, Harper of the 7th and others:

A BILL to be entitled an Act to amend Code Section 40-2-86 of the Official Code of Georgia Annotated, relating to special license plates promoting certain beneficial projects, causes, agencies, or nonprofit corporations, so as to establish a specialty license plate for the Georgia Pet Foundation; to provide for related matters; to require a two-thirds' majority vote for passage in

accordance with constitutional requirements; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 366. By Senators Gooch of the 51st, Cowser of the 46th, Williams of the 19th, Hill of the 4th, Shafer of the 48th and others:

A BILL to be entitled an Act to amend Code Section 50-22-7 of the Official Code of Georgia Annotated, relating to exemptions from requirements of state agencies relative to the selection of and contracts with providers of professional services, so as to provide for an alternative selection process for the Department of Transportation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

SB 367. By Senators Kennedy of the 18th, Miller of the 49th, Dugan of the 30th, Jones of the 25th, Kirk of the 13th and others:

A BILL to be entitled an Act to provide for comprehensive reform for offenders entering, proceeding through, and leaving the criminal justice system so as to promote an offender's successful reentry into society, benefit the public, and enact reforms recommended by the Georgia Council on Criminal Justice Reform; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 368. By Senator Rhett of the 33rd:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to provide for a program of premium assistance to enable eligible individuals to obtain health care coverage; to provide for definitions; to require personal responsibility premiums from eligible individuals; to provide for a compliance pool; to provide for any necessary state plan amendments or federal waivers; to provide for termination of the program under certain circumstances; to provide for the Legislative Oversight Committee for Health Care Premium Assistance; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 369. By Senators Mullis of the 53rd, Harper of the 7th, Watson of the 1st, Albers of the 56th, Ginn of the 47th and others:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise the standard of compliance from explosion to ignition; to provide for definitions; to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding provisions applicable to counties and municipal corporations, so as to provide for further regulations by municipal corporations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 370. By Senators Martin of the 9th, McKoon of the 29th, Millar of the 40th, Crane of the 28th and Shafer of the 48th:

A BILL to be entitled an Act to amend Code Section 15-6-50 of the Official Code of Georgia Annotated, relating to the superior court clerk's term of office and training requirements, so as to change provisions relating to the sponsor of training requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

SB 371. By Senators Jeffares of the 17th, Jackson of the 2nd, Stone of the 23rd, Thompson of the 14th, Harbison of the 15th and others:

A BILL to be entitled an Act to amend Part 5 of Article 3 of Chapter 12 and Part 5 of Article 8 of Chapter 14 of Title 44 of the Official Code of Georgia Annotated, relating to pawnbrokers and liens by pawnbrokers, factors, bailees, acceptors, and depositories, respectively, so as to provide for installment pawn transactions with a fixed term for such transactions involving the pledge of a motor vehicle or a motor vehicle certificate of title as security; to provide for procedures, conditions, and limitations for such pawn transactions; to provide for a definition; to provide for permitted charges, term length, and prepayment of such pawn transactions; to provide for acceleration of such pawn transactions and permitted grace periods; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banking and Financial Institutions.

SR 952. By Senators Williams of the 27th and Gooch of the 51st:

A RESOLUTION recognizing the Hammond's Crossing area of Forsyth County and dedicating an intersection in its honor; and for other purposes.

Referred to the Committee on Transportation.

SR 953. By Senators Williams of the 27th and Gooch of the 51st:

A RESOLUTION recognizing the Coal Mountain area of Forsyth County and dedicating an intersection in its honor; and for other purposes.

Referred to the Committee on Transportation.

SR 954. By Senators Jeffares of the 17th, Jones of the 25th, Kennedy of the 18th, Kirk of the 13th, Bethel of the 54th and others:

A RESOLUTION authorizing the granting of nonexclusive easements for the construction, operation, and maintenance of facilities, utilities, roads, and ingress and egress in, on, over, under, upon, across, or through property owned by the State of Georgia in the counties of Bartow, Bulloch, Carroll, Chatham, Columbia, Coweta, DeKalb, Emanuel, Gordon, Henry, Marion, Murray, Paulding, Sumter, Ware, and Whitfield; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Institutions and Property.

SR 955. By Senators Jeffares of the 17th, VanNess of the 43rd, Jones of the 25th, Kennedy of the 18th and Hill of the 6th:

A RESOLUTION authorizing the conveyance and lease of various state owned real properties; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Institutions and Property.

SR 956. By Senator Gooch of the 51st:

A RESOLUTION recognizing the Sautee and Nacoochee Valley Historic Districts and dedicating three roads in their honor; and for other purposes.

Referred to the Committee on Transportation.

SR 961. By Senators Orrock of the 36th, Tate of the 38th, Henson of the 41st, Parent of the 42nd, Jones II of the 22nd and others:

A RESOLUTION honoring the life of Mr. Spencer Pass and dedicating a bridge in his memory; and for other purposes.

Referred to the Committee on Transportation.

The following House legislation was read the first time and referred to committee:

HB 509. By Representatives Petrea of the 166th, Stephens of the 164th, Tankersley of the 160th, Hitchens of the 161st and Williams of the 119th:

A BILL to be entitled an Act to amend Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to health care facilities, so as to implement initiatives to improve quality and delivery of patient centered and family focused palliative care in this state; to provide for legislative intent; to provide for definitions; to create the Georgia Palliative Care and Quality of Life Advisory Council; to establish a state-wide Palliative Care Consumer and Professional Information and Education Program; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 635. By Representative Epps of the 144th:

A BILL to be entitled an Act to amend Chapter 11 of Title 47 of the Official Code of Georgia Annotated, relating to the Judges of the Probate Courts Retirement Fund, so as to increase the number of years of mandatory contribution to such fund; to increase the maximum number of years used to calculate benefits; to provide for certain creditable service; to provide for application and payment of funds; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

HB 659. By Representatives Belton of the 112th, Dudgeon of the 25th, Caldwell of the 20th, Nix of the 69th, Glanton of the 75th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, so as to provide transparency of financial information of local school systems and schools, to the greatest extent practicable; to provide

for legislative intent; to provide for definitions; to provide for accessibility to certain financial data of a local board of education; to provide for school level budget and expenditure data; to require local school systems and schools to provide certain information on their websites; to provide for certain data and reports; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

HB 726. By Representatives Tanner of the 9th, Powell of the 32nd, Harrell of the 106th, Peake of the 141st, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Chapter 11 of Title 48 of the Official Code of Georgia Annotated, relating to taxes on tobacco products, so as to clarify that certain charges are not subject to state excise tax; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 840. By Representatives Stephens of the 164th, McCall of the 33rd, Greene of the 151st, Parrish of the 158th and Smith of the 70th:

A BILL to be entitled an Act to amend Title 12 and Title 27 of the Official Code of Georgia Annotated, relating to conservation and natural resources and game and fish, respectively, so as to change provisions relating to rules and regulations used to establish criminal violations; to authorize the grant of wildlife exhibition permits for use by the film industry; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

HB 844. By Representatives Maxwell of the 17th, Jasperse of the 11th, Buckner of the 137th, Greene of the 151st, Rakestraw of the 19th and others:

A BILL to be entitled an Act to amend Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Firefighters' Pension Fund, so as to update certain provisions related to determining which insurance premiums are subject to taxation related to the fund; to provide that venue for any action brought in the superior court against the fund or the board shall be in the superior court of the board's county of domicile; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

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

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

Referred to the Committee on Education and Youth.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Education and Youth has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 309      Do Pass by substitute  
SB 348      Do Pass

Respectfully submitted,  
Senator Tippins of the 37th District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 319      Do Pass  
SB 337      Do Pass by substitute

Respectfully submitted,  
Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Higher Education has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 329      Do Pass

Respectfully submitted,  
Senator Millar of the 40th District, Chairman

Mr. President:

The Committee on Interstate Cooperation has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 540      Do Pass

Respectfully submitted,  
Senator James of the 35th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 735	Do Pass	HB 799	Do Pass
SB 339	Do Pass	SB 340	Do Pass
SB 341	Do Pass	SB 342	Do Pass
SB 343	Do Pass		

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

The following legislation was read the second time:

SB 149          SB 275          SB 282          SB 297          SR 736

Senator Henson of the 41st asked unanimous consent that Senator Seay of the 34th be excused. The consent was granted, and Senator Seay was excused.



Senator Jones of the 10th asked unanimous consent that Senator Jackson of the 2nd be excused. The consent was granted, and Senator Jackson was excused.

Senator Rhett of the 33rd asked unanimous consent that Senator James of the 35th be excused. The consent was granted, and Senator James was excused.

Senator Martin of the 9th asked unanimous consent that Senator Harper of the 7th be excused. The consent was granted, and Senator Harper was excused.

Senator Harbin of the 16th asked unanimous consent that Senator Kennedy of the 18th be excused. The consent was granted, and Senator Kennedy was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, H	Parent
Beach	Hill, Jack	Rhett
Bethel	Hill, Judson	Shafer
Black	Hufstetler	Sims
Burke	Jackson, B	Stone
Butler	Jeffares	Tate
Cowsert	Jones, B	Thompson, B
Crane	Jones, E	Thompson, C
Davenport	Jones, H	Tippins
Dugan	Kirk	Unterman
Fort	Ligon	VanNess
Ginn	Martin	Walker
Harbin	McKoon	Watson
Harbison	Millar	Williams, M
Heath	Mullis	Williams, T
Henson	Orrock	

Not answering were Senators:

Gooch	Harper (Excused)	Jackson, L. (Excused)
James (Excused)	Kennedy (Excused)	Lucas
Miller	Seay (Excused)	Wilkinson

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators: Gooch of the 51st                      Lucas of the 26th                      Wilkinson of the 50th

Senator Jackson of the 24th introduced the doctor of the day, Dr. Thad Wilkins.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Jeffares of the 17th introduced the chaplain of the day, Dr. Robert A. Rohm of McDonough, Georgia, who offered scripture reading and prayer.

Senator Stone of the 23rd recognized February 11, 2016, as Augusta University Day at the state capitol, commended by SR 720, adopted previously. President Dr. Brooks A. Keel addressed the Senate briefly.

Senator Watson of the 1st recognized Dr. Lois T. Ellison, Augusta University's medical historian in residence, for her contributions to the Georgia Composite Medical Board and the state's medical school, commended by SR 927, adopted previously. Dr. Ellison addressed the Senate briefly.

Senator McKoon of the 29th recognized Family and Consumer Sciences Day, commended by SR 811, adopted previously.

Senator Unterman of the 45th recognized February 11, 2016, as Domestic Minor Sex Trafficking Awareness Day at the state capitol, commended by SR 920, adopted previously. Georgia Cares Executive Director Heather Stockdale addressed the Senate briefly.

Senator Gooch of the 51st recognized Georgia's Sole County Commissioners. Catooga County Commissioner Jason Winter addressed the Senate briefly.

The following resolutions were read and adopted:

SR 947. By Senators McKoon of the 29th, Bethel of the 54th, Stone of the 23rd and Ligon, Jr. of the 3rd:

A RESOLUTION commending the Georgia Association of Paralegals for its leadership and congratulating it on its three National Federation of Paralegal Association awards; and for other purposes.

SR 948. By Senator Harbison of the 15th:

A RESOLUTION recognizing and commending the elementary school nominees for the Muscogee County School District's 2016 Teacher of the Year Award; and for other purposes.

SR 949. By Senator Harbison of the 15th:

A RESOLUTION recognizing and commending the high school nominees for the Muscogee County School District's 2016 Teacher of the Year Award; and for other purposes.

SR 950. By Senator Harbison of the 15th:

A RESOLUTION recognizing and commending the centers' nominees for the Muscogee County School District's 2016 Teacher of the Year Award; and for other purposes.

SR 951. By Senator Harbison of the 15th:

A RESOLUTION recognizing and commending the middle school nominees for the Muscogee County School District's 2016 Teacher of the Year Award; and for other purposes.

SR 957. By Senator Gooch of the 51st:

A RESOLUTION recognizing and commending Ms. Katherine McCauley upon being named Miss Apple Capital 2016; and for other purposes.

SR 958. By Senator Gooch of the 51st:

A RESOLUTION recognizing and commending Ms. Kendall Chamberlain upon being named Miss Apple Capital's Outstanding Teen 2016; and for other purposes.

SR 959. By Senator Tippins of the 37th:

A RESOLUTION commending the School Social Workers Association of Georgia, Inc., for its work; and for other purposes.

SR 960. By Senator Tippins of the 37th:

A RESOLUTION commending the Professional Association of Georgia Educators (PAGE) and the Georgia Association of Educational Leaders (GAEL) and recognizing February 16, 2016, as PAGE and GAEL Day at the state capitol; and for other purposes.

SR 962. By Senators Henson of the 41st, Tate of the 38th, Fort of the 39th and Parent of the 42nd:

A RESOLUTION commending La Unidad Latina, Lambda Upsilon Lambda Fraternity, Incorporated, and recognizing February 19, 2016, as Lambda Day at the state capitol; and for other purposes.

SR 963. By Senators Gooch of the 51st, Heath of the 31st, Seay of the 34th, Williams of the 19th, Hill of the 4th and others:

A RESOLUTION recognizing February 18, 2016, as the 4th Annual Legislative Fly-In at the state capitol and commending the Georgia Airports Association and its leadership; and for other purposes.

SR 964. By Senator Martin of the 9th:

A RESOLUTION commending Dr. James W. (Jim) Vaught, Jr., Head of School, Providence Christian Academy; and for other purposes.

Senator Beach of the 21st asked unanimous consent that the following bill be withdrawn from the Senate Committee on State and Local Governmental Operations (General) and committed to the Senate Committee on Transportation:

SB 313. By Senators Beach of the 21st, Butler of the 55th, Mullis of the 53rd, Williams of the 19th and Hill of the 6th:

A BILL to be entitled an Act to amend an Act known as the "Metropolitan Atlanta Rapid Transit Authority Act of 1965," approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended, so as to provide that property of the Authority not used for transportation or rapid transit purposes shall be subject to local planning and zoning requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

The consent was granted, and SB 313 was committed to the Senate Committee on Transportation.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Thursday February 11, 2016  
Twentieth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

HB 735

Sims of the 12th

**STEWART COUNTY WATER & SEWERAGE AUTHORITY**

A BILL to be entitled an Act to amend an Act creating the Stewart County Water and Sewerage Authority, approved March 24, 1988 (Ga. L. 1988, p. 4498), so as to revise method of membership appointments; to provide for related matters; to provide an effective date and applicability; to repeal conflicting laws; and for other purposes.

HB 799

Ginn of the 47th

**CITY OF HOSCHTON**

A BILL to be entitled an Act to amend an Act to provide for a new charter for the City of Hoschton, Georgia, approved April 24, 2013 (Ga. L. 2013, p. 3539), so as to provide for the manner of election of the mayor and councilmembers; to provide for related matters; to repeal conflicting laws; and for other purposes.

**Pursuant to Article VII, Section II, Paragraph IV of the Constitution, the following five local bills relating to homestead exemptions require a two-thirds roll-call vote for passage:**

SB 339

Parent of the 42nd

**CITY OF DECATUR**

A BILL to be entitled an Act to amend an Act providing a homestead exemption from certain City of Decatur ad valorem taxes, approved April 19, 2000 (Ga. L. 2000, p. 4285), so as modify the amount of a homestead exemption from City of Decatur ad valorem taxes for municipal purposes except for ad valorem taxes levied to pay interest on and to retire municipal bonded indebtedness in the amount of \$25,000.00 of the assessed value of the homestead for residents of that city; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 340

Parent of the 42nd

**CITY OF DECATUR**

A BILL to be entitled an Act to amend an Act providing an additional \$2,000.00 homestead exemption from City of Decatur ad

valorem taxes for certain residents of said city, approved March 27, 1985 (Ga. L. 1985, p. 4140), as amended, particularly by an Act approved March 25, 1986 (Ga. L. 1986, p. 4475), and by an Act approved April 13, 2001 (Ga. L. 2001, p. 4259); to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 341

Parent of the 42nd

**CITY OF DECATUR**

A BILL to be entitled an Act to repeal a former local constitutional amendment, Ga. L. 1981, p. 1914, which former local constitutional amendment was continued in effect as statutory law pursuant to Article VII, Section II, Paragraph IV of the Constitution of Georgia and which provides for a homestead exemption from certain city ad valorem taxes for residents of the City of Decatur in an amount to be fixed by the governing authority of the city at not more than \$2,000.00 for the first year, and which may be increased periodically, but which exemption shall not exceed \$10,000.00; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 342

Parent of the 42nd

**CITY OF DECATUR**

A BILL to be entitled an Act to provide for a homestead exemption from City of Decatur ad valorem taxes for municipal purposes except for ad valorem taxes levied to pay interest on and to retire municipal bonded indebtedness in the amount of \$15,000.00 of the assessed value of the homestead for residents of that city who are 62 years of age or older and whose income does not exceed \$50,000.00; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 343

Parent of the 42nd

**CITY OF DECATUR**

A BILL to be entitled an Act to provide a homestead exemption from City of Decatur independent school district ad valorem taxes for educational purposes for five years in the full amount of the assessed value of the homestead for residents of that school district

who are 65 years of age or older; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 51, nays 0.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

Senator Wilkinson of the 50th was excused for business outside the Senate Chamber.

SENATE RULES CALENDAR  
THURSDAY, FEBRUARY 11, 2016  
TWENTIETH LEGISLATIVE DAY

SB 308 Health; Positive Alternatives for Pregnancy and Parenting Grant Program; establish; definitions; administration and duties (Substitute)(H&HS-45th)

- SB 115 Physician Assistants; authorize a physician to delegate to physician assistant the authority to prescribe Schedule II controlled substances (Substitute) (H&HS-52nd)
- SB 158 "Consumer and Provider Protection Act"; provide certain consumer and provider protections regarding health insurance (Substitute)(I&L-11th)
- SB 271 Mental Health; provide reasonable standards for providing patients notice; admission to an emergency receiving facility (Substitute)(H&HS-11th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

- SB 308. By Senators Unterman of the 45th, Shafer of the 48th, Cowser of the 46th, Ligon, Jr. of the 3rd, Gooch of the 51st and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to establish the Positive Alternatives for Pregnancy and Parenting Grant Program; to provide for a purpose; to provide for definitions; to provide for administration and duties; to provide for grant services; to provide criteria; to provide for record maintenance and reporting; to provide for reports to the General Assembly; to provide for funding; to provide for redesignation of certain Code provisions and conforming changes; to expand authorized expenditure of contributed funds; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Health and Human Services offered the following substitute to SB 308:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to establish the Positive Alternatives for Pregnancy and Parenting Grant Program; to provide for a purpose; to provide for definitions; to provide for administration and duties; to provide for grant services; to provide criteria; to provide for record maintenance and reporting; to provide for reports to the General Assembly; to provide for funding; to provide for redesignation of certain Code provisions and conforming changes; to expand authorized expenditure of contributed funds; to provide for related matters; to repeal conflicting laws; and for other purposes.



BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 31 of the Official Code of Georgia Annotated, relating to health, is amended by designating the existing provisions of Chapter 2A, relating to the Department of Public Health, as Article 1.

**SECTION 2.**

Said title is further amended in Chapter 2A, relating to the Department of Public Health, by adding a new article to read as follows:

"ARTICLE 2

31-2A-30.

This article is passed pursuant to the authority of Article III, Section IX, Paragraph VI(i) of the Constitution.

31-2A-31.

As used in this Code section, the term:

(1) 'Attending physician' means the physician who has primary responsibility at the time of reference for the treatment and care of the client.

(2) 'Client' means a person seeking or receiving pregnancy support services.

(3) 'Contract management agency' or 'agency' means a nongovernmental charitable organization in this state which is a 501(c)(3) tax-exempt organization under the Internal Revenue Code of 1986 and whose mission and practice is to provide alternatives to abortion services to medically indigent women at no cost.

(4) 'Direct client service providers' or 'providers' means nonprofit organizations with a contractual relationship with the contract management agency and that provide direct pregnancy support services to clients at no cost.

(5) 'Medically indigent' means a person who is without health insurance or who has health insurance that does not cover pregnancy or related conditions for which treatment and services are sought and whose family income does not exceed 200 percent of the federal poverty level as defined annually by the federal Office of Management and Budget.

(6) 'Pregnancy support services' means those services that encourage childbirth instead of voluntary termination of pregnancy and which assist pregnant women or women who believe they may be pregnant to choose childbirth whether they intend to parent or select adoption for the child.

(7) 'Program' means the Positive Alternatives for Pregnancy and Parenting Grant Program.

(8) 'Trust fund' means the Indigent Care Trust Fund created by Code Section 31-8-152.

31-2A-32.

There is established within the department the Positive Alternatives for Pregnancy and Parenting Grant Program. The purpose of the grant program shall be to promote healthy pregnancies and childbirth by awarding grants to nonprofit organizations that provide pregnancy support services.

31-2A-33.

(a) The department shall oversee the program and is authorized to contract with a contract management agency to administer the program.

(b) The contract management agency selected by the department shall:

(1) Create a grant application process;

(2) Evaluate grant applications and make recommendations to the department;

(3) Communicate acceptance or denial of grant applications to direct client service providers;

(4) Monitor compliance with the terms and conditions of the grant;

(5) Maintain records for each grant applicant and award; and

(6) Coordinate activities and correspondence between the department and direct client service providers.

31-2A-34.

The services which shall be funded by this program include:

(1) Medical care and information, including but not limited to pregnancy tests, sexually transmitted infection tests, other health screening, ultrasound service, prenatal care, and birth classes and planning;

(2) Nutritional services and education;

(3) Housing, education, and employment assistance during pregnancy and up to one year following a birth;

(4) Adoption education, planning, and services;

(5) Child care assistance if necessary for the client to receive pregnancy support services;

(6) Parenting education and support services for up to one year following a birth;

(7) Material items which are supportive of pregnancy and childbirth including, but not limited to, cribs, car seats, clothing, formula, or other safety devices; and

(8) Information regarding health care benefits, including but not limited to, available Medicaid coverage for the client for pregnancy care that provides health coverage for the client's child upon his or her birth.

31-2A-35.

(a) Grants shall be awarded to direct client service providers annually on a competitive basis in accordance with guidelines and criteria established pursuant to this article.

(b) The department shall, with input from the agency, determine the maximum grant amount to be awarded to each direct client service provider, and such grant amount shall not exceed 85 percent of the annual revenue for the prior year of any provider.

(c) The grant agreement entered into between the agency and a direct client service provider shall stipulate that the grant shall be used to provide pregnancy support services pursuant to Code Section 31-2A-34. The agreement shall further stipulate that a direct client service provider shall not perform, promote, or act as a referral for an abortion and that grant funds shall not be used to promote or be otherwise expended for political or religious purposes, including, but not limited to, counseling or written material.

31-2A-36.

(a) In order to be considered for a grant under this article, each direct client service provider shall:

- (1) Be a nonprofit organization incorporated in this state with a tax-exempt status pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986;
- (2) Have a primary mission of promoting healthy pregnancy and childbirth;
- (3) Have a system of financial accountability consistent with generally accepted accounting principles, including an annual budget;
- (4) Have a board that hires and supervises a director who manages the organization's operations;
- (5) Have provided pregnancy support services for a minimum of one year;
- (6) Offer, at a minimum, pregnancy tests and counseling for women who are or may be experiencing unplanned pregnancies;
- (7) Provide confidential and free pregnancy support services;
- (8) Provide each pregnant client with accurate information on the developmental characteristics of babies and of unborn children, including offering the printed materials described in Code Section 31-9A-4 on fetal development and assistance available following a birth;
- (9) Ensure that grant money is not used to encourage or affirmatively counsel a client to have an abortion unless such abortion is necessary to prevent her death, to provide her an abortion, or to directly refer her to an abortion provider for an abortion; and
- (10) Maintain confidentiality of all data, files, and records of clients related to the services provided and in compliance with state and federal laws.

(b) The department shall publish the direct client service provider criteria on its website.

31-2A-37.

Each direct client service provider shall maintain accurate records and report data to the agency annually on forms and in the manner required by the department. Reports shall include the number of clients who:

- (1) Utilized pregnancy support services;
- (2) Are pregnant;
- (3) Chose childbirth after receiving pregnancy support services; and
- (4) Chose adoption after receiving pregnancy support services.

Each provider may be required to provide other information and data at the discretion of the department.

31-2A-38.

Confidentiality of all data, files, and records of clients related to the services provided under this article shall be maintained by the department, contract management agency, and direct client service providers pursuant to federal and state laws related to privacy of medical records, including requirements under the federal Health Insurance Portability and Accountability Act of 1996, P.L. 104-191.

31-2A-39.

The agency shall conduct an annual audit of each direct client service provider by an independent certified public accountant within 120 days of the completion of its fiscal year verifying that it has complied with all requirements of this article and any other requirements of the department.

31-2A-40.

(a) The department shall annually report to the General Assembly on its use of trust funds appropriated to the department pursuant to this article.

(b) The department shall also provide an annual report no later than September 30 of each year beginning September 30, 2017, which shall provide the following information for the immediately preceding fiscal year:

(1) The amount of any contributions or other funding received;

(2) The total amount of expenses; and

(3) The amount of trust funds disbursed through the agency to direct client service providers.

(c) The reports required by this subsection shall be made available to the public free of charge by electronic means and in such other manner as the department deems appropriate.

31-2A-41.

The department is authorized to accept donations, contributions, and gifts and receive, hold, and use grants, devises, and bequests of real, personal, and mixed property on behalf of the state to enable the department to carry out the functions and purposes of this article."

**SECTION 3.**

Said title is further amended by revising Code Section 31-8-154, relating to authorized expenditure of contributed funds, as follows:

"31-8-154.

All moneys contributed and revenues deposited and transferred to the trust fund pursuant to this article and any interest earned on such moneys shall be appropriated to the department for only the following purposes:

(1) To expand Medicaid eligibility and services;

(2) For programs to support rural and other health care providers, primarily hospitals, who serve the medically indigent;

(3) For primary health care programs for medically indigent citizens and children of this state; ~~or~~

(4) For the Positive Alternatives for Pregnancy and Parenting Grant Program established under Article 2 of Chapter 2A of this title; or

~~(4)~~(5) Any combination of purposes specified in paragraphs (1) through ~~(3)~~ (4) of this Code section."

#### SECTION 4.

Said title is further amended in Code Section 31-8-156, relating to appropriation of state funds by General Assembly, by revising subsection (b) as follows:

"(b) An appropriation pursuant to subsection (a) of this Code section shall specify each purpose, if any, as specified in paragraphs (1) through ~~(4)~~ (5) of Code Section 31-8-154, for which the trust funds are appropriated thereby."

#### SECTION 5.

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

Senators Heath of the 31st, Harbin of the 16th, Millar of the 40th, Hill of the 32nd and Crane of the 28th offered the following amendment #1:

*Amend the SB 308 (LC 37 2121S) by deleting "and" at the end of line 120 and by deleting the period at the end of line 121 and inserting in lieu thereof "; and"*

*By inserting after line 121 the following:*

(5) Chose abortion after receiving pregnancy support services.

On the adoption of the amendment, there were no objections, and the Heath, et al. amendment #1 to the committee substitute was adopted.

Senators Orrock of the 36th and Parent of the 42nd offered the following amendment #2:

Amend LC 37 2121S Substitute to SB 308 by deleting the period at the end of line 112 and inserting

"; and

(11) Be supervised by a licensed attending physician and employ licensed medical practitioners."

On the adoption of the amendment, the President asked unanimous consent.

Senator Unterman of the 45th objected.

On the adoption of the amendment, the yeas were 16, nays 32, and the Orrock, Parent amendment #2 to the committee substitute was lost.

Senators Parent of the 42nd, Henson of the 41st and Tate of the 38th offered the following amendment #3:

Amend LC 37 2121S substitute to SB 308 by deleting the quotation mark at the end of line 150 and inserting

" 31-2A-42.

The department shall promulgate rules to prohibit any direct client service provider from advertising with the intent to deceptively create the impression that:

(a) such direct client service provider is a provider of abortion services if such provider is not a provider of abortion services; and

(b) such direct client service provider is not a provider of abortion services if such provider is a provider of abortion services."

Senator Heath of the 31st offered the following amendment #3a:

Amend Amendment 3 of SB 308 by adding on line 17

"The department shall promulgate rules to prohibit any provider of abortion services from failing to provide to the mother of such child being aborted the details of how the unborn child's life will be taken."

Senator Henson of the 41st requested a ruling of the Chair as to the germaneness of the amendment #3a.

The President ruled the Heath amendment #3a germane.

On the adoption of amendment #3a, the President asked unanimous consent.

Senator Henson of the 41st objected.

On the adoption of the amendment, the yeas were 37, nays 14, and the Heath amendment #3a to the Parent, et al. amendment #3 to the committee substitute was adopted.

On the adoption of amendment #3 as amended, the President asked unanimous consent.

Senator Millar of the 40th objected.

On the adoption of the amendment, the yeas were 8, nays 40, and the Parent, et al. amendment #3 as amended to the committee substitute was lost.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	E Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	E Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 38, nays 16.

SB 308, having received the requisite constitutional majority, was passed by substitute.

Senator Cowsert of the 46th moved that the Senate stand adjourned pursuant to HR 1114 until 10:00 a.m. Tuesday, February 16, 2016; the motion prevailed, and at 1:06 p.m. the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Tuesday, February 16, 2016  
Twenty-first Legislative Day

The Senate met pursuant to adjournment at 10:10 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 193. By Representatives Rogers of the 29th, Mabra of the 63rd, Shaw of the 176th, Smith of the 134th and Teasley of the 37th:

A BILL to be entitled an Act to amend Chapter 25 of Title 33 of the Official Code of Georgia Annotated, relating to life insurance, so as to provide for the "Life Insurance Consumer Disclosure Model Act"; to provide for written notice to certain life insurance policyholders that request the surrender of, a loan against, or accelerated death benefit, nursing home benefit, critical illness benefit, or any other living benefit under a life insurance policy; to provide for a short title; to provide for definitions; to provide for the written notice provisions; to provide that the written notice shall be promulgated by rules and regulations by the Commissioner; to provide for penalties; to repeal conflicting laws; and for other purposes.

HB 219. By Representatives Jones of the 167th, Atwood of the 179th and Werkheiser of the 157th:

A BILL to be entitled an Act to amend Chapter 45 of Title 31 of the Official Code of Georgia Annotated, relating to health and public swimming pools, so as to exempt certain privately owned swimming pools



from inspection and licensing requirements; to authorize inspection requests to board of health by residents or owners; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 757. By Representatives Tanner of the 9th, Nix of the 69th, Battles of the 15th, Powell of the 171st, Hatchett of the 150th and others:

A BILL to be entitled an Act to protect religious freedoms; to amend Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to marriage generally, so as to provide that religious officials shall not be required to perform marriage ceremonies in violation of their legal right to free exercise of religion; to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to change certain provisions relating to days of rest for employees of business and industry; to protect property owners which are religious institutions against infringement of religious freedom; to define a term; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 769. By Representatives Hawkins of the 27th, Rogers of the 29th, Houston of the 170th, Dunahoo of the 30th, Jones of the 167th and others:

A BILL to be entitled an Act to amend Part 7 of Article 10 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to watercraft held in inventory, so as to make permanent an exemption from ad valorem taxation for certain watercraft held in inventory for sale or resale; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

HB 811. By Representatives Williamson of the 115th, Powell of the 171st, Brockway of the 102nd, Morris of the 156th, England of the 116th and others:

A BILL to be entitled an Act to extensively amend Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, so as to update, modernize, and streamline numerous Code sections to provide for efficient regulation of banks, trust companies, credit unions, merchant acquirer limited purpose banks, and the mortgage lending industry; to update and eliminate certain provisions to comply with federal law; to update certain provisions to comply with federal court decisions; to revise powers and duties of the Department of Banking and Finance; to delete all appearances of and references to the term "building and loan associations"; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 821. By Representatives Williams of the 168th, Frazier of the 126th, Smith of the 134th, Yates of the 73rd, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 43 of the Official Code of Georgia Annotated, relating to general provisions applicable to professions and businesses, so as to require professional licensing boards and other boards to adopt rules and regulations implementing a process by which military spouses and transitioning service members may qualify for temporary licenses, licenses by endorsement, expedited licenses, or a combination thereof for each profession, business, or trade for which a license is issued; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 822. By Representatives Coomer of the 14th, Powell of the 171st, Smyre of the 135th, Epps of the 144th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to sales and use tax, so as to provide for a change in a definition; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 888. By Representative Caldwell of the 131st:

A BILL to be entitled an Act to transfer probation and intake services of the Juvenile Court of Upson County to the Georgia Department of Juvenile Justice pursuant to Code Section 15-11-69 of the Official Code of Georgia Annotated; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 890. By Representative Werkheiser of the 157th:

A BILL to be entitled an Act to amend an Act providing for the election of the members of the board of education of Tattnall County, approved February 29, 1968 (Ga. L. 1968, p. 2077), as amended, particularly by an Act approved April 11, 2002 (Ga. L. 2002, p. 3922), so as to stagger the terms of the members of the board of education; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 925. By Representative Shaw of the 176th:

A BILL to be entitled an Act to amend an Act reconstituting the Board of Education of Atkinson County, approved April 5, 1993 (Ga. L. 1993, p.

4771), as amended, so as to change the compensation of the members of the board of education; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 930. By Representative Allison of the 8th:

A BILL to be entitled an Act to provide a new charter for the City of Blairsville; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 932. By Representatives Taylor of the 173rd, Carter of the 175th and Watson of the 172nd:

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

HB 940. By Representatives Gilligan of the 24th, Dudgeon of the 25th, Duncan of the 26th, Cantrell of the 22nd and Tanner of the 9th:

A BILL to be entitled an Act to amend the Forsyth County Civil Service System Act creating the Forsyth County Civil Service System, approved March 13, 1978 (Ga. L. 1978, p. 3572), as amended, particularly by an Ordinance and Resolution adopted by the Board of Commissioners of Forsyth County May 19, 2011 (Ga. L. 2012, p. 5687), so as to exempt the position of IT/special projects administrator of the office of the Clerk of Superior Court of Forsyth County from the application of the Forsyth County civil service system; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 315. By Senators Williams of the 27th and Gooch of the 51st:

A BILL to be entitled an Act to amend an Act to create the Forsyth County Public Facilities Authority, approved May 1, 2008 (Ga. L. 2008, p. 3637), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 3944), so as to revise a definition; to provide a monetary limitation; to provide for related matters; to provide an effective date and severability; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 372. By Senators Parent of the 42nd, Albers of the 56th, Bethel of the 54th, Millar of the 40th and Ginn of the 47th:

A BILL to be entitled an Act to amend Article 7 of Chapter 36 of Title 36 of the Official Code of Georgia Annotated, relating to procedure for resolving annexation disputes, so as to provide for notice to the Department of Community Affairs of county objections to annexation; to revise the period for appointing arbitration panels; to revise the qualifications of certain persons eligible to serve on arbitration panels; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 373. By Senators Tate of the 38th, Orrock of the 36th, Butler of the 55th, Henson of the 41st, Fort of the 39th and others:

A BILL to be entitled an Act to amend Title 34 of the O.C.G.A., relating to labor and industrial relations, so as to repeal certain provisions relating to sex discrimination in employment and enact the "Georgia Equal Pay Act" to prohibit differential pay because of the sex of the employee; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SB 374. By Senators Tippins of the 37th and Hill of the 4th:

A BILL to be entitled an Act to amend Part 4 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to financing under the "Quality Basic Education Act," so as to provide for temporary exemption from certain financial reporting requirements for local school systems participating in a federally authorized pilot program; to provide for related matters; to provide for automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 375. By Senators Gooch of the 51st, Albers of the 56th, Williams of the 27th, Parent of the 42nd, Jones of the 10th and others:

A BILL to be entitled an Act to amend Chapter 31 of Title 36 of the Official Code of Georgia Annotated, relating to incorporation of municipal

corporations, so as to provide certain requirements and standards for the incorporation of new municipal corporations; to require a financial viability, fiscal impact, and service delivery study; to prohibit the creation of unincorporated islands; to provide for special districts to amortize obligations; to require referendum approval; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 376. By Senators Shafer of the 48th, Henson of the 41st, Kennedy of the 18th, Williams of the 27th, Hill of the 32nd and others:

A BILL to be entitled an Act to amend Title 21 of the Official Code of Georgia Annotated, relating to elections, so as to enact the Agreement Among the States to Elect the President by National Popular Vote; to allow states to join together to establish an interstate compact to elect the president by national popular vote; to provide for the implementation of such compact; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 377. By Senators Jeffares of the 17th and VanNess of the 43rd:

A BILL to be entitled an Act to provide for the creation of one or more community improvement districts in Newton County; to provide for related matters; to provide for an effective date and for severability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 378. By Senator Millar of the 40th:

A BILL to be entitled an Act to amend an Act revising, superseding, and consolidating the laws relative to the governing authority of DeKalb County and creating a chairman and board of commissioners of said county, approved March 8, 1956 (Ga. L. 1956, p. 3237), as amended, particularly by an Act approved April 9, 1981 (Ga. L. 1981, p. 4304), so as to change the composition of the governing authority; to abolish the office of chief executive officer; to provide for a commission chairperson to be elected at large; to shorten certain terms of office; to provide for elections and new terms of office; to provide for term limits; to provide for a county manager; to provide for related matters; to

provide for a referendum and effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SR 974. By Senator Unterman of the 45th:

A RESOLUTION creating the Senate Surprise Billing Practices Study Committee; and for other purposes.

Referred to the Committee on Health and Human Services.

The following House legislation was read the first time and referred to committee:

HB 193. By Representatives Rogers of the 29th, Mabra of the 63rd, Shaw of the 176th, Smith of the 134th and Teasley of the 37th:

A BILL to be entitled an Act to amend Chapter 25 of Title 33 of the Official Code of Georgia Annotated, relating to life insurance, so as to provide for the "Life Insurance Consumer Disclosure Model Act"; to provide for written notice to certain life insurance policyholders that request the surrender of, a loan against, or accelerated death benefit, nursing home benefit, critical illness benefit, or any other living benefit under a life insurance policy; to provide for a short title; to provide for definitions; to provide for the written notice provisions; to provide that the written notice shall be promulgated by rules and regulations by the Commissioner; to provide for penalties; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 219. By Representatives Jones of the 167th, Atwood of the 179th and Werkheiser of the 157th:

A BILL to be entitled an Act to amend Chapter 45 of Title 31 of the Official Code of Georgia Annotated, relating to health and public swimming pools, so as to exempt certain privately owned swimming pools from inspection and licensing requirements; to authorize inspection requests to board of health by residents or owners; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture and Consumer Affairs.

HB 757. By Representatives Tanner of the 9th, Nix of the 69th, Battles of the 15th, Powell of the 171st, Hatchett of the 150th and others:

A BILL to be entitled an Act to protect religious freedoms; to amend Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to marriage generally, so as to provide that religious officials shall not be required to perform marriage ceremonies in violation of their legal right to free exercise of religion; to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to change certain provisions relating to days of rest for employees of business and industry; to protect property owners which are religious institutions against infringement of religious freedom; to define a term; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Rules.

HB 769. By Representatives Hawkins of the 27th, Rogers of the 29th, Houston of the 170th, Dunahoo of the 30th, Jones of the 167th and others:

A BILL to be entitled an Act to amend Part 7 of Article 10 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to watercraft held in inventory, so as to make permanent an exemption from ad valorem taxation for certain watercraft held in inventory for sale or resale; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 811. By Representatives Williamson of the 115th, Powell of the 171st, Brockway of the 102nd, Morris of the 156th, England of the 116th and others:

A BILL to be entitled an Act to extensively amend Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, so as to update, modernize, and streamline numerous Code sections to provide for efficient regulation of banks, trust companies, credit unions, merchant acquirer limited purpose banks, and the mortgage lending industry; to update and eliminate certain provisions to comply with federal law; to update certain provisions to comply with federal court decisions; to revise powers and duties of the Department of Banking and Finance; to delete all appearances of and references to the term "building and loan associations"; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banking and Financial Institutions.

HB 821. By Representatives Williams of the 168th, Frazier of the 126th, Smith of the 134th, Yates of the 73rd, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 43 of the Official Code of Georgia Annotated, relating to general provisions applicable to professions and businesses, so as to require professional licensing boards and other boards to adopt rules and regulations implementing a process by which military spouses and transitioning service members may qualify for temporary licenses, licenses by endorsement, expedited licenses, or a combination thereof for each profession, business, or trade for which a license is issued; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

HB 822. By Representatives Coomer of the 14th, Powell of the 171st, Smyre of the 135th, Epps of the 144th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to sales and use tax, so as to provide for a change in a definition; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 888. By Representative Caldwell of the 131st:

A BILL to be entitled an Act to transfer probation and intake services of the Juvenile Court of Upson County to the Georgia Department of Juvenile Justice pursuant to Code Section 15-11-69 of the Official Code of Georgia Annotated; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 890. By Representative Werkheiser of the 157th:

A BILL to be entitled an Act to amend an Act providing for the election of the members of the board of education of Tattnall County, approved February 29, 1968 (Ga. L. 1968, p. 2077), as amended, particularly by an Act approved April 11, 2002 (Ga. L. 2002, p. 3922), so as to stagger the terms of the members of the board of education; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.



HB 925. By Representative Shaw of the 176th:

A BILL to be entitled an Act to amend an Act reconstituting the Board of Education of Atkinson County, approved April 5, 1993 (Ga. L. 1993, p. 4771), as amended, so as to change the compensation of the members of the board of education; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 930. By Representative Allison of the 8th:

A BILL to be entitled an Act to provide a new charter for the City of Blairsville; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 932. By Representatives Taylor of the 173rd, Carter of the 175th and Watson of the 172nd:

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

Referred to the Committee on State and Local Governmental Operations.

HB 940. By Representatives Gilligan of the 24th, Dudgeon of the 25th, Duncan of the 26th, Cantrell of the 22nd and Tanner of the 9th:

A BILL to be entitled an Act to amend the Forsyth County Civil Service System Act creating the Forsyth County Civil Service System, approved March 13, 1978 (Ga. L. 1978, p. 3572), as amended, particularly by an Ordinance and Resolution adopted by the Board of Commissioners of Forsyth County May 19, 2011 (Ga. L. 2012, p. 5687), so as to exempt the position of IT/special projects administrator of the office of the Clerk of Superior Court of Forsyth County from the application of the Forsyth County civil service system; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Judiciary Non-Civil has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 331      Do Pass by substitute

Respectfully submitted,  
Senator Stone of the 23rd District, Chairman

Mr. President:

The Committee on Rules has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 177      Do Pass  
SR 842      Do Pass by substitute  
SR 908      Do Pass

Respectfully submitted,  
Senator Mullis of the 53rd District, Chairman

The following legislation was read the second time:

SB 309      SB 319      SB 329      SB 337      SB 348

The following Senators were excused for business outside the Senate Chamber:

Jackson of the 2nd      Lucas of the 26th

Senator Millar of the 40th asked unanimous consent that Senators Albers of the 56th and Tippins of the 37th be excused. The consent was granted, and Senators Albers and Tippins were excused.

Senator Hufstetler of the 52nd asked unanimous consent that Senator Wilkinson of the 50th be excused. The consent was granted, and Senator Wilkinson was excused.

Senator Crane of the 28th asked unanimous consent that Senator Williams of the 27th be excused. The consent was granted, and Senator Williams was excused.

Senator Watson of the 1st asked unanimous consent that Senator Kirk of the 13th be excused. The consent was granted, and Senator Kirk was excused.

Senator Burke of the 11th asked unanimous consent that Senators Hill of the 6th and Martin of the 9th be excused. The consent was granted, and Senators Hill and Martin was excused.

Senator Walker III of the 20th asked unanimous consent that Senator Beach of the 21st be excused. The consent was granted, and Senator Beach was excused.

Senator Black of the 8th asked unanimous consent that Senator Williams of the 19th be excused. The consent was granted, and Senator Williams was excused.

The roll was called and the following Senators answered to their names:

Bethel	Henson	Orrock
Black	Hill, Jack	Parent
Burke	Hill, Judson	Rhett
Butler	Hufstetler	Seay
Cowsert	Jackson, B	Shafer
Crane	James	Sims
Davenport	Jeffares	Stone
Dugan	Jones, B	Tate
Fort	Jones, E	Thompson, B
Ginn	Jones, H	Thompson, C
Gooch	Kennedy	Unterman
Harbin	Ligon	VanNess
Harbison	McKoon	Walker
Harper	Millar	Watson
Heath	Mullis	

Not answering were Senators:

Albers (Excused)	Beach (Excused)	Hill, H. (Excused)
Jackson, L. (Excused)	Kirk (Excused)	Lucas (Excused)
Martin (Excused)	Miller	Tippins (Excused)
Wilkinson (Excused)	Williams, M. (Excused)	Williams, T. (Excused)

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators: Wilkinson of the 50th Lucas of the 26th

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Shafer of the 48th introduced the chaplain of the day, Reverend Jody Andrade of Duluth, Georgia, who offered scripture reading and prayer.

Senator Dugan of the 30th recognized the Georgia Association of Chamber of Commerce Executives on the occasion of its 100th anniversary, commended by SR 935, adopted previously. President and CEO of the Carroll County Chamber of Commerce Daniel Jackson addressed the Senate briefly.

Senator Unterman of the 45th recognized public health nurses, commended by SR 848, adopted previously. Director of District and County Operations Carole C. Jakeway addressed the Senate briefly.

Senator Millar of the 40th recognized the Georgia State Chapter of the Philanthropic Educational Organization Sisterhood and all 66 local chapters, commended by SR 906, adopted previously. Georgia State Chapter President Rita Briggs addressed the Senate briefly.

Senator Orrock of the 36th recognized February 16, 2016, as Literacy Day at the state capitol, commended by SR 896, adopted previously. Literacy Action Executive Director Austin Dickson addressed the Senate briefly.

Senator Kirk of the 13th introduced Dr. George Shokri who served as the Virtual Doctor of the Day. Georgia Partnership for Telehealth Executive Director Sherrie Williams addressed the Senate and introduced Scarlett Copeland of Appling County Schools via teleconference.

The President introduced the doctor of the day, Dr. S. Clifton Willimon.

The following resolutions were read and adopted:

SR 965. By Senator Hill of the 6th:

A RESOLUTION recognizing and commending Mr. Tommy Howard Clark and Mrs. Susie Ann Hall Clark on the occasion of their 50th wedding anniversary; and for other purposes.

SR 966. By Senators Ginn of the 47th, Wilkinson of the 50th, Unterman of the 45th and Miller of the 49th:

A RESOLUTION commemorating the centennial anniversary of the Town of Braselton, Georgia; and for other purposes.

SR 967. By Senators Harbison of the 15th and McKoon of the 29th:

A RESOLUTION recognizing February 24, 2016, as Columbus Day at the state capitol and congratulating the Columbus region on its many outstanding accomplishments; and for other purposes.

SR 968. By Senators Black of the 8th, Burke of the 11th, Ligon, Jr. of the 3rd, Harper of the 7th and Kirk of the 13th:

A RESOLUTION recognizing February 24, 2016, as Valdosta State University Day at the capitol and commending student leaders at Valdosta State University; and for other purposes.

SR 969. By Senators Mullis of the 53rd, Jackson of the 24th, Cowser of the 46th, Jones of the 25th, Tate of the 38th and others:

A RESOLUTION honoring Mr. Joel A. Katz; and for other purposes.

SR 970. By Senators James of the 35th, Henson of the 41st, Rhett of the 33rd, Butler of the 55th, Parent of the 42nd and others:

A RESOLUTION recognizing Eric Berry for his outstanding athletic and personal accomplishments; and for other purposes.

SR 971. By Senators James of the 35th, Henson of the 41st, Rhett of the 33rd, Butler of the 55th, Parent of the 42nd and others:

A RESOLUTION recognizing and commending Cameron Jerrell "Cam" Newton for his leadership, accomplishment, incredible athletic abilities, and for advancing to the 50th NFL Super Bowl and upon being named the 2015-2016 NFL MVP; and for other purposes.

SR 972. By Senator Tate of the 38th:

A RESOLUTION recognizing February 15, 2016, as Alpha Kappa Alpha Sorority, Inc., Day at the state capitol; and for other purposes.

SR 973. By Senator Wilkinson of the 50th:

A RESOLUTION recognizing and commending the Franklin Springs Boy Scout Troop 70 for 50 years of dedicated service and leadership; and for other purposes.

SR 975. By Senator Wilkinson of the 50th:

A RESOLUTION commending Georgia's Court Appointed Special Advocates for their hard work and dedication to improving the lives of Georgia's children; and for other purposes.

SR 976. By Senators Jones II of the 22nd and Parent of the 42nd:

A RESOLUTION recognizing the Richmond County Neighborhood Alliance and its 20th Annual Scholarship Banquet; and for other purposes.

SR 977. By Senator Martin of the 9th:

A RESOLUTION recognizing Mr. Lamar Lussi; and for other purposes.

Senator Harbison of the 15th recognized U.S. Representative Sanford Bishop, Jr. who addressed the Senate briefly.

Senator Williams of the 27th asked unanimous consent that the following resolution be withdrawn from the Senate Committee on Education and Youth and committed to the Senate Committee on Finance:

SR 624. By Senators Williams of the 27th and Millar of the 40th:

A RESOLUTION proposing an amendment to the Constitution so as to provide that the General Assembly may by general law authorize local boards of education to impose, levy, and collect development impact fees and use the proceeds to pay for a share of the cost of additional educational facilities; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

The consent was granted, and SR 624 was committed to the Senate Committee on Finance.

Senator Parent of the 42nd was excused for business outside the Senate Chamber.

SENATE RULES CALENDAR  
TUESDAY, FEBRUARY 16, 2016  
TWENTY-FIRST LEGISLATIVE DAY

SB 115 Physician Assistants; authorize a physician to delegate to physician assistant the authority to prescribe Schedule II controlled substances (Substitute) (H&HS-52nd)

- SB 158 "Consumer and Provider Protection Act"; provide certain consumer and provider protections regarding health insurance (Substitute)(I&L-11th)
- SB 290 Insurance; clarify those individuals not required to be licensed as insurance agent (Substitute)(I&L-54th)
- SB 320 Driver's License; revise exemptions afforded to nonresidents issued to them in in home state/country (Substitute)(PUB SAF-1st)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 115. By Senators Hufstetler of the 52nd, Orrock of the 36th and Kirk of the 13th:

A BILL to be entitled an Act to amend Code Section 43-34-103 of the Official Code of Georgia Annotated, relating to delegation of authority to physician assistants, so as to authorize a physician to delegate to a physician assistant the authority to prescribe Schedule II controlled substances; to provide for limitations and conditions; to provide for additional continuing education requirements regarding Schedule II controlled substances; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate committee on Health and Human Services offered the following substitute to SB 115:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 43-34-103 of the Official Code of Georgia Annotated, relating to delegation of authority to physician assistants, so as to authorize a physician to delegate to a physician assistant the authority to prescribe hydrocodone compound products; to provide for a limitation; to provide for additional continuing education requirements regarding hydrocodone compound products; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 43-34-103 of the Official Code of Georgia Annotated, relating to delegation of authority to physician assistants, is amended by revising subsection (e.1) as follows:

"(e.1)(1)(A) In addition to and without limiting the authority granted by Code Section 43-34-23, a physician may delegate to a physician assistant, in accordance with a job description, the authority to issue a prescription drug order or orders for any device as defined in Code Section 26-4-5 or to issue any dangerous drug as defined in Code Section 16-13-71, any hydrocodone compound product, or any Schedule III, IV, or V controlled substance as defined in Code Section 16-13-21 on a prescription drug order or prescription device order form as specified in paragraph (3) of this subsection. Delegation of such authority shall be contained in the job description required by this Code section. The delegating physician shall remain responsible for the medical acts of the physician assistant performing such delegated acts and shall adequately supervise the physician assistant. If an existing job description for a physician assistant does not contain such authority to order a prescription drug or device order as provided by this subsection, that physician assistant may not issue any such prescription drug or device order until a new job description delegating such authority is submitted to and approved by the board. Nothing in this Code section shall be construed to authorize the written prescription drug order of a Schedule I or II controlled substance, except a hydrocodone compound product.

(B) A physician may delegate to a physician assistant, in accordance with a job description, the authority to issue a prescription drug order or orders for a hydrocodone compound product so long as such prescription drug order or orders are not in excess of a 15 day supply.

(2) Nothing in this subsection shall be construed to create a presumption of liability, either civil or criminal, on the part of a pharmacist who is duly licensed under Title 26 and who in good faith fills a prescription drug or device order presented by a patient pursuant to this subsection. The pharmacist shall presume that the prescription drug or device order was issued by a physician assistant duly licensed under this article who has qualified under this Code section to prescribe pharmaceutical agents. The pharmacist shall also presume that the pharmaceutical agent prescribed by the physician assistant is an approved pharmaceutical agent, unless the pharmacist has actual or constructive knowledge to the contrary.

(3) The physician assistant shall only be authorized to exercise the rights granted under this subsection using a prescription drug or device order form which includes the name, address, and telephone number of the prescribing supervising or alternate supervising physician, the patient's name and address, the drug or device prescribed, the number of refills, and directions to the patient with regard to the taking and dosage of the drug. A prescription drug order which is transmitted either electronically or via facsimile shall conform to the requirements set out in paragraphs (1) and (2) of subsection (c) of Code Section 26-4-80, respectively. Any form containing less information than that described in this paragraph shall not be offered to or accepted by any pharmacist who is duly licensed under Title 26.

(4) The physician assistant or office staff shall notify the patient that the patient has the right to see the physician prior to any prescription drug or device order being



issued by the physician assistant.

(5) Nothing in this Code section shall be construed to authorize a physician assistant to authorize refills of any drug for more than 12 months from the date of the original prescription drug or device order.

(6) A supervising physician or alternate supervising physician shall evaluate or examine, at least every three months, any patient receiving controlled substances.

(7) In addition to the copy of the prescription drug or device order delivered to the patient, a record of such prescription shall be maintained in the patient's medical record in the following manner:

(A) The physician assistant carrying out a prescription drug or device order shall document such order either in writing or by electronic means; and

(B) Except in facilities operated by the Department of Public Health, the supervising physician shall review the prescription drug or device order copy and medical record entry for prescription drug or device orders issued within the past 30 days by the physician assistant. Such review may be achieved with a sampling of no less than 50 percent of such prescription drug or device order copies and medical record entries.

(8) A physician assistant is not permitted to prescribe drugs or devices except as authorized in the physician assistant's job description and in accordance with this article.

(9) The board shall adopt rules establishing procedures to evaluate an application for a job description containing the authority to order a prescription drug or device and any other rules the board deems necessary or appropriate to regulate the practice of physician assistants, to carry out the intent and purpose of this article, or to protect the public welfare.

(10) A physician assistant authorized by a primary supervising physician to order controlled substances pursuant to this Code section is authorized to register with the federal Drug Enforcement Administration.

(11)(A) A physician assistant delegated the authority by the primary supervising physician to issue a prescription drug or device order shall be required to complete a minimum of three hours of continuing education biennially in practice specific pharmaceuticals in which the physician assistant has prescriptive order privileges.

(B) A physician assistant delegated the authority by the primary supervising physician to issue a prescription drug or device order for a hydrocodone compound product shall be required to complete three hours of continuing education biennially in the appropriate ordering and use of Schedule II controlled substances. The continuing education required pursuant to this subparagraph may be counted toward compliance with the continuing education required pursuant to subparagraph (A) of this paragraph.

(12) A managed care system, health plan, hospital, insurance company, or other similar entity shall not require a physician to be a party to a job description as a condition for participation in or reimbursement from such entity."

**SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	E Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	E Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 1.

SB 115, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

2/16/16

I inadvertently voted "yes" on SB 115. Please reflect in the Journal that my intent was to vote "No".

/s/ Judson H. Hill

District 32

SB 158. By Senators Burke of the 11th, Kirk of the 13th, Watson of the 1st, Hill of the 6th and McKoon of the 29th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide certain consumer and provider protections regarding health insurance; to provide for definitions; to provide for short titles; to provide for health insurer transparency; to provide for health care providers' right to choose; to provide for health care provider stability; to provide for consumer right to access; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Insurance and Labor offered the following substitute to SB 158:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for health insurer transparency; to provide for definitions; to require registration by rental preferred provider networks; to provide for revocation of registration under certain circumstances; to provide for applicability; to provide for violations; to provide for related matters; to provide a short title; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be referred to as the "Insurer Transparency Act."

**SECTION 2.**

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

"CHAPTER 20C

33-20C-1.

As used in this chapter, the term:

(1) 'Affiliate' means an entity owned or controlled, either directly or through a parent or subsidiary entity, by a contracting entity that accesses the rates, terms, or conditions of health care services.

(2) 'Contracting entity' means any person or entity that enters into direct contracts with health care providers for the delivery of health care services in the ordinary course of business, including a health care organization or hospital organization when

leasing or renting the health care organization's or hospital organization's network to a third party.

(3) 'Covered person' means an individual who is covered under a health insurance plan.

(4) 'Health care services' means the examination or treatment of persons for the prevention of illness or the correction or treatment of any physical or mental condition resulting from illness, injury, or other human physical problem and includes, but is not limited to:

(A) Hospital services which include the general and usual care, services, supplies, and equipment furnished by hospitals;

(B) Medical services which include the general and usual services and care rendered and administered by doctors of medicine, doctors of dental surgery, doctors of medicine in dentistry, doctors of chiropractic, doctors of optometry, and doctors of podiatry; and

(C) Other health care services which include appliances and supplies; nursing care by a registered nurse or a licensed practical nurse; care furnished by such other licensed practitioners as may be expressly approved by the board of directors from time to time; institutional services, including the general and usual care, services, supplies, and equipment furnished by health care institutions and agencies or entities other than hospitals; physiotherapy; ambulance services; drugs and medications; therapeutic services and equipment, including oxygen and the rental of oxygen equipment; hospital beds; iron lungs; orthopedic services and appliances, including wheelchairs, trusses, braces, crutches, and prosthetic devices, including artificial limbs and eyes; and any other appliance, supply, or service related to health care.

(5) 'Health insurer' means an accident and sickness insurer, fraternal benefit society, hospital service corporation, medical service corporation, health care corporation, health maintenance organization, provider sponsored health care corporation, or any similar entity.

(6) 'Provider network contract' means a contract between a contracting entity and a provider specifying the rights and responsibilities of the contracting entity and provider for the delivery of and payment for health care services to covered persons.

(7) 'Rental preferred provider network' means a preferred provider network that contracts with a health insurer or other payor or with another preferred provider network to grant access to the terms and conditions of its contract with providers of health care services. Such contracts are often referred to as 'renting' or 'leasing' the network. The term 'rental preferred provider network' does not refer to a proprietary network of a licensed insurer or to arrangements providing for access to the proprietary network of a licensed insurer by affiliates of the licensed insurer or by entities receiving administrative services from the licensed insurer or its affiliates.

(8) 'Third party' means an organization that enters into a contract with a contracting entity or with another third party to gain access to a provider network contract.

33-20C-2.

(a) Any person who commences business as a rental preferred provider network shall register with the Commissioner within 30 days of commencing business in this state unless such person is licensed by the Commissioner as a health insurer. Each rental preferred provider network not licensed by the Commissioner on July 1, 2016, shall be required to register with the Commissioner no later than September 30, 2016, and shall be placed on an approved list maintained by the Commissioner.

(b) Registration shall consist of the submission of the following information:

(1) The official name of the rental preferred provider network, including any d/b/a designations used in this state;

(2) The mailing address and main telephone number for the rental preferred provider network's main headquarters; and

(3) The name and telephone number of the rental preferred provider network representative who shall serve as the primary contact with the department.

(c) The information required by this Code section shall be submitted in written or electronic format, as prescribed by the Commissioner by rule or regulation.

(d) The Commissioner may, pursuant to rule or regulation, collect a reasonable fee for the purpose of administering the registration process.

(e) The Commissioner shall maintain an approved list of rental preferred provider networks.

33-20C-3.

(a) The Commissioner shall remove a rental preferred provider network from the approved list and thereby revoke the registration of such rental preferred provider network if the Commissioner finds that the entity has:

(1) Knowingly accessed or utilized a provider's contractual discount pursuant to a provider network contract without a contractual relationship with the provider, rental preferred provider network, or third party; or

(2) Leased, rented, or otherwise granted to a third party access to a provider network contract unless:

(A) The third party is a payor or third-party administrator or another entity that administers or processes claims on behalf of the payor;

(B) The provider network contract states that the contracting entity may enter into an agreement with a third party allowing the third party to obtain the contracting entity's rights and responsibilities under the provider network contract as if the third party were the contracting entity;

(C) The provider network contract, and all agreements between a contracting entity and any third party, prohibits such third party from increasing the contractual discounts or otherwise reducing the compensation to a provider to an amount below that which the provider was entitled from the contracting entity for health care services at the time the third party was granted access to the provider network contract unless such third party becomes a contracting entity; and

(D) The third party accessing the provider network contract is contractually

obligated to comply with all applicable terms, limitations, and conditions of the provider network contract.

(b) A contracting entity that grants access to a provider's health care services and contractual discounts to any third party pursuant to a provider network contract shall maintain an Internet website, mobile app, or other readily available mechanism, such as a toll-free telephone number, through which a provider may obtain a listing, updated at least every 30 days, of the third parties to which the contracting entity or another third party has executed contracts to grant access to such provider's health care services and contractual discounts pursuant to a provider network contract.

(c) All information made available to a provider in accordance with the requirements of this chapter shall be confidential and shall not be disclosed to any person or entity not employed by the provider or involved in the provider's practice or the administration thereof without the prior written consent of the contracting entity; provided, however, that this shall not preclude a provider from disclosing such information to an outside consultant or attorney for the purpose of assisting the provider with any disputes with a contracting entity.

(d) Nothing contained in this chapter shall be construed to prohibit a contracting entity from requiring the provider to execute a reasonable confidentiality agreement to ensure that confidential or proprietary information disclosed by the contracting entity is not used for any purpose other than the provider's direct practice management or billing activities.

#### 33-20C-4.

(a) A third party, having itself been granted access to a provider's health care services and contractual discounts pursuant to a provider network contract, that subsequently grants access to another third party shall be obligated to comply with the rights and responsibilities imposed on contracting entities pursuant to this chapter.

(b) A third party that enters into a contract with another third party to access a provider's health care services and contractual discounts pursuant to a provider network contract shall be obligated to comply with the rights and responsibilities imposed on third parties under this Code section.

#### 33-20C-5.

This chapter shall not apply to:

(1) Provider network contracts for services provided to Medicaid, Medicare, or State Children's Health Insurance Program (SCHIP) beneficiaries;

(2) Employers, church plans, or government plans receiving administrative services from a rental preferred provider network or its affiliates, or pharmacy benefits managers;

(3) Circumstances where access to the provider network contract is granted to an entity operating under the same brand licensee program as the contracting entity;

(4) The provision of any medical services for injuries covered by workers' compensation; or

(5) Self-funded, employer sponsored health insurance plans regulated under the Employee Retirement Income Security Act of 1974, as codified and amended at 29 U.S.C. Section 1001, et seq.

33-20C-6.

A violation of this chapter shall be considered an unfair trade practice under Article 1 of Chapter 6 of this title and shall be subject to the same enforcement as provided in such article; provided, however, that the monetary penalty for a violation of this chapter shall not be more than \$25,000.00 for each and every act or violation, unless the person knew or reasonably should have known he or she was in violation of this chapter, in which case the penalty shall not be more than \$50,000.00 for each and every act or violation."

### SECTION 3.

This Act shall become effective July 1, 2016.

### SECTION 4.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	E Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson

Y Heath  
Y Henson  
E Hill, H

Y Millar  
Y Miller  
Y Mullis

Y Williams, M  
Y Williams, T

On the passage of the bill, the yeas were 54, nays 0.

SB 158, having received the requisite constitutional majority, was passed by substitute.

Senator Martin of the 9th was excused for business outside the Senate Chamber.

SB 290. By Senator Bethel of the 54th:

A BILL to be entitled an Act to amend Chapter 23 of Title 33 of the Official Code of Georgia Annotated, relating to licensing, so as to clarify those individuals not required to be licensed as an insurance agent; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Insurance and Labor offered the following substitute to SB 290:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 23 of Title 33 of the Official Code of Georgia Annotated, relating to licensing, so as to clarify those individuals not required to be licensed as an insurance agent; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 23 of Title 33 of the Official Code of Georgia Annotated, relating to licensing, is amended in Code Section 33-23-4, relating to license required, restrictions on payment or receipt of commissions, positions indirectly related to sale, solicitation, or negotiation of insurance excluded from licensing requirements, by revising subparagraph (h)(2)(B) as follows:

"(B) A person who meets the criteria set forth in ~~paragraph~~ paragraphs (1), (4), or (6) of subsection (b) of Code Section 33-23-1;"

**SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.



Senator Ligon, Jr. of the 3rd asked unanimous consent that he be excused from voting on SB 290 pursuant to Senate Rule 5-1.8(d). The consent was granted, and Senator Ligon, Jr. was excused.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	E Ligon	Y VanNess
Y Harbin	E Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

SB 290, having received the requisite constitutional majority, was passed by substitute.

Senator McKoon of the 29th was excused for business outside the Senate Chamber.

SB 320. By Senators Watson of the 1st, Harper of the 7th, Beach of the 21st, Ginn of the 47th, Miller of the 49th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to issuance, expiration, and renewal of licenses, so as to revise the exemptions afforded to nonresidents who have in their immediate possession a valid driver's license issued to them in their home state or country; to provide for certain presumptions of validity

of a driver's license issued by the driver's licensing authority of a foreign county; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Public Safety offered the following substitute to SB 320:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 2 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to issuance, expiration, and renewal of licenses, so as to revise the exemptions afforded to nonresidents who have in their immediate possession a valid driver's license issued to them in their home state or country; to provide for certain presumptions of validity of a driver's license issued by the driver's licensing authority of a foreign country; to provide for exceptions; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 2 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to issuance, expiration, and renewal of licenses, is amended by revising paragraph (2) of subsection (a) of Code Section 40-5-21, relating to exemptions generally, as follows:

"(2) A nonresident who has in his or her immediate possession a valid driver's license issued to him or her in his or her home state or country; provided, however, that such person would otherwise satisfy all requirements to receive a Georgia driver's license ~~and, if such nonresident driver's license is in a language other than English, the nonresident also has in his or her immediate possession a valid international driving permit which conforms to and has been issued in accordance with the provisions of the Convention on Road Traffic, 3 U.S.T. 3008, TIAS 2487, or any similar such treaty, international agreement, or reciprocal agreement between the United States and a foreign nation concerning driving privileges of nonresidents; and provided, further, that in the case of a driver's license issued by the driver's licensing authority of a foreign country, any applicable requirements of Code Section 40-5-21.3 are satisfied.~~"

**SECTION 2.**

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

"40-5-21.3.

(a) If a nonresident has in his or her immediate possession a driver's license issued by the driver's licensing authority of a foreign country, and a law enforcement officer is unable to verify the validity of such license through electronic or other means, such license shall be presumed to be valid if the nonresident also:

(1) Is a national of a country that has been designated by the United States Department of Homeland Security, or its successor agency, as a participant in the visa

waiver program and such nonresident has in his or her possession a valid passport from such country with documentation evidencing lawful entry into the United States that is dated within 90 days of the date of the officer's inspection of such license;

(2) Has in his or her immediate possession a nonimmigrant visa and a valid passport from such country with documentation evidencing lawful entry into the United States that is dated within 12 months of the date of the officer's inspection of such license;

(3) Has in his or her immediate possession a valid international driving permit which conforms to, and has been issued in accordance with, the provisions of the Convention on Road Traffic, 3 U.S.T. 3008, TIAS 2487, or any similar such treaty, international agreement, or reciprocal agreement between the United States and a foreign country concerning driving privileges of nonresidents;

(4) Has in his or her immediate possession a certification in English that the nonresident driver's license is valid which has been made by a diplomatic or consular official who is assigned or accredited to the United States from the foreign country that issued the driver's license with documentation evidencing lawful entry into the United States that is dated within 12 months of the date of the officer's inspection of such license; or

(5) Has in his or her immediate possession a certification in English as to the validity of his or her foreign nonresident driver's license made by an official designated by the commissioner or the commissioner of economic development.

(b) The presumption of the validity of a foreign nonresident driver's license may be rebutted by other facts showing that the nonresident foreign driver is not authorized to operate a motor vehicle in the United States under the provisions of the Convention on Road Traffic, 3 U.S.T. 3008, TIAS 2487, or any similar such treaty, international agreement, or reciprocal agreement between the United States and a foreign country concerning driving privileges of nonresidents.

(c) If a nonresident driver is charged with a violation of Code Section 40-5-20 and such driver had in his or her immediate possession a driver's license issued by the driver's licensing authority of a foreign country at the time of the offense, such charge shall be dismissed if:

(1) The nonresident foreign driver provides the prosecuting attorney, or the court in which such offense has been charged, with a certification in English as to the validity of his or her foreign nonresident driver's license on the date of such offense, whereupon such certification is made by a diplomatic or consular official of such foreign country who is assigned or accredited to the United States; and

(2) Evidence exists that such nonresident foreign driver was otherwise authorized to operate a motor vehicle in the United States under the provisions of the Convention on Road Traffic, 3 U.S.T. 3008, TIAS 2487, or any similar such treaty, international agreement, or reciprocal agreement between the United States and a foreign country concerning driving privileges of nonresidents; or

(3) The validity of the driver's license of such nonresident foreign driver on the date of such offense is confirmed by a means of verification established by the commissioner by regulation."

**SECTION 3.**

This Act shall become effective on January 1, 2017.

**SECTION 4.**

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

Senators Crane of the 28th, Watson of the 1st and Harper of the 7th offered the following amendment #1:

Amend Committee Substitute to SB 320 by inserting on lines 43 and 71 after the word "nonresidents" the following:

"and documentation evidencing lawful entry into the United States that is dated within 12 months of the date of the officer's inspection of such license"

On the adoption of the amendment, there were no objections, and the Crane, et al. amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	E Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson

Y Heath  
Y Henson  
E Hill, H

Y Millar  
Y Miller  
Y Mullis

Y Williams, M  
Y Williams, T

On the passage of the bill, the yeas were 51, nays 0.

SB 320, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

Senator Marty Harbin  
District 16  
302-A Coverdell Legislative Office Building  
Atlanta, GA 30334

**Committees:**

Government Oversight  
Banking and Financial Institutions  
Insurance and Labor  
State and Local Governmental Operations

The State Senate  
Atlanta, Georgia 30334

February 16, 2016

Secretary of the Senate  
353 State Capitol  
Atlanta, Georgia 30334

To whom it may concern,

Please remove my name from Senate Bill 376 regarding the national popular vote. Upon further review I no longer wish to add my signature to this bill.

Thank you for your time and consideration.

Sincerely,

/s/ Marty Harbin  
Georgia State Senator, District 16

Senator Cowser of the 46th moved that the Senate stand in recess until 5:00 p.m., then adjourn until 10:00 a.m. Wednesday, February 17, 2016.

At 12:19 p.m. the President announced that the motion prevailed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 750. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to amend an Act making and providing appropriations for the State Fiscal Year beginning July 1, 2015, and ending June 30, 2016, known as the "General Appropriations Act," Act No. 198, approved May 12, 2015 (Ga. L. 2015, Volume One, Appendix, commencing at page 1 of 251), so as to make, provide, and change certain appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following communications were received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Senate Committee on Assignments hereby appoints Senator John Albers to serve as Ex-Officio for the Senate Transportation

Committee meeting on February 16, 2016. This appointment shall expire upon adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Senate Committee on Assignments hereby appoints Senator Jeff Mullis to serve as Ex-Officio for the Senate Transportation Committee meeting on February 16, 2016. This appointment shall expire upon adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Senate Committee on Assignments hereby appoints Senator David Shafer to serve as Ex-Officio for the Senate Transportation Committee meeting on February 16, 2016. This appointment shall expire upon adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

Pursuant to an earlier adopted motion, the Senate stood adjourned at 5:00 p.m.



Senate Chamber, Atlanta, Georgia  
Wednesday, February 17, 2016  
Twenty-second Legislative Day

The Senate met pursuant to adjournment at 10:17 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 34. By Representatives Dudgeon of the 25th, Spencer of the 180th, Teasley of the 37th, Gravley of the 67th, Turner of the 21st and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to enact the "Georgia Right to Try Act"; to provide for investigational drugs, biological products, and devices for patients with advanced illnesses; to provide for a short title; to provide for legislative findings; to provide for definitions; to provide for eligibility criteria; to provide for written informed consent; to allow manufacturers to make such drugs available; to provide that health benefit coverage is not mandatory; to prohibit sanctions against a physician's license; to prohibit blocking access; to provide for statutory construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 561. By Representatives Wilkinson of the 52nd, Benton of the 31st, Henson of the 86th, Cooper of the 43rd, McCall of the 33rd and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to

designate the adoptable dog as the official state dog; to provide legislative findings and declarations; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 588. By Representatives Clark of the 101st, Cooper of the 43rd, Broadrick of the 4th, Kidd of the 145th, Rynders of the 152nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to regulation of controlled substances, so as to change provisions relating to possession of substances containing ephedrine, pseudoephedrine, and phenylpropanolamine and restrictions on sales of products containing pseudoephedrine; to provide for real-time tracking of sales of products containing ephedrine, norpseudoephedrine, pseudoephedrine, and phenylpropanolamine; to provide for definitions; to revise provisions relating to exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 592. By Representatives Harrell of the 106th and Setzler of the 35th:

A BILL to be entitled an Act to amend Chapter 15 of Title 43 of the Official Code of Georgia Annotated, relating to professional engineers and land surveyors, so as to provide for the profession of professional structural engineer; to provide for definitions; to provide for continuing education requirements; to provide for unlawful practices; to provide for the issuance of certificates of registration for such professionals; to provide for registration by comity; to provide for certificates of registration; to provide for use of a seal; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 738. By Representatives Caldwell of the 131st, Welch of the 110th, Dickerson of the 113th and Kelley of the 16th:

A BILL to be entitled an Act to amend Chapter 15 of Title 36 of the Official Code of Georgia Annotated, relating to county law libraries, so as to revise the uses of excess funds by a county law library; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 764. By Representatives Powell of the 32nd, Frye of the 118th, Quick of the 117th, Williams of the 119th, Hitchens of the 161st and others:

A BILL to be entitled an Act to amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles, so as to require drivers of

motor vehicles to stop at crosswalks with pedestrian-activated rectangular rapid flash beacons; to make it unlawful to activate such devices when there is no intent to cross a roadway; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 798. By Representatives Chandler of the 105th, Teasley of the 37th, Stovall of the 74th, Dudgeon of the 25th, Barr of the 103rd and others:

A BILL to be entitled an Act to amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to provide for eligibility for Zell Miller Scholarships for home study students who receive certain scores on standardized college admission tests; to revise eligibility requirements for HOPE scholarships for entering freshmen students who are home study students regarding scores on standardized college admission tests; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 853. By Representatives Hawkins of the 27th, Cooper of the 43rd, Beverly of the 143rd, Weldon of the 3rd, Randall of the 142nd and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 11 of Title 31 of the Official Code of Georgia Annotated, relating to the "Coverdell-Murphy Act," so as to update the current system of levels of certified stroke centers to reflect advances in stroke treatment and therapy; to authorize the Department of Public Health to establish additional levels; to provide for national certification; to provide for rules and regulations to implement the provisions of this Act; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

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

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

HB 882. By Representatives Taylor of the 173rd, Smith of the 134th, Atwood of the 179th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 33 of the Official Code of Georgia Annotated, relating to authorization and general requirements for the transaction of insurance, so as to eliminate the foreign and alien insurer deposit requirement of securities eligible for the investment of capital funds in certain amounts at the discretion of the Commissioner; to provide for the elimination of newspaper publication by insurers of certain financial information and to provide proof of such publication to the Commissioner; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 883. By Representatives Taylor of the 173rd, Smith of the 134th, Atwood of the 179th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 37 of Title 33 of the O.C.G.A., relating to insurers rehabilitation and liquidation, so as to change certain provisions relating to insurers rehabilitation and liquidation; to change provisions related to reciprocal states and domiciliary liquidators; to provide for the Commissioner to transfer title under his or her control to a domiciliary receiver; to modify certain provisions relating to the rights of nonresident claimants in proceedings against domiciliary insurers; to change certain provisions relating to the rights of resident claimants in proceedings in other states against nondomiciliary insurers; to remove the use of reciprocal in superiority of order of distribution in liquidation proceedings; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 884. By Representatives Taylor of the 173rd, Atwood of the 179th, Smith of the 134th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 56 of Title 33 of the Official Code of Georgia Annotated, relating to risk-based capital levels, so as to revise the definition of company action level event to include a health organization with certain total adjusted capital levels; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 885. By Representatives Jones of the 47th, Price of the 48th, Beskin of the 54th, Raffensperger of the 50th, Willard of the 51st and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 31 of the Official Code of Georgia Annotated, relating to county boards of health, so as to

repeal a statute relating to the option for certain counties to create a county board of health and wellness by ordinance; to provide for an effective date; to provide for transition to county boards of health; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 379. By Senators Ginn of the 47th, Wilkinson of the 50th, Harper of the 7th, Mullis of the 53rd, Albers of the 56th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use taxes, so as to provide an exemption for fire districts which have elected governing bodies and are supported by ad valorem taxes; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SB 380. By Senator Gooch of the 51st:

A BILL to be entitled an Act to amend an Act to reconstitute the Board of Commissioners of White County, approved May 13, 2008 (Ga. L. 2008, p. 4205), as amended, so as to provide for compensation increases for members of the board; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 381. By Senators Thompson of the 14th, Hufstetler of the 52nd, Burke of the 11th, Mullis of the 53rd, Albers of the 56th and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to provide regulations for administration, compounding, and importation of certain cellular material; to specifically prohibit administration of certain cellular material; to provide for definitions; to provide a short title; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 382. By Senator Unterman of the 45th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for consumer protections regarding health insurance; to provide for definitions; to provide for disclosure requirements of providers, hospitals, and insurers; to provide for billing and reimbursement of out-of-network services; to provide for procedures for dispute resolution for surprise bills for nonemergency services; to provide for payment of emergency services; to provide for an out-of-network reimbursement rate workgroup; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 383. By Senators Ginn of the 47th, Mullis of the 53rd, Black of the 8th, Williams of the 27th, Sims of the 12th and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 32 of the O.C.G.A., relating to the regulation of maintenance and use of public roads, so as to provide for the purpose of the Roadside Enhancement and Beautification Council; to provide for the issuance of permits for the removal or trimming of vegetation on state rights of way when such vegetation obstructs the target viewing zone of a building, sign, or structure upon commercial property; to provide for procedures, conditions, and limitations for the issuance of such permits; to provide for the department to set standards for applications and fees for such permits; to prohibit the removal or certain types of vegetation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

SB 384. By Senators Thompson of the 14th, Mullis of the 53rd, Cowsert of the 46th, Bethel of the 54th and Hill of the 32nd:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to schedules, offenses, and penalties regarding controlled substances, so as to provide for mandatory minimum sentences for the sale of or trafficking in heroin; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 385. By Senator Hill of the 32nd:

A BILL to be entitled an Act to amend Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, so as to provide for certain requirements for advertisement or publication of representations of board certification by physicians; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 386. By Senator Hill of the 6th:

A BILL to be entitled an Act to amend Article 1 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions regarding specific, business, and occupation taxes, so as to revise the types of occupation taxes, regulatory fees, and administrative fees that may be levied by local governments; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

SR 978. By Senator Ginn of the 47th:

A RESOLUTION honoring the life of Sheriff Dewey George Seagraves and dedicating an intersection in his memory; and for other purposes.

Referred to the Committee on Transportation.

SR 983. By Senators Millar of the 40th, McKoon of the 29th, Orrock of the 36th and Wilkinson of the 50th:

A RESOLUTION creating the Senate Study Committee on Deferred Action for Childhood Arrivals; and for other purposes.

Referred to the Committee on Higher Education.

SR 984. By Senators Mullis of the 53rd, Harper of the 7th, Kennedy of the 18th, Hill of the 4th, Dugan of the 30th and others:

A RESOLUTION honoring the life of U.S. Navy Petty Officer 2nd Class Randall Smith and dedicating an intersection in his memory; and for other purposes.

Referred to the Committee on Transportation.

SR 985. By Senators Tate of the 38th, Orrock of the 36th, Parent of the 42nd, Henson of the 41st, Butler of the 55th and others:

A RESOLUTION proposing an amendment to the Constitution so as to create the Worker and Family Paid Leave and Disability Fund; to provide for nonlapsing of funds therein; to authorize the dedication of certain taxes to be deposited into such fund; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Insurance and Labor.

SR 988. By Senators Stone of the 23rd, Jones of the 25th, Beach of the 21st, Dugan of the 30th, Ginn of the 47th and others:

A RESOLUTION urging the United States Congress to enact the Fair Tax Act; and for other purposes.

Referred to the Committee on Finance.

SR 989. By Senators Henson of the 41st, Millar of the 40th and Parent of the 42nd:

A RESOLUTION honoring the life of Detective Robert Shane Wilson and dedicating a bridge in his memory; and for other purposes.

Referred to the Committee on Transportation.

SR 993. By Senators James of the 35th, Rhett of the 33rd, Tate of the 38th, Henson of the 41st and Jones II of the 22nd:

A RESOLUTION creating the Senate Strengthening Parental Participation in Education Study Committee; and for other purposes.

Referred to the Committee on Education and Youth.

The following House legislation was read the first time and referred to committee:

HB 34. By Representatives Dudgeon of the 25th, Spencer of the 180th, Teasley of the 37th, Gravley of the 67th, Turner of the 21st and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to enact the "Georgia Right to Try Act"; to provide for investigational drugs, biological products, and devices for patients with advanced illnesses; to provide for a short title; to provide for legislative



findings; to provide for definitions; to provide for eligibility criteria; to provide for written informed consent; to allow manufacturers to make such drugs available; to provide that health benefit coverage is not mandatory; to prohibit sanctions against a physician's license; to prohibit blocking access; to provide for statutory construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 561. By Representatives Wilkinson of the 52nd, Benton of the 31st, Henson of the 86th, Cooper of the 43rd, McCall of the 33rd and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the adoptable dog as the official state dog; to provide legislative findings and declarations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Government Oversight.

HB 588. By Representatives Clark of the 101st, Cooper of the 43rd, Broadrick of the 4th, Kidd of the 145th, Rynders of the 152nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to regulation of controlled substances, so as to change provisions relating to possession of substances containing ephedrine, pseudoephedrine, and phenylpropanolamine and restrictions on sales of products containing pseudoephedrine; to provide for real-time tracking of sales of products containing ephedrine, norpseudoephedrine, pseudoephedrine, and phenylpropanolamine; to provide for definitions; to revise provisions relating to exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 592. By Representatives Harrell of the 106th and Setzler of the 35th:

A BILL to be entitled an Act to amend Chapter 15 of Title 43 of the Official Code of Georgia Annotated, relating to professional engineers and land surveyors, so as to provide for the profession of professional structural engineer; to provide for definitions; to provide for continuing education requirements; to provide for unlawful practices; to provide for the issuance of certificates of registration for such professionals; to provide for registration by

comity; to provide for certificates of registration; to provide for use of a seal; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

HB 738. By Representatives Caldwell of the 131st, Welch of the 110th, Dickerson of the 113th and Kelley of the 16th:

A BILL to be entitled an Act to amend Chapter 15 of Title 36 of the Official Code of Georgia Annotated, relating to county law libraries, so as to revise the uses of excess funds by a county law library; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Special Judiciary.

HB 764. By Representatives Powell of the 32nd, Frye of the 118th, Quick of the 117th, Williams of the 119th, Hitchens of the 161st and others:

A BILL to be entitled an Act to amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles, so as to require drivers of motor vehicles to stop at crosswalks with pedestrian-activated rectangular rapid flash beacons; to make it unlawful to activate such devices when there is no intent to cross a roadway; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 798. By Representatives Chandler of the 105th, Teasley of the 37th, Stovall of the 74th, Dudgeon of the 25th, Barr of the 103rd and others:

A BILL to be entitled an Act to amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to provide for eligibility for Zell Miller Scholarships for home study students who receive certain scores on standardized college admission tests; to revise eligibility requirements for HOPE scholarships for entering freshmen students who are home study students regarding scores on standardized college admission tests; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Higher Education.

HB 853. By Representatives Hawkins of the 27th, Cooper of the 43rd, Beverly of the 143rd, Weldon of the 3rd, Randall of the 142nd and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 11 of Title 31 of the Official Code of Georgia Annotated, relating to the "Coverdell-Murphy Act," so as to update the current system of levels of certified stroke centers to reflect advances in stroke treatment and therapy; to authorize the Department of Public Health to establish additional levels; to provide for national certification; to provide for rules and regulations to implement the provisions of this Act; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

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

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

Referred to the Committee on Special Judiciary.

HB 882. By Representatives Taylor of the 173rd, Smith of the 134th, Atwood of the 179th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 33 of the Official Code of Georgia Annotated, relating to authorization and general requirements for the transaction of insurance, so as to eliminate the foreign and alien insurer deposit requirement of securities eligible for the investment of capital funds in certain amounts at the discretion of the Commissioner; to provide for the elimination of newspaper publication by insurers of certain financial information and to provide proof of such publication to the Commissioner; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 883. By Representatives Taylor of the 173rd, Smith of the 134th, Atwood of the 179th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 37 of Title 33 of the O.C.G.A., relating to insurers rehabilitation and liquidation, so as to change certain provisions relating to insurers rehabilitation and liquidation; to change provisions related to reciprocal states and domiciliary liquidators; to provide for the Commissioner to transfer title under his or her control to a domiciliary receiver; to modify certain provisions relating to the rights of nonresident claimants in proceedings against domiciliary insurers; to change certain provisions relating to the rights of resident claimants in proceedings in other states against nondomiciliary insurers; to remove the use of reciprocal in superiority of order of distribution in liquidation proceedings; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 884. By Representatives Taylor of the 173rd, Atwood of the 179th, Smith of the 134th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 56 of Title 33 of the Official Code of Georgia Annotated, relating to risk-based capital levels, so as to revise the definition of company action level event to include a health organization with certain total adjusted capital levels; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 885. By Representatives Jones of the 47th, Price of the 48th, Beskin of the 54th, Raffensperger of the 50th, Willard of the 51st and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 31 of the Official Code of Georgia Annotated, relating to county boards of health, so as to repeal a statute relating to the option for certain counties to create a county board of health and wellness by ordinance; to provide for an effective date; to provide for transition to county boards of health; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Ethics has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 370      Do Pass by substitute

Respectfully submitted,  
Senator Burke of the 11th District, Chairman

Mr. President:

The Committee on Retirement has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 336      Do Pass

SB 370      Do Pass

Respectfully submitted,  
Senator Hufstetler of the 52nd District, Chairman

Mr. President:

The Committee on Rules has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 757      Do Pass by substitute

SR 675      Do Pass

Respectfully submitted,  
Senator Mullis of the 53rd District, Chairman

The following communications were received by the Secretary:

To: David Cook, Secretary of the Senate

From: Sen. Steve Henson

Re: Minority Report on HB 757

Date: February 16, 2016

Mr. Secretary:

Pursuant to Senate Rule 2-1.6, I hereby give notice that I will introduce a minority report to be read along with the majority report of House Bill 757.

/s/ Stephen B. Henson  
Sen. Steve Henson, 41st District

To: David Cook, Secretary of the Senate  
From: Sen. Steve Henson  
Re: Minority Report on SR 675  
Date: February 16, 2016

Mr. Secretary:

Pursuant to Senate Rule 2-1.6, I hereby give notice that I will introduce a minority report to be read along with the majority report of Senate Resolution 675.

/s/ Stephen B. Henson  
Sen. Steve Henson, 41st District

Mr. President:

The Committee on State and Local Governmental Operations (General) has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 269	Do Pass by substitute	SB 356	Do Pass
SB 378	Do Pass	SR 809	Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Mr. President:

The Committee on Transportation has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 366	Do Pass by substitute
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Respectfully submitted,  
Senator Williams of the 19th District, Chairman

The following legislation was read the second time:

SB 331            SR 842            SR 908

Senator Unterman of the 45th was excused for business outside the Senate Chamber.

The roll was called and the following Senators answered to their names:

Albers	Hill, Judson	Mullis
Beach	Hufstetler	Orrock
Bethel	Jackson, B	Parent
Black	Jackson, L	Rhett
Burke	James	Seay
Butler	Jeffares	Sims
Cowsert	Jones, B	Stone
Davenport	Jones, E	Tate
Dugan	Jones, H	Thompson, B
Ginn	Kennedy	Thompson, C
Gooch	Kirk	Tippins
Harbin	Ligon	VanNess
Harbison	Lucas	Walker
Harper	Martin	Watson
Heath	McKoon	Wilkinson
Henson	Millar	Williams, M
Hill, H	Miller	Williams, T
Hill, Jack		

Not answering were Senators:

Crane	Fort	Shafer
Unterman (Excused)		

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators:    Shafer of the 48th            Fort of the 39th

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Miller of the 49th introduced the chaplain of the day, Pastor Adrian Niles of Gainesville, Georgia, who offered scripture reading and prayer.

Senator Martin of the 9th introduced the doctor of the day, Dr. Snehal C. Dalal.

Senator Miller of the 49th spoke to State Restaurant Day at the capitol and recognized the restaurant industry of Georgia, commended by SR 886, adopted previously.

Senator Mullis of the 53rd congratulated the Gordon Lee Memorial High School Lady Trojans softball team on their outstanding season, commended by SR 864, adopted previously.

Senator Bethel of the 54th honored the life and memory of Rana Elyse Mashburn, commended by SR 861, adopted previously. Kathy Mashburn addressed the Senate briefly.

Senator Bethel of the 54th congratulated the Dalton State College men's basketball team on winning the National Association of Intercollegiate Athletics Division I National Championship in Kansas City, commended by SR 826, adopted previously. Head Coach Tony Ingle addressed the Senate briefly.

The following resolutions were read and adopted:

SR 979. By Senators Burke of the 11th, Harper of the 7th, Black of the 8th, Kirk of the 13th and Mullis of the 53rd:

A RESOLUTION commending the Colquitt County Packers football team for winning the 2015 Class AAAAAA State Championship and National Rankings; and for other purposes.

SR 980. By Senator Albers of the 56th:

A RESOLUTION commending Job Creators Network and recognizing February 22, 2016, as Job Creators Network Day at the state capitol; and for other purposes.

SR 981. By Senators Hufstetler of the 52nd, Unterman of the 45th, Burke of the 11th and Orrock of the 36th:

A RESOLUTION recognizing February 24, 2016, as Physical Therapy Day at the state capitol; and for other purposes.

SR 982. By Senators Hufstetler of the 52nd, Unterman of the 45th, Burke of the 11th and Orrock of the 36th:

A RESOLUTION recognizing the Anesthesiology Assistants of Georgia; and for other purposes.



SR 986. By Senator Shafer of the 48th:

A RESOLUTION honoring Johns Creek High School and recognizing Stephen Hahn, Sneha Iyer, Preeti Iyer, Jacob Abramow, and Tiffany Hsieh for their Best in Nation win in the Verizon Innovative App Challenge; and for other purposes.

SR 987. By Senators Kennedy of the 18th, Walker III of the 20th, Miller of the 49th, Black of the 8th, Beach of the 21st and others:

A RESOLUTION commending the Miss Georgia Peach Scholarship Pageant and congratulating the 2015 Georgia Peach Queens; and for other purposes.

SR 990. By Senators Thompson of the 5th, Sims of the 12th, Tippins of the 37th, Unterman of the 45th, Butler of the 55th and others:

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

SR 991. By Senators Parent of the 42nd, Shafer of the 48th, Unterman of the 45th, McKoon of the 29th, Orrock of the 36th and others:

A RESOLUTION recognizing the month of April, 2016, as Genocide Prevention and Awareness Month at the Capitol; and for other purposes.

SR 992. By Senators James of the 35th, Rhett of the 33rd, Henson of the 41st and Jones II of the 22nd:

A RESOLUTION recognizing the Georgia Athletic Trainers' Association; and for other purposes.

SR 994. By Senators James of the 35th, Rhett of the 33rd, Henson of the 41st and Jones II of the 22nd:

A RESOLUTION recognizing and commending Christian Missionary Baptist Church on the occasion of its 30th anniversary in April, 2016; and for other purposes.

SR 995. By Senators Miller of the 49th, Wilkinson of the 50th, Ginn of the 47th, Dugan of the 30th, Kennedy of the 18th and others:

A RESOLUTION honoring Deshaun Watson; and for other purposes.

SR 996. By Senators Miller of the 49th, Unterman of the 45th, Millar of the 40th, Hill of the 4th, Kennedy of the 18th and others:

A RESOLUTION recognizing March 8, 2016, as Children's Day at the state capitol; and for other purposes.

SR 997. By Senators Orrock of the 36th, Tate of the 38th, Fort of the 39th, Seay of the 34th, Davenport of the 44th and others:

A RESOLUTION commending Congressman John Lewis through the naming of a new class of fleet oilers; and for other purposes.

Senator Lucas of the 26th moved to suspend the Senate Rules to first read legislation and assign it to committee. There was no objection.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 388. By Senator Lucas of the 26th:

A BILL to be entitled an Act to amend Article 3 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to bona fide coin operated amusement machines, so as to prohibit the removal of a sticker without authorization; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

The following Senators were excused for business outside the Senate Chamber:

Fort of the 39th

Tate of the 38th

SENATE RULES CALENDAR  
WEDNESDAY, FEBRUARY 17, 2016  
TWENTY-SECOND LEGISLATIVE DAY

SB 319 Professional Counseling; revise the definition (H&HS-2nd)

SB 282 'Georgia Firearms Industry Nondiscrimination Act' (Substitute)  
(B&FI-23rd)

SB 270 Firearms; authorize qualified retired law enforcement officers to carry handgun anywhere within this state (Substitute)(PUB SAF-9th)

SB 305 Health; Physician Orders for Life-Sustaining Treatment form; require department to provide certain notification prior to modification (H&HS-45th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 319. By Senators Jackson of the 2nd, Kirk of the 13th, Unterman of the 45th, Henson of the 41st and Orrock of the 36th:

A BILL to be entitled an Act to amend Code Section 43-10A-3 of the Official Code of Georgia Annotated, relating to definitions relative to professional counselors, social workers, and others, so as to revise the definition of "professional counseling"; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	E Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

SB 319, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

17 Feb. 2016

Due to business outside the Senate Chamber, I missed the vote on SB 319. Had I been present, I would have voted "yes".

/s/ Horacena Tate  
District 38

Senator Walker III of the 20th recognized Commander of the Air Force Sustainment Center Lt. Gen. Lee K. Levy II who addressed the Senate briefly.

Senator Orrock of the 36th recognized U.S. Representative John Lewis who addressed the Senate briefly.

The following bill was taken up to consider House action thereto:

HB 750. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to amend an Act making and providing appropriations for the State Fiscal Year beginning July 1, 2015, and ending June 30, 2016, known as the "General Appropriations Act," Act No. 198, approved May 12, 2015 (Ga. L. 2015, Volume One, Appendix, commencing at page 1 of 251), so as to make, provide, and change certain appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

Amend the Senate substitute to HB 750 by: (1) Adding the columns headed "Senate" and "Senate Substitute As Amended By The House," including all amounts listed under such headings, as shown below on this page of "HB 750 Senate Substitute As Amended By the House"; and (2) Inserting the numbered sections and amounts appropriated therefor as contained in the attached document "HB 750 Senate Substitute As Amended By the House" in lieu of the corresponding numbered sections and amounts appropriated therefor as contained in the Senate substitute, which are hereby stricken:

<u>FUND AVAILABILITY</u>	<b>GOVERNOR'S</b>			<b>SENATE SUBSTITUTE</b>
	<b>RECOMMENDATION</b>	<b>HOUSE</b>	<b>SENATE</b>	<b>AS AMENDED BY THE HOUSE</b>
State General Fund Revenue Estimate	\$ 19,782,104,960	\$ 19,782,104,960	\$ 19,782,104,960	\$ 19,857,104,960
Motor Fuel Funds	1,605,915,300	1,605,915,300	1,605,915,300	1,605,915,300
Lottery for Education	1,008,098,562	1,008,098,562	1,008,098,562	1,008,098,562
Tobacco Settlement Funds	138,630,751	138,630,751	138,630,751	138,630,751
Brain and Spinal Injury Trust Fund	1,458,567	1,458,567	1,458,567	1,458,567
Nursing Home Provider Fees	167,969,114	167,969,114	167,969,114	167,969,114
Hospital Provider Payment	272,255,461	272,255,461	272,255,461	272,255,461
Payments from Georgia Ports Authority	9,888,188	9,888,188	9,888,188	9,888,188
Payments from Workers' Compensation	4,152,893	4,152,893	4,152,893	4,152,893
	\$ 22,990,473,796	\$ 22,990,473,796	\$ 22,990,473,796	\$ 23,065,473,796

HB 750 Senate Substitute as Amended by the House

	<b>Gov's Recommendation</b>		<b>House Version</b>		<b>Senate Version</b>		<b>House Amendment</b>	
	<b>State Funds</b>	<b>Total Funds</b>	<b>State Funds</b>	<b>Total Funds</b>	<b>State Funds</b>	<b>Total Funds</b>	<b>State Funds</b>	<b>Total Funds</b>
<b>Section 5: Appeals, Court of</b>								
<b>14.100 Court of Appeals</b>								
14.2 Increase funds to restore two central staff attorney positions. <i>(H:No)(CC:Increase funds for one central staff attorney position.)</i>	78,148	78,148	0	0	78,148	78,148	39,074	39,074

<b>Section 6: Judicial Council</b>									
<b>18.100</b>	<b>Judicial Council</b>								
18.4	Reduce personal services to meet projected expenditures. <i>[AOC] (S:No)(CC:Utilize existing funds for personal services.)</i>	-	-	(113,642)	(113,642)	0	0	(113,642)	(113,642)
<b>Section 9: Superior Courts</b>									
<b>27.100</b>	<b>Judicial Administrative Districts</b>								
27.1	Increase funds to adjust for rising costs and to support new judgeships and accountability courts.	56,536	56,536	14,134	14,134	6,000	6,000	6,000	6,000
<b>28.100</b>	<b>Superior Court Judges</b>								
28.1	Increase funds to provide a supplement to Superior Court judges in seven circuits with newly established accountability courts. <i>(H:Increase funds to provide an accountability court supplement for district attorneys for six newly established accountability courts in the following circuits per HB 279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs.)(S:Increase funds to provide an accountability court supplement for Superior Court judges for seven newly established accountability courts in the following circuits per HB279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, Toombs, and South Georgia.)(CC:Increase funds to provide an accountability court supplement for Superior Court judges for six newly established and Council of Accountability Court Judges certified accountability courts in the following circuits per HB279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs.)</i>	88,518	88,518	79,200	79,200	88,518	88,518	79,200	79,200

<b>Section 10: Supreme Court</b>									
<b>29.100</b>	<b>Supreme Court of Georgia</b>								
29.3	Increase funds for per diem rate and commute mileage for justices. <i>[Administration] (H:No)(CC:No)</i>	10,150	10,150	0	0	10,150	10,150	0	0
<b>Section 12: Administrative Services, Department of</b>									
<b>42.100</b>	<b>Payments to Georgia Aviation Authority</b>								
42.1	Increase funds based on projected expenditures.							100,000	100,000
<b>Section 16: Community Affairs, Department of</b>									
<b>83.100</b>	<b>Payments to Georgia Regional Transportation Authority</b>								
83.2	Reduce funds to recognize fuel savings.	-	-	-	-	(200,000)	(200,000)	(200,000)	(200,000)
<b>Section 17: Community Health, Department of</b>									
<b>89.100</b>	<b>Healthcare Facility Regulation</b>								
89.1	Reduce funds to meet projected expenditures. <i>[Direction and Program Support]</i>	-	-	-	-	(119,000)	(119,000)	(119,000)	(119,000)
<b>91.100</b>	<b>Medicaid: Aged, Blind and Disabled</b>								
91.1	Increase funds to reflect the projected increase in the Medicare Part D Clawback payment.	4,157,276	4,157,276	4,157,276	4,157,276	4,044,497	4,044,497	4,044,497	4,044,497
<b>95.100</b>	<b>Georgia Board for Physician Workforce: Board Administration</b>								
95.1	Transfer funds from the Graduate Medical Education program to reflect projected expenditures.	-	-	30,000	30,000	35,000	35,000	35,000	35,000
95.2	Transfer funds from the Georgia Board for Physician Workforce: Graduate Medical Education program to the Georgia Board for Physician Workforce: Board Administration program for two additional staff positions, including a statistical analyst and an operations analyst. <i>(CC:No)</i>	-	-	-	-	69,162	69,162	0	0

<b>96.100</b>	<b>Georgia Board for Physician Workforce: Graduate Medical Education</b>								
96.1	Reduce funds for contract savings.	-	-	(88,779)	(88,779)	(14,617)	(14,617)	(88,779)	(88,779)
96.2	Transfer funds to the Board Administration program to reflect projected expenditures.	-	-	(30,000)	(30,000)	(35,000)	(35,000)	(35,000)	(35,000)
96.3	Transfer funds from the Georgia Board for Physician Workforce: Graduate Medical Education program to the Georgia Board for Physician Workforce: Board Administration program for two additional staff positions, including a statistical analyst and an operations analyst. <i>(CC:No)</i>	-	-	-	-	(69,162)	(69,162)	0	0
<b>97.100</b>	<b>Georgia Board for Physician Workforce: Mercer School of Medicine Grant</b>								
97.2	Provide funds for a one-time enhancement to the Mercer School of Medicine.	-	-	-	-	-	-	35,000,000	35,000,000
<b>98.100</b>	<b>Georgia Board for Physician Workforce: Morehouse School of Medicine Grant</b>								
98.1	Provide funds for a one-time enhancement to the Morehouse School of Medicine.	-	-	-	-	-	-	35,000,000	35,000,000
<b>Section 23: Economic Development, Department of</b>									
<b>136.100</b>	<b>Tourism</b>								
136.1	Increase funds and utilize existing funds (\$100,000) for music promotion. <i>[Tourism, Marketing and Promotion] (CC:Increase funds.)</i>	-	-	-	-	200,000	200,000	200,000	200,000
<b>Section 27: Governor, Office of the</b>									
<b>173.100</b>	<b>Children and Families, Governor's Office for</b>								
173.1	Reduce funds.	-	-	-	-	(200,000)	(200,000)	(550,000)	(550,000)



<b>Section 28: Human Services, Department of</b>									
<b>184.100</b>	<b>Child Welfare Services</b>								
184.4	Provide funds to relocate high-priority Division of Family and Children Services' (DFCS) county offices. <i>(S:No)(CC:Yes)</i>	-	-	1,409,407	1,409,407	0	0	704,704	704,704
<b>191.100</b>									
<b>Federal Eligibility Benefit Services</b>									
191.1	Provide funds to relocate high-priority Division of Family and Children Services' (DFCS) county offices. <i>[Eligibility Determination ]</i>	-	-	-	-	-	-	704,703	704,703
<b>Section 31: Juvenile Justice, Department of</b>									
<b>219.100</b>									
<b>Secure Commitment (YDCs)</b>									
219.5	Redirect \$500,000 from the Milan Youth Detention Center (YDC) to the Augusta, Eastman, and Sumter YDCs to support recruitment and retention and provide increased security. <i>[YDC Services] (G:Yes)(H:Reduce funds from the Milan Youth Detention Center (YDC).)(S:Yes)(CC:Reduce funds.)</i>	0	0	(500,000)	(500,000)	0	0	(500,000)	(500,000)
219.6	Redirect \$1,257,765 from the Milan Youth Detention Center (YDC) to support facility sustainment costs. <i>[YDC Services] (G:Yes)(H:No; Reduce funds from the Milan Youth Detention Center (YDC) and reflect in HB 751.)(S:Reduce funds and utilize existing funds to redirect \$1,057,765 from the Milan Youth Detention Center (YDC) to support facility sustainment costs.)(CC:Reduce funds.)</i>	0	0	(1,257,765)	(1,257,765)	(200,000)	(200,000)	(1,257,765)	(1,257,765)
<b>Section 35: Pardons and Paroles, State Board of</b>									
<b>237.100</b>									
<b>Board Administration</b>									
237.2	Reduce funds to reflect projected expenditures.	-	-	-	-	(50,000)	(50,000)	(50,000)	(50,000)

<b>239.100 Parole Supervision</b>								
239.1 Reduce funds to reflect projected expenditures. <i>[Field Services]</i>	-	-	(93,179)	(93,179)	(393,179)	(393,179)	(93,179)	(93,179)
239.2 Reduce funds for interagency transfers. <i>[Field Services]</i>	-	-	-	-	-	-	(100,000)	(100,000)
<b>Section 37: Public Defender Council, Georgia</b>								
<b>242.100 Public Defender Council</b>								
242.99 [S] Reflect a change in the program purpose statement. <i>[Conflict Office]</i> <i>(S:Yes)(CC:Yes)</i>	-	-	-	-	0	0	0	0
<b>243.100 Public Defenders</b>								
243.99 Reflect a change in the program purpose statement. <i>[Conflict Offices]</i> <i>(S:Yes)(CC:Yes)</i>	-	-	-	-	0	0	0	0
<b>Section 39: Public Safety, Department of</b>								
<b>263.100 Firefighter Standards and Training Council</b>								
263.1 Reduce funds to meet projected expenditures.	-	-	-	-	(100,000)	(100,000)	(100,000)	(100,000)
<b>Section 41: Regents, University System of Georgia</b>								
<b>283.100 Public Service/Special Funding Initiatives</b>								
283.1 Provide funds for a one-time enhancement for an economic development project at Augusta University.	-	-	-	-	-	-	5,000,000	5,000,000
<b>286.100 Teaching</b>								
286.1 Provide funds for operating expenses for the Cordele Center at Darton State College. <i>[Resident Instruction]</i> <i>(H:Yes; Utilize existing funds for operating</i>	413,797	413,797	0	0	413,797	413,797	0	0

<i>expenses for the Cordele Center at Darton State College.)(CC:Yes; Utilize existing funds for operating expenses for the Cordele Center at Darton State College. )</i>									
<b>Section 48: Veterans Service, Department of</b>									
<b>346.100 Administration</b>									
346.3	Transfer funds from the Georgia War Veterans Nursing Home program to reflect projected expenditures.(S:No)(CC:No)	-	-	52,478	52,478	0	0	0	0
346.4	Transfer funds from the Georgia Veterans Memorial Cemetery program to reflect projected expenditures. (S:No)(CC:No)	-	-	75,000	75,000	0	0	0	0
346.5	Increase funds for annual leave payout. (CC:Increase funds for personal services actual expenditures.)	-	-	-	-	42,338	42,338	127,478	127,478
<b>347.100 Georgia Veterans Memorial Cemetery</b>									
347.1	Transfer funds to the Administration program to reflect projected expenditures. [Milledgeville] (S:No)(CC:No)	-	-	(75,000)	(75,000)	0	0	0	0
<b>348.100 Georgia War Veterans Nursing Homes</b>									
348.1	Transfer funds to the Administration program to reflect projected expenditures. [Augusta Nursing Home] (S:No)(CC:No)	-	-	(52,478)	(52,478)	0	0	0	0
<b>Section 50: General Obligation Debt Sinking Fund</b>									
<b>352.100 GO Bonds Issued</b>									
352.2	Increase funds for debt service.(H & S:No)(CC:Yes)	29,074	29,074	0	0	0	0	773,361	773,361

Senator Hill of the 4th moved that the Senate agree to the House amendment to the Senate substitute to HB 750.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	E Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 53, nays 0; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 750.

The following communication was received by the Secretary:

2/17/16

Due to business outside the Senate Chamber, I missed the vote on HB 750. Had I been present, I would have voted "yes".

/s/ John F. Kennedy  
District 18

Senator Hill of the 4th moved that HB 750 be immediately transmitted to the House.

On the motion, there was no objection, and HB 750 was immediately transmitted.

The Calendar was resumed.

SB 282. By Senators Stone of the 23rd, Tippins of the 37th, Unterman of the 45th, Mullis of the 53rd, Burke of the 11th and others:

A BILL to be entitled an Act to amend Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to deceptive or unfair practices, so as to prohibit the discriminatory refusal to provide credit or financial services to those persons engaged in the lawful commerce of firearms or ammunition products; to provide for a short title; to provide definitions; to provide for civil causes of action; to provide for action by the Attorney General; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Banking and Financial Institutions offered the following substitute to SB 282:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to deceptive or unfair practices, so as to prohibit the discriminatory refusal to provide credit or financial services to those persons engaged in the lawful commerce of firearms or ammunition products; to provide for a short title; to provide definitions; to provide for civil causes of action; to provide for action by the Attorney General; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to deceptive or unfair practices, is amended by adding a new part to read as follows:

"Part 7

10-1-439.

This part shall be known and may be cited as the 'Georgia Firearms Industry Nondiscrimination Act.'

10-1-439.1.

As used in this part, the term:

(1) 'Person' means one or more individuals, partnerships, associations, limited liability companies, corporations, unincorporated organizations, mutual companies, joint stock companies, trusts, agents, legal representatives, trustees, trustees in bankruptcy, receivers, labor organizations, public bodies, and public corporations and

the State of Georgia and all political subdivisions and agencies thereof. Such term shall include federally chartered banking institutions that accept state deposits.

(2) 'Trade association' means any corporation, unincorporated association, federation, business league, or professional or business organization not organized or operated for profit and no part of the net earnings of which inures to the benefit of any private shareholder or individual; that is an organization described in Section 501(c)(6) of Title 26 of the United States Code and exempt from tax under Section 501(a) of such title; and two or more members of which are manufacturers or sellers of a qualified product as defined by Section 7903(4) of Title 15 of the United States Code.

10-1-439.2.

It shall be an unlawful discriminatory practice for any person to refuse to provide credit or financial services of any kind to, to refrain from continuing an existing credit or financial services relationship with, to terminate an existing credit or financial services relationship with, or to otherwise discriminate in the provision of credit or financial services against a person or trade association solely because such person or trade association is engaged in the lawful commerce of firearms or ammunition products and is licensed pursuant to Chapter 44 of Title 18 of the United States Code or is a trade association.

10-1-439.3.

A victim of unlawful discriminatory practices described in Code Section 10-1-439.2 may bring a civil cause of action for unlawful discriminatory practices against any person who committed the offense for actual and compensatory damages, punitive damages, treble damages, exemplary damages, injunctive relief, and any other appropriate civil relief.

10-1-439.4.

A plaintiff who successfully prevails in a civil action filed pursuant to this part shall be entitled to recover reasonable attorney's fees and all court costs.

10-1-439.5.

A private civil cause of action filed pursuant to this part shall be filed no later than two years after the date when the aggrieved person or trade association becomes aware of the unlawful discriminatory practice set forth in Code Section 10-1-439.2.

10-1-439.6.

In addition to the other remedies provided in this chapter, whenever the Attorney General has reason to believe that any person is engaging, has engaged, or is about to engage in any act or practice declared unlawful by this part, the Attorney General may, upon his or her own initiative, bring an action in the name of the state against such person:

- (1) To obtain a declaratory judgment that the act or practice violates the provisions of this part;
- (2) To enjoin any act or practice that violates the provisions of this part by issuance of a temporary restraining order or preliminary or permanent injunction, without bond, upon the giving of appropriate notice; and
- (3) To recover civil penalties of up to \$10,000.00 per violation of this part or any injunction, judgment, or consent order issued or entered into under the provisions of this chapter and reasonable expenses, investigative costs, and attorney's fees."

## SECTION 2.

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

Senators Stone of the 23rd and Kennedy of the 18th offered the following amendment #1:

*Amend the Senate Banking and Financial Institutions Committee substitute to SB 282 (LC 28 7918ERS) by striking "(1)" on line 17 and inserting "(2)"; by striking "(2)" on line 23 and inserting "(3)"; and by inserting before line 17 the following:*

- (1) 'Financial services' means any service or product offered to the consumer or business market by a bank, trust company, building and loan association, credit union as defined by Code Section 7-1-4, any merchant acquirer limited purpose bank as defined in paragraph (7) of Code Section 7-9-2, or a federally chartered banking institution that accepts state deposits.

*By striking lines 31 through 54 and inserting in lieu thereof the following:*

It shall be an unlawful discriminatory practice for any person to refuse to provide financial services of any kind to, to refrain from continuing to provide existing financial services to, to terminate existing financial services with, or to otherwise discriminate in the provision of financial services against a person or trade association solely because such person or trade association is engaged in the lawful commerce of firearms or ammunition products and is licensed pursuant to Chapter 44 of Title 18 of the United States Code or is a trade association.

10-1-439.3.

Whenever the Attorney General has reason to believe that any person is engaging, has engaged, or is about to engage in any act or practice declared unlawful by this part, the Attorney General shall, upon written request or by his or her own initiative, investigate and, upon finding a probable violation of this part, bring an action in the name of the state against such person.

On the adoption of the amendment, there were no objections, and the Stone, Kennedy amendment #1 to the committee substitute was adopted.

Senator Henson of the 41st offered the following amendment #2:

Amend LC 28 7918ERS substitute to SB 282 by inserting after "products" on line 4 "or to persons based upon race, color, religion, nation origin, sex, sexual orientation, or gender identity"

and by inserting after " association" on line 37 "or because of such person's race, color, religion, national origin, sex, sexual orientation or gender identity".

On the adoption of the amendment, the President asked unanimous consent.

Senator Stone of the 23rd objected.

On the adoption of the amendment, the yeas were 14, nays 39, and the Henson amendment #2 to the committee substitute was lost.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	



On the passage of the bill, the yeas were 39, nays 16.

SB 282, having received the requisite constitutional majority, was passed by substitute.

SB 270. By Senators Martin of the 9th, Hill of the 32nd, Harper of the 7th, Unterman of the 45th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize persons who are qualified retired law enforcement officers to carry a handgun anywhere within this state; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Public Safety offered the following substitute to SB 270:

A BILL TO BE ENTITLED  
AN ACT

To amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize certain persons who are qualified retired law enforcement officers to carry a handgun anywhere within this state; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, is amended by revising subsection (c) of Code Section 16-11-130, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, as follows:

"(c) Code Sections 16-11-126 through 16-11-127.2 shall not apply to or affect any:

- (1) Sheriff, retired sheriff, deputy sheriff, or retired deputy sheriff if such retired sheriff or deputy sheriff is eligible to receive or is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47, the Sheriffs' Retirement Fund of Georgia provided under Chapter 16 of Title 47, or any other public retirement system established under the laws of this state for service as a law enforcement officer;
- (2) Member of the Georgia State Patrol, ~~or~~ agent of the Georgia Bureau of Investigation, ~~or~~ retired member of the Georgia State Patrol, or retired agent of the Georgia Bureau of Investigation if such retired member or agent is receiving benefits under the Employees' Retirement System;
- (3) Full-time law enforcement chief executive engaging in the management of a

county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university law enforcement chief executive ~~that~~ who is registered or certified by the Georgia Peace Officer Standards and Training Council; ~~or~~ retired law enforcement chief executive ~~that~~ who formerly managed a county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university law enforcement chief executive ~~that~~ who was registered or certified at the time of his or her retirement by the Georgia Peace Officer Standards and Training Council, if such retired law enforcement chief executive is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47 or is retired in good standing and receiving benefits from a county, municipal, State of Georgia, state authority, or federal retirement system; ~~or~~

(4) Police officer of any county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university police officer ~~that~~ who is registered or certified by the Georgia Peace Officer Standards and Training Council, or retired police officer of any county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university police officer ~~that~~ who was registered or certified at the time of his or her retirement by the Georgia Peace Officer Standards and Training Council, if such retired ~~employee~~ police officer is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47 or is retired in good standing and receiving benefits from a county, municipal, State of Georgia, state authority, or federal retirement system; or

(5) Person who is a citizen of this state and who is a qualified retired law enforcement officer as provided for under the Law Enforcement Officers Safety Act of 2004, 18 U.S.C. Sections 926B and 926C.

In addition, any such sheriff, retired sheriff, deputy sheriff, retired deputy sheriff, active or retired law enforcement chief executive, person who is a qualified retired law enforcement officer as provided for in paragraph (5) of this subsection, or other law enforcement officer referred to in this subsection shall be authorized to carry a handgun on or off duty anywhere within ~~the~~ this state, and the provisions of Code Sections 16-11-126 through 16-11-127.2 shall not apply to the carrying of such firearms."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

SB 270, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

2/17/16

Due to business outside the Senate Chamber, I missed the vote on SB 270. Had I been present, I would have voted "yea".

/s/ Tommie Williams  
District 19

SB 305. By Senator Unterman of the 45th:

A BILL to be entitled an Act to amend Article 1 of Chapter 1 of Title 31 of the Official Code of Georgia Annotated, relating to general provisions relative to health, so as to require the department to provide certain notification prior to modification of the Physician Orders for Life-Sustaining Treatment form; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

SB 305, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Tommie Williams to serve as Ex-Officio for the Senate Education and Youth Committee meeting on February 17, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

Georgia Senate  
Atlanta

Judson Hill  
Senator  
Thirty Second District

David Cook  
Sec. of the Senate

17 Feb. 2016

I wish to withdraw my sponsorship of SB 376. Please delete my name from the bill and Senate website.

/s/ Judson H. Hill

The following communication from His Excellency, Governor Nathan Deal, was received by the Secretary:

STATE OF GEORGIA  
OFFICE OF THE GOVERNOR  
ATLANTA 30334-0900

Nathan Deal  
Governor

February 17, 2016

The Honorable Casey Cagle  
Lieutenant Governor  
240 State Capitol  
Atlanta, Georgia 30334

The Honorable David Ralston  
Speaker of the Georgia House  
of Representatives  
332 State Capitol  
Atlanta, Georgia 30334

Dear Gentlemen:

Please be advised that I have identified language to disregard for the following sections in House Bill 750:

**Non-Binding Information Language to Disregard:**

Section 23, pertaining to the Department of Economic Development, page 67, line 136.1.

The message for the above referenced item is attached.

Sincerely,

/s/ Nathan Deal

**HB 750-FY 2016 Appropriations Bill**

**Intent Language Considered Non-Binding**

**Section 23, pertaining to the Department of Economic Development, page 67, Line 136.1:**

The General Assembly seeks to direct the Department of Economic Development to utilize \$200,000 for music promotion activities within Georgia. Program funding should be used to promote tourism activities in accordance with the highest priorities of the state. The Department is authorized to operate the program in accordance with the purpose of the program and the general law powers of the Department.

Senator Cowser of the 46th moved that the Senate adjourn until 10:00 a.m. Thursday, February 18, 2016.

The motion prevailed, and the President announced the Senate adjourned at 12:35 p.m.

Senate Chamber, Atlanta, Georgia  
Thursday, February 18, 2016  
Twenty-third Legislative Day

The Senate met pursuant to adjournment at 10:20 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 486. By Representatives Reeves of the 34th and Willard of the 51st:

A BILL to be entitled an Act to amend Part 2 of Article 1 of Chapter 6 of Title 12 and Code Section 24-12-21 of the Official Code of Georgia Annotated, relating to the practice of professional forestry and disclosure of AIDS confidential information, respectively, so as to conform provisions of the Code due to the passage of 2011 HB 24 and HB 214; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 555. By Representatives Chandler of the 105th, Taylor of the 173rd, Cantrell of the 22nd, Setzler of the 35th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to provide for the reporting of certain statistics regarding juveniles seeking abortions without parental notice; to amend Article 5 of Chapter 12 of Title 16 of the O.C.G.A., relating to abortion, so as to make reporting requirements applicable to all abortions performed; to amend Chapter 9A of Title 31 of the O.C.G.A., relating to the "Woman's Right to Know Act," so as to make reporting requirements applicable to all abortions performed; to amend Part 1 of

Article 1 of Chapter 18 of Title 45 of the O.C.G.A., relating to State Employees' Health Insurance Plan, so as to clarify that elective abortions are not covered under the state health insurance plan; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 762. By Representatives Willard of the 51st, Kirby of the 114th, Jones of the 167th, Coomer of the 14th, Jasperse of the 11th and others:

A BILL to be entitled an Act to amend Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to offenses against public health and morals, so as to change certain provisions relating to disposal of aborted human fetuses, reporting requirements, penalties, public reports, and confidentiality of identity of physicians filing reports; to provide for reports; to change certain provisions relating to buying, selling, or offering to buy or sell a human body or parts thereof; to amend Article 6 of Chapter 5 of Title 44 of the Official Code of Georgia Annotated, the "Georgia Revised Uniform Anatomical Gift Act," so as to change certain provisions relating to limited prohibition on sale or purchase of body parts; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 813. By Representatives Jasperse of the 11th, Broadrick of the 4th, Cooper of the 43rd and Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 and Chapter 17 of Title 31 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies and control of venereal disease, respectively, so as to provide for expedited partner therapy for patients with chlamydia, gonorrhea, or trichomoniasis; to provide for definitions; to revise provisions relating to dispensing prescription drugs; to provide for immunity; to provide for rules and regulations; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 818. By Representatives Shaw of the 176th, Nimmer of the 178th, Fleming of the 121st, England of the 116th, Bryant of the 162nd and others:

A BILL to be entitled an Act to amend Chapter 9 of Title 34 of the O.C.G.A., relating to workers' compensation, so as to change certain provisions relating to workers' compensation insurance, awards, benefits, and administration; to provide that administrative law judges are subject to the Georgia Code of Judicial Conduct; to change provisions related to an employer's duties to provide the State Board of Workers' Compensation with certain information; to provide for related matters; to repeal conflicting laws; and for other purposes.



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

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

HB 945. By Representative Cheokas of the 138th:

A BILL to be entitled an Act to amend an Act creating the Schley County Utilities Authority, approved May 12, 2015 (Ga. L. 2015, p. 4204), so as to modify provisions related to appointment of authority members; to repeal conflicting laws; and for other purposes.

HB 947. By Representative Corbett of the 174th:

A BILL to be entitled an Act to authorize the assessment and collection of a technology fee by the Probate Court of Echols County; to identify the authorized uses of said technology fee; to provide for the maintenance of said technology fee funds; to authorize collaboration of the clerk of the Probate Court of Echols County with the finance director of Echols County; to provide for reports of income and expenditures; to provide for fund history reviews; to provide for lowering of the amount of said technology fee; to repeal conflicting laws; and for other purposes.

HB 955. By Representatives Yates of the 73rd, Fludd of the 64th and Mabra of the 63rd:

A BILL to be entitled an Act to amend an Act creating a board of commissioners of Fayette County, approved March 9, 1959 (Ga. L. 1959, p. 2431), as amended, particularly by an Act approved March 13, 1978 (Ga. L. 1978, p. 3399), so as to revise the districts for the election of members of the board of commissioners; to provide for definitions and inclusions; to provide for method of election; to provide for the continuation in office of current members; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

HB 958. By Representatives Jones of the 47th, Willard of the 51st, Golick of the 40th, Raffensperger of the 50th, Cantrell of the 22nd and others:

A BILL to be entitled an Act to amend an Act providing for the establishment of a county-wide library system in Fulton County, approved April 12, 1982 (Ga. L. 1982, p. 4174), as amended, particularly by an Act approved May 12, 2015 (Ga. L. 2015, p. 4054), so as to provide for the term of the member appointed by the mayor; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 967. By Representatives Epps of the 144th, Peake of the 141st and Dickey of the 140th:

A BILL to be entitled an Act to amend an Act entitled "Macon Water Commissioners - Pension Plan," approved December 30, 1953 (Ga. L. 1953, p. 2831), as amended, particularly by an Act approved May 1, 2012 (Ga. L. 2012, p. 5637), so as to modify provisions related to termination of employment before retirement; to modify provisions related to direct rollovers; to repeal conflicting laws; and for other purposes.

HB 968. By Representative Caldwell of the 131st:

A BILL to be entitled an Act to authorize the Magistrate Court of Pike County to impose and collect county law library fees as part of the court costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 387. By Senators Mullis of the 53rd, Harper of the 7th, Jeffares of the 17th, Hill of the 6th, Walker III of the 20th and others:

A BILL to be entitled an Act to amend Titles 36 and 46 of the O.C.G.A., relating to local government and public utilities and public transportation, respectively, so as to provide for the creation, authority, powers, and membership of the Local Government 9-1-1 Authority; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

SB 389. By Senators Hill of the 6th, Williams of the 19th, Hill of the 32nd and Williams of the 27th:

A BILL to be entitled an Act to amend Article 9 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to temporary assistance for needy families, so as to provide for an exception to lifetime maximum assistance; to revise provisions regarding rules and regulations; to provide for a cash diversion program; to provide for intervention for a recipient who fails to comply with the work activity requirement; to revise penalties for noncompliance; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 390. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to provide for the override of a mayoral veto under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 391. By Senators Hill of the 6th, Harbison of the 15th and Millar of the 40th:

A BILL to be entitled an Act to amend Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees, so as to change certain provisions of the "Fair Employment Practices Act of 1978" and personnel administration in order to expand the definition of discrimination to include differential or preferential treatment for any reason other than that of individual merit, performance, qualifications, or noncompliance with standards of presentation; to change and add certain definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 392. By Senator Jackson of the 2nd:

A BILL to be entitled an Act to amend an Act to provide for the Board of Public Education for the City of Savannah and Chatham County, approved March 21, 1968 (Ga. L. 1968, p. 2636), as amended, so as to authorize members of the Board of Public Education for the City of Savannah and

Chatham County to censure its members; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 393. By Senators Jackson of the 2nd, Henson of the 41st, Tate of the 38th, Harbison of the 15th, Rhett of the 33rd and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 34 of the O.C.G.A., relating to employment security, so as to change the definition of employment in order to provide that services performed by an individual for wages shall be deemed to be employment unless the Department of Labor makes a contrary determination; to repeal and reserve paragraph (17) of subsection (n) of Code Section 34-8-35 of the O.C.G.A., relating to the definition of employment applicable to the "Employment Security Law," so as to remove the exemption for certain services performed for common carriers; to prohibit retaliation by employers against individuals who report violations of or noncompliance with the "Employment Security Law"; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SB 394. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 21 of the O.C.G.A., relating to campaign contributions; so as to provide for definitions; to provide that any business entity whose contracts with state or local agencies, in the aggregate, annually total more than \$50,000.00, and any affiliated entities or affiliated persons of such business entity, are prohibited from making any contributions to any candidate, or his or her campaign committee, for the office responsible for awarding such contracts or any declared candidate, or his or her campaign committee, for such office; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

SB 395. By Senator Hill of the 6th:

A BILL to be entitled an Act to amend Article 33 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the scholarship program for special needs students, so as to expand the scholarship program to children of military personnel; to provide for the Junior G.I. Bill Scholarship; to provide for qualifications and requirements for the scholarship program; to revise the

short title and legislative findings; to revise a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 396. By Senator Jackson of the 2nd:

A BILL to be entitled an Act to amend an Act completely revising the laws relative to the governing authority of Chatham County, approved March 29, 1984 (Ga. L. 1984, p. 5050), as amended, so as to provide for an additional power of the board to censure members; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SR 1001. By Senators Millar of the 40th, McKoon of the 29th, Orrock of the 36th, Williams of the 27th and Martin of the 9th:

A RESOLUTION creating the Senate Study Committee on Higher Education Affordability; and for other purposes.

Referred to the Committee on Higher Education.

The following House legislation was read the first time and referred to committee:

HB 486. By Representatives Reeves of the 34th and Willard of the 51st:

A BILL to be entitled an Act to amend Part 2 of Article 1 of Chapter 6 of Title 12 and Code Section 24-12-21 of the Official Code of Georgia Annotated, relating to the practice of professional forestry and disclosure of AIDS confidential information, respectively, so as to conform provisions of the Code due to the passage of 2011 HB 24 and HB 214; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Special Judiciary.

HB 555. By Representatives Chandler of the 105th, Taylor of the 173rd, Cantrell of the 22nd, Setzler of the 35th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to provide for the reporting of certain statistics regarding juveniles seeking abortions without parental notice; to amend Article 5 of Chapter 12 of Title 16 of the O.C.G.A., relating to abortion,

so as to make reporting requirements applicable to all abortions performed; to amend Chapter 9A of Title 31 of the O.C.G.A., relating to the "Woman's Right to Know Act," so as to make reporting requirements applicable to all abortions performed; to amend Part 1 of Article 1 of Chapter 18 of Title 45 of the O.C.G.A., relating to State Employees' Health Insurance Plan, so as to clarify that elective abortions are not covered under the state health insurance plan; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 762. By Representatives Willard of the 51st, Kirby of the 114th, Jones of the 167th, Coomer of the 14th, Jasperse of the 11th and others:

A BILL to be entitled an Act to amend Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to offenses against public health and morals, so as to change certain provisions relating to disposal of aborted human fetuses, reporting requirements, penalties, public reports, and confidentiality of identity of physicians filing reports; to provide for reports; to change certain provisions relating to buying, selling, or offering to buy or sell a human body or parts thereof; to amend Article 6 of Chapter 5 of Title 44 of the Official Code of Georgia Annotated, the "Georgia Revised Uniform Anatomical Gift Act," so as to change certain provisions relating to limited prohibition on sale or purchase of body parts; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 813. By Representatives Jasperse of the 11th, Broadrick of the 4th, Cooper of the 43rd and Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 and Chapter 17 of Title 31 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies and control of venereal disease, respectively, so as to provide for expedited partner therapy for patients with chlamydia, gonorrhea, or trichomoniasis; to provide for definitions; to revise provisions relating to dispensing prescription drugs; to provide for immunity; to provide for rules and regulations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 818. By Representatives Shaw of the 176th, Nimmer of the 178th, Fleming of the 121st, England of the 116th, Bryant of the 162nd and others:

A BILL to be entitled an Act to amend Chapter 9 of Title 34 of the O.C.G.A., relating to workers' compensation, so as to change certain provisions relating to workers' compensation insurance, awards, benefits, and administration; to provide that administrative law judges are subject to the Georgia Code of Judicial Conduct; to change provisions related to an employer's duties to provide the State Board of Workers' Compensation with certain information; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

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

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

Referred to the Committee on Regulated Industries and Utilities.

HB 945. By Representative Cheokas of the 138th:

A BILL to be entitled an Act to amend an Act creating the Schley County Utilities Authority, approved May 12, 2015 (Ga. L. 2015, p. 4204), so as to modify provisions related to appointment of authority members; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 947. By Representative Corbett of the 174th:

A BILL to be entitled an Act to authorize the assessment and collection of a technology fee by the Probate Court of Echols County; to identify the authorized uses of said technology fee; to provide for the maintenance of said technology fee funds; to authorize collaboration of the clerk of the Probate Court of Echols County with the finance director of Echols County; to provide for reports of income and expenditures; to provide for fund history reviews; to

provide for lowering of the amount of said technology fee; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 955. By Representatives Yates of the 73rd, Fludd of the 64th and Mabra of the 63rd:

A BILL to be entitled an Act to amend an Act creating a board of commissioners of Fayette County, approved March 9, 1959 (Ga. L. 1959, p. 2431), as amended, particularly by an Act approved March 13, 1978 (Ga. L. 1978, p. 3399), so as to revise the districts for the election of members of the board of commissioners; to provide for definitions and inclusions; to provide for method of election; to provide for the continuation in office of current members; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 958. By Representatives Jones of the 47th, Willard of the 51st, Golick of the 40th, Raffensperger of the 50th, Cantrell of the 22nd and others:

A BILL to be entitled an Act to amend an Act providing for the establishment of a county-wide library system in Fulton County, approved April 12, 1982 (Ga. L. 1982, p. 4174), as amended, particularly by an Act approved May 12, 2015 (Ga. L. 2015, p. 4054), so as to provide for the term of the member appointed by the mayor; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 967. By Representatives Epps of the 144th, Peake of the 141st and Dickey of the 140th:

A BILL to be entitled an Act to amend an Act entitled "Macon Water Commissioners - Pension Plan," approved December 30, 1953 (Ga. L. 1953, p. 2831), as amended, particularly by an Act approved May 1, 2012 (Ga. L. 2012, p. 5637), so as to modify provisions related to termination of employment before retirement; to modify provisions related to direct rollovers; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.



HB 968. By Representative Caldwell of the 131st:

A BILL to be entitled an Act to authorize the Magistrate Court of Pike County to impose and collect county law library fees as part of the court costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Finance has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 258 Do Pass by substitute

Respectfully submitted,  
Senator Hill of the 32nd District, Chairman

Mr. President:

The Committee on Higher Education has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 312 Do Pass

Respectfully submitted,  
Senator Millar of the 40th District, Chairman

Mr. President:

The Committee on Public Safety has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 316 Do Pass  
SB 350 Do Pass  
SR 558 Do Pass by substitute

Respectfully submitted,  
Senator Harper of the 7th District, Chairman

Mr. President:

The Committee on Regulated Industries and Utilities has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 188      Do Pass by substitute  
 SB 333      Do Pass

Respectfully submitted,  
 Senator Jeffares of the 17th District, Chairman

Mr. President:

The Committee on State Institutions and Property has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 954      Do Pass  
 SR 955      Do Pass

Respectfully submitted,  
 Senator Harbison of the 15th District, Chairman

The following legislation was read the second time:

HB 757	SB 269	SB 336	SB 356	SB 366	SB 370
SB 378	SR 675	SR 809			

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Hill of the 4th introduced the chaplain of the day, Pastor Rusty Manning of Statesboro, Georgia, who offered scripture reading and prayer.

Senator Hufstetler of the 52nd asked unanimous consent that Senators Tippins of the 37th and Millar of the 40th be excused. The consent was granted, and Senators Tippins and Millar were excused.

Senator Rhett of the 33rd asked unanimous consent that Senator James of the 35th be excused. The consent was granted, and Senator James was excused.

Senator Harbison of the 15th asked unanimous consent that Senator Thompson of the 5th be excused. The consent was granted, and Senator Thompson was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, H	Mullis
Beach	Hill, Jack	Orrock
Bethel	Hill, Judson	Parent
Black	Hufstetler	Rhett
Burke	Jackson, B	Seay
Butler	Jackson, L	Shafer
Cowsert	Jeffares	Sims
Crane	Jones, B	Stone
Davenport	Jones, E	Tate
Dugan	Jones, H	Thompson, B
Fort	Kennedy	Unterman
Ginn	Kirk	VanNess
Gooch	Ligon	Walker
Harbin	Lucas	Watson
Harbison	Martin	Wilkinson
Harper	McKoon	Williams, M
Heath	Miller	Williams, T
Henson		

Not answering were Senators:

James (Excused)	Millar (Excused)	Thompson, C. (Excused)
Tippins (Excused)		

Senator Tippins of the 37th introduced the doctor of the day, Dr. Twiggy L. Harris.

Senator Fort of the 39th honored the legacy of Hosea Williams, public servant and civil rights activist, commended by SR 686, adopted previously. Daughters Barbara Williams Emerson and Elisabeth Omilami addressed the Senate briefly.

Senator Kennedy of the 18th recognized the Miss Georgia Peach Scholarship Pageant and congratulating the 2015 Georgia Peach Queens, commended by SR 987, adopted previously. Miss Georgia Peach Tara Smith addressed the Senate briefly.

Senator Dugan of the 30th recognized February 18, 2016, as Carroll County Day at the state capitol, commended by SR 795, adopted previously. Carroll County Chamber of Commerce President Daniel Jackson addressed the Senate briefly.

Senator James of the 35th recognized the Douglas County School System and commending it for its increased graduation rates, commended by SR 868, adopted previously. Superintendent Dr. Gordon Pritz addressed the Senate briefly.

Senator Jackson of the 2nd honored Alpha Phi Alpha Fraternity, Inc., and the Georgia District Chapters and recognized February 18, 2016, as Alpha Phi Alpha Day at the state capitol, commended by SR 830, adopted previously. Georgia District Director Benny G. Hand addressed the Senate briefly.

The following resolutions were read and adopted:

SR 998. By Senators Orrock of the 36th, Tate of the 38th, Henson of the 41st, Fort of the 39th, Rhett of the 33rd and others:

A RESOLUTION recognizing Mr. Derreck Kayongo and congratulating him upon his appointment as the new CEO of the Center for Civil and Human Rights; and for other purposes.

SR 999. By Senator Mullis of the 53rd:

A RESOLUTION honoring Ms. Christie Entrekin; and for other purposes.

SR 1000. By Senator Mullis of the 53rd:

A RESOLUTION recognizing Ms. Juliana Spradlin; and for other purposes.

SR 1002. By Senators Millar of the 40th, Kennedy of the 18th, Gooch of the 51st, Harbin of the 16th, Hill of the 4th and others:

A RESOLUTION commending University System of Georgia Outstanding Scholars on Academic Recognition Day for 2016; and for other purposes.

SR 1003. By Senators Henson of the 41st, Jackson of the 2nd, Parent of the 42nd, Harbison of the 15th, Seay of the 34th and others:

A RESOLUTION recognizing and commending the International Alliance of Theatrical Stage Employees, Local 479; and for other purposes.

SR 1004. By Senator Harbison of the 15th:

A RESOLUTION honoring Dosh Jackson on his 105th birthday; and for other purposes.

SR 1005. By Senators Gooch of the 51st, Shafer of the 48th, Cowsert of the 46th, Henson of the 41st, Butler of the 55th and others:

A RESOLUTION commending and congratulating James F. Grubiak; and for other purposes.

SR 1006. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Tiffany Wills upon being honored with the Girl Scout Gold Award; and for other purposes.

SR 1007. By Senators Burke of the 11th, Unterman of the 45th, Miller of the 49th, Harbison of the 15th, Hufstetler of the 52nd and others:

A RESOLUTION commending Georgia CORE and recognizing March 2, 2016, as Georgia CORE Day at the state capitol; and for other purposes.

SR 1008. By Senators Burke of the 11th, Unterman of the 45th, Miller of the 49th, Harbison of the 15th, Hufstetler of the 52nd and others:

A RESOLUTION recognizing and commending Donalsonville News on the grand occasion of their 100th anniversary; and for other purposes.

SR 1009. By Senators Ligon, Jr. of the 3rd, Harper of the 7th, Williams of the 19th and Watson of the 1st:

A RESOLUTION recognizing and commending the Library of Congress and the Association of Cultural Equity; and for other purposes.

SR 1010. By Senators Ligon, Jr. of the 3rd, Harper of the 7th, Williams of the 19th and Watson of the 1st:

A RESOLUTION recognizing and commending Frankie Quimby; and for other purposes.

SR 1011. By Senators James of the 35th and Rhett of the 33rd:

A RESOLUTION recognizing Ms. Nadine Mathews Lawson; and for other purposes.

SR 1012. By Senators James of the 35th and Rhett of the 33rd:

A RESOLUTION recognizing the Brain Injury Association of Georgia; and for other purposes.

SR 1013. By Senators Jones of the 10th, Jackson of the 2nd, Harbison of the 15th, Rhett of the 33rd and Jones II of the 22nd:

A RESOLUTION commending Kappa Alpha Psi Fraternity, Inc., and recognizing February 22, 2016, as Kappa Alpha Psi Fraternity Day at the capitol; and for other purposes.

SR 1014. By Senators Kennedy of the 18th, Dugan of the 30th, Jones of the 25th, Miller of the 49th and Jackson of the 24th:

A RESOLUTION commending William F. Harris; and for other purposes.

Senator Fort of the 39th was excused for business outside the Senate Chamber.

SENATE RULES CALENDAR  
THURSDAY, FEBRUARY 18, 2016  
TWENTY-THIRD LEGISLATIVE DAY

- SB 277 "Protecting Georgia Small Business Act"; neither a franchisee/franchisee's employee shall be deemed employee of franchisor (Substitute)(I&L-56th)
- SB 309 Education; high school that receive state funding cannot participate in athletic association which prohibits religious expression on clothing of student athletes (Substitute)(ED&Y-25th)
- SB 314 Nurses; advanced nursing practices; revise certain provisions; provide for changes to roles and definitions (H&HS-45th)
- SB 329 Education; expand provisions relating to awarding of high school diplomas based on certain dual credit coursework (H ED-37th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 277. By Senators Albers of the 56th, Bethel of the 54th, Ligon, Jr. of the 3rd, Shafer of the 48th, Millar of the 40th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions relative to labor and

industrial relations, so as to provide that neither a franchisee nor a franchisee's employee shall be deemed to be an employee of the franchisor for any purpose; to provide for a short title; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Insurance and Labor offered the following substitute to SB 277:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 1 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions relative to labor and industrial relations, so as to provide that neither a franchisee nor a franchisee's employee shall be deemed to be an employee of the franchisor for any purpose; to provide for applicability; to provide for a short title; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Protecting Georgia Small Businesses Act."

**SECTION 2.**

Chapter 1 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions relative to labor and industrial relations, is amended by adding a new Code section to read as follows:

"34-1-9.

(a) As used in this Code section, the terms 'franchisee' and 'franchisor' shall have the same meanings as provided in 16 C.F.R. Section 436.1 as such existed on August 26, 2015.

(b) Notwithstanding any order issued by the federal government or any agreement entered into with the federal government by a franchisor or a franchisee, neither a franchisee nor a franchisee's employee shall be deemed to be an employee of the franchisor for any purpose.

(c) This Code section shall not apply to Chapter 9 of this title."

**SECTION 3.**

This Act shall become effective on January 1, 2017.

**SECTION 4.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 39, nays 14.

SB 277, having received the requisite constitutional majority, was passed by substitute.

SB 309. By Senators Jones of the 25th, Bethel of the 54th, Hill of the 6th, Jeffares of the 17th, Mullis of the 53rd and others:

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



competitions with nonmember schools; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Education and Youth offered the following substitute to SB 309:

A BILL TO BE ENTITLED  
AN ACT

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

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 14 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to certain programs and activities under the "Quality Basic Education Act," is amended by adding a new Code section to read as follows:

"20-2-316.3.

(a) As used in this Code section, the term 'athletic association' means any association of schools or any other similar organization which acts as an organizing, sanctioning, scheduling, or rule-making body for interscholastic athletic events in which public high schools in this state participate.

(b) No high school which receives funding under this article shall participate in, sponsor, or provide coaching staff for interscholastic athletic events which are conducted under the authority of, conducted under the rules of, or scheduled by any athletic association which prohibits personal and voluntary religious expression of student athletes other than as required to protect the safety of the participants or the conduct of the athletic event in a manner consistent with the rules of the particular athletic event.

(c) No high school which receives funding under this article shall participate in, sponsor, or provide coaching staff for interscholastic athletic events which are conducted under the authority of, conducted under the rules of, or scheduled by any athletic association which prohibits its member schools from organizing and playing scrimmage games, matches, or other athletic competitions with schools which are not member schools even though:

- (1) Prior to such athletic competition, the administrators of both schools agree in writing to participate in such competition;  
 (2) Each school is in compliance with the requirements of Code Section 20-2-319.2;  
 (3) Each school is in compliance with the requirements of Code Section 20-2-324.1;  
and  
 (4) Such athletic competitions are limited to high school student athletes."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 39, nays 16.

SB 309, having received the requisite constitutional majority, was passed by substitute.

SB 314. By Senators Unterman of the 45th, Hufstetler of the 52nd and Burke of the 11th:

A BILL to be entitled an Act to amend Chapter 26 of Title 43 of the Official Code of Georgia Annotated, relating to nurses, so as to revise certain provisions relating to advanced nursing practice; to provide for changes to the roles and definitions of advanced nursing practice and advanced practice registered nurses; to provide for renewal of licenses; to revise certain criminal background check requirements; to provide that a criminal background check is part of the renewal process; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 55, nays 0.

SB 314, having received the requisite constitutional majority, was passed.

SB 329. By Senators Tippins of the 37th, Jones of the 25th, Ginn of the 47th and Orrock of the 36th:

A BILL to be entitled an Act to amend Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the "Quality Basic Education Act," so as to expand provisions relating to awarding of high school diplomas based on certain dual credit coursework; to provide that students who earn high school diplomas based on postsecondary coursework meet the rigor requirements for HOPE scholarships; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 56, nays 0.

SB 329, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator John Albers to serve as Ex-Officio for the Senate Transportation Committee meeting on February 18, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Jeff Mullis to serve as Ex-Officio for the Senate Transportation Committee

meeting on February 18, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator David Shafer to serve as Ex-Officio for the Senate Transportation Committee meeting on February 18, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

Senator Cowser of the 46th moved that the Senate adjourn until 10:00 a.m. Friday, February 19, 2016.

The motion prevailed, and the President announced the Senate adjourned at 12:29 p.m.

Senate Chamber, Atlanta, Georgia  
Friday, February 19, 2016  
Twenty-fourth Legislative Day

The Senate met pursuant to adjournment at 10:19 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 676. By Representative Brockway of the 102nd:

A BILL to be entitled an Act to amend Chapter 29 of Title 50 of the Official Code of Georgia Annotated, relating to information technology, so as to provide for the submission of business cases in certain circumstances; to provide for change management requirements for certain projects; to provide for legislative intent and findings; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 745. By Representative Ehrhart of the 36th:

A BILL to be entitled an Act to amend Article 1 of Chapter 16 of Title 50 of the Official Code of Georgia Annotated, relating to general provisions relative to public property, so as to extend automatic repeals of certain provisions relating to writing off small amounts due to the state; to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to extend automatic repeals of certain provisions relating to nonlapsing revenue of institutions in the University System of Georgia and the Technical College System of Georgia; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 772. By Representatives Clark of the 147th, Brockway of the 102nd, Harden of the 148th, Epps of the 144th, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Code Section 21-2-385 of the Official Code of Georgia Annotated, relating to procedure for voting by absentee ballot and advance voting, so as to revise the period of time for advance voting with regard to Saturday voting; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 777. By Representatives Dudgeon of the 25th, Coleman of the 97th and Parsons of the 44th:

A BILL to be entitled an Act to amend Code Section 40-6-165 of the Official Code of Georgia Annotated, relating to operation of school buses, so as to allow school bus drivers to use cellular telephones in a similar manner as a two-way radio; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 783. By Representatives Broadrick of the 4th, Harden of the 148th, Parrish of the 158th and Hawkins of the 27th:

A BILL to be entitled an Act to amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to change certain provisions relating to Schedules I and IV controlled substances; to change certain provisions relating to the definition of dangerous drug; to provide for restricted dangerous drugs; to provide for penalties for certain violations relating to restricted dangerous drugs and nonprescription injectable insulin; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 826. By Representatives Price of the 48th, Cooper of the 43rd, Rynders of the 152nd, Hawkins of the 27th, Belton of the 112th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, so as to provide for certain requirements for advertisement or publication of representations of board certification by physicians; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 847. By Representatives Clark of the 98th, Willard of the 51st, Golick of the 40th, Thomas of the 39th, Cooper of the 43rd and others:

A BILL to be entitled an Act to amend Article 4 of Chapter 9 of Title 16 and Article 1 of Chapter 4 of Title 49 of the O.C.G.A., relating to fraud and



related offenses and general provisions relative to public assistance, respectively, so as to redesignate Code Section 49-4-15, relating to fraud in obtaining public assistance, food stamps, or Medicaid, penalties, and recovery of overpayments, as new Code Section 16-9-63; to revise terminology in said Code Section 16-9-63; to reserve the Code Section 49-4-15 designation; to revise Article 7 of Chapter 8 of Title 34 and Chapter 7A of Title 48 of the O.C.G.A., relating to benefits relative to employment security and tax credits; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

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

HB 879. By Representatives Taylor of the 79th, Reeves of the 34th, Stephens of the 164th, Beskin of the 54th and Marin of the 96th:

A BILL to be entitled an Act to amend Part 3 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary educational programs, so as to provide for the issuance of a seal of biliteracy for high school graduates who have achieved a high level of proficiency in speaking, reading, and writing one or more languages in addition to English; to provide for criteria; to provide for participation; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 927. By Representatives Coomer of the 14th, Willard of the 51st, Dickey of the 140th, Nimmer of the 178th, Rogers of the 10th and others:

A BILL to be entitled an Act to amend Title 15 of the O.C.G.A., relating to courts; to amend Chapter 6 of Title 5, Part 7 of Article 1 of Chapter 1 of Title 7, Chapter 6 of Title 9, Chapter 2 of Title 21, Article 3 of Chapter 4 of Title 23, Chapter 2 of Title 44, and Code Section 48-5-17, relating to certiorari and appeals to appellate courts generally, receivership powers and procedures generally, extraordinary writs, elections and primaries generally, decrees, recordation and registration of deeds and other

instruments, and proceedings to determine county entitled to return and payment; to amend Chapter 2 of Title 15 of the O.C.G.A., relating to the Supreme Court; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 397. By Senators Hill of the 32nd and Unterman of the 45th:

A BILL to be entitled an Act to amend Chapter 6 of Title 10 of the O.C.G.A., relating to agency, so as to update and conform provisions relating to powers of attorney to a uniform Act; to provide for effectiveness of powers of attorney executed in other states; to provide for limitations on the authority of an agent for a financial power of attorney; to provide for execution of financial powers of attorney; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banking and Financial Institutions.

SB 398. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend Chapter 60 of Title 36 and Code Section 45-8-14 of the Official Code of Georgia Annotated, relating to general provisions relative to provisions applicable to counties and municipal corporations and relating to depositories for county and school district moneys, respectively, so as to provide for the establishment of banking improvement zones to encourage opening of financial institutions in areas underserved by financial institutions; to provide for definitions; to provide for application and standards of approval for a banking improvement zone; to provide for the establishment of an agreement for the deposit of public funds in financial institutions within a banking improvement zone; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banking and Financial Institutions.

SB 399. By Senators McKoon of the 29th, Crane of the 28th, Williams of the 27th, Hill of the 32nd, Heath of the 31st and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to elections and primaries generally, so as to provide for the filling of a United States senator vacancy by special election only; to provide for procedures for a special election; to provide for related

matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

SB 400. By Senators Martin of the 9th, Unterman of the 45th, Millar of the 40th, Hill of the 6th, Jackson of the 2nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 6 of Title 15 of the Official Code of Georgia Annotated, relating to clerks of superior courts, so as to allow clerks to utilize vendors of their choice for back-up records rather than the Georgia Superior Court Clerks' Cooperative Authority; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SB 401. By Senators Parent of the 42nd, Orrock of the 36th, Millar of the 40th and Fort of the 39th:

A BILL to be entitled an Act to amend Code Section 17-7-131 of the Official Code of Georgia Annotated, relating to proceedings upon a plea of insanity or mental incompetency at the time of a crime, so as to change the standard of proof when a defendant pleads guilty but mentally retarded; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 402. By Senators Mullis of the 53rd, Burke of the 11th, Harper of the 7th and Watson of the 1st:

A BILL to be entitled an Act to amend Chapter 5 of Title 26 of the Official Code of Georgia Annotated, relating to drug abuse treatment and education programs, so as to provide for a moratorium on the issuance of new licenses to narcotic treatment programs; to create the State Commission on Narcotic Treatment Programs; to provide legislative findings and intent; to provide for the membership, powers, duties, compensation, and allowances of the commission; to provide for the abolishment of the commission; to suspend the acceptance of applications and issuing of licenses for narcotic treatment programs for a certain period; to provide for exceptions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

SB 403. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend Chapter 1 of Title 7 of the Official Code of Georgia Annotated, relating to financial institutions, so as to provide for the establishment of sweepstakes savings accounts by financial institutions; to provide for definitions; to provide for rule making authority for the Department of Banking and Finance regarding such accounts; to provide for advertising requirements for such accounts; to amend Code Section 16-12-20 of the Official Code of Georgia Annotated, relating to definitions relative to gambling, so as to provide for an exclusion to a definition; to provide for effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banking and Financial Institutions.

SR 1018. By Senators Wilkinson of the 50th, Harper of the 7th, Black of the 8th, Heath of the 31st, Walker III of the 20th and others:

A RESOLUTION encouraging the United States Environmental Protection Agency to withdraw the proposed Waters of the United States Clean Water Plan rule; and for other purposes.

Referred to the Committee on Agriculture and Consumer Affairs.

SR 1019. By Senators McKoon of the 29th, Parent of the 42nd and Crane of the 28th:

A RESOLUTION creating the Senate Study Committee on Legislative and Congressional Redistricting; and for other purposes.

Referred to the Committee on Reapportionment and Redistricting.

SR 1022. By Senators Martin of the 9th, Cowsert of the 46th, Albers of the 56th, Williams of the 27th, VanNess of the 43rd and others:

A RESOLUTION requesting that the United States Congress call a convention under Article V of the Constitution of the United States limited to proposing an amendment to the Constitution of the United States to set a limit on the number of terms that a person may be elected as a member of the United States House of Representatives and to set a limit on the number of terms that a person may be elected as a member of the United States Senate; and for other purposes.

Referred to the Committee on Rules.

The following House legislation was read the first time and referred to committee:

HB 676. By Representative Brockway of the 102nd:

A BILL to be entitled an Act to amend Chapter 29 of Title 50 of the Official Code of Georgia Annotated, relating to information technology, so as to provide for the submission of business cases in certain circumstances; to provide for change management requirements for certain projects; to provide for legislative intent and findings; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Science and Technology.

HB 745. By Representative Ehrhart of the 36th:

A BILL to be entitled an Act to amend Article 1 of Chapter 16 of Title 50 of the Official Code of Georgia Annotated, relating to general provisions relative to public property, so as to extend automatic repeals of certain provisions relating to writing off small amounts due to the state; to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to extend automatic repeals of certain provisions relating to nonlapsing revenue of institutions in the University System of Georgia and the Technical College System of Georgia; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Appropriations.

HB 772. By Representatives Clark of the 147th, Brockway of the 102nd, Harden of the 148th, Epps of the 144th, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Code Section 21-2-385 of the Official Code of Georgia Annotated, relating to procedure for voting by absentee ballot and advance voting, so as to revise the period of time for advance voting with regard to Saturday voting; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

HB 777. By Representatives Dudgeon of the 25th, Coleman of the 97th and Parsons of the 44th:

A BILL to be entitled an Act to amend Code Section 40-6-165 of the Official Code of Georgia Annotated, relating to operation of school buses, so as to

allow school bus drivers to use cellular telephones in a similar manner as a two-way radio; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 783. By Representatives Broadrick of the 4th, Harden of the 148th, Parrish of the 158th and Hawkins of the 27th:

A BILL to be entitled an Act to amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to change certain provisions relating to Schedules I and IV controlled substances; to change certain provisions relating to the definition of dangerous drug; to provide for restricted dangerous drugs; to provide for penalties for certain violations relating to restricted dangerous drugs and nonprescription injectable insulin; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 826. By Representatives Price of the 48th, Cooper of the 43rd, Rynders of the 152nd, Hawkins of the 27th, Belton of the 112th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, so as to provide for certain requirements for advertisement or publication of representations of board certification by physicians; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 847. By Representatives Clark of the 98th, Willard of the 51st, Golick of the 40th, Thomas of the 39th, Cooper of the 43rd and others:

A BILL to be entitled an Act to amend Article 4 of Chapter 9 of Title 16 and Article 1 of Chapter 4 of Title 49 of the O.C.G.A., relating to fraud and related offenses and general provisions relative to public assistance, respectively, so as to redesignate Code Section 49-4-15, relating to fraud in obtaining public assistance, food stamps, or Medicaid, penalties, and recovery of overpayments, as new Code Section 16-9-63; to revise terminology in said Code Section 16-9-63; to reserve the Code Section 49-4-15 designation; to revise Article 7 of Chapter 8 of Title 34 and Chapter 7A of Title 48 of the O.C.G.A., relating to

benefits relative to employment security and tax credits; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

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

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

Referred to the Committee on Agriculture and Consumer Affairs.

HB 879. By Representatives Taylor of the 79th, Reeves of the 34th, Stephens of the 164th, Beskin of the 54th and Marin of the 96th:

A BILL to be entitled an Act to amend Part 3 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary educational programs, so as to provide for the issuance of a seal of biliteracy for high school graduates who have achieved a high level of proficiency in speaking, reading, and writing one or more languages in addition to English; to provide for criteria; to provide for participation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

HB 927. By Representatives Coomer of the 14th, Willard of the 51st, Dickey of the 140th, Nimmer of the 178th, Rogers of the 10th and others:

A BILL to be entitled an Act to amend Title 15 of the O.C.G.A., relating to courts; to amend Chapter 6 of Title 5, Part 7 of Article 1 of Chapter 1 of Title 7, Chapter 6 of Title 9, Chapter 2 of Title 21, Article 3 of Chapter 4 of Title 23, Chapter 2 of Title 44, and Code Section 48-5-17, relating to certiorari and appeals to appellate courts generally, receivership powers and procedures generally, extraordinary writs, elections and primaries generally, decrees, recordation and registration of deeds and other instruments, and proceedings to determine county entitled to return and payment; to amend Chapter 2 of Title

15 of the O.C.G.A., relating to the Supreme Court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Economic Development and Tourism has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 321      Do Pass by substitute  
SB 323      Do Pass  
SR 876      Do Pass

Respectfully submitted,  
Senator Beach of the 21st District, Chairman

Mr. President:

The Committee on Insurance and Labor has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 302      Do Pass by substitute  
SB 347      Do Pass by substitute

Respectfully submitted,  
Senator Bethel of the 54th District, Chairman

Mr. President:

The Committee on Judiciary Non-Civil has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 367      Do Pass

Respectfully submitted,  
Senator Stone of the 23rd District, Chairman



Mr. President:

The Committee on Natural Resources and the Environment has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 82      Do Pass  
 HB 840     Do Pass  
 SR 730     Do Pass

Respectfully submitted,  
 Senator Ginn of the 47th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 839     Do Pass  
 HB 867     Do Pass  
 HB 880     Do Pass

Respectfully submitted,  
 Senator Albers of the 56th District, Chairman

Mr. President:

The Committee on Transportation has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 330      Do Pass by substitute

Respectfully submitted,  
 Senator Williams of the 19th District, Chairman

The following legislation was read the second time:

SB 188      SB 258      SB 312      SB 316      SB 333      SB 350  
 SR 558      SR 954      SR 955

Senator Davenport of the 44th asked unanimous consent that Senator James of the 35th be excused. The consent was granted, and Senator James was excused.

Senator Harbison of the 15th asked unanimous consent that Senator Thompson of the 5th be excused. The consent was granted, and Senator Thompson was excused.

Senator Martin of the 9th asked unanimous consent that Senator Stone of the 23rd be excused. The consent was granted, and Senator Stone was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, H	Mullis
Beach	Hill, Jack	Orrock
Bethel	Hill, Judson	Parent
Burke	Hufstetler	Rhett
Butler	Jackson, B	Seay
Cowsert	Jackson, L	Shafer
Crane	Jeffares	Sims
Davenport	Jones, B	Tate
Dugan	Jones, E	Thompson, B
Fort	Jones, H	Unterman
Ginn	Kennedy	VanNess
Gooch	Kirk	Walker
Harbin	Ligon	Watson
Harbison	Lucas	Wilkinson
Harper	Martin	Williams, M
Heath	McKoon	Williams, T
Henson	Millar	

Not answering were Senators:

Black	James (Excused)	Miller
Stone (Excused)	Thompson, C. (Excused)	Tippins

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Kirk of the 13th introduced the chaplain of the day, Reverend Rick Smith of Americus, Georgia, who offered scripture reading and prayer.

Senator Hill of the 6th introduced the doctor of the day, Dr. Melissa A. Christino.

The President and Senator Walker III of the 20th honored Senator Thorborn "Ross" Tolleson, Jr., for his years of service to his community, state, and nation, commended by SR 943, adopted previously. Senator Ross Tolleson addressed the Senate briefly.

Senator Gooch of the 51st recognized Ms. Katherine McCauley upon being named Miss Apple Capital 2016 and Ms. Kendall Chamberlain upon being named Miss Apple Capital's Outstanding Teen 2016, commended by SR 957 and SR 958, respectively. Ms. Katherine McCauley and Ms. Kendall Chamberlain addressed the Senate briefly.

Senator Henson of the 41st honored La Unidad Latina, Lambda Upsilon Lambda Fraternity, Incorporated, and recognized February 19, 2016, as Lambda Day at the state capitol, commended by SR 962, adopted previously. Georgia State University Student Body President Sebastian Parra addressed the Senate briefly.

The following resolutions were read and adopted:

SR 1015. By Senators Tate of the 38th, Fort of the 39th, Jackson of the 2nd, Jones of the 10th, Butler of the 55th and others:

A RESOLUTION recognizing February 22, 2016, as Clark Atlanta University Day at the state capitol; and for other purposes.

SR 1016. By Senator Bethel of the 54th:

A RESOLUTION recognizing and commending Marcelino Lopez on his Class 3A State Championship; and for other purposes.

SR 1017. By Senators Mullis of the 53rd, Cowser of the 46th, Miller of the 49th, Jackson of the 24th, Tate of the 38th and others:

A RESOLUTION recognizing March 2, 2016, as Georgia Music Day at the state capitol; and for other purposes.

SR 1020. By Senators Parent of the 42nd, Orrock of the 36th, Jones of the 25th, Butler of the 55th, Burke of the 11th and others:

A RESOLUTION recognizing February 19, 2016, as American Massage Therapy Association - Georgia Chapter Day at the state capitol; and for other purposes.

SR 1021. By Senator Hill of the 32nd:

A RESOLUTION commending Lila Geiger on her selection by the Georgia Art Education Association for Saint Francis High School; and for other purposes.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

**SENATE LOCAL CONSENT CALENDAR**

Friday February 19, 2016  
Twenty-fourth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

HB 839

Walker III of the 20th  
**CITY OF EAST DUBLIN**

A BILL to be entitled an Act to amend an Act providing a charter for the City of East Dublin, approved April 9, 1981 (Ga. L. 1981, p. 4645), as amended, particularly by an Act approved May 5, 2006 (Ga. L. 2006, p. 4402), so as to change the corporate limits of the city; to repeal conflicting laws; and for other purposes.

HB 867

Burke of the 11th  
**CITY OF THOMASVILLE**

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

HB 880

Ligon, Jr. of the 3rd  
**CITY OF ST. MARYS**

A BILL to be entitled an Act to amend an Act providing for a new charter for the City of St. Marys, Georgia, approved April 9, 1981 (Ga. L. 1981, p. 4763), as amended, so as to provide for the manner of election of the mayor and council; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers  
Y Beach  
Y Bethel

Y Hill, Jack  
N Hill, Judson  
Y Hufstetler

Y Orrock  
Y Parent  
Y Rhett

Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	E Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 48, nays 3.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

Senator Kirk of the 13th moved to engross HB 757, which was on today's Senate Rules Calendar.

Senator Fort of the 39th objected.

On the motion a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
N Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	E Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson

Y Harper  
 Y Heath  
 N Henson  
 Y Hill, H

Y McKoon  
 N Millar  
 Y Miller  
 Y Mullis

Y Wilkinson  
 Y Williams, M  
 Y Williams, T

On the motion, the yeas were 36, nays 19; the motion prevailed, and HB 757 was engrossed.

SENATE RULES CALENDAR  
 FRIDAY, FEBRUARY 19, 2016  
 TWENTY-FOURTH LEGISLATIVE DAY

SB 370 Superior Courts; sponsor of training requirements; change provisions (RET-9th)

HB 757 Domestic relations; religious officials shall not be required to perform marriage ceremonies in violation of their legal right; provide (Substitute) (RULES-13th) Tanner-9th

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
 Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 370. By Senators Martin of the 9th, McKoon of the 29th, Millar of the 40th, Crane of the 28th and Shafer of the 48th:

A BILL to be entitled an Act to amend Code Section 15-6-50 of the Official Code of Georgia Annotated, relating to the superior court clerk's term of office and training requirements, so as to change provisions relating to the sponsor of training requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Fiscal Note, as required by law, was read by the Secretary:



**Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
 Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

February 9, 2016

The Honorable P.K. Martin, IV  
State Senator  
Coverdell Legislative Office Building, Room 304-B  
Atlanta, Georgia 30334

SUBJECT: State Auditor 's Certification  
Senate Bill 370 (LC 29 6873ER)

Dear Senator Martin:

This bill would amend provisions relating training requirements for superior court clerks. Currently, superior court clerks are required to obtain 15 hours of training each year, and the certificate of training must be issued by the Institute of Continuing Judicial Education of Georgia . If this legislation is enacted, such clerks would also be authorized to receive their training from a professional court management association or an accredited college or university. Although this legislation does not directly revise Title 47 of the Official Code of Georgia, this legislation impacts the Superior Court Clerks' Retirement Fund since members of the Fund are prohibited from receiving service credit for any year in which they do not complete the required training or do not make up the deficiency in the subsequent year.

This is to certify that this bill is a nonfiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
N Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer

Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 1.

SB 370, having received the requisite constitutional majority, was passed.

At 11:52 a.m. the President announced that the Senate would stand at ease until 1:00 p.m.

At 1:11 p.m. the President called the Senate to order.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 751. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to be entitled an Act to make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.



The following Senators were excused for business outside the Senate Chamber:

Hill of the 4th

Rhett of the 33rd

The Calendar was resumed.

HB 757. By Representatives Tanner of the 9th, Nix of the 69th, Battles of the 15th, Powell of the 171st, Hatchett of the 150th and others:

A BILL to be entitled an Act to protect religious freedoms; to amend Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to marriage generally, so as to provide that religious officials shall not be required to perform marriage ceremonies in violation of their legal right to free exercise of religion; to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to change certain provisions relating to days of rest for employees of business and industry; to protect property owners which are religious institutions against infringement of religious freedom; to define a term; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Kirk of the 13th.

The Senate Committee on Rules offered the following substitute to HB 757:

A BILL TO BE ENTITLED  
AN ACT

To protect religious freedoms; to amend Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to marriage generally, so as to provide that religious officials shall not be required to perform marriage ceremonies, perform rites, or administer sacraments in violation of their legal right to free exercise of religion; to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to change certain provisions relating to days of rest for employees of business and industry; to protect property owners which are religious organizations against infringement of religious freedom; to define a term; to amend Title 50 of the Official Code of Georgia Annotated, relating to state government, so as to prohibit adverse action by government against a person or faith-based organization who believes, speaks, or acts in accordance with certain sincerely held religious beliefs regarding marriage; to provide for definitions; to provide for the granting of relief; to provide for construction and application; to provide for waiver of sovereign immunity under certain circumstances; to provide for a short title; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

PART I  
SECTION 1-1.

Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to marriage generally, is amended by adding a new Code section to read as follows:

"19-3-11.

(a) No minister of the gospel or cleric or religious practitioner ordained or authorized to solemnize marriages, perform rites, or administer sacraments according to the usages of the denomination, when acting in his or her official religious capacity, shall be required to solemnize any marriage, perform any rite, or administer any sacrament in violation of his or her right to free exercise of religion under the Constitution of this state or of the United States.

(b) A refusal by an ordained or authorized person pursuant to subsection (a) of this Code section shall not give rise to a civil claim or cause of action against such person or result in any state action to penalize, withhold benefits from, or discriminate against such person based on such refusal."

SECTION 1-2.

Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, is amended by revising Code Section 10-1-573, relating to day of rest for employees of business and industry, as follows:

"10-1-573.

(a) Any business or industry which operates on either of the two rest days (Saturday or Sunday) and employs those whose habitual day of worship has been chosen by the employer as a day of work shall make all reasonable accommodations to the religious, social, and physical needs of such employees so that those employees may enjoy the same benefits as employees in other occupations.

(b) No business or industry shall be required by ordinance or resolution of any county, municipality, or consolidated government to operate on either of the two rest days (Saturday or Sunday)."

SECTION 1-3.

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

"ARTICLE 35

10-1-1000.

(a) As used in this Code section, the term 'religious organization' means a church, a religious school, an association or convention of churches, a convention mission agency, or an integrated auxiliary of a church or convention or association of churches, when such entity is qualified as an exempt religious organization under Section

501(c)(3) of the Internal Revenue Code of 1986, as amended.

(b) No religious organization shall be required to rent, lease, or otherwise grant permission for property to be used by another person for an event which is objectionable to such religious organization.

(c) A refusal by a religious organization pursuant to subsection (b) of this Code section shall not give rise to a civil claim or cause of action against such religious organization or an employee thereof or result in any state action to penalize, withhold benefits from, or discriminate against the religious organization or employee based on such refusal."

**PART II**  
**SECTION 2-1.**

This part shall be known and may be cited as the "First Amendment Defense Act of Georgia."

**SECTION 2-2.**

Title 50 of the Official Code of Georgia Annotated, relating to state government, is amended by adding a new chapter to read as follows:

"CHAPTER 15A

50-15A-1.

As used in this chapter, the term:

(1) 'Adverse action' means any action to:

(A) Alter in any way state tax treatment of an exemption from taxation under state law;

(B) Cause any tax, penalty, or payment to be assessed against a person or faith-based organization or deny, delay, or revoke an exemption from taxation under state law;

(C) Disallow a deduction for state tax purposes of any charitable contribution made to or by a person or faith-based organization;

(D) Deny, withhold, reduce, exclude, terminate, reprimand, censure, or otherwise make unavailable any government grant, contract, subcontract, cooperative agreement, loan, guarantee, license, certification, scholarship, accreditation, employment, or other similar position or status from or to a person or faith-based organization;

(E) Deny, withhold, reduce, exclude, terminate, or otherwise make unavailable any public benefit from or to a person or faith-based organization, including for purposes of this chapter admission to, equal treatment in, or eligibility for a degree from any educational program at any educational facility administered by a government; or

(F) Deny, withhold, reduce, exclude, terminate, condition, or otherwise make unavailable access to any speech forum (whether a traditional, limited, or nonpublic

forum) administered by a government, including access to education facilities available for use by student or community organizations.

(2) 'Faith-based organization' means any organization or other legal entity whose governing documents or mission statement expressly acknowledges a religious belief or purpose.

(3) 'Government' means the state or any local subdivision of the state or public instrumentality or public corporate body created by or under authority of state law, including but not limited to the executive, legislative, and judicial branches and every department, agency, board, bureau, office, commission, authority, or similar body thereof; municipalities; counties; school districts; special taxing districts; conservation districts; authorities; and any other state or local public instrumentality or corporation.

(4) 'Person' means any natural person.

(5) 'Public benefit' shall have the same meaning as set forth in Code Section 50-36-1.

#### 50-15A-2.

(a) Government shall not take any adverse action against a person or faith-based organization wholly or partially on the basis that such person or faith-based organization believes, speaks, or acts in accordance with a sincerely held religious belief regarding lawful marriage between two people, including the belief that marriage should only be between a man and a woman or that sexual relations are properly reserved to such a union.

(b) A person or faith-based organization may assert a violation of this chapter as a claim or defense in a judicial, agency, or other proceeding and obtain a declaratory judgment or injunctive relief against a government.

(c) Notwithstanding any other provision of law, an action under this chapter may be commenced, and relief may be granted, in a court of competent jurisdiction without regard to whether the person or faith-based organization commencing the action has sought or exhausted available administrative remedies.

(d) The Attorney General may bring an action for a declaratory judgment or injunctive relief for any violation of this chapter.

(e) When an aggrieved person or faith-based organization prevails in an action pursuant to this Code section, the court may award reasonable attorney's fees and expenses of litigation.

(f) No person or faith-based organization having a claim against a government under this chapter shall bring any action against such government upon such claim without first giving notice of the claim to such government, in writing, by certified mail or statutory overnight delivery, at least 30 days prior to filing such action, setting forth the particular adverse action alleged to have been taken by the government against such person or faith-based organization.

#### 50-15A-3.

For purposes of this chapter, government shall consider accredited, licensed, or certified any person or faith-based organization that would have been accredited, licensed, or

certified by a nongovernmental agency but for a determination by the agency against such person or faith-based organization wholly or partially on the basis that the person or faith-based organization believes, speaks, or acts in accordance with a sincerely held religious belief regarding lawful marriage between two people, including that marriage should only be between a man and a woman or that sexual relations are properly reserved to such a union.

50-15A-4.

(a) This chapter shall be construed in favor of a broad protection of free exercise of religious beliefs to the maximum extent permitted by the terms of this chapter, the United States Constitution, and the Constitution of this state.

(b) Nothing in this chapter shall be construed to narrow the meaning or application of any other law of this state protecting free exercise of religious beliefs.

(c) Any other provisions of this chapter notwithstanding, nothing in this chapter shall be applied to afford any protection or relief to a public officer or employee who fails or refuses to perform his or her official duties."

### **SECTION 2-3.**

Said title is further amended by adding a new Code section to Article 2 of Chapter 21, relating to state tort claims, to read as follows:

"50-21-38.

The defense of sovereign immunity is waived as to any claim, counterclaim, cross-claim, or third-party claim brought in the courts of this state by an aggrieved person or faith-based organization seeking a declaratory judgment, injunctive relief, or reasonable attorney's fees and expenses of litigation against the state or any political subdivision thereof as provided for in Chapter 15A of this title. In any such case, the applicable provisions of Chapter 15A of this title shall control to the extent of any conflict with the provisions of this article."

### **PART III**

### **SECTION 3-1.**

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

### **SECTION 3-2.**

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

Pursuant to Senate Rule 2-1.6(b), Senators Butler of the 55th, Henson of the 41st, and Tate of the 38th filed a Minority Report on House Bill 757.

The following Minority Report on HB 757 was filed with the Secretary:

Senate Rules Committee  
Minority Report  
February 19, 2016

The undersigned members of the Senate Rules Committee offer the following report to express our disagreement with the committee report on House Bill 757.

- FADA isn't about freedom of religion. It's about the freedom to discriminate against those we disagree with.
  - Employers could fire a single mother taking family leave from work if they believe sexual activity to be reserved to marriage.
  - Gay or lesbian spouses could be prevented from visiting their partner at a Christian hospital.
  - Mere suspicion that a person is having sex outside of marriage would be grounds for legal discrimination.
  - Catholic charities could refuse to use their state funds to help unwed living partners, divorcees, or LGBT couples adopt children – exactly what the state grants are contracting them to do.
- Discrimination based on sexual orientation is already legal in Georgia. But by writing it into law in FADA, we are putting the State's seal of approval on hateful and unjust practices.
  - Every Georgian is entitled to believe what they want to believe
  - What matters is your actions, and if you act in a discriminatory manner – no matter why – you do not deserve the State's seal of approval.
    - This bill has real-world consequences for all Georgians – not just LGBT ones. The Metro Atlanta Chamber estimates that Georgia could lose up to \$1 billion in business if any 'religious freedom' legislation is enacted.
    - Both of Georgia's Republican U.S. Senators say this issue should be dealt with at a federal level. There is no need to participate in this discriminatory race to the bottom.

Respectfully Submitted,

/s/ Gloria Butler  
Sen. Gloria Butler, District 55

/s/ Stephen B. Henson  
Sen. Steve Henson, District 41

/s/ Horacena Tate  
Sen. Horacena Tate, District 38

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	E Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	E Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	E Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 38, nays 14.

HB 757, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

2/19/16

Due to business outside the Senate Chamber, I missed the vote on HB 757. Had I been present, I would have voted "YEA".

/s/ Jack Hill  
District 4

Senator Harper of the 7th moved to suspend the Senate Rules to first read legislation and assign it to committee. The motion prevailed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 404. By Senators Harper of the 7th, Albers of the 56th, Dugan of the 30th, Jones II of the 22nd, Watson of the 1st and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 35 of the Official Code of Georgia Annotated, relating to the Department of Public Safety, so as to revise provisions for the off-duty use of motor vehicles by certain law enforcement officers of the department relative to approved off-duty employment; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 751. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to be entitled an Act to make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Appropriations.

The following communication was received by the Secretary:

2-19-16

Hon. David Cook  
Secretary of the Senate

Dear Mr. Secretary:

Please remove my name as a cosponsor of Senate Bill 364.



/s/ Renee Unterman, District 45

Cc: Sen. Lindsey Tippins  
(Author)

Senator Cowsert of the 46th moved that the Senate stand adjourned pursuant to HR 1114 until 10:00 a.m. Monday, February 22, 2016; the motion prevailed, and at 4:06 p.m. the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Monday, February 22, 2016  
Twenty-fifth Legislative Day

The Senate met pursuant to adjournment at 10:18 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 579. By Representatives McCall of the 33rd, Dickey of the 140th, Taylor of the 173rd, England of the 116th, Roberts of the 155th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions regarding uniform rules of the road, so as to provide for the operation of certain vehicles upon the highways when used in connection with agricultural pursuits; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 886. By Representatives Cooper of the 43rd, Martin of the 49th, Smith of the 134th and Rogers of the 29th:

A BILL to be entitled an Act to amend Code Section 26-4-60 of the Official Code of Georgia Annotated, relating to grounds for suspension, revocation, or refusal to grant pharmacy licenses, so as to revise a provision relating to employing the mails or common carriers to sell, distribute, and deliver prescription drugs; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 902. By Representatives Dempsey of the 13th, Clark of the 101st, Randall of the 142nd, Wilkinson of the 52nd, Hawkins of the 27th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, so as to provide for educational information on influenza disease to residents of assisted living communities; to provide for statutory construction; to provide that no cause of action is created; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1007. By Representative Powell of the 171st:

A BILL to be entitled an Act to provide a new charter for the City of Pelham; to provide for incorporation, boundaries, and property of the city; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1008. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act creating the State Court of Cobb County, approved March 26, 1964 (Ga. L. 1964, p. 3211), as amended, particularly by an Act approved May 30, 2003 (Ga. L. 2003, p. 3695), an Act approved May 12, 2008 (Ga. L. 2008, p. 3723), an Act approved April 10, 2014 (Ga. L. 2014, p. 4267), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4063), so as to change the salary of the chief deputy clerk and the clerk of the State Court of Cobb County; to change the salary of the chief assistant solicitor of Cobb County; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1009. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act consolidating the offices of tax collector and tax receiver into the office of tax commissioner of Cobb County, approved February 17, 1949 (Ga. L. 1949, p. 790), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3725) and an Act approved May 12, 2015 (Ga. L. 2015, p. 4046), so as to change the compensation of certain employees of such office; to repeal conflicting laws; and for other purposes.

HB 1011. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3702), an Act approved May 6, 2013 (Ga. L. 2013, p. 4150), an Act approved April 10, 2014 (Ga. L. 2014, p. 4269), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4281), so as to change the compensation of the chief deputy, the assistant chief deputy, and the executive assistant to the sheriff; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1012. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 4104), an Act approved April 10, 2014 (Ga. L. 2014, p. 4269), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4284), so as to change the salary of the clerk of the superior court, the deputy clerk, the executive assistant, and the executive secretary; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1018. By Representative Parrish of the 158th:

A BILL to be entitled an Act to provide for a nonbinding, advisory referendum for the purpose of ascertaining whether the Candler County Board of Commissioners should levy an additional ad valorem tax for the purpose of realizing additional tax revenue to provide payment for the Candler County Hospital Authority's services and facilities; to provide for legislative purposes and findings; to provide for procedures and requirements relating thereto; to provide for a referendum and effective dates; to repeal conflicting laws; and for other purposes.

HB 1019. By Representative Caldwell of the 131st:

A BILL to be entitled an Act to authorize the Magistrate Court of Upson County to impose and collect county law library fees as part of the court

costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1020. By Representatives Trammell of the 132nd and Nix of the 69th:

A BILL to be entitled an Act to provide a new charter for the City of Hogansville; to provide for incorporation and boundaries; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1021. By Representatives Yates of the 73rd and Knight of the 130th:

A BILL to be entitled an Act to amend an Act establishing the State Court of Spalding County, formerly known as the City Court of Griffin, approved December 14, 1897 (Ga. L. 1897, p. 462), as amended, particularly by an Act approved March 19, 1987 (Ga. L. 1987, p. 4527), so as to provide for the election of the county solicitor; to specify the requirements for holding the office of the county solicitor; to establish the office of the county solicitor as a full-time position; to designate the salary of the office of the county solicitor; to authorize the appointment of assistant county solicitors; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1023. By Representatives Corbett of the 174th, Spencer of the 180th and Shaw of the 176th:

A BILL to be entitled an Act to amend an Act reconstituting the Board of Education of Ware County, approved September 18, 1991 (Ga. L. 1991, Ex. Sess., p. 445), as amended, so as to change the compensation of the members of the board; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1024. By Representatives Corbett of the 174th, Carter of the 175th, Sharper of the 177th and Shaw of the 176th:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Lake Park, approved April 17, 1973 (Ga. L. 1973, p. 3074), as amended, particularly by an Act approved March 22, 1989 (Ga. L. 1989, p. 4123), an Act approved February 18, 1992 (Ga. L. 1992, p. 4536), and an Act approved May 6, 2015 (Ga. L. 2015, p. 3743), so as to provide for the election and terms of office of the mayor and councilmembers; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1029. By Representatives Broadrick of the 4th, Dickson of the 6th and Tarvin of the 2nd:

A BILL to be entitled an Act to abolish the office of elected county surveyor of Whitfield County; to provide for the appointment of a county surveyor by the governing authority of the county; to provide that the person currently serving as elected county surveyor shall serve the remainder of his or her term; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1033. By Representatives Evans of the 42nd, Ehrhart of the 36th, Carson of the 46th, Wilkerson of the 38th, Golick of the 40th and others:

A BILL to be entitled an Act to amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3732) and an Act approved May 12, 2015 (Ga. L. 2015, p. 4050), so as to change the compensation of the judge of the probate court; to change the compensation of the clerk of the probate court; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 405. By Senator Heath of the 31st:

A BILL to be entitled an Act to amend Code Section 16-11-125.1 of the Official Code of Georgia Annotated, relating to definitions for carrying and possession of firearms, so as to change provisions relating to the definition of a term; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SB 406. By Senator Heath of the 31st:

A BILL to be entitled an Act to amend Code Section 27-2-23 of the Official Code of Georgia Annotated, relating to hunting, trapping, and fishing license, permit, tag, and stamp fees, so as to freeze the cost of certain hunting licenses that are renewed before expiration; to provide for prospective application; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

SB 407. By Senator Mullis of the 53rd:

A BILL to be entitled an Act to amend Code Section 42-1-12 of the Official Code of Georgia Annotated, relating to the state sexual offender registry, so as to increase a sexual offender's reporting requirements under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 408. By Senators McKoon of the 29th, Fort of the 39th, Orrock of the 36th, Parent of the 42nd, Williams of the 27th and others:

A BILL to be entitled an Act to amend Title 50 of the Official Code of Georgia Annotated, relating to state government, so as to create a compact among the states to prohibit public financing of professional stadiums; to authorize the Governor to execute such compact; to provide for a purpose; to provide for an effective date for such compact; to provide for an official state representation; to provide for an agreement to prohibit public funding of professional stadiums; to provide for agreements to withhold state moneys from certain public or private entities if such entities publicly fund a professional stadium; to provide for withdrawal from the compact; to provide a short title; to provide for effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Interstate Cooperation.

SB 409. By Senators VanNess of the 43rd, Shafer of the 48th, Unterman of the 45th, Rhett of the 33rd, Stone of the 23rd and others:

A BILL to be entitled an Act to amend Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," so as to require every public school to post a sign containing the toll-free telephone number operated by the Division of Family and Children Services of the Department of Human Services to receive reports of child abuse or neglect; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 410. By Senators Black of the 8th, Cowser of the 46th, Ginn of the 47th, Harper of the 7th, Jones of the 25th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to

designate the English Bulldog as the official Georgia state dog; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Government Oversight.

SB 411. By Senators Tate of the 38th, Henson of the 41st, Fort of the 39th, Orrock of the 36th, Butler of the 55th and others:

A BILL to be entitled an Act to amend Title 34 of the O.C.G.A., relating to labor and industrial relations, so as to provide for the creation of a program to compensate in part for the wage loss sustained by any individual who is unable to work due to such individual's own sickness or injury, the sickness or injury of a family member, or the birth, adoption, or foster care placement of a new child; to create the Family Medical Leave Fund; to provide for contributions to such fund; to provide for filing determination and payment of claims; to provide for the promulgation of rules and regulations by the Department of Labor; to provide for related matters; to provide a contingent effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

SR 1027. By Senators Mullis of the 53rd, Miller of the 49th, Cowser of the 46th, Tate of the 38th and Jackson of the 24th:

A RESOLUTION creating the Joint Music Economic Development Study Committee; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

SR 1028. By Senators Mullis of the 53rd, Miller of the 49th, Cowser of the 46th, Tate of the 38th and Jackson of the 24th:

A RESOLUTION creating the Senate Music Economic Development Study Committee; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

SR 1029. By Senators Hufstetler of the 52nd, Unterman of the 45th, Albers of the 56th, Burke of the 11th and Orrock of the 36th:

A RESOLUTION creating the Joint Study Committee on Health and Social Services Integrated Data Platform; and for other purposes.

Referred to the Committee on Health and Human Services.



SR 1032. By Senators Mullis of the 53rd, Harper of the 7th and Unterman of the 45th:

A RESOLUTION creating the Senate Sexual Offender Registry Study Committee; and for other purposes.

Referred to the Committee on Public Safety.

SR 1035. By Senators Tate of the 38th, Fort of the 39th, Orrock of the 36th, Butler of the 55th, Jackson of the 2nd and others:

A RESOLUTION proposing an amendment to the Constitution so as to create the Family Medical Leave Fund; to authorize the dedication of certain revenues to be deposited into such fund; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Insurance and Labor.

The following House legislation was read the first time and referred to committee:

HB 579. By Representatives McCall of the 33rd, Dickey of the 140th, Taylor of the 173rd, England of the 116th, Roberts of the 155th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions regarding uniform rules of the road, so as to provide for the operation of certain vehicles upon the highways when used in connection with agricultural pursuits; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture and Consumer Affairs.

HB 886. By Representatives Cooper of the 43rd, Martin of the 49th, Smith of the 134th and Rogers of the 29th:

A BILL to be entitled an Act to amend Code Section 26-4-60 of the Official Code of Georgia Annotated, relating to grounds for suspension, revocation, or refusal to grant pharmacy licenses, so as to revise a provision relating to employing the mails or common carriers to sell, distribute, and deliver prescription drugs; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 902. By Representatives Dempsey of the 13th, Clark of the 101st, Randall of the 142nd, Wilkinson of the 52nd, Hawkins of the 27th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, so as to provide for educational information on influenza disease to residents of assisted living communities; to provide for statutory construction; to provide that no cause of action is created; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 1007. By Representative Powell of the 171st:

A BILL to be entitled an Act to provide a new charter for the City of Pelham; to provide for incorporation, boundaries, and property of the city; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1008. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act creating the State Court of Cobb County, approved March 26, 1964 (Ga. L. 1964, p. 3211), as amended, particularly by an Act approved May 30, 2003 (Ga. L. 2003, p. 3695), an Act approved May 12, 2008 (Ga. L. 2008, p. 3723), an Act approved April 10, 2014 (Ga. L. 2014, p. 4267), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4063), so as to change the salary of the chief deputy clerk and the clerk of the State Court of Cobb County; to change the salary of the chief assistant solicitor of Cobb County; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1009. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act consolidating the offices of tax collector and tax receiver into the office of tax commissioner of Cobb County, approved February 17, 1949 (Ga. L. 1949, p. 790), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3725) and an Act approved

May 12, 2015 (Ga. L. 2015, p. 4046), so as to change the compensation of certain employees of such office; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1011. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3702), an Act approved May 6, 2013 (Ga. L. 2013, p. 4150), an Act approved April 10, 2014 (Ga. L. 2014, p. 4269), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4281), so as to change the compensation of the chief deputy, the assistant chief deputy, and the executive assistant to the sheriff; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1012. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 4104), an Act approved April 10, 2014 (Ga. L. 2014, p. 4269), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4284), so as to change the salary of the clerk of the superior court, the deputy clerk, the executive assistant, and the executive secretary; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1018. By Representative Parrish of the 158th:

A BILL to be entitled an Act to provide for a nonbinding, advisory referendum for the purpose of ascertaining whether the Candler County Board of Commissioners should levy an additional ad valorem tax for the purpose of realizing additional tax revenue to provide payment for the Candler County

Hospital Authority's services and facilities; to provide for legislative purposes and findings; to provide for procedures and requirements relating thereto; to provide for a referendum and effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1019. By Representative Caldwell of the 131st:

A BILL to be entitled an Act to authorize the Magistrate Court of Upson County to impose and collect county law library fees as part of the court costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1020. By Representatives Trammell of the 132nd and Nix of the 69th:

A BILL to be entitled an Act to provide a new charter for the City of Hogansville; to provide for incorporation and boundaries; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1021. By Representatives Yates of the 73rd and Knight of the 130th:

A BILL to be entitled an Act to amend an Act establishing the State Court of Spalding County, formerly known as the City Court of Griffin, approved December 14, 1897 (Ga. L. 1897, p. 462), as amended, particularly by an Act approved March 19, 1987 (Ga. L. 1987, p. 4527), so as to provide for the election of the county solicitor; to specify the requirements for holding the office of the county solicitor; to establish the office of the county solicitor as a full-time position; to designate the salary of the office of the county solicitor; to authorize the appointment of assistant county solicitors; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1023. By Representatives Corbett of the 174th, Spencer of the 180th and Shaw of the 176th:

A BILL to be entitled an Act to amend an Act reconstituting the Board of Education of Ware County, approved September 18, 1991 (Ga. L. 1991, Ex. Sess., p. 445), as amended, so as to change the compensation of the members of the board; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1024. By Representatives Corbett of the 174th, Carter of the 175th, Sharper of the 177th and Shaw of the 176th:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Lake Park, approved April 17, 1973 (Ga. L. 1973, p. 3074), as amended, particularly by an Act approved March 22, 1989 (Ga. L. 1989, p. 4123), an Act approved February 18, 1992 (Ga. L. 1992, p. 4536), and an Act approved May 6, 2015 (Ga. L. 2015, p. 3743), so as to provide for the election and terms of office of the mayor and councilmembers; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1029. By Representatives Broadrick of the 4th, Dickson of the 6th and Tarvin of the 2nd:

A BILL to be entitled an Act to abolish the office of elected county surveyor of Whitfield County; to provide for the appointment of a county surveyor by the governing authority of the county; to provide that the person currently serving as elected county surveyor shall serve the remainder of his or her term; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1033. By Representatives Evans of the 42nd, Ehrhart of the 36th, Carson of the 46th, Wilkerson of the 38th, Golick of the 40th and others:

A BILL to be entitled an Act to amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9,

1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3732) and an Act approved May 12, 2015 (Ga. L. 2015, p. 4050), so as to change the compensation of the judge of the probate court; to change the compensation of the clerk of the probate court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following communication from His Excellency, Governor Nathan Deal, was received by the Secretary:

STATE OF GEORGIA  
OFFICE OF THE GOVERNOR  
ATLANTA 30334-0900

Nathan Deal  
Governor

February 22, 2016

VIA HAND DELIVERY

The Honorable Casey Cagle  
Lieutenant Governor of Georgia  
240 State Capitol  
Atlanta, Georgia 30334

Dear Governor Cagle:

Attached is the list of appointments to various boards, commission, authorities, and other entities requiring Senate confirmation. The list is submitted pursuant to Senate Rules 3-3.1, et seq. If we can provide you with any additional information to assist your office in the confirmation process, please let us know.

Thanks for your assistance.

Sincerely yours,

/s/ Nathan Deal  
Governor of Georgia

The Honorable Walter Westbury of Spalding County, as a member of the State Board of Funeral Service, for the term of office beginning 2/13/2015, and ending 2/13/2021.

The Honorable David Maschke of Dougherty County, as a member of the Board of Architects and Interior Designers, for the term of office beginning 3/5/2015, and ending 3/5/2020.

The Honorable Charles Bass, Jr. of Laurens County, as a member of the State Board of Physical Therapy, for the term of office beginning 8/30/2014, and ending 8/30/2017.

The Honorable Dorothy Gaskin of Chatham County, as a member of the State Board of Physical Therapy, for the term of office beginning 8/30/2014, and ending 8/30/2017.

The Honorable Holly Thaw of Fulton County, as a member of the Board of Examiners of Licensed Dietitians, for the term of office beginning 6/30/2011, and ending 6/30/2015.

The Honorable Earl Graham of Barrow County, as a member of the State Construction Industry Licensing Board: Electrical Contractors Division, for the term of office beginning 6/30/2011, and ending 6/30/2015.

The Honorable Hal Cospser of Cobb County, as a member of the State Construction Industry Licensing Board: Electrical Contractors Division, for the term of office beginning 6/30/2011, and ending 6/30/2015.

The Honorable Kerry Smith of Habersham County, as a member of the State Board of Nursing Home Administrators, for the term of office beginning 12/29/2012, and ending 12/29/2015.

The Honorable Kay Watkins of Cobb County, as a member of the State Board of Nursing Home Administrators, for the term of office beginning 6/4/2014, and ending 6/4/2017.

The Honorable Mary Watkins of Hall County, as a member of the Board of Chiropractic Examiners, for the term of office beginning 8/20/2012, and ending 8/20/2017.

The Honorable Ray Hendrix of Bulloch County, as a member of the Veterans Service Board, for the term of office beginning 4/1/2014, and ending 4/1/2021.

The Honorable Shawn Hanley of Fulton County, as a member of the Veterans Service Board, for the term of office beginning 4/1/2015, and ending 4/1/2022.

The Honorable Susan Thayer of Cobb County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2014, and ending 7/1/2017.

The Honorable Joy Lampley-Fortson of Fulton County, as a member of the Board of Commissioners of the Georgia Student Finance Commission, for the term of office beginning 3/15/2015, and ending 3/15/2021.

The Honorable Connie Jee of Gwinnett County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2012, and ending 9/29/2015.

The Honorable William "Sonny" Walker of Fulton County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2012, and ending 9/29/2015.

The Honorable Odessa Archibald of Fulton County, as a member of the Board of Commissioner of the Commission on Equal Opportunity, for the term of office beginning 9/29/2013, and ending 9/29/2016.

The Honorable Angela Hsu of Fulton County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2013, and ending 9/29/2016.

The Honorable Sugandha Yadav of Camden County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2014, and ending 9/29/2017.

The Honorable Rick Desai of Gwinnett County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2014, and ending 9/29/2017.

The Honorable Jason Anavitarte of Paulding County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2014, and ending 9/29/2017.

The Honorable Melissa Cantrell of Pickens County, as a member of the Board of Architects and Interior Designers, for the term of office beginning 3/5/2015, and ending 3/5/2020.

The Honorable Anne Smith of Chatham County, as a member of the Board of Architects and Interior Designers, for the term of office beginning 3/5/2015, and ending 3/5/2020.

The Honorable John "Al" Pond of Fulton County, as a member of the Board of Community Affairs, for the term of office beginning 7/1/2013, and ending 7/1/2018.

The Honorable Linda Floyd of Lowndes County, as a member of the Georgia Board of Nursing, for the term of office beginning 7/1/2014, and ending 7/1/2017.

The Honorable Joseph Krzemien of Forsyth County, as a member of the Board of Chiropractic Examiners, for the term of office beginning 8/20/2012, and ending 8/20/2017.



The Honorable James Valbrun of Douglas County, as a member of the Board of Juvenile Justice, for the term of office beginning 7/1/2011, and ending 7/1/2016.

The Honorable Gerri Ann Robins of Chatham County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2012, and ending 12/31/2015.

The Honorable Merry Fort of Bibb County, as a member of the Georgia Board of Nursing, for the term of office beginning 7/1/2014, and ending 7/1/2017.

The Honorable John Downey of Richmond County, as a member of the Georgia Composite Medical Board, for the term of office beginning 7/1/2014, and ending 7/1/2018.

The Honorable Joe Sam Robinson of Bibb County, as a member of the Georgia Composite Medical Board, for the term of office beginning 7/1/2013, and ending 7/1/2017.

The Honorable Anna Chafin of Bryan County, as a member of the Board of Commissioners of the Georgia Student Finance Commission, for the term of office beginning 3/15/2014, and ending 3/15/2020.

The Honorable Trisha Butler of DeKalb County, as a member of the Georgia Board of Massage Therapy, for the term of office beginning 7/1/2012, and ending 7/1/2016.

The Honorable Pam Nichols of Madison County, as a member of the Georgia Board of Massage Therapy, for the term of office beginning 7/1/2014, and ending 7/1/2018.

The Honorable Endsley Real of DeKalb County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2014, and ending 12/31/2017.

The Honorable Sandra Lee Leslie of Hall County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2014, and ending 7/1/2017.

The Honorable Sharon Tucker of Tucker County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers, and Marriage & Family Therapists, for the term of office beginning 12/31/2012, and ending 12/31/2015.

The Honorable Rebecca Bynum of Lowndes County, as a member of the Georgia Board of Dentistry, for the term of office beginning 6/30/2015, and ending 6/30/2020.

The Honorable Teri Schneider of Gwinnett County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Kamila Luigs of Fulton County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Scott Justus of Hall County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Sheryl Stalvey of Colquitt County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Kay Kendrick of McDuffie County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Sarah Scott of Hall County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Dana Love of DeKalb County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Jennifer Cheely of McDuffie County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Philamenia Rivers of Gwinnett County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Belinda Sanders of DeKalb County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Betty Carlisle of Monroe County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable David Jones of Houston County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Virgil Ergle of Gwinnett County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Mark Glass of Mitchell County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Mike Campbell of Cobb County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Wayne Christian of Laurens County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Kent Fountain of Wayne County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Pedro Cherry of Cobb County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Jeff Brown of Troup County, as a member of the Board of Community Affairs, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Clifford Sheppard of Washington County, as a member of the Board of Community Affairs, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Alton Russell of Muscogee County, as a member of the Board of Corrections, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Duke Blackburn of Coweta County, as a member of the Board of Corrections, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Andrea Shelton of Fulton County, as a member of the Board of Corrections, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Larry Haynie of Carroll County, as a member of the Board of Corrections, for the term of office beginning 7/1/2013, and ending 7/1/2018.

The Honorable Donna Moses of Carroll County, as a member of the Board of Community Health, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Judy Greenlea Taylor of Fulton County, as a member of the Board of Public Health, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Cynthia Mercer of Clarke County, as a member of the Board of Public Health, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable John Hauptert of Fulton County, as a member of the Board of Public Health, for the term of office beginning 7/1/2014, and ending 7/1/2017.

The Honorable David Glass of Fulton County, as a member of the Board of Behavioral Health and Developmental Disabilities, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Kim Ryan of Gwinnett County, as a member of the Board of Behavioral Health and Developmental Disabilities, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Jan Ligon of Fulton County, as a member of the Board of Behavioral Health and Developmental Disabilities, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Jancito del Mazo of Fulton County, as a member of the Georgia Board for Physician Workforce, for the term of office beginning 10/6/2014, and ending 10/6/2020.

The Honorable David Kay of Bibb County, as a member of the Georgia Board for Physician Workforce, for the term of office beginning 10/6/2014, and ending 10/6/2020.

The Honorable Thomas Hatchett of Habersham County, as a member of the Georgia Board for Physician Workforce, for the term of office beginning 10/6/2014, and ending 10/6/2020.

The Honorable Norma Morgan of Effingham County, as a member of the Georgia Board for Physician Workforce, for the term of office beginning 10/6/2014, and ending 10/6/2020.

The Honorable Mary Flanders of Chatham County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020.

The Honorable Baoky Vu of DeKalb County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020.

The Honorable Lynn Cornett of Fulton County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020.

The Honorable Ben Copeland of Lanier County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020.

The Honorable Randall Fox of Gordon County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2013, and ending 6/30/2018.

The Honorable Anne Kaiser of Fulton County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020.

The Honorable Jackson Winter of Fulton County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020.

The Honorable Tippi Burch of Fulton County, as a member of the Board of Community Affairs, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Joseph Jarrard of Cobb County, as a member of the Board of Public Health, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Marisa Simpson of Gwinnett County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Mark Trail of Fayette County, as a member of the Board of Community Health, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Anthony Williamson of Jackson County, as a member of the Board of Community Health, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Michael Mixon of Habersham County, as a member of the State Board of Accountancy, for the term of office beginning 6/30/2013, and ending 6/30/2017.

The Honorable Karen Rosas of Bibb County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2012, and ending 12/31/2015.

The Honorable Matthew Sawhill of Cobb County, as a member of the Board of Natural Resources, for the term of office beginning 3/16/2015, and ending 3/16/2022.

The Honorable Ted Noe of Floyd County, as a member of the State Licensing Board for Residential and General Contractors, for the term of office beginning 7/1/2014, and ending 7/1/2019.

The Honorable Keely Fennell of Bulloch County, as a member of the State Licensing Board for Residential and General Contractors, for the term of office beginning 7/1/2014, and ending 7/1/2019.

The Honorable Robert Cleveland of Bibb County, as a member of the State Licensing Board for Residential and General Contractors, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Bill Duck of Muscogee County, as a member of the State Licensing Board for Residential and General Contractors, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Keith Stone of Berrien County, as a member of the Georgia Real Estate Appraisers Board, for the term of office beginning 7/1/2015, and ending 7/1/2020.

The Honorable Carol Pacheco of Chatham County, as a member of the Board of Architects and Interior Designers, for the term of office beginning 8/9/2011, and ending 8/9/2016.

The Honorable Susan Watts of Glynn County, as a member of the Board of Architects and Interior Designers, for the term of office beginning 7/1/2011, and ending 7/1/2016.

The Honorable Lee Tucker of Gwinnett County, as a member of the Board of Commissioners of the Georgia Student Finance Commission, for the term of office beginning 3/15/2013, and ending 3/15/2019.

The Honorable Taylor Wright of Cobb County, as a member of the State Board of Registration for Professional Engineers and Land Surveyors, for the term of office beginning 8/28/2015, and ending 8/28/2020.

The Honorable William Womack of DeKalb County, as a member of the State Board of Registration for Professional Engineers and Land Surveyors, for the term of office beginning 8/28/2015, and ending 8/30/2020.

The Honorable Elmo Richardson of Bibb County, as a member of the State Board of Registration for Professional Engineers and Land Surveyors, for the term of office beginning 8/28/2015, and ending 6/1/2020.

The Honorable Julianne Busbee of Bibb County, as a member of the State Board of Registration for Professional Engineers and Land Surveyors, for the term of office beginning 8/28/2015, and ending 6/1/2020.

The Honorable Blair Train of Bibb County, as a member of the Georgia Board of Nursing, for the term of office beginning 12/31/2013, and ending 12/31/2016.

The Honorable Amanda Shailendra of Fulton County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2013, and ending 7/1/2016.

The Honorable Richard Bennett of Hall County, as a member of the Georgia Board of Dentistry, for the term of office beginning 8/1/2015, and ending 8/1/2020.

The Honorable Melissa Thurlow of Gwinnett County, as a member of the State Board of Occupational Therapists, for the term of office beginning 12/31/2014, and ending 12/31/2018.

The Honorable Robert McClellan of Cobb County, as a member of the State Board of Occupational Therapists, for the term of office beginning 12/31/2011, and ending 12/31/2015.

The Honorable Larry Brown of Cherokee County, as a member of the State Board of Optometry, for the term of office beginning 9/6/2015, and ending 9/6/2018.

The Honorable Robert McCullough of Fayette County, as a member of the State Board of Optometry, for the term of office beginning 9/6/2015, and ending 9/6/2018.

The Honorable Betty Ann Lindsey of Tift County, as a member of the State Board of Optometry, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Jimmy Thomas of Pike County, as a member of the Board of Behavioral Health and Developmental Disabilities, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable David Johnson of Cherokee County, as a member of the State Board of Registration of Used Car Dealers and Motor Vehicle Part Dealers, for the term of office beginning 6/30/2014, and ending 6/30/2018.

The Honorable Thomas Mobley of Coweta County, as a member of the State Board of Registration of Used Car Dealers and Motor Vehicle Part Dealers, for the term of office beginning 6/30/2015, and ending 6/30/2019.

The Honorable Sandra Gresham of Fulton County, as a member of the State Board of Registration of Used Car Dealers and Motor Vehicle Part Dealers, for the term of office beginning 6/30/2015, and ending 6/30/2019.

The Honorable Kevin Jackson of Chatham County, as a member of the Board of Directors of the Georgia Lottery Corporation, for the term of office beginning 12/15/2011, and ending 12/15/2016.

The Honorable Rachele Branson of DeKalb County, as a member of the State Board of Occupational Therapists, for the term of office beginning 12/31/2013, and ending 12/31/2017.

The Honorable Karen Canupp of Jackson County, as a member of the State Board of Optometry, for the term of office beginning 9/6/2014, and ending 9/6/2017.

The Honorable Janice Izlar of Chatham County, as a member of the Georgia Board of Nursing, for the term of office beginning 9/23/2013, and ending 9/23/2016.

The Honorable Billy Graham of Walton County, as a member of the State Board of Used Car Dealers and Motor Vehicle Part Dealers, for the term of office beginning 6/30/2013, and ending 6/30/2017.

The Honorable Nicholas Haynes of Hall County, as a member of the State Board of Veterinary Medicine, for the term of office beginning 6/30/2015, and ending 6/30/2020.

The Honorable Julia Worthy of Fulton County, as a member of the Georgia Board of Nursing, for the term of office beginning 9/23/2015, and ending 9/23/2018.

The Honorable Jeff Wilkinson of Baldwin County, as a member of the State Board of Registration of Used Car Dealers and Motor Vehicle Part Dealers, for the term of office beginning 6/30/2015, and ending 6/30/2019.

The Honorable Rey Martinez of Walton County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2015, and ending 9/29/2018.

The Honorable Daniel Cravey of Lamar County, as a member of the Veterans Service Board, for the term of office beginning 4/1/2014, and ending 4/1/2021.

The Honorable Victoria Agyekum of Chatham County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Mollie Cohen of Grady County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.



The Honorable Robert Todd IV of Meriwether County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Debra Sue Wade of Rockdale County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Toby Hinton of Gwinnett County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Holly Kirbo of Colquitt County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Ryan Worsley of Oconee County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Arthur Vaughan of Cobb County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Karen Gilbert of Henry County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Clint Hobbs of Towns County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable James Norton of Gwinnett County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2013, and ending 9/29/2016.

The Honorable Susan Stallings-Sahler of Richmond County, as a member of the State Board of Occupational Therapists, for the term of office beginning 12/31/2013, and ending 12/31/2017.

The Honorable W.D. Strickland of Pierce County, as a member of the Board of Corrections, for the term of office beginning 7/1/2011, and ending 7/1/2016.

The Honorable Diane McClearen of Fulton County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018.

The Honorable Phil Sutton of Hall County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2013, and ending 6/30/2018.

The Honorable Clayton Huffman of Fulton County, as a member of the State Board of Accountancy, for the term of office beginning 6/30/2015, and ending 6/30/2019.

The Honorable Scott Weinburg of Clarke County, as a member of the Georgia Board of Landscape Architects, for the term of office beginning 4/1/2014, and ending 4/1/2018.

The Honorable Rebecca Kirkland of Fulton County, as a member of the Georgia Board of Landscape Architects, for the term of office beginning 4/1/2013, and ending 4/1/2017.

The Honorable Holly Thaw of Fulton County, as a member of the Board of Examiners of Licensed Dietitians, for the term of office beginning 6/30/2015, and ending 6/30/2019.

The Honorable Chad Baker of Gwinnett County, as a member of the Georgia Board of Landscape Architects, for the term of office beginning 4/1/2013, and ending 4/1/2017.

The Honorable Tim Lake of Laurens County, as a member of the Georgia Board of Landscape Architects, for the term of office beginning 4/1/2013, and ending 4/1/2017.

The Honorable Lisa Harris of Floyd County, as a member of the Board of Pharmacy, for the term of office beginning 11/1/2015, and ending 11/1/2020.

The Honorable Larry Walker of Houston County, as a member of the Board of Regents of the University System of Georgia, for the term of office beginning 1/1/2016, and ending 1/1/2023.

The Honorable James Hull of Richmond County, as a member of the Board of Regents of the University System of Georgia, for the term of office beginning 1/1/2016, and ending 1/1/2023.

The Honorable Dwight Evans of DeKalb County, as a member of the Board of Natural Resources, for the term of office beginning 1/1/2016, and ending 1/1/2023.

The Honorable William Bagwell, Jr. of Hall County, as a member of the Board of Natural Resources, for the term of office beginning 1/1/2016, and ending 1/1/2023.

The Honorable Tommy Black of Liberty County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2015, and ending 12/31/2018.

The Honorable Karen Rosas of Bibb County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2015, and ending 12/31/2018.

The Honorable Gerri Ann Robbins of Chatham County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2015, and ending 12/31/2018.

The Honorable Brian Owens of Monroe County, as a member of the State Board of Pardons and Paroles, for the term of office beginning 12/31/2015, and ending 12/31/2022.

The Honorable Mark Renew of Chatham County, as a member of the Board of Public Safety, for the term of office beginning 1/20/2016, and ending 1/20/2019.

The Honorable Pete Skandalakis of Troup County, as a member of the Board of Public Safety, for the term of office beginning 1/20/2015, and ending 1/20/2018.

The Honorable Mike Long of Wayne County, as a member of the State Board of Education, for the term of office beginning 1/1/2016, and ending 1/1/2023.

The Honorable Paul Brower of Cobb County, as a member of the Georgia Real Estate Commission, for the term of office beginning 1/26/2016, and ending 1/26/2021.

The Honorable Jodie Shephard of Coweta County, as a member of the Georgia Real Estate Commission, for the term of office beginning 1/26/2015, and ending 1/26/2020.

The Honorable Nancy Kennedy of Hancock County, as a member of the State Board of Funeral Service, for the term of office beginning 5/1/2014, and ending 5/1/2020.

The Honorable Robert Pollard of Columbia County, as a member of the State Forestry Commission, for the term of office beginning 1/1/2016, and ending 1/1/2023.

The Honorable Bonita Barker of Monroe County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2015, and ending 12/31/2018.

The Honorable William Bowen of Tift County, as a member of the State Board of Funeral Service, for the term of office beginning 2/13/2016, and ending 2/13/2022.

The President referred the appointment list to the Committee on Assignments.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Education and Youth has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 364      Do Pass by substitute

Respectfully submitted,  
Senator Tippins of the 37th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 807      Do Pass  
HB 930      Do Pass  
SB 380      Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

The following legislation was read the second time:

HB 840	SB 302	SB 321	SB 323	SB 330	SB 347
SB 367	SR 730	SR 876			

Senator Seay of the 34th asked unanimous consent that Senator Orrock of the 36th be excused. The consent was granted, and Senator Orrock was excused.

Senator Beach of the 21st asked unanimous consent that Senator Hill of the 6th be excused. The consent was granted, and Senator Hill was excused.

Senator Harbison of the 15th asked unanimous consent that Senators Jackson of the 2nd and Thompson of the 5th be excused. The consent was granted, and Senators Jackson and Thompson were excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Mullis
Beach	Hill, Judson	Parent
Bethel	Hufstetler	Rhett
Black	Jackson, B	Seay
Burke	James	Shafer
Butler	Jeffares	Sims
Cowsert	Jones, B	Stone
Crane	Jones, E	Tate
Davenport	Jones, H	Thompson, B
Dugan	Kennedy	Tippins
Ginn	Kirk	Unterman
Gooch	Ligon	VanNess
Harbin	Lucas	Walker
Harbison	Martin	Watson
Harper	McKoon	Wilkinson
Heath	Millar	Williams, M
Henson	Miller	Williams, T

Not answering were Senators:

Fort	Hill, H. (Excused)	Jackson, L. (Excused)
Orrock (Excused)	Thompson, C. (Excused)	

Senator Fort of the 39th was off the floor of the Senate when the roll was called and wished to be recorded as present.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Thompson of the 14th introduced the chaplain of the day, Reverend Jeremy Morton of Cartersville, Georgia, who offered scripture reading and prayer.

Senator Stone of the 23rd introduced the doctor of the day, Dr. Ramon O. Parrish, Jr.

Senator Jones of the 10th honored Kappa Alpha Psi Fraternity, Inc., and recognized February 22, 2016, as Kappa Alpha Psi Fraternity Day at the capitol, commended by SR 1013, adopted previously. Grand Polemarch Thomas L. Battles, Jr. addressed the Senate briefly.

Senator Albers of the 56th honored Job Creators Network and recognized February 22, 2016, as Job Creators Network Day at the state capitol, commended by SR 980, adopted previously. President and CEO Alfredo Ortiz addressed the Senate briefly.

The President recognized U.S. Senator David Perdue who addressed the Senate briefly.

Senator Hufstetler of the 52nd recognized the Anesthesiology Assistants of Georgia, commended by SR 982, adopted previously. President Eric Heil addressed the Senate briefly.

Senator Henson of the 41st recognized the International Alliance of Theatrical Stage Employees, Local 479, commended by SR 1003, adopted previously. President Ray Brown addressed the Senate briefly.

Senator Tate of the 38th recognized February 22, 2016, as Clark Atlanta University Day at the state capitol, commended by SR 1015, adopted previously. President Ronald A. Johnson addressed the Senate briefly.

The following resolution was read and adopted:

SR 1023. By Senator Harper of the 7th:

A RESOLUTION recognizing February 22, 2016, as Emergency Medical Services Recognition Day at the state capitol and commending the emergency medical services professionals of Georgia; and for other purposes.

Senator Harper of the 7th honored the emergency medical services professionals. Georgia EMS Executive Director Kim Littleton addressed the Senate briefly.

The following resolutions were read and adopted:

SR 1024. By Senator Unterman of the 45th:

A RESOLUTION commending those that support persons diagnosed and living with Type 1 Diabetes and recognizing February 23, 2016, as Type 1 Diabetes Day at the state capitol; and for other purposes.

SR 1025. By Senator Unterman of the 45th:

A RESOLUTION recognizing March 11, 2016, as X & Y Chromosome Variations Awareness Day at the capitol; and for other purposes.

SR 1026. By Senator Unterman of the 45th:

A RESOLUTION commending Ms. Connie C. Wiggins, President and CEO of Gwinnett Clean & Beautiful; and for other purposes.

SR 1030. By Senator Hufstetler of the 52nd:

A RESOLUTION recognizing the Georgia Academy of Anesthesiologist Assistants; and for other purposes.

SR 1033. By Senators Jackson of the 24th, Kirk of the 13th, Hufstetler of the 52nd, Miller of the 49th and Shafer of the 48th:

A RESOLUTION honoring the life and memory of Senator Joey Brush; and for other purposes.

SR 1034. By Senators Williams of the 27th and Gooch of the 51st:

A RESOLUTION recognizing and commending Hannah Testa upon being honored with a 2016 Prudential Spirit of Community Award; and for other purposes.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Monday February 22, 2016  
Twenty-fifth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 380                      Gooch of the 51st  
**WHITE COUNTY**

A BILL to be entitled an Act to amend an Act to reconstitute the Board of Commissioners of White County, approved May 13, 2008 (Ga. L. 2008, p. 4205), as amended, so as to provide for compensation increases for members of the board; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 807                      Seay of the 34th  
Davenport of the 44th  
**CLAYTON COUNTY**

A BILL to be entitled an Act to amend an Act creating one or more community improvement districts within Clayton County, approved April 7, 1992 (Ga. L. 1992, p. 5698), so as to change certain

provisions relating to the purpose of the Act; to change the definition of the term "electors"; to change the definition of the term "project"; to change certain provisions relating to taxes, fees, and assessments; to change certain provisions relating to boundaries of such districts; to change certain provisions relating to the powers of boards of such districts; to repeal conflicting laws; and for other purposes.

HB 930

Gooch of the 51st

**CITY OF BLAIRSVILLE**

A BILL to be entitled an Act to provide a new charter for the City of Blairsville; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 52, nays 1.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.



SENATE RULES CALENDAR  
MONDAY, FEBRUARY 22, 2016  
TWENTY-FIFTH LEGISLATIVE DAY

- SB 271      Mental Health; provide reasonable standards for providing patients notice; admission to an emergency receiving facility (Substitute)(H&HS-11th)
- SB 337      Medical Assistance; require Department of Human Services to provide certain dependents of military service member; eligibility (Substitute) (H&HS-20th)
- SB 275      Local Government; governing body shall not adopt policy that has effect of preventing free exercise of the right of freedom of speech by the members (Substitute)(ETHICS-27th)
- SB 316      Bingo; remove the daily permissible prize limitation while preserving the weekly permissible prize limitation (PUB SAF-51st)
- SB 348      Education; provide for colleges and career academies as charter school or schools within a strategic waivers school system (ED&Y-37th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 271. By Senators Burke of the 11th, Kirk of the 13th and Watson of the 1st:

A BILL to be entitled an Act to amend Chapter 3 of Title 37 of the Official Code of Georgia Annotated, relating to examination and treatment for mental illness, so as to provide for reasonable standards for providing patients and their representatives notice of their rights upon each such patient's admission to an emergency receiving facility; to provide for procedure for continued involuntary hospitalization of a mentally ill patient when a discharge has been planned and is deemed unsafe; to change the time frame for certain notices related to the procedure for continued involuntary hospitalization; to provide for a reasonable standard for diligent efforts to secure the names of a mental patient's representatives; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Health and Human Services offered the following substitute to SB 271:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 3 of Title 37 of the Official Code of Georgia Annotated, relating to examination and treatment for mental illness, so as to provide for reasonable standards for providing persons with mental illness and their representatives notice of their rights upon each such person's admission to an emergency receiving facility; to provide for procedure for continued involuntary hospitalization of a person who has mental illness when a discharge has been planned and is deemed unsafe; to change the time frame for certain notices related to the procedure for continued involuntary hospitalization; to provide for a reasonable standard for diligent efforts to secure the names of a person's representatives; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 3 of Title 37 of the Official Code of Georgia Annotated, relating to examination and treatment for mental illness, is amended by revising Code Section 37-3-44, relating to giving a patient and his or her representatives notice of their rights upon a patient's admission to an emergency receiving facility, as follows:

"37-3-44.

(a) Immediately upon arrival of a ~~patient~~ person at an emergency receiving facility under Code Section 37-3-43 or as soon thereafter as reasonably possible given a person's condition or mental state at the time of arrival, the facility shall give the ~~patient~~ person written notice of his or her right to petition for a writ of habeas corpus or for a protective order under Code Section 37-3-148. This written notice shall also inform the ~~patient~~ person who has mental illness that he or she has a right to legal counsel and that, if the ~~patient~~ person is unable to afford counsel, the court will appoint counsel.

(b) The notice informing the ~~patient's~~ person's representatives of ~~the patient's~~ such person's hospitalization in an emergency receiving facility shall include a clear notification that the representatives may petition for a writ of habeas corpus or for a protective order under Code Section 37-3-148."

**SECTION 2.**

Said chapter is further amended by revising Code Section 37-3-83, relating to procedure for continued involuntary hospitalization, as follows:

"37-3-83.

(a) If it is necessary to continue involuntary treatment of a hospitalized ~~patient~~ person who has mental illness beyond the end of the period during which the treatment facility is currently authorized under this chapter to retain ~~the patient~~ such person, the chief

medical officer prior to the expiration of the period shall seek an order authorizing such continued treatment in the manner provided in this Code section. The chief medical officer may seek such an order authorizing continued involuntary treatment involving inpatient treatment, outpatient treatment, or both under the procedures of this Code section and Code Section 37-3-93.

(b) If the chief medical officer finds that continued involuntary treatment is necessary ~~(1)~~ for an individual who was admitted while serving a criminal sentence but whose sentence is about to expire or ~~(2)~~ for an individual who was hospitalized while under the jurisdiction of a juvenile court but who is about to reach the age of 17, the chief medical officer shall seek an order authorizing such continued treatment in the manner provided in this Code section; and this chapter shall apply fully to such a patient person after that time.

(c) A Committee for Continued Involuntary Treatment Review shall be established by the chief medical officer of each hospital and shall consist of not less than five persons of professional status, at least one of whom shall be a physician and at least two others of whom shall be either physicians or psychologists. The committee may conduct its meetings with a quorum of any three members, at least one of whom shall be a physician. The function of this committee shall be to review and evaluate the updated individualized service plan of each patient person who has mental illness of the hospital and to report to the chief medical officer its recommendations concerning the patient's person's need for continued involuntary treatment. No person who has responsibility for the care and treatment of the individual patient person for whom continued involuntary treatment is requested shall serve on any committee which reviews such individual's person's case.

(d) If the chief medical officer desires to seek an order under this Code section authorizing continued involuntary treatment for up to 12 months beyond the expiration of the currently authorized period of hospitalization, he or she shall first file a notice of such intended action with the Committee for Continued Involuntary Treatment Review, which notice shall be forwarded to the committee at least ~~60~~ 40 days prior to the expiration of that period.

(e) If, within 40 days of the expiration of an order for involuntary treatment relating to a person who has mental illness for whom discharge has been planned, the chief medical officer determines discharge would now be unsafe, the chief medical officer may execute a certificate to be filed with a petition for continued involuntary treatment pursuant to this chapter. The certificate shall indicate the basis for the determination that the person is a person who has mental illness requiring involuntary treatment as defined in paragraph (12) of Code Section 37-3-1, the reason the process for obtaining an order for continued hospitalization was not commenced 40 days or more prior to the expiration date, and the reason continued hospitalization is the least restrictive alternative available. Referral to the Committee for Continued Involuntary Treatment Review is not required prior to the filing of a certificate and petition under this subsection. Under this subsection, the chief medical officer shall serve the petition for an order authorizing continued involuntary treatment along with copies of the updated

individualized service plan on the Office of State Administrative Hearings and shall also serve such petition along with a copy of the updated individualized service plan on the person who has mental illness. A copy of the petition shall be served on the person's representatives. The petition shall contain a plain and simple statement that the person who has mental illness or his or her representatives may file a request for a hearing with a hearing examiner appointed pursuant to Code Section 37-3-84 within ten days after service of the petition, that the person who has mental illness has a right to counsel at the hearing, that the person who has mental illness or his or her representatives may apply immediately to the court to have counsel appointed if such person cannot afford counsel, and that the court will appoint counsel for the person who has mental illness unless the person indicates in writing that he or she does not desire to be represented by counsel or has made his or her own arrangements for counsel. If, following the filing of the certificate and petition under this subsection, the order authorizing the treatment facility to retain the person who has mental illness expires, such facility shall be authorized to retain the person for continued involuntary treatment until a ruling is issued. If at any time the chief medical officer determines that the person who has mental illness, after consideration of the recommendations of the treatment team, is no longer a person who has mental illness requiring involuntary inpatient treatment, the person shall be immediately discharged from involuntary inpatient treatment pursuant to subsection (b) of Code Section 37-3-85.

~~(e)~~(f) Within ~~ten~~ five days of the date of the notice, the committee shall meet to consider the matter of the chief medical officer's intention to seek an order for continued involuntary treatment. Prior to the committee's meeting, the ~~patient~~ person who has mental illness and his or her representatives shall be notified of the following: the purpose of such meeting, the time and place of such meeting, their right to be present at such meeting, and their right to present any alternative individualized service plan secured at their expense. In those cases in which the ~~patient~~ person will not or cannot appear, at least one member of the committee will make all reasonable efforts to interview the ~~patient~~ person who has mental illness and report to the committee. The physician or psychologist proposing the treatment plan shall present an updated individualized service plan for the ~~patient~~ person to the committee. The committee shall report to the chief medical officer or his or her designee, other than the physician or psychologist proposing the treatment plan or a member of the committee, its written recommendations along with any minority recommendations which may also be submitted. Such report ~~will~~ shall specify whether or not the ~~patient is a mentally ill~~ person has a mental illness requiring involuntary treatment and whether continued hospitalization is the least restrictive alternative available.

~~(f)~~(g) If, after considering the committee's recommendations and minority recommendations, if any, the chief medical officer or his or her designee, other than the attending physician or a member of the committee, determines that the ~~patient~~ person is not a ~~mentally ill~~ person who has mental illness requiring involuntary treatment, the ~~patient~~ person shall be immediately discharged from involuntary hospitalization pursuant to subsection (b) of Code Section 37-3-85.

~~(g)~~(h) If, after considering the committee's recommendations and minority recommendations, if any, the chief medical officer or his or her designee, other than the attending physician or member of the committee, determines that the ~~patient is a mentally ill~~ person has a mental illness requiring involuntary treatment, he or she shall, within ~~ten~~ five days after receiving the committee's recommendations, serve a petition for an order authorizing continued involuntary treatment along with copies of the updated individualized service plan and the committee's report on the ~~designated office within the department~~ Office of State Administrative Hearings and shall also serve such petition along with a copy of the updated individualized service plan on the ~~patient~~ person who has mental illness. A copy of the petition shall be served on the ~~patient's~~ person's representatives. The petition shall contain a plain and simple statement that ~~the patient~~ such person or his or her representatives may file a request for a hearing with a hearing examiner appointed pursuant to Code Section 37-3-84 within ~~15~~ ten days after service of the petition, that the ~~patient~~ person has a right to counsel at the hearing, that the ~~patient~~ person or his or her representatives may apply immediately to the court to have counsel appointed if the ~~patient~~ person cannot afford counsel, and that the court will appoint counsel for the ~~patient~~ person unless the ~~patient~~ person indicates in writing that he or she does not desire to be represented by counsel or has made his or her own arrangements for counsel.

~~(h)~~(i) If a hearing is not requested by the ~~patient~~ person with mental illness or ~~the~~ his or her representatives within ~~15~~ ten days of service of the petition on the ~~patient~~ person and his or her representatives, the hearing examiner shall make an independent review of the committee's report, the updated individualized service plan, and the petition. If he or she concludes that continued involuntary treatment may not be necessary or if he or she finds any member of the committee so concluded, then he or she shall order that a hearing be held pursuant to subsection (i) of this Code section. If he or she concludes that continued involuntary treatment is necessary, then he or she shall order continued involuntary treatment involving inpatient treatment, outpatient treatment, or both for a period not to exceed one year.

~~(i)~~(j) If a hearing is requested within ~~15~~ ten days of service of the petition on the ~~patient~~ person who has mental illness and his or her representatives or if the hearing examiner orders a hearing pursuant to subsection ~~(h)~~(i) or ~~(j)~~(k) of this Code section, the hearing examiner shall set a time and place for the hearing to be held within 25 days of the time the hearing examiner receives the request but ~~in any event~~ no later than the day on which the current order of involuntary inpatient treatment expires, unless such hearing occurs after the expiration of the order pursuant to subsection (e) of this Code section. Notice of the hearing shall be served on the ~~patient~~ person, his or her representatives, the treatment facility, and, when appropriate, ~~on~~ the counsel for the ~~patient~~ person. The hearing examiner, within his or her discretion, may grant a change of venue for the convenience of parties or witnesses. Such hearing shall be a full and fair hearing, except that the ~~patient's~~ person's attorney, when the ~~patient~~ person is unable to attend the hearing and is incapable of consenting to a waiver of his or her appearance, may move that the ~~patient~~ person not be required to appear; however, the

record shall reflect the reasons for the hearing examiner's actions. After such hearing, the hearing examiner may issue any order which the court is authorized to issue under Code Section 37-3-81.1 and subject to the limitations of ~~that~~ Code Section 37-3-81.1, provided that a patient person who is an outpatient who does not meet the requirements for discharge under paragraph (2) of subsection (a) of Code Section 37-3-81.1 shall nevertheless be discharged; and provided, further, that the hearing examiner may order the patient's person's continued inpatient treatment, outpatient treatment, or both for a period not to exceed one year, subject to the power to discharge the patient person under subsection (b) of Code Section 37-3-85 or under Code Section 37-3-94. In the event that an order approving continued hospitalization is entered for an individual who was admitted while serving a criminal sentence under the jurisdiction of the Department of Corrections, but whose sentence is about to expire, the chief medical officer shall serve a copy of that order upon the Department of Corrections within five working days of the issuance of the order.

~~(j)~~(k) The hearing examiner for a patient person who has mental illness who was admitted under the jurisdiction of the juvenile court and who reaches the age of 17 without having had a full and fair hearing pursuant to any provisions of this chapter or without having waived such hearing shall order that a hearing be held pursuant to subsection ~~(j)~~(j) of this Code section."

### SECTION 3.

Said chapter is further amended by revising subsection (a) of Code Section 37-3-147, relating to patient representatives and guardians ad litem, notification provisions, and duration and scope of guardianship ad litem, as follows:

"(a) At the time a patient person who has mental illness is admitted to any facility under this chapter or as soon thereafter as reasonably possible given the person's condition or mental state at the time of admission, that facility shall use diligent efforts to secure the names and addresses of at least two representatives, which names and addresses shall be entered in the patient's person's clinical record."

### SECTION 4.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

N Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
N Cowsert	Y Jeffares	Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 46, nays 5.

SB 271, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

2-22-16

Due to business outside the Senate Chamber, I missed the vote on SB 271. Had I been present, I would have voted "yea".

/s/ Jesse Stone  
District 23

2-22-2016

Due to business outside the Senate Chamber, I missed the vote on SB 271. Had I been present, I would have voted "yes".

/s/ Bruce Thompson  
District 14

SB 337. By Senators Walker III of the 20th, Hill of the 6th, Hufstetler of the 52nd, Cowsert of the 46th, Kirk of the 13th and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to require the Department of Human Services to provide that certain

dependents of a military service member shall maintain eligibility and priority for certain medical assistance and developmental disability services under certain conditions; to require the department to request a waiver if necessary to implement such provision; to provide that such provision shall only apply to the fullest extent permissible to remain in compliance with certain federal laws, rules, and regulations; to repeal conflicting laws; and for other purposes.

The Senate Committee on Health and Human Services offered the following substitute to SB 337:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to require the Department of Community Health to provide that certain dependents of a military service member shall maintain eligibility and priority for certain medical assistance and developmental disability services under certain conditions; to require the department to request a waiver if necessary to implement such provision; to provide that such provision shall only apply to the fullest extent permissible to remain in compliance with certain federal laws, rules, and regulations; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, is amended by adding a new Code section to read as follows:

"49-4-158.

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

(1) 'Dependent' means a spouse, birth child, adopted child, or stepchild of a military service member.

(2) 'Legal resident' means a person who maintains Georgia as his or her principal establishment, home of record, or permanent home and to where, whenever absent due to military obligation, he or she intends to return.

(3) 'Military service' means service in the armed forces or armed forces reserves of the United States, or membership in the Georgia National Guard.

(4) 'Military service member' means a person who is currently in military service or who has separated from military service in the previous 18 months through either retirement or military separation.

(b) The department shall allow legal residents who are dependents of a military service member and who are absent from this state due to the member's military service to be added to a data base to indicate the need for medical assistance upon return to this state. Should a dependent in such a situation be selected from a data base to receive medical



assistance, the dependent shall have six months from the date of the selection notification to apply for such assistance and another six months to commence using such assistance. In the event a dependent is receiving medical assistance funded by the department and the medical assistance is disrupted due to the military service member's need for the dependent to leave Georgia because of such military service member's military service, the medical assistance shall be resumed upon the dependent's return to Georgia if the dependent is otherwise eligible. In no case shall payment be made for home and community based services provided outside this state. A dependent of a military service member shall be required to provide the department with:

(1) A copy of the military service member's DD-214 or other equivalent discharge paperwork; and

(2) Proof of the military service member's legal residence in this state, as prescribed by the department.

(c) A dependent who is a legal resident of this state, having previously been determined to be eligible for developmental disability services provided by the department, including waiver services provided under the home and community based services programs authorized under Section 1915(c) of the Social Security Act, shall retain eligibility for those developmental disability services as long as he or she remains a legal resident of this state, regardless of having left this state due to the military service member's military assignment outside this state, as long as he or she is otherwise eligible for such services.

(d) The department shall permit a dependent who resides outside this state to be placed on a waiting list for developmental disabilities services if the dependent left this state due to the military service member's military assignment outside this state, is otherwise eligible for those services, and furnishes:

(1) A copy of the military service member's DD-214 or other equivalent discharge paperwork; and

(2) Proof of the military service member's legal residence in this state, as prescribed by the department.

(e) For dependents who received developmental disability services and who left this state due to the military service member's military assignment outside this state, upon the dependent's return to this state and when a request for services is made, the department shall:

(1) Determine the dependent's eligibility for services, which may include a request for waiver services provided under the home and community based services programs authorized under Section 1915(c) of the Social Security Act;

(2) Provide to the dependent notification of the determination of eligibility for services, which includes notification of a denial of services if applicable;

(3) Provide the dependent an opportunity to contest the department's determination through the appeals processes established by the department; and

(4) Resume services if the dependent remains eligible.

(f) As a condition of continued eligibility for services under subsection (e) of this Code section, a dependent must inform the department of his or her current address and

provide updates as requested by the department.

(g) No payment pursuant to this Code section shall be made for developmental disability services authorized under this chapter and provided outside this state unless those services satisfy the conditions specified in 42 CFR 431.52. No payment pursuant to this Code section shall be made for home and community based services provided outside this state.

(h) The department shall request a waiver from the appropriate federal agency if a waiver is necessary to implement the provisions of this Code section.

(i) The department may adopt rules and regulations necessary to implement the provisions of this Code section.

(j) This Code section shall only apply to the fullest extent permissible for Georgia to remain in compliance with all federal laws, rules, and regulations associated with the services provided in this chapter."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

SB 337, having received the requisite constitutional majority, was passed by substitute.

SB 275. By Senators Williams of the 27th, Ligon, Jr. of the 3rd, Burke of the 11th, Gooch of the 51st, Martin of the 9th and others:

A BILL to be entitled an Act to amend Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding counties, municipal corporations, and other governmental entities, so as to provide that the governing body of any county, consolidated government, or municipality; local board of education; or any other governmental entity shall not adopt or maintain any policy, rule, or other provision that has the effect of preventing the free exercise of the right of freedom of speech by the members of the governing body and the ability of members of the governing body to discuss freely the policies and actions of such entity; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Ethics offered the following substitute to SB 275:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding counties, municipal corporations, and other governmental entities, so as to provide that the governing body of any county, consolidated government, or municipality; local board of education; or any other state or local governmental entity shall not adopt or maintain any policy, rule, or other provision that has the effect of preventing the free exercise of the right of freedom of speech by the members of the governing body and the ability of members of the governing body to discuss freely the policies and actions of such entity; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding counties, municipal corporations, and other governmental entities, is amended by revising Code Section 36-80-1, which was previously reserved, as follows:

"36-80-1.

The governing body of any county, consolidated government, or municipality; local board of education; or any other state or local governmental entity shall not adopt or maintain any policy, rule, practice, or other provision that has the effect of preventing

the free exercise of the right of freedom of speech by the members of such governing body and the ability of members of such governing body to discuss freely the policies and actions of such governing body. The limitation of this Code section shall not apply to any matter or matters discussed in executive session as defined in subsection (a) of Code Section 50-14-1 or which are exempt from disclosure under Code Section 50-18-72. Reserved."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	N Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 1.

SB 275, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

Senator Butch Miller  
District 49  
113 State Capitol  
Atlanta, GA 30334

**Committees:**  
Banking and Financial Institutions  
Regulated Industries and Utilities  
Appropriations  
Ethics  
Rules

The State Senate  
Atlanta, Georgia 30334

2/22/16

Mr. Secretary,

Please record my yea vote for SB 275.

Sincerely,

/s/ Butch Miller D49

SB 316. By Senators Gooch of the 51st, Mullis of the 53rd, Harper of the 7th, Beach of the 21st and Ginn of the 47th:

A BILL to be entitled an Act to amend Code Section 16-12-60 of the Official Code of Georgia Annotated, relating to rules and regulations relative to bingo, so as to remove the daily permissible prize limitation while preserving the weekly permissible prize limitation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senators Harbison of the 15th and McKoon of the 29th offered the following amendment #1:

Amend SB 316 by striking on line 10 "\$ 3,000.00" and inserting "\$ 10,000.00,".

On the adoption of the amendment, the President asked unanimous consent.

Senator Heath of the 31st objected.

On the adoption of the amendment, the yeas were 17, nays 28, and the Harbison, McKoon amendment #1 was lost.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	N Jackson, B	Y Seay
Y Burke	E Jackson, L	N Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	N Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	N Tippins
Y Ginn	N Kirk	Y Unterman
Y Gooch	N Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	N Martin	Y Watson
Y Harper	Y McKoon	N Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	N Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 39, nays 14.

SB 316, having received the requisite constitutional majority, was passed.

SB 348. By Senators Tippins of the 37th, Cowsert of the 46th, Wilkinson of the 50th, Williams of the 27th and Sims of the 12th:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to provide for college and career academies as charter schools or as schools within a strategic waivers school system or charter system; to provide for requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

SB 348, having received the requisite constitutional majority, was passed.

Senator Cowsert of the 46th moved that the Senate adjourn until 10:00 a.m. Tuesday, February 23, 2016.

The motion prevailed, and the President announced the Senate adjourned at 12:36 p.m.

Senate Chamber, Atlanta, Georgia  
Tuesday, February 23, 2016  
Twenty-sixth Legislative Day

The Senate met pursuant to adjournment at 10:01 a.m. today and was called to order by Senator David Shafer, President Pro Tempore.

Senator Williams of the 19th reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has passed by the requisite constitutional majority the following Bills and Resolution of the House:

HB 763. By Representatives Houston of the 170th, Harrell of the 106th, Knight of the 130th, Carter of the 175th, Nimmer of the 178th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions regarding the state sales and use tax, so as to remove the sunset for the exemption regarding certain food and food ingredients; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 784. By Representatives Carson of the 46th, Maxwell of the 17th and Lumsden of the 12th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide that certain insurer advertising and promotional items not exceeding \$100.00 in value will not be considered an unfair trade practice or an unlawful inducement; to provide for related matters; to repeal conflicting laws; and for other purposes.



HB 808. By Representatives Willard of the 51st, Jones of the 47th, Burns of the 159th, Oliver of the 82nd, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions relative to courts, so as to create a new Judicial Qualifications Commission; to provide for the powers, composition, and appointment of such commission; to amend Code Section 50-14-3 of the Official Code of Georgia Annotated, relating to certain proceedings exempted from open meetings requirements, so as to remove any exemptions for meetings of the Judicial Qualifications Commission; to provide effective dates; to provide for contingent automatic repeal; to repeal conflicting laws; and for other purposes.

HB 831. By Representatives Smyre of the 135th, Scott of the 76th, Hitchens of the 161st, Smith of the 134th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Part 4 of Article 3 of Chapter 2 of Title 38 of the Official Code of Georgia Annotated, relating to rights, privileges, and prohibitions for certain military personnel, so as to require that private employers reemploy certain members of any reserve component of the armed forces of the United States who have been discharged or suspended from employment by his or her employer due to being called into active state service; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 859. By Representatives Jasperse of the 11th, Ballinger of the 23rd, Meadows of the 5th, Powell of the 32nd, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize the carrying and possession of certain weapons by weapons carry license holders in or on certain buildings or real property owned by or leased to public institutions of postsecondary education; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 903. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Article 4 of Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to disclosure of records relative to employment security, so as to prevent fraud and abuse of the Unemployment Trust Fund by authorizing the Commissioner of Labor to

submit to and receive from the state revenue commissioner certain information related to persons paying into or receiving funds from such fund; to provide penalties for the unlawful divulging of certain confidential information; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 904. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, so as to change certain contribution rates and credits; to change certain provisions relating to rate of employer contributions; to extend certain provisions relating to variations in the standard rate; to extend provisions relating to administrative assessments; to reduce the percentage of the administrative assessment to be assessed for a certain period; to provide exceptions; to change certain provisions relating to additional assessments for a new or newly covered employer; to extend the provision relating to automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 910. By Representatives Frye of the 118th, Fleming of the 121st, Kelley of the 16th, Mabra of the 63rd, Weldon of the 3rd and others:

A BILL to be entitled an Act to amend Chapter 33 of Title 31 of the Official Code of Georgia Annotated, relating to health records, so as to provide that provisions relating to the costs of copying and mailing patient records apply to psychiatric, psychological, and other mental health records; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 965. By Representatives Cheokas of the 138th, Burns of the 159th, Smyre of the 135th, Dawkins-Haigler of the 91st, Greene of the 151st and others:

A BILL to be entitled an Act to amend Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to general insurance provisions, so as to provide that no health benefit plan shall require an insured to fail to successfully respond to a drug or drugs for stage four advanced, metastatic cancer prior to the approval of a drug prescribed by his or her physician; to provide for definitions; to provide for a short title; to provide for legislative findings and intent; to provide for related matters; to repeal conflicting laws; and for other purposes.

HR 1113. By Representatives Willard of the 51st, Jones of the 47th, Burns of the 159th, Oliver of the 82nd, Meadows of the 5th and others:

A RESOLUTION proposing an amendment to the Constitution so as to abolish the existing Judicial Qualifications Commission; to require the General Assembly to create and provide by general law for the composition, manner of appointment, and governance of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 412. By Senator Lucas of the 26th:

A BILL to be entitled an Act to amend an Act to create a board of elections and registration for Hancock County and to provide for its powers and duties, approved April 20, 2011 (Ga. L. 2011, p. 3710), so as to change the manner of appointment of the board; to change the manner of selection of the chairperson; to provide for the continuation in office of the current members of the board; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 413. By Senators Mullis of the 53rd, Beach of the 21st, Gooch of the 51st and Ginn of the 47th:

A BILL to be entitled an Act to amend Chapter 7 of Title 50 of the Official Code of Georgia Annotated, relating to the Department of Economic Development, so as to provide that the Department of Economic Development shall establish a state-wide site development initiative to create a portfolio of properties in the state which are ready for industrial development; to provide for criteria, evaluations, and review; to provide for funding; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

SB 414. By Senators Davenport of the 44th, Butler of the 55th, Tate of the 38th, Henson of the 41st, Fort of the 39th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions relative to law

enforcement officers and agencies, so as to provide a standard by which state, county, and local law enforcement agencies authorize the engagement of vehicular pursuits; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 415. By Senators Davenport of the 44th, Butler of the 55th, James of the 35th, Tate of the 38th and Henson of the 41st:

A BILL to be entitled an Act to amend Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to uniform rules of the road, so as to revise the criminal penalty for operating a vehicle without adequately securing load; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SB 416. By Senators Cowsert of the 46th, Harbison of the 15th, Harper of the 7th, Thompson of the 14th and Dugan of the 30th:

A BILL to be entitled an Act to amend Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to the Georgia Bureau of Investigation, so as to establish the Georgia Information Sharing and Analysis Center within the Georgia Bureau of Investigation; to provide for a fusion center for the sharing and analysis of homeland security activity information; to provide for definitions; to provide for operations and responsibilities; to provide for membership; to amend Code Section 38-3-20 of the Official Code of Georgia Annotated, relating to Georgia Emergency Management Agency created, director, staff, offices, director's duties, and disaster coordinator, so as to expand the duties of the director of emergency management; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

SR 1036. By Senator Wilkinson of the 50th:

A RESOLUTION honoring the lives of Paul and James Dyer and dedicating a bridge in their memory; and for other purposes.

Referred to the Committee on Transportation.

SR 1037. By Senator Mullis of the 53rd:

A RESOLUTION creating the Senate Study Committee on Alternative Fuels Infrastructure; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

SR 1038. By Senator Mullis of the 53rd:

A RESOLUTION creating the Joint Alternative Fuels Infrastructure Study Committee; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

SR 1039. By Senator Mullis of the 53rd:

A RESOLUTION honoring the life of Private First Class Charles W. Bradshaw and dedicating an intersection in his memory; and for other purposes.

Referred to the Committee on Transportation.

SR 1040. By Senator Harbison of the 15th:

A RESOLUTION proposing an amendment to the Constitution so as to authorize the General Assembly to provide for the proceeds of one or more lottery games to benefit military veterans; to provide for authorized purposes; to provide for appropriations; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Higher Education.

SR 1041. By Senators Thompson of the 14th, Hufstetler of the 52nd, Mullis of the 53rd, Bethel of the 54th, Tippins of the 37th and others:

A RESOLUTION recognizing Reverend Kenneth H. Coomer, Jr., and dedicating a road in his honor; and for other purposes.

Referred to the Committee on Transportation.

The following House legislation was read the first time and referred to committee:

HB 763. By Representatives Houston of the 170th, Harrell of the 106th, Knight of the 130th, Carter of the 175th, Nimmer of the 178th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions regarding the state sales and use tax, so as to remove the sunset for the exemption regarding certain food and food ingredients; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 784. By Representatives Carson of the 46th, Maxwell of the 17th and Lumsden of the 12th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide that certain insurer advertising and promotional items not exceeding \$100.00 in value will not be considered an unfair trade practice or an unlawful inducement; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 808. By Representatives Willard of the 51st, Jones of the 47th, Burns of the 159th, Oliver of the 82nd, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions relative to courts, so as to create a new Judicial Qualifications Commission; to provide for the powers, composition, and appointment of such commission; to amend Code Section 50-14-3 of the Official Code of Georgia Annotated, relating to certain proceedings exempted from open meetings requirements, so as to remove any exemptions for meetings of the Judicial Qualifications Commission; to provide effective dates; to provide for contingent automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

HB 831. By Representatives Smyre of the 135th, Scott of the 76th, Hitchens of the 161st, Smith of the 134th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Part 4 of Article 3 of Chapter 2 of Title 38 of the Official Code of Georgia Annotated, relating to rights, privileges, and prohibitions for certain military personnel, so as to require that private

employers reemploy certain members of any reserve component of the armed forces of the United States who have been discharged or suspended from employment by his or her employer due to being called into active state service; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Veterans, Military and Homeland Security.

HB 859. By Representatives Jasperse of the 11th, Ballinger of the 23rd, Meadows of the 5th, Powell of the 32nd, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize the carrying and possession of certain weapons by weapons carry license holders in or on certain buildings or real property owned by or leased to public institutions of postsecondary education; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 903. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Article 4 of Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to disclosure of records relative to employment security, so as to prevent fraud and abuse of the Unemployment Trust Fund by authorizing the Commissioner of Labor to submit to and receive from the state revenue commissioner certain information related to persons paying into or receiving funds from such fund; to provide penalties for the unlawful divulging of certain confidential information; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 904. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, so as to change certain contribution rates and credits; to change certain provisions relating to rate of employer contributions; to extend certain provisions relating to variations in the standard rate; to extend provisions relating to administrative

assessments; to reduce the percentage of the administrative assessment to be assessed for a certain period; to provide exceptions; to change certain provisions relating to additional assessments for a new or newly covered employer; to extend the provision relating to automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 910. By Representatives Frye of the 118th, Fleming of the 121st, Kelley of the 16th, Mabra of the 63rd, Weldon of the 3rd and others:

A BILL to be entitled an Act to amend Chapter 33 of Title 31 of the Official Code of Georgia Annotated, relating to health records, so as to provide that provisions relating to the costs of copying and mailing patient records apply to psychiatric, psychological, and other mental health records; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 965. By Representatives Cheokas of the 138th, Burns of the 159th, Smyre of the 135th, Dawkins-Haigler of the 91st, Greene of the 151st and others:

A BILL to be entitled an Act to amend Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to general insurance provisions, so as to provide that no health benefit plan shall require an insured to fail to successfully respond to a drug or drugs for stage four advanced, metastatic cancer prior to the approval of a drug prescribed by his or her physician; to provide for definitions; to provide for a short title; to provide for legislative findings and intent; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HR 1113. By Representatives Willard of the 51st, Jones of the 47th, Burns of the 159th, Oliver of the 82nd, Meadows of the 5th and others:

A RESOLUTION proposing an amendment to the Constitution so as to abolish the existing Judicial Qualifications Commission; to require the General Assembly to create and provide by general law for the composition, manner of appointment, and governance of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Committee on Ethics.



The following committee reports were read by the Secretary:

Mr. President:

The Committee on Economic Development and Tourism has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 388      Do Pass  
SR 1027     Do Pass  
SR 1028     Do Pass

Respectfully submitted,  
Senator Beach of the 21st District, Chairman

Mr. President:

The Committee on Education and Youth has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 328      Do Pass by substitute  
SB 374      Do Pass by substitute

Respectfully submitted,  
Senator Tippins of the 37th District, Chairman

Mr. President:

The Committee on Finance has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 379      Do Pass by substitute

Respectfully submitted,  
Senator Hill of the 32nd District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 1029 Do Pass

Respectfully submitted,  
Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Public Safety has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 747	Do Pass	SB 365	Do Pass
SB 369	Do Pass by substitute	SB 404	Do Pass

Respectfully submitted,  
Senator Harper of the 7th District, Chairman

Mr. President:

The Committee on Regulated Industries and Utilities has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 352 Do Pass by substitute

Respectfully submitted,  
Senator Jeffares of the 17th District, Chairman

Mr. President:

The Committee on Rules has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 942 Do Pass

Respectfully submitted,  
Senator Mullis of the 53rd District, Chairman

Mr. President:

The Committee on Science and Technology has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 325 Do Pass by substitute

Respectfully submitted,  
Senator Thompson of the 14th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 940	Do Pass	SB 358	Do Pass
SB 359	Do Pass	SB 360	Do Pass
SB 361	Do Pass	SB 362	Do Pass
SB 377	Do Pass	SB 390	Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

The following legislation was read the second time:

SB 364

Senator Williams of the 19th asked unanimous consent that the call of the roll be dispensed with. The consent was granted, and the roll call was dispensed with.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Davenport of the 44th introduced the chaplain of the day, Reverend Dr. Edward L. Wheeler of Atlanta, Georgia, who offered scripture reading and prayer.

The President assumed the Chair.

Senator Unterman of the 45th honored those that support persons diagnosed and living with Type 1 Diabetes and recognized February 23, 2016, as Type 1 Diabetes Day at the state capitol, commended by SR 1024, adopted previously.

Senator Unterman of the 45th honored the Epidemiology Section of the Georgia Department of Public Health and recognized March 24, 2016, as World Tuberculosis Day, commended by SR 839, adopted previously.

Senator Wilkinson of the 50th honored the Future Farmers of America and recognized February 21-28, 2016, as National Future Farmers of America Week and February 23, 2016, as Future Farmers of America Day at the state capitol, commended by SR 887, adopted previously. State President Avery Duncan addressed the Senate briefly.

Senator Harbison of the 15th recognized February 23, 2016, as Columbus State University Day at the state capitol, commended by SR 928, adopted previously. President Dr. Chris Markwood addressed the Senate briefly.

The President recognized U.S. Representative Buddy Carter who addressed the Senate briefly.

Senator Unterman of the 45th introduced the doctor of the day, Dr. Markesha Fleury.

Senator Hill of the 6th recognized the Georgia Public Policy Foundation for its 25th year of continued service and work in researching and analyzing state public policy issues to educate citizens and enhance economic opportunity, commended by SR 919, adopted previously. President and CEO Kelly McCutchen addressed the Senate briefly.

The following resolutions were read and adopted:

SR 1031. By Senators Miller of the 49th, Gooch of the 51st, Unterman of the 45th, Wilkinson of the 50th, Ginn of the 47th and others:

A RESOLUTION honoring and celebrating the life and memory of Mrs. Diana Marie Schneider Cindea; and for other purposes.

SR 1042. By Senator Gooch of the 51st:

A RESOLUTION recognizing Probate Judge Anita Mullins on the grand occasion of her retirement; and for other purposes.

Senator Hill of the 6th asked unanimous consent that the following bill be withdrawn from the Senate Committee on Judiciary Non-Civil and committed to the Senate Committee on Special Judiciary:

SB 391. By Senators Hill of the 6th, Harbison of the 15th and Millar of the 40th:

A BILL to be entitled an Act to amend Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees, so as to change certain provisions of the "Fair Employment Practices Act of 1978" and personnel administration in order to expand the definition of discrimination to include differential or preferential treatment for any reason other than that of individual

merit, performance, qualifications, or noncompliance with standards of presentation; to change and add certain definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The consent was granted, and SB 391 was committed to the Senate Committee on Special Judiciary.

Senator Cowser of the 46th recognized Ohio Governor John Kasich who addressed the Senate briefly.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Tuesday February 23, 2016  
Twenty-sixth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 358                    Jeffares of the 17th  
                              Jones of the 10th  
**CITY OF STOCKBRIDGE**

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, particularly by an Act approved May 6, 2005 (Ga. L. 2005, p. 3832), so as to provide for an oath of office and its administration; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 359                    Jeffares of the 17th  
                              Jones of the 10th  
**CITY OF STOCKBRIDGE**

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to terminate the employment of appointed officers upon such persons qualifying to seek public office; to provide for the termination of employees upon qualifying to seek public office in certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 360

Jeffares of the 17th  
Jones of the 10th  
**CITY OF STOCKBRIDGE**

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to prohibit the mayor and councilmembers from holding any other elective or appointive office in the city or otherwise be employed by said government or any agency thereof during the term for which that official was elected; to prohibit any former mayor or former councilmember from holding any appointive office in the city or being employed by the city until one year after the expiration of the term for which that official was elected; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 361

Jeffares of the 17th  
Jones of the 10th  
**CITY OF STOCKBRIDGE**

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to provide for a city manager; to provide for manner of selection, appointment, qualifications, compensation, and removal; to provide for an acting city manager; to provide for powers and duties; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 362

Jeffares of the 17th  
Jones of the 10th  
**CITY OF STOCKBRIDGE**

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for an exception; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 377                    Jeffares of the 17th  
                              VanNess of the 43rd  
**NEWTON COUNTY**

A BILL to be entitled an Act to provide for the creation of one or more community improvement districts in Newton County; to provide for related matters; to provide for an effective date and for severability; to repeal conflicting laws; and for other purposes.

SB 390                    Jeffares of the 17th  
                              Jones of the 10th  
**CITY OF STOCKBRIDGE**

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to provide for the override of a mayoral veto under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 940                    Williams of the 27th  
                              Gooch of the 51st  
**FORSYTH COUNTY**

A BILL to be entitled an Act to amend the Forsyth County Civil Service System Act creating the Forsyth County Civil Service System, approved March 13, 1978 (Ga. L. 1978, p. 3572), as amended, particularly by an Ordinance and Resolution adopted by the Board of Commissioners of Forsyth County May 19, 2011 (Ga. L. 2012, p. 5687), so as to exempt the position of IT/special projects administrator of the office of the Clerk of Superior Court of Forsyth County from the application of the Forsyth County civil service system; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay

Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 53, nays 0.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

The President recognized University of Georgia Head Football Coach Kirby Smart who addressed the Senate briefly.

SENATE RULES CALENDAR  
TUESDAY, FEBRUARY 23, 2016  
TWENTY-SIXTH LEGISLATIVE DAY

SB 323	State Printing and Documents; public disclosure not be required for any documents pertaining to economic development project (ED&T-30th)
SB 356	Animals; provide definition of term "owner"; impoundment of animals for any violation; caring for an impounded animal (SLGO(G)-27th)
SR 954	Public Property; granting of nonexclusive easements for the construction, operation, and maintenance of facilities, utilities, roads; 16 counties (SI&P-17th)
SR 955	Property Conveyance; authorizing 8 counties (SI&P-17th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee



The following legislation was read the third time and put upon its passage:

SB 323. By Senators Dugan of the 30th, Jackson of the 24th, Miller of the 49th, Martin of the 9th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Chapter 18 of Title 50 of the Official Code of Georgia Annotated, relating to state printing and documents, so as to provide for public disclosure not to be required for any documents pertaining to an economic development project by any agency; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Heath	Millar	Y Williams, M
Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 4.

SB 323, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

2/23/16

Due to business outside the Senate Chamber, I missed the vote on SB 323. Had I been present, I would have voted "yea".

/s/ P. K. Martin  
District 9

2/23/16

Due to business outside the Senate Chamber, I missed the vote on SB 323. Had I been present, I would have voted "Yes".

/s/ Fran Millar  
District 40

SB 356. By Senators Williams of the 27th, Stone of the 23rd, Unterman of the 45th and Cowser of the 46th:

A BILL to be entitled an Act to amend Title 4 of the O.C.G.A., relating to animals, so as to provide a definition of the term "owner"; to provide for impoundment of animals for any violation of Article 1 of Chapter 11 of said title; to amend Article 1 of Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to magistrate courts, so as to provide for the foreclosure of liens on animals; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senator Williams of the 27th offered the following amendment #1:

*Amend SB 356 (LC 44 0029) by deleting the quotation mark at the end of line 161 and inserting between lines 161 and 162 the following:*

(9) In the event that an owner is adjudicated not guilty of all charges specified in a petition filed pursuant to this Code section, such owner may request from the agency that filed the petition a refund of all costs paid by the owner pursuant to such petition. In making any such claim for refund, the procedures provided in Code Section 48-5-380 shall apply."

On the adoption of the amendment, there were no objections, and the Williams of the 27th amendment #1 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Heath	Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 3.

SB 356, having received the requisite constitutional majority, was passed as amended.

The following communication was received by the Secretary:

2/23/16

Due to business outside the Senate Chamber, I missed the vote on SB 356. Had I been present, I would have voted "Yes".

/s/ Fran Millar  
District 40

SR 954. By Senators Jeffares of the 17th, Jones of the 25th, Kennedy of the 18th, Kirk of the 13th, Bethel of the 54th and others:

A RESOLUTION authorizing the granting of nonexclusive easements for the construction, operation, and maintenance of facilities, utilities, roads, and ingress and egress in, on, over, under, upon, across, or through property owned by the State of Georgia in the counties of Bartow, Bulloch, Carroll, Chatham,

Columbia, Coweta, DeKalb, Emanuel, Gordon, Henry, Marion, Murray, Paulding, Sumter, Ware, and Whitfield; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the adoption of the resolution, was agreed to.

On the adoption of the resolution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Heath	Y Millar	Y Williams, M
Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 53, nays 0.

SR 954, having received the requisite constitutional majority, was adopted.

SR 955. By Senators Jeffares of the 17th, VanNess of the 43rd, Jones of the 25th, Kennedy of the 18th and Hill of the 6th:

A RESOLUTION authorizing the conveyance and lease of various state owned real properties; to provide an effective date; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the adoption of the resolution, was agreed to.

On the adoption of the resolution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 52, nays 0.

SR 955, having received the requisite constitutional majority, was adopted.

Senator Beach of the 21st recognized Mr. A. Paul Wood upon the grand occasion of his retirement, commended by SR 711, adopted previously. Mr. Wood addressed the Senate briefly.

Senator Tippins of the 37th moved to suspend the Senate Rules to first read legislation and assigned it to committee. The motion prevailed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 420. By Senators Tippins of the 37th, Hill of the 32nd, Unterman of the 45th, Jones of the 25th and Thompson of the 14th:

A BILL to be entitled an Act to amend Chapter 1 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, so as to require referendum approval prior to the expenditure of public funds for the establishment of a fixed guideway transit; to provide for

definitions; to provide for submission of the question to qualified voters; to provide for ballot language; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

The following communication was received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David,

In accordance with the Senate Rules, the Senate Committee on Assignments hereby appoints Senator Hunter Hill to serve as Ex-Officio for the Senate Government Oversight Committee meeting on February 23, 2016. This appointment shall expire upon adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

Senator Cowsert of the 46th moved that the Senate adjourn until 10:00 a.m. Wednesday, February 24, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:52 a.m.

Senate Chamber, Atlanta, Georgia  
Wednesday, February 24, 2016  
Twenty-seventh Legislative Day

The Senate met pursuant to adjournment at 10:10 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has passed by the requisite constitutional majority the following Bills and Resolution of the House:

HB 93. By Representatives Pezold of the 133rd, Ramsey of the 72nd, Allison of the 8th, Atwood of the 179th, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 1 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions for the identification and regulation of motor vehicles, so as to prohibit law enforcement from retaining license plate data obtained from automated license plate recognition systems for certain periods; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 768. By Representatives Hawkins of the 27th, Willard of the 51st, Fludd of the 64th, Jones of the 47th, Turner of the 21st and others:

A BILL to be entitled an Act to amend Title 30 of the O.C.G.A., relating to disabled persons, so as to provide for the establishment of a qualified ABLE program in this state to enable the contribution of funds to tax-exempt accounts to pay for the qualified expenses of eligible individuals with disabilities; to amend Code Section 48-7-27 of the O.C.G.A., relating to computation of taxable net income; to amend Code Section 50-13-2 of the O.C.G.A., relating to the definitions for purposes of the Georgia Administrative Procedure Act, so as to exclude the Georgia ABLE Program

Corporation from the meaning of "agency"; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 792. By Representatives Brockway of the 102nd, Pak of the 108th, Quick of the 117th, Cooke of the 18th, Ballinger of the 23rd and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize the carrying, possession, and use of electroshock weapons by persons who are students or who are employed at a public institution of postsecondary education; to provide for a definition; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 804. By Representatives Mabra of the 63rd, Glanton of the 75th, Douglas of the 78th, Scott of the 76th, Stovall of the 74th and others:

A BILL to be entitled an Act to amend Code Section 15-6-2 of the O.C.G.A., relating to the number of judges of superior courts, so as to provide for a fifth judge of the superior courts of the Clayton Judicial Circuit; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 827. By Representatives Holcomb of the 81st, Bennett of the 80th, Pak of the 108th, Quick of the 117th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions for law enforcement officers and agencies, so as to provide requirements for submitting certain evidence collected from a forensic medical examination to the Georgia Bureau of Investigation; to provide for a definition; to provide for procedure; to provide for reporting; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 851. By Representative Atwood of the 179th:

A BILL to be entitled an Act to amend Chapter 15 of Title 36 of the Official Code of Georgia Annotated, relating to county law libraries, so as to require an annual audit of the financial affairs, books, and records of boards of trustees of the county law library; to provide for publication of such audit; to provide for related matters; to repeal conflicting laws; and for other purposes.



HB 856. By Representatives Fleming of the 121st, Weldon of the 3rd, Beskin of the 54th, Oliver of the 82nd, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 9 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions for probate courts, so as to change provisions relating to the bond required for probate court judges; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 900. By Representatives Cooper of the 43rd, Weldon of the 3rd, Hawkins of the 27th, Parrish of the 158th, Harden of the 148th and others:

A BILL to be entitled an Act to amend Part 2 of Article 2 of Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to electronic data base of prescription information, so as to authorize the retention of data base information for two years; to provide for delegates of prescribers and dispensers to access data base information under certain conditions; to revise language relating to subpoenas and search warrants; to provide for accessing data base information for purposes of investigation of potential abuse; to provide for the release of nonpatient specific data to the agency for instructional, drug abuse prevention, and research purposes; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 923. By Representatives Quick of the 117th and Benton of the 31st:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use taxes, so as to provide an exemption for fire districts which have elected governing bodies and are supported by ad valorem taxes; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 941. By Representatives Golick of the 40th, Atwood of the 179th, Pak of the 108th and Abrams of the 89th:

A BILL to be entitled an Act to amend Chapter 12 of Title 15, Chapter 7 of Title 17, and Chapter 11 of Title 45 of the O.C.G.A., relating to juries, pretrial proceedings, and miscellaneous offenses concerning public officers and employees, respectively, so as to provide for procedure for review of incidents involving a peace officer's use of deadly force that results in death or serious bodily injury; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 944. By Representatives Gilligan of the 24th, Cooper of the 43rd, Petrea of the 166th and Jasperse of the 11th:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to provide for the pronouncement of death of patients in nursing homes who are organ donors by a physician assistant or a registered professional nurse; to provide for the pronouncement of death of patients in hospice care who are organ donors by a registered professional nurse; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 970. By Representatives Lumsden of the 12th, Powell of the 32nd, Hitchens of the 161st, Jasperse of the 11th, Atwood of the 179th and others:

A BILL to be entitled an Act to amend Title 25 of the Official Code of Georgia Annotated, relating to fire protection and safety, so as to revise requirements for the issuance of certificates of compliance for fire departments; to revise and to provide for definitions; to expand the functions and powers of the Georgia Firefighter Standards and Training Council; to revise qualifications for firefighters; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 975. By Representatives Shaw of the 176th, Smith of the 134th, Efstoration of the 104th, Caldwell of the 131st, Blackmon of the 146th and others:

A BILL to be entitled an Act to amend Chapter 10 of Title 33 of the Official Code of Georgia Annotated, relating to assets and liabilities, so as to provide for certain updates to the standard valuation law as it relates to the reserve requirements for companies allowed to opt out of the principal based reserves standards; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1010. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act creating the Board of Commissioners of Cobb County, approved June 19, 1964 (Ga. L. 1964, Ex. Sess., p. 2075), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3691) and an Act approved May 12, 2015 (Ga. L. 2015, p. 4048), so as to change the provisions relating to the compensation of the chairperson and the other commissioners of the board; to repeal conflicting laws; and for other purposes.

HB 1030. By Representatives Watson of the 172nd, Houston of the 170th, England of the 116th, Corbett of the 174th and LaRiccia of the 169th:

A BILL to be entitled an Act to amend Chapter 4 of Title 2 of the Official Code of Georgia Annotated, relating to the Georgia Seed Development Commission, so as to change certain provisions relating to the Georgia Seed Development Commission and its membership; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1038. By Representatives Rhodes of the 120th and Kidd of the 145th:

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

HB 1042. By Representative Kelley of the 16th:

A BILL to be entitled an Act to amend an Act to create a Board of Commissioners of Roads and Revenues in and for the County of Polk, approved August 19, 1919 (Ga. L. 1919, p. 719), so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1044. By Representatives Corbett of the 174th, Carter of the 175th, Shaw of the 176th and Sharper of the 177th:

A BILL to be entitled an Act to repeal the amendment to the Constitution of Georgia providing for the election of the Board of Tax Assessors of Lowndes County and thereby end the elective terms of members of the Board of Tax Assessors of Lowndes County on December 31, 2020; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1047. By Representatives Smith of the 70th, Trammell of the 132nd, Ramsey of the 72nd and Stover of the 71st:

A BILL to be entitled an Act to amend an Act continuing the State Court of Coweta County, approved May 17, 2004 (Ga. L. 2004, p. 4260), so as to revise the terms of court of the State Court of Coweta County; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1048. By Representatives Blackmon of the 146th, Harden of the 148th, Clark of the 147th, Dickey of the 140th and Epps of the 144th:

A BILL to be entitled an Act to repeal an Act creating the Houston County Commission on Children and Youth, approved April 14, 1997 (Ga. L.1997, p. 4177); to provide for the assets and liabilities thereof; to repeal conflicting laws; and for other purposes.

HB 1049. By Representatives Stephens of the 164th, Stephens of the 165th, Gordon of the 163rd, Hitchens of the 161st, Bryant of the 162nd and others:

A BILL to be entitled an Act to amend an Act to provide for the Board of Public Education for the City of Savannah and Chatham County, approved March 21, 1968 (Ga. L. 1968, p. 2636), as amended, so as to authorize members of the Board of Public Education for the City of Savannah and Chatham County to censure its members; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1050. By Representatives Stephens of the 164th, Stephens of the 165th, Gordon of the 163rd, Hitchens of the 161st, Bryant of the 162nd and others:

A BILL to be entitled an Act to amend several Acts relating to and incorporating the mayor and aldermen of the City of Savannah, so as to authorize members of the governing body of the City of Savannah to censure its members; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1051. By Representatives Stephens of the 164th, Stephens of the 165th, Gordon of the 163rd, Hitchens of the 161st, Bryant of the 162nd and others:

A BILL to be entitled an Act to amend an Act completely revising the laws relative to the governing authority of Chatham County, approved March 29, 1984 (Ga. L. 1984, p. 5050), as amended, so as to provide for an additional power of the board to censure members; to provide for related matters; to repeal conflicting laws; and for other purposes.

HR 1312. By Representatives Sims of the 123rd, Blackmon of the 146th, Coomer of the 14th, Clark of the 101st, Dunahoo of the 30th and others:

A RESOLUTION authorizing the change of use of certain property located in Houston County currently dedicated as a heritage preserve; authorizing the granting of a nonexclusive easement for the construction, operation, and maintenance of facilities and ingress and egress in, on, over, under, upon,

across, or through certain state owned real property located in Houston County; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 417. By Senators Mullis of the 53rd, Gooch of the 51st, Beach of the 21st and Ginn of the 47th:

A BILL to be entitled an Act to amend Chapter 7 of Title 50 of the Official Code of Georgia Annotated, relating to the Department of Economic Development, so as to create the "Georgia Film and Television Trail Act"; to provide for a short title; to provide for definitions; to provide for a purpose; to provide for the Department of Economic Development to plan and develop the trail; to provide for policies; to provide for the Department of Transportation to place trail signs designed in conjunction with the Department of Economic Development; to provide for certain immunities; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

SB 418. By Senators Thompson of the 14th, Harper of the 7th, Albers of the 56th, Williams of the 27th, Hill of the 4th and others:

A BILL to be entitled an Act to amend Code Section 26-4-80.1 of the Official Code of Georgia Annotated, relating to the use of security paper for hard copy prescription drug orders, so as to change provisions relating to filling Schedule II controlled substance prescriptions; to provide for record keeping; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

SB 419. By Senator Williams of the 19th:

A BILL to be entitled an Act to amend an Act establishing the State Court of Wayne County (formerly the City Court of Jesup, in and for the County of Wayne), approved July 31, 1916 (Ga. L. 1916, p. 248), as amended, particularly by an Act approved April 28, 2001 (Ga. L. 2001, p. 4563), so as to change the salary of the judge and solicitor; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 421. By Senators Butler of the 55th, Parent of the 42nd, Henson of the 41st, Davenport of the 44th and Jones of the 10th:

A BILL to be entitled an Act to create the DeKalb County Charter Review Commission; to provide for its membership, officers, purpose, meetings, hearings, functions, powers, expenses, and duties; to provide for a final report; to provide for the abolishment of such commission; to provide for definitions; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 422. By Senators VanNess of the 43rd, Beach of the 21st, Stone of the 23rd and Parent of the 42nd:

A BILL to be entitled an Act to amend Title 8 of the Official Code of Georgia Annotated, relating to buildings and housing, so as to provide for legislative findings; to provide a definition; to provide that it shall be unlawful for any person who owns, controls, or is the responsible agent of a vacant structure to maintain, cause, or permit the maintenance of the vacant structure in a neglected condition and that such neglected vacant structure shall constitute a public nuisance; to provide certain requirements for the maintenance of vacant structures; to provide for the abatement of such neglected vacant structures; to provide for the recoupment of the costs of abatement; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

SR 1043. By Senator Mullis of the 53rd:

A RESOLUTION creating the Senate Study Committee on the Expansion of Autism Insurance Mandate to ERISA Plans; and for other purposes.

Referred to the Committee on Insurance and Labor.

SR 1044. By Senators Martin of the 9th, Ginn of the 47th, Williams of the 19th, Williams of the 27th, Unterman of the 45th and others:

A RESOLUTION creating the Joint Craft Brewery and Distillery Study Committee; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

SR 1049. By Senators Orrock of the 36th, Parent of the 42nd, Butler of the 55th, Tate of the 38th and Davenport of the 44th:

A RESOLUTION recognizing the importance of water to the State of Georgia and urging support for future investments in water and wastewater systems; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

SR 1055. By Senator Mullis of the 53rd:

A RESOLUTION creating the Joint Study Committee on the Expansion of Autism Insurance Mandate to ERISA Plans; and for other purposes.

Referred to the Committee on Insurance and Labor.

SR 1056. By Senator Rhett of the 33rd:

A RESOLUTION creating the Senate Study Committee on the Premium Assistance Program; and for other purposes.

Referred to the Committee on Health and Human Services.

The following House legislation was read the first time and referred to committee:

HB 93. By Representatives Pezold of the 133rd, Ramsey of the 72nd, Allison of the 8th, Atwood of the 179th, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 1 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions for the identification and regulation of motor vehicles, so as to prohibit law enforcement from retaining license plate data obtained from automated license plate recognition systems for certain periods; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 768. By Representatives Hawkins of the 27th, Willard of the 51st, Fludd of the 64th, Jones of the 47th, Turner of the 21st and others:

A BILL to be entitled an Act to amend Title 30 of the O.C.G.A., relating to disabled persons, so as to provide for the establishment of a qualified ABLE program in this state to enable the contribution of funds to tax-exempt accounts

to pay for the qualified expenses of eligible individuals with disabilities; to amend Code Section 48-7-27 of the O.C.G.A., relating to computation of taxable net income; to amend Code Section 50-13-2 of the O.C.G.A., relating to the definitions for purposes of the Georgia Administrative Procedure Act, so as to exclude the Georgia ABLE Program Corporation from the meaning of "agency"; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 792. By Representatives Brockway of the 102nd, Pak of the 108th, Quick of the 117th, Cooke of the 18th, Ballinger of the 23rd and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize the carrying, possession, and use of electroshock weapons by persons who are students or who are employed at a public institution of postsecondary education; to provide for a definition; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 804. By Representatives Mabra of the 63rd, Glanton of the 75th, Douglas of the 78th, Scott of the 76th, Stovall of the 74th and others:

A BILL to be entitled an Act to amend Code Section 15-6-2 of the O.C.G.A., relating to the number of judges of superior courts, so as to provide for a fifth judge of the superior courts of the Clayton Judicial Circuit; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Special Judiciary.

HB 827. By Representatives Holcomb of the 81st, Bennett of the 80th, Pak of the 108th, Quick of the 117th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions for law enforcement officers and agencies, so as to provide requirements for submitting certain evidence collected from a forensic medical examination to the Georgia Bureau of Investigation; to provide for a definition; to provide for procedure; to



provide for reporting; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 851. By Representative Atwood of the 179th:

A BILL to be entitled an Act to amend Chapter 15 of Title 36 of the Official Code of Georgia Annotated, relating to county law libraries, so as to require an annual audit of the financial affairs, books, and records of boards of trustees of the county law library; to provide for publication of such audit; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Special Judiciary.

HB 856. By Representatives Fleming of the 121st, Weldon of the 3rd, Beskin of the 54th, Oliver of the 82nd, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 9 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions for probate courts, so as to change provisions relating to the bond required for probate court judges; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

HB 900. By Representatives Cooper of the 43rd, Weldon of the 3rd, Hawkins of the 27th, Parrish of the 158th, Harden of the 148th and others:

A BILL to be entitled an Act to amend Part 2 of Article 2 of Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to electronic data base of prescription information, so as to authorize the retention of data base information for two years; to provide for delegates of prescribers and dispensers to access data base information under certain conditions; to revise language relating to subpoenas and search warrants; to provide for accessing data base information for purposes of investigation of potential abuse; to provide for the release of nonpatient specific data to the agency for instructional, drug abuse prevention, and research purposes; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 923. By Representatives Quick of the 117th and Benton of the 31st:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use taxes, so as to provide an exemption for fire districts which have elected governing bodies and are supported by ad valorem taxes; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 941. By Representatives Golick of the 40th, Atwood of the 179th, Pak of the 108th and Abrams of the 89th:

A BILL to be entitled an Act to amend Chapter 12 of Title 15, Chapter 7 of Title 17, and Chapter 11 of Title 45 of the O.C.G.A., relating to juries, pretrial proceedings, and miscellaneous offenses concerning public officers and employees, respectively, so as to provide for procedure for review of incidents involving a peace officer's use of deadly force that results in death or serious bodily injury; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 944. By Representatives Gilligan of the 24th, Cooper of the 43rd, Petrea of the 166th and Jasperse of the 11th:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to provide for the pronouncement of death of patients in nursing homes who are organ donors by a physician assistant or a registered professional nurse; to provide for the pronouncement of death of patients in hospice care who are organ donors by a registered professional nurse; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 970. By Representatives Lumsden of the 12th, Powell of the 32nd, Hitchens of the 161st, Jasperse of the 11th, Atwood of the 179th and others:

A BILL to be entitled an Act to amend Title 25 of the Official Code of Georgia Annotated, relating to fire protection and safety, so as to revise requirements for the issuance of certificates of compliance for fire departments; to revise and to provide for definitions; to expand the functions and powers of the Georgia

Firefighter Standards and Training Council; to revise qualifications for firefighters; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 975. By Representatives Shaw of the 176th, Smith of the 134th, Efstoration of the 104th, Caldwell of the 131st, Blackmon of the 146th and others:

A BILL to be entitled an Act to amend Chapter 10 of Title 33 of the Official Code of Georgia Annotated, relating to assets and liabilities, so as to provide for certain updates to the standard valuation law as it relates to the reserve requirements for companies allowed to opt out of the principal based reserves standards; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 1010. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act creating the Board of Commissioners of Cobb County, approved June 19, 1964 (Ga. L. 1964, Ex. Sess., p. 2075), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3691) and an Act approved May 12, 2015 (Ga. L. 2015, p. 4048), so as to change the provisions relating to the compensation of the chairperson and the other commissioners of the board; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1030. By Representatives Watson of the 172nd, Houston of the 170th, England of the 116th, Corbett of the 174th and LaRiccia of the 169th:

A BILL to be entitled an Act to amend Chapter 4 of Title 2 of the Official Code of Georgia Annotated, relating to the Georgia Seed Development Commission, so as to change certain provisions relating to the Georgia Seed Development Commission and its membership; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture and Consumer Affairs.

HB 1038. By Representatives Rhodes of the 120th and Kidd of the 145th:

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

Referred to the Committee on State and Local Governmental Operations.

HB 1042. By Representative Kelley of the 16th:

A BILL to be entitled an Act to amend an Act to create a Board of Commissioners of Roads and Revenues in and for the County of Polk, approved August 19, 1919 (Ga. L. 1919, p. 719), so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1044. By Representatives Corbett of the 174th, Carter of the 175th, Shaw of the 176th and Sharper of the 177th:

A BILL to be entitled an Act to repeal the amendment to the Constitution of Georgia providing for the election of the Board of Tax Assessors of Lowndes County and thereby end the elective terms of members of the Board of Tax Assessors of Lowndes County on December 31, 2020; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1047. By Representatives Smith of the 70th, Trammell of the 132nd, Ramsey of the 72nd and Stover of the 71st:

A BILL to be entitled an Act to amend an Act continuing the State Court of Coweta County, approved May 17, 2004 (Ga. L. 2004, p. 4260), so as to revise the terms of court of the State Court of Coweta County; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1048. By Representatives Blackmon of the 146th, Harden of the 148th, Clark of the 147th, Dickey of the 140th and Epps of the 144th:

A BILL to be entitled an Act to repeal an Act creating the Houston County Commission on Children and Youth, approved April 14, 1997 (Ga. L.1997, p. 4177); to provide for the assets and liabilities thereof; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1049. By Representatives Stephens of the 164th, Stephens of the 165th, Gordon of the 163rd, Hitchens of the 161st, Bryant of the 162nd and others:

A BILL to be entitled an Act to amend an Act to provide for the Board of Public Education for the City of Savannah and Chatham County, approved March 21, 1968 (Ga. L. 1968, p. 2636), as amended, so as to authorize members of the Board of Public Education for the City of Savannah and Chatham County to censure its members; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1050. By Representatives Stephens of the 164th, Stephens of the 165th, Gordon of the 163rd, Hitchens of the 161st, Bryant of the 162nd and others:

A BILL to be entitled an Act to amend several Acts relating to and incorporating the mayor and aldermen of the City of Savannah, so as to authorize members of the governing body of the City of Savannah to censure its members; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1051. By Representatives Stephens of the 164th, Stephens of the 165th, Gordon of the 163rd, Hitchens of the 161st, Bryant of the 162nd and others:

A BILL to be entitled an Act to amend an Act completely revising the laws relative to the governing authority of Chatham County, approved March 29, 1984 (Ga. L. 1984, p. 5050), as amended, so as to provide for an additional power of the board to censure members; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HR 1312. By Representatives Sims of the 123rd, Blackmon of the 146th, Coomer of the 14th, Clark of the 101st, Dunahoo of the 30th and others:

A RESOLUTION authorizing the change of use of certain property located in Houston County currently dedicated as a heritage preserve; authorizing the granting of a nonexclusive easement for the construction, operation, and maintenance of facilities and ingress and egress in, on, over, under, upon, across, or through certain state owned real property located in Houston County; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Institutions and Property.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Agriculture and Consumer Affairs has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 815     Do Pass  
SR 1018    Do Pass

Respectfully submitted,  
Senator Wilkinson of the 50th District, Chairman

Mr. President:

The Committee on Banking and Financial Institutions has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 811     Do Pass

Respectfully submitted,  
Senator Jones of the 25th District, Chairman

Mr. President:

The Committee on Government Oversight has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 327 Do Pass  
SB 345 Do Pass by substitute  
SB 410 Do Pass

Respectfully submitted,  
Senator Harbin of the 16th District, Vice-Chairman

Mr. President:

The Committee on Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 531 Do Pass by substitute

Respectfully submitted,  
Senator McKoon of the 29th District, Chairman

Mr. President:

The Committee on Judiciary Non-Civil has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 77 Do Pass by substitute  
SB 332 Do Pass by substitute

Respectfully submitted,  
Senator Stone of the 23rd District, Chairman

Mr. President:

The Committee on Retirement has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 690 Do Pass  
HB 844 Do Pass  
SB 335 Do Pass

Respectfully submitted,  
Senator Hufstetler of the 52nd District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 925	Do Pass	HB 1018	Do Pass
HB 1021	Do Pass	HB 1023	Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Mr. President:

The Committee on Transportation has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 346	Do Pass	SB 383	Do Pass by substitute
SB 420	Do Pass by substitute	SR 863	Do Pass by substitute
SR 892	Do Pass	SR 956	Do Pass
SR 978	Do Pass		

Respectfully submitted,  
Senator Williams of the 19th District, Chairman

The following communication was received by the Secretary:

To: David Cook, Secretary of the Senate  
From: Sen. David Lucas  
Re: Minority Report on SB 420  
Date: February 24, 2016

Mr. Secretary:

Pursuant to Senate Rule 2-1.6, I hereby give notice that I will introduce a minority report to be read along with the majority report of Senate Bill 420.

/s/ David E. Lucas, Sr.  
Sen. David Lucas, 26th District



The following legislation was read the second time:

HB 747	SB 325	SB 328	SB 352	SB 365	SB 369
SB 374	SB 379	SB 388	SB 404	SR 942	SR 1027
SR 1028	SR 1029				

Senator Harbison of the 15th asked unanimous consent that Senator Thompson of the 5th be excused. The consent was granted, and Senator Thompson was excused.

Senator Black of the 8th asked unanimous consent that Senator Martin of the 9th be excused. The consent was granted, and Senator Martin was excused.

Senator Tippins of the 37th asked unanimous consent that Senator Millar of the 40th be excused. The consent was granted, and Senator Millar was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, H	Mullis
Beach	Hill, Jack	Orrock
Bethel	Hill, Judson	Parent
Black	Hufstetler	Rhett
Burke	Jackson, B	Seay
Butler	Jackson, L	Shafer
Cowsert	James	Sims
Crane	Jeffares	Stone
Davenport	Jones, B	Tate
Dugan	Jones, E	Thompson, B
Fort	Jones, H	Tippins
Ginn	Kennedy	Unterman
Harbin	Kirk	Walker
Harbison	Ligon	Watson
Harper	Lucas	Wilkinson
Heath	McKoon	Williams, M
Henson	Miller	

Not answering were Senators:

Gooch	Martin (Excused)	Millar (Excused)
Thompson, C. (Excused)	VanNess	Williams, T.

Senator Gooch of the 51st was off the floor of the Senate when the roll was called and wished to be recorded as present.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Butler of the 55th introduced the chaplain of the day, Dr. Kevin B. Lee of Snellville, Georgia, who offered scripture reading and prayer.

Senator Harper of the 7th recognized the South Georgia-North Florida Fire Initiative upon being honored with the 2015 National Pulaski Award, commended by SR 898, adopted previously. Forestry Service Director Robert Farris addressed the Senate briefly.

Senator Hill of the 6th recognized the Westminster Schools' varsity football team, commended by SR 867, adopted previously. Head Coach Gerry Romberg addressed the Senate briefly.

Senator Williams of the 27th recognized Justin Walters, Christian Tetzlaf and Stephanie Jackson, Technical College System of Georgia award recipients; commended by SR 879, SR 880 and SR 881, respectively. Stephanie Jackson, Justin Walters and Christian Tetzlaf addressed the Senate briefly.

Senator James of the 35th recognized Reverend Yvonne Shaw, commended by SR 825, adopted previously. Reverend Shaw addressed the Senate briefly.

Senator Black of the 8th recognized February 24, 2016, as Valdosta State University Day at the capitol and honored student leaders at Valdosta State University, commended by SR 968, adopted previously. President Cecil Staton addressed the Senate briefly.

Senator Gooch of the 51st recognized White County, commended by SR 877, adopted previously. Board of Commissioners Chairman Travis Turner addressed the Senate briefly.

Senator Harbison of the 15th recognized February 24, 2016, as Columbus Day at the state capitol and congratulated the Columbus region on its many outstanding accomplishments, commended by SR 967, adopted previously. Mayor Teresa Tomlinson addressed the Senate briefly.

Senator Hill of the 32nd introduced the doctor of the day, Dr. Ali Rahimi.

Senator Black of the 8th moved to suspend the Senate Rules to first read legislation and assign it to committee. The motion prevailed.

The following Senate legislation was introduced, read the first time and referred to committee:

SR 1062. By Senators Black of the 8th, Walker III of the 20th, Kirk of the 13th, Harper of the 7th and Jones of the 25th:

A RESOLUTION honoring the life of Mr. James Slaton "Jay" Shaw and dedicating a road in his memory; and for other purposes.

Referred to the Committee on Transportation.

The following resolutions were read and adopted:

SR 1045. By Senators Miller of the 49th, Gooch of the 51st, Unterman of the 45th, Wilkinson of the 50th, Shafer of the 48th and others:

A RESOLUTION commending Mr. Herman Cain; and for other purposes.

SR 1046. By Senators James of the 35th, Rhett of the 33rd, Orrock of the 36th, Parent of the 42nd, Davenport of the 44th and others:

A RESOLUTION recognizing February 25, 2016, as District 35 Legislative Day at the capitol; and for other purposes.

SR 1047. By Senators James of the 35th, Rhett of the 33rd, Orrock of the 36th, Parent of the 42nd, Davenport of the 44th and others:

A RESOLUTION recognizing and commending Ms. Damacia Howard; and for other purposes.

SR 1048. By Senator Harper of the 7th:

A RESOLUTION congratulating Luke Gamble on winning the Boys Dramatic Interpretation State Championship; and for other purposes.

SR 1050. By Senators Harper of the 7th, Shafer of the 48th, Cowsert of the 46th, Henson of the 41st, Gooch of the 51st and others:

A RESOLUTION recognizing March 2, 2016, as Law Enforcement Appreciation Day at the state capitol and commending certified peace officers in Georgia; and for other purposes.

SR 1051. By Senator Harper of the 7th:

A RESOLUTION congratulating the Irwin County High School Literary Team on winning the Boys Quartet State Championship; and for other purposes.

SR 1052. By Senators Jackson of the 2nd, Jones of the 10th, James of the 35th, Harbison of the 15th and Sims of the 12th:

A RESOLUTION recognizing and honoring Ambassador Jeremiah C. Sulunteh; and for other purposes.

SR 1053. By Senator Hill of the 32nd:

A RESOLUTION commending the Wheeler High School boys basketball team; and for other purposes.

SR 1054. By Senator Fort of the 39th:

A RESOLUTION commending the Juniper and Tenth Street High Rise Residents Association and recognizing February 26, 2016, as Juniper and Tenth Street High Rise Residents Association Day at the state capitol; and for other purposes.

Senator Hill of the 32nd asked unanimous consent that the following resolution be withdrawn from the Special Joint Committee on Revenue Structure and committed to the Senate Committee on Finance:

SR 756. By Senators Hill of the 32nd, Hill of the 6th, Ligon, Jr. of the 3rd, Williams of the 27th, Gooch of the 51st and others:

A RESOLUTION proposing an amendment to the Constitution so as to provide for prioritized funding requirements regarding certain appropriations Acts; to provide for procedures, conditions, and limitations; to provide for the authority of the General Assembly with respect to the foregoing; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

The consent was granted, and SR 756 was committed to the Senate Committee on Finance.

Senator VanNess of the 43rd asked unanimous consent that the following bill be withdrawn from the Senate Committee on State and Local Governmental Operations (General) and committed to the Senate Committee on Public Safety:

SB 422. By Senators VanNess of the 43rd, Beach of the 21st, Stone of the 23rd and Parent of the 42nd:

A BILL to be entitled an Act to amend Title 8 of the Official Code of Georgia Annotated, relating to buildings and housing, so as to provide for legislative

findings; to provide a definition; to provide that it shall be unlawful for any person who owns, controls, or is the responsible agent of a vacant structure to maintain, cause, or permit the maintenance of the vacant structure in a neglected condition and that such neglected vacant structure shall constitute a public nuisance; to provide certain requirements for the maintenance of vacant structures; to provide for the abatement of such neglected vacant structures; to provide for the recoupment of the costs of abatement; to provide for related matters; to repeal conflicting laws; and for other purposes.

The consent was granted, and SB 422 was committed to the Senate Committee on Public Safety.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Wednesday February 24, 2016  
Twenty-seventh Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

HB 925 Harper of the 7th  
**ATKINSON COUNTY**

A BILL to be entitled an Act to amend an Act reconstituting the Board of Education of Atkinson County, approved April 5, 1993 (Ga. L. 1993, p. 4771), as amended, so as to change the compensation of the members of the board of education; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1018 Hill of the 4th  
**CANDLER COUNTY**

A BILL to be entitled an Act to provide for a nonbinding, advisory referendum for the purpose of ascertaining whether the Candler County Board of Commissioners should levy an additional ad valorem tax for the purpose of realizing additional tax revenue to provide payment for the Candler County Hospital Authority's services and facilities; to provide for legislative purposes and findings; to provide for procedures and requirements relating thereto; to provide for a referendum and effective dates; to repeal conflicting laws; and for other purposes.

HB 1021

Harbin of the 16th  
**SPALDING COUNTY**

A BILL to be entitled an Act to amend an Act establishing the State Court of Spalding County, formerly known as the City Court of Griffin, approved December 14, 1897 (Ga. L. 1897, p. 462), as amended, particularly by an Act approved March 19, 1987 (Ga. L. 1987, p. 4527), so as to provide for the election of the county solicitor; to specify the requirements for holding the office of the county solicitor; to establish the office of the county solicitor as a full-time position; to designate the salary of the office of the county solicitor; to authorize the appointment of assistant county solicitors; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1023

Harper of the 7th  
**WARE COUNTY**

A BILL to be entitled an Act to amend an Act reconstituting the Board of Education of Ware County, approved September 18, 1991 (Ga. L. 1991, Ex. Sess., p. 445), as amended, so as to change the compensation of the members of the board; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker

Y Harbison  
Y Harper  
Y Heath  
Y Henson  
Y Hill, H

Y Martin  
Y McKoon  
Y Millar  
Y Miller  
Mullis

Y Watson  
Y Wilkinson  
Y Williams, M  
Williams, T

On the passage of the local legislation, the yeas were 51, nays 0.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

2/24/16

Due to business outside the Senate Chamber, I missed the vote on the Local Consent Calendar. Had I been present, I would have voted "Yes".

/s/ Greg Kirk  
District 13

SENATE RULES CALENDAR  
WEDNESDAY, FEBRUARY 24, 2016  
TWENTY-SEVENTH LEGISLATIVE DAY

- SR 558      General Assembly; proceeds of excise taxes on sale of fireworks; funding of trauma care -CA (Substitute)(PUB SAF-53rd)
- SB 350      Taxation on Consumer Fireworks; dedicate moneys collected; trauma care, fire services, and local public safety purposes (PUB SAF-53rd)
- SB 312      HOPE; revise a definition; establish minimum HOPE award amounts (H ED-54th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SR 558. By Senators Mullis of the 53rd, Harbison of the 15th, Harper of the 7th, Burke of the 11th, Watson of the 1st and others:

### A RESOLUTION

Proposing an amendment to the Constitution so as to provide that the proceeds of excise taxes on the sale of fireworks in this state be dedicated to the funding of trauma care, fire services, burn treatment, and local public safety purposes in the State of Georgia; to provide that such funds shall not lapse; to provide for related matters; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

#### SECTION 1.

Article III, Section IX, Paragraph VI of the Constitution is amended by adding a new subparagraph to read as follows:

"(o) The proceeds of any excise tax imposed by general law on the sale of fireworks in this state shall be dedicated to the provision of trauma care, fire services, burn treatment, and local public safety purposes in Georgia. The General Assembly shall provide by general law for the dedication and deposit of revenues raised from any such excise tax on fireworks. Moneys collected from the excise tax on the sale of fireworks shall be exclusively used as follows: 45 percent shall be used for the provision of trauma care through a state-wide trauma care network; 45 percent shall be used by the Georgia Firefighter Standards and Training Council to improve the equipping and training of firefighters and to improve the ISO rating of fire departments in this state; 5 percent shall be used to provide support to burn victims through foundations which partner with the fire service and burn care community to support medical facilities for burn victims and to assist burn survivors in their recovery; and 5 percent shall be provided to local governments to be used exclusively for public safety purposes. Contributions and revenues deposited for such purposes shall not lapse and shall not be subject to the limitations of subparagraph (a) of this Paragraph or of Article VII, Section III, Paragraph II."

#### SECTION 2.

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended so as to provide that the  
 ( ) NO proceeds of excise taxes on the sale of fireworks be dedicated to the funding of trauma care, firefighter equipping and training, treatment of burn victims, and local public safety purposes?"



All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state.

The Senate Committee on Public Safety offered the following substitute to SR 558:

### A RESOLUTION

Proposing an amendment to the Constitution so as to provide that the proceeds of excise taxes on the sale of fireworks or consumer fireworks in this state be dedicated to the funding of trauma care, fire services, and local public safety purposes in the State of Georgia; to provide that such funds shall not lapse; to provide for related matters; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

#### SECTION 1.

Article III, Section IX, Paragraph VI of the Constitution is amended by adding a new subparagraph to read as follows:

"(o) The proceeds of any excise tax imposed by general law on the sale of fireworks or consumer fireworks in this state shall be dedicated to the provision of trauma care, fire services, and local public safety purposes in Georgia. The General Assembly shall provide by general law for the use, dedication, and deposit of revenues raised from any such excise tax on fireworks or consumer fireworks. Contributions and revenues deposited for such purposes shall not lapse and shall not be subject to the limitations of subparagraph (a) of this Paragraph or of Article VII, Section III, Paragraph II."

#### SECTION 2.

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended so as to provide that the proceeds of excise taxes on the sale of fireworks or consumer fireworks be dedicated to the funding of trauma care, firefighter equipping and  
( ) NO training, and local public safety purposes?"

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the adoption of the resolution by substitute, was agreed to.

On the adoption of the resolution proposing an amendment to the Constitution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
N Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 52, nays 2.

SR 558, having received the requisite two-thirds constitutional majority, was adopted by substitute.

SB 350. By Senators Mullis of the 53rd, Watson of the 1st, Harper of the 7th, Shafer of the 48th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of consumer fireworks, so as to dedicate moneys collected from the excise tax on the sale of consumer fireworks for trauma care, fire services, and local public safety purposes; to provide for related matters; to provide for an effective date contingent on a certain ratification of the Constitution of Georgia; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
N Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 2.

SB 350, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

2-24-16

Due to business outside the Senate Chamber, I missed the vote on SR 558 and SB 350. Had I been present, I would have voted "yes".

/s/ Valencia Seay  
District 34

Feb. 24, 2016

Due to business outside the Senate Chamber, I missed the vote on SB 350. Had I been present, I would have voted "yes".

/s/ N. Orrock  
District 36

SB 312. By Senators Bethel of the 54th, Hill of the 32nd, Martin of the 9th, Wilkinson of the 50th, VanNess of the 43rd and others:

A BILL to be entitled an Act to amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to revise a definition; to establish minimum HOPE award amounts; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

The following Fiscal Note, as required by law, was read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

January 26, 2016

Honorable Charlie Bethel  
State Senator  
12 1-E State Capitol  
Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
Senate Bill 312 (LC 33 6319)

Dear Senator Bethel:

The bill would establish minimum payment rates for HOPE scholarship awards. Recipients would receive, at minimum, \$134 per credit hour or \$2,000 per semester, provided that payments do not exceed tuition. All Technical College System of Georgia institutions and 14 University System of Georgia institutions would be impacted by this bill.

Based on tuition and award amount data provided by the Georgia Student Finance Commission (GSFC), the bill is estimated to add between \$8.3 million and \$10.0 million

to the cost of HOPE scholarships in fiscal year 2017 (see **Exhibit 1**). In fiscal year 2015, 21,534 students in qualifying institutions received 38,475 HOPE scholarship awards. GSFC currently estimates a yearly increase of 2% in HOPE awards. Because this bill would result in full tuition payment at qualifying institutions, an additional 4% increase in awards (a total 6% increase) has been projected as well.

**Exhibit 1**

**Additional Costs to Fund HOPE Scholarships**

Institutions	Estimated FY 2017 Costs Under Current Law(1)	FY 2017 Additional Costs under LC 33 6319	
		2%	6%
TCSG	\$3,713,281	\$1,440,975	\$1,643,102
USG	\$33,101,985	\$6,832,452	\$8,398,509
<b>Total</b>	<b>\$36,815,267</b>	<b>\$8,273,427</b>	<b>\$10,041,611</b>

(1) Assumes 2% increase in the number of HOPE scholarships.

In addition to projecting an increase in awards, the cost analysis includes estimated tuition increases. These assumptions are based off of institutions' prior year tuition increases, which were generally around 3%. The number of HOPE scholarships received by students in the affected institutions was used as the basis for calculating the number of future awards.

**Exhibit 2** shows the current, fiscal year 2016 tuition and the HOPE scholarship amounts for the institutions that would be impacted by the bill.

**Exhibit 2**

**Change in HOPE scholarships by affected institutions**

Name	FY 2016 – Current		FY 2017 - Under Bill
	Tuition per Hour	HOPE Award per Hour	HOPE Award per Hour(1)
All TCSG	\$89	\$67	\$93
Abraham Baldwin Agri. College	\$102	\$89	\$105
Darton State College	\$91	\$80	\$93
College of Coastal Georgia	\$102	\$89	\$105
Georgia Perimeter College	\$91	\$80	\$93
Gordon State College	\$102	\$89	\$105
Middle Georgia College	\$109	\$89	\$118
South Georgia College	\$91	\$80	\$93
Dalton State College	\$102	\$89	\$105
Georgia Highlands College	\$91	\$80	\$93
East Georgia State College	\$91	\$80	\$93
Bainbridge College	\$91	\$80	\$93

Atlanta Metropolitan College	\$97	\$80	\$105
Georgia Gwinnett College	\$128	\$106	\$134
UNG-Associate Degrees (excl. ASN)	\$102	\$89	\$105

(1) The estimated 2017 HOPE awards per hour would likely equal tuition at all the institutions. If Georgia Gwinnett College's tuition increases by 5%, the HOPE award amount for the institution will reach the maximum allowed under the bill (\$ 134 per hour).

Sincerely,

/s/ Greg S. Griffin  
State Auditor

/s/ Teresa A. MacCartney, Director  
Office of Planning and Budget

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	N Shafer
Y Butler	Y James	Y Sims
N Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
N Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	N Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 4.

SB 312, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Charlie Bethel to serve as Ex-Officio for the Senate Economic Development and Tourism Committee meeting on February 24, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Jeff Mullis to serve as Ex-Officio for the Senate Economic Development and

Tourism Committee meeting on February 24, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Josh McKoon to serve as Ex-Officio for the Senate Interstate Cooperation Committee meeting on February 24, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

Senator Cowsert of the 46th moved that the Senate adjourn until 10:00 a.m. Thursday, February 25, 2016.

The motion prevailed, and the President announced the Senate adjourned at 12:15 p.m.



Senate Chamber, Atlanta, Georgia  
Thursday, February 25, 2016  
Twenty-eighth Legislative Day

The Senate met pursuant to adjournment at 10:15 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 166. By Representatives Yates of the 73rd, Powell of the 32nd, Harbin of the 122nd, Smith of the 125th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to the uniform rules of the road, so as to provide for the safe operation of a lightweight motorcycle or motor vehicle through an inoperative traffic-control signal; to repeal certain provisions relating to handlebars; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 614. By Representatives Stovall of the 74th, Brockway of the 102nd, Scott of the 76th, Benton of the 31st and Kaiser of the 59th:

A BILL to be entitled an Act to amend Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," so as to provide for a pilot program for the placement of video monitoring cameras in classrooms providing special education services; to provide for program requirements; to provide for a program evaluation; to provide for funding; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 773. By Representatives Houston of the 170th, Hatchett of the 150th, Rogers of the 29th, Battles of the 15th and Tankersley of the 160th:

A BILL to be entitled an Act to amend Chapter 26 of Title 50 of the Official Code of Georgia Annotated, relating to the Georgia Housing and Finance Authority, so as to increase the outstanding bond limit; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 806. By Representatives Tanner of the 9th, Tankersley of the 160th, Epps of the 144th, Caldwell of the 131st and Rice of the 95th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to provide for the expiration of certain licenses and identification cards issued by the Department of Driver Services; to provide for the suspension of a driver's license upon receipt of conviction reports from a court; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 838. By Representatives Blackmon of the 146th, Meadows of the 5th, Epps of the 144th, Rhodes of the 120th, Smith of the 134th and others:

A BILL to be entitled an Act to amend Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to insurance general provisions, so as to provide that carriers that sell certain health insurance plans in this state through an agent shall compensate such agent a minimum of 5 percent of the collected premiums; to provide for exceptions; to provide for definitions; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

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

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

HB 916. By Representatives Hightower of the 68th, Welch of the 110th, McCall of the 33rd, Knight of the 130th, Petrea of the 166th and others:

A BILL to be entitled an Act to amend Code Section 26-4-118 of the O.C.G.A., relating to "The Pharmacy Audit Bill of Rights;" so as to remove an exception relating to certain audits conducted by the Department of Community Health; to amend Article 7 of Chapter 4 of Title 49 of the O.C.G.A., relating to medical assistance generally, so as to provide that clerical or other errors do not constitute a basis to recoup payments made by providers of medical assistance; to provide for a correction period; to amend Chapter 1 of Title 50 of the O.C.G.A., relating to general provisions regarding state government, so as to provide that clerical or other errors do not constitute a basis to recoup payments made by providers of medical assistance; to provide for a correction period; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 948. By Representative Powell of the 32nd:

A BILL to be entitled an Act to amend Code Section 42-9-90 of the Official Code of Georgia Annotated, relating to application fee required for transfer consideration, so as to revise the application fee paid to the Department of Community Supervision or the State Board of Pardons and Paroles by nonindigent adult offenders when applying to transfer supervision to any other state or territory; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 949. By Representatives Powell of the 32nd, Tarvin of the 2nd, Jasperse of the 11th, Lumsden of the 12th and Epps of the 144th:

A BILL to be entitled an Act to amend Article 3 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to illegal use of financial transaction cards, and Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, municipal corporations, and other governmental entities, so as to revise a definition; to revise provisions of law relating to government purchasing cards and government credit cards; to provide for the issuance of government purchasing cards and government credit cards; to provide for the conditions for such issuance; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 980. By Representatives Powell of the 32nd, Rynders of the 152nd, Clark of the 147th, Brockway of the 102nd and Spencer of the 180th:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally,

so as to provide for the reopening of qualifications in municipal elections under certain conditions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SR 1057. By Senator Hill of the 32nd:

A RESOLUTION honoring the life and memory of Lance Corporal Skip Wells and dedicating a road in his memory; and for other purposes.

Referred to the Committee on Transportation.

SR 1059. By Senators Thompson of the 14th, Mullis of the 53rd, Williams of the 27th, Watson of the 1st, Hill of the 32nd and others:

A RESOLUTION creating the Senate Study Committee on Nonembryonic and Nonfetal Cell Therapy; and for other purposes.

Referred to the Committee on Health and Human Services.

The following House legislation was read the first time and referred to committee:

HB 166. By Representatives Yates of the 73rd, Powell of the 32nd, Harbin of the 122nd, Smith of the 125th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to the uniform rules of the road, so as to provide for the safe operation of a lightweight motorcycle or motor vehicle through an inoperative traffic-control signal; to repeal certain provisions relating to handlebars; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 614. By Representatives Stovall of the 74th, Brockway of the 102nd, Scott of the 76th, Benton of the 31st and Kaiser of the 59th:

A BILL to be entitled an Act to amend Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," so as to provide for a pilot program for the placement of video monitoring cameras in classrooms

providing special education services; to provide for program requirements; to provide for a program evaluation; to provide for funding; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

HB 773. By Representatives Houston of the 170th, Hatchett of the 150th, Rogers of the 29th, Battles of the 15th and Tankersley of the 160th:

A BILL to be entitled an Act to amend Chapter 26 of Title 50 of the Official Code of Georgia Annotated, relating to the Georgia Housing and Finance Authority, so as to increase the outstanding bond limit; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Appropriations.

HB 806. By Representatives Tanner of the 9th, Tankersley of the 160th, Epps of the 144th, Caldwell of the 131st and Rice of the 95th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to provide for the expiration of certain licenses and identification cards issued by the Department of Driver Services; to provide for the suspension of a driver's license upon receipt of conviction reports from a court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 838. By Representatives Blackmon of the 146th, Meadows of the 5th, Epps of the 144th, Rhodes of the 120th, Smith of the 134th and others:

A BILL to be entitled an Act to amend Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to insurance general provisions, so as to provide that carriers that sell certain health insurance plans in this state through an agent shall compensate such agent a minimum of 5 percent of the collected premiums; to provide for exceptions; to provide for definitions; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

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

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

Referred to the Committee on Judiciary Non-Civil.

HB 916. By Representatives Hightower of the 68th, Welch of the 110th, McCall of the 33rd, Knight of the 130th, Petrea of the 166th and others:

A BILL to be entitled an Act to amend Code Section 26-4-118 of the O.C.G.A., relating to "The Pharmacy Audit Bill of Rights;" so as to remove an exception relating to certain audits conducted by the Department of Community Health; to amend Article 7 of Chapter 4 of Title 49 of the O.C.G.A., relating to medical assistance generally, so as to provide that clerical or other errors do not constitute a basis to recoup payments made by providers of medical assistance; to provide for a correction period; to amend Chapter 1 of Title 50 of the O.C.G.A., relating to general provisions regarding state government, so as to provide that clerical or other errors do not constitute a basis to recoup payments made by providers of medical assistance; to provide for a correction period; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 948. By Representative Powell of the 32nd:

A BILL to be entitled an Act to amend Code Section 42-9-90 of the Official Code of Georgia Annotated, relating to application fee required for transfer consideration, so as to revise the application fee paid to the Department of Community Supervision or the State Board of Pardons and Paroles by nonindigent adult offenders when applying to transfer supervision to any other state or territory; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 949. By Representatives Powell of the 32nd, Tarvin of the 2nd, Jasperse of the 11th, Lumsden of the 12th and Epps of the 144th:

A BILL to be entitled an Act to amend Article 3 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to illegal use of financial transaction cards, and Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, municipal corporations, and other governmental entities, so as to revise a definition; to revise provisions of law relating to government purchasing cards and government credit cards; to provide for the issuance of government purchasing cards and government credit cards; to provide for the conditions for such issuance; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 980. By Representatives Powell of the 32nd, Rynders of the 152nd, Clark of the 147th, Brockway of the 102nd and Spencer of the 180th:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, so as to provide for the reopening of qualifications in municipal elections under certain conditions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Agriculture and Consumer Affairs has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 697      Do Pass by substitute  
SB 354      Do Pass

Respectfully submitted,  
Senator Wilkinson of the 50th District, Chairman

Mr. President:

The Committee on Economic Development and Tourism has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 413      Do Pass  
SB 417      Do Pass

Respectfully submitted,  
Senator Beach of the 21st District, Chairman

Mr. President:

The Committee on Education and Youth has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 310	Do Pass by substitute	SB 355	Do Pass by substitute
SB 357	Do Pass by substitute	SB 409	Do Pass by substitute
SR 723	Do Pass by substitute	SR 993	Do Pass by substitute

Respectfully submitted,  
Senator Tippins of the 37th District, Chairman

Mr. President:

The Committee on Finance has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 238      Do Pass by substitute  
SB 259      Do Pass by substitute  
SR 756      Do Pass by substitute

Respectfully submitted,  
Senator Hill of the 32nd District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:



SB 385 Do Pass  
SB 389 Do Pass by substitute

Respectfully submitted,  
Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Higher Education has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 467 Do Pass by substitute  
SR 983 Do Pass  
SR 1001 Do Pass

Respectfully submitted,  
Senator Millar of the 40th District, Chairman

Mr. President:

The Committee on Interstate Cooperation has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 408 Do Pass by substitute

Respectfully submitted,  
Senator James of the 35th District, Chairman

Mr. President:

The Committee on Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 206 Do Pass by substitute

Respectfully submitted,  
Senator McKoon of the 29th District, Chairman

Mr. President:

The Committee on Natural Resources and the Environment has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 1037 Do Pass by substitute  
 SR 1038 Do Pass by substitute

Respectfully submitted,  
 Senator Ginn of the 47th District, Chairman

Mr. President:

The Committee on Public Safety has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 421	Do Pass	SB 6	Do Pass by substitute
SB 304	Do Pass by substitute	SB 416	Do Pass
SR 1032	Do Pass		

Respectfully submitted,  
 Senator Harper of the 7th District, Chairman

Mr. President:

The Committee on Regulated Industries and Utilities has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 402 Do Pass by substitute

Respectfully submitted,  
 Senator Jeffares of the 17th District, Chairman

Mr. President:

The Committee on Special Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 738 Do Pass  
 HB 871 Do Pass  
 SB 391 Do Pass by substitute

Respectfully submitted,  
 Senator Thompson of the 5th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 748	Do Pass	HB 888	Do Pass
HB 932	Do Pass	HB 967	Do Pass
HB 1007	Do Pass	HB 1019	Do Pass
SB 419	Do Pass		

Respectfully submitted,  
 Senator Albers of the 56th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations (General) has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 375 Do Pass by substitute  
 SB 400 Do Pass

Respectfully submitted,  
 Senator Albers of the 56th District, Chairman

The following legislation was read the second time:

HB 690	HB 811	HB 815	HB 844	SB 327	SB 332
SB 335	SB 345	SB 346	SB 383	SB 410	SB 420
SR 863	SR 892	SR 956	SR 978	SR 1018	

Senator Jackson of the 2nd was excused for business outside the Senate Chamber.

Senator Kirk of the 13th asked unanimous consent that Senator Millar of the 40th be excused. The consent was granted, and Senator Millar was excused.

Senator Rhett of the 33rd asked unanimous consent that Senator Henson of the 41st be excused. The consent was granted, and Senator Henson was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Parent
Beach	Hill, Judson	Rhett
Bethel	Hufstetler	Seay
Black	Jackson, B	Shafer
Burke	James	Sims
Butler	Jeffares	Stone
Cowsert	Jones, B	Tate
Crane	Jones, E	Thompson, B
Davenport	Jones, H	Thompson, C
Dugan	Kennedy	Tippins
Fort	Kirk	Unterman
Ginn	Ligon	VanNess
Gooch	Lucas	Walker
Harbin	Martin	Watson
Harbison	McKoon	Wilkinson
Harper	Mullis	Williams, M
Heath	Orrock	Williams, T
Hill, H		

Not answering were Senators:

Henson (Excused)	Jackson, L. (Excused)	Millar (Excused)
Miller		

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Parent of the 42nd introduced the chaplain of the day, Reverend David Lewicki of Decatur, Georgia, who offered scripture reading and prayer.

Senator Hill of the 6th moved that the following bill be withdrawn from the consideration of the Senate.

SB 391. By Senators Hill of the 6th, Harbison of the 15th and Millar of the 40th:

A BILL to be entitled an Act to amend Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees, so as to change certain provisions of the "Fair Employment Practices Act of 1978" and personnel

administration in order to expand the definition of discrimination to include differential or preferential treatment for any reason other than that of individual merit, performance, qualifications, or noncompliance with standards of presentation; to change and add certain definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

On the motion, there was no objection; the motion prevailed, and SB 391 was withdrawn from consideration of the Senate.

The following communication was received by the Secretary:

2/25/2016

Hon. David Cook  
Secretary of the Senate

Dear Mr. Secretary:

Please remove my name as the primary sponsor of SB 149.

/s/ Josh McKoon  
District 29

Senator McKoon of the 29th asked unanimous consent to remove his name as the primary author (first signer) of the following bill and that Senator Rhett of the 33rd be designated as the primary author:

SB 149. By Senator Rhett of the 33rd:

A BILL to be entitled an Act to amend Article 5 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated, relating to service creditable toward retirement benefits, so as to provide for creditable service for certain military service; to provide for application and payment; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

The consent was granted.

Senator Miller of the 49th recognized Mr. Herman Cain, commended by SR 1045, adopted previously. Mr. Herman Cain addressed the Senate briefly.

Senator Lucas of the 26th honored the Georgia Science Teachers Association and recognized February 15, 2016, as Science Day at the state capitol, commended by SR 709, adopted previously. President Dr. Jeremy Peacock addressed the Senate briefly.

The following resolutions were read and adopted:

SR 1058. By Senators Davenport of the 44th, Butler of the 55th, James of the 35th, Rhett of the 33rd, Sims of the 12th and others:

A RESOLUTION commending Andrews Chapel United Methodist Women; and for other purposes.

SR 1060. By Senator Harbison of the 15th:

A RESOLUTION recognizing and commending Mr. Tim Walton; and for other purposes.

SR 1061. By Senator Harbison of the 15th:

A RESOLUTION honoring the life and memory of Mr. William Fokes "Bill" Masee; and for other purposes.

SR 1063. By Senator Fort of the 39th:

A RESOLUTION recognizing and commending Bishop J.D. Means, Sr., on the occasion of his 30th pastoral anniversary; and for other purposes.

Senator James of the 35th recognized the South Fulton Chamber of Commerce on the grand occasion of its 69th anniversary, commended by SR 882, adopted previously. Fairburn City Councilwoman Lydia Glaize and Union City Mayor Vince Williams addressed the Senate briefly.

Senator Unterman of the 45th recognized Thursday, February 25, 2016, as Lupus Awareness Day at the state capitol, commended by SR 907, adopted previously. Aleta McClean addressed the Senate briefly.

Senator Jones of the 10th introduced the doctor of the day, Dr. Willie Rainey.

Senator Jackson of the 2nd honored Liberian Ambassador Jeremiah C. Sulunteh, commended by SR 1052, adopted previously. Ambassador Sulunteh addressed the Senate briefly.

Senator Jeffares of the 17th recognized NASCAR. Atlanta Motor Speedway President and General Manager Ed Clark addressed the Senate briefly.

The following Senators were excused for business outside the Senate Chamber:

Gooch of the 51st

Hill of the 6th

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Thursday February 25, 2016  
Twenty-eighth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 419 Williams of the 19th  
**WAYNE COUNTY**

A BILL to be entitled an Act to amend an Act establishing the State Court of Wayne County (formerly the City Court of Jesup, in and for the County of Wayne), approved July 31, 1916 (Ga. L. 1916, p. 248), as amended, particularly by an Act approved April 28, 2001 (Ga. L. 2001, p. 4563), so as to change the salary of the judge and solicitor; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 748 Black of the 8th  
Burke of the 11th  
**THOMAS COUNTY**

A BILL to be entitled an Act to authorize the Magistrate Court of Thomas County to impose and collect county law library fees as part of the court costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 888 Kennedy of the 18th  
**UPSON COUNTY**

A BILL to be entitled an Act to transfer probation and intake services of the Juvenile Court of Upson County to the Georgia Department of Juvenile Justice pursuant to Code Section 15-11-69 of the Official Code of Georgia Annotated; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 932

Black of the 8th  
Burke of the 11th  
**THOMAS COUNTY**

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

HB 967

Kennedy of the 18th  
Jones of the 25th  
Lucas of the 26th  
**MACON WATER COMMISSIONERS**

A BILL to be entitled an Act to amend an Act entitled "Macon Water Commissioners - Pension Plan," approved December 30, 1953 (Ga. L. 1953, p. 2831), as amended, particularly by an Act approved May 1, 2012 (Ga. L. 2012, p. 5637), so as to modify provisions related to termination of employment before retirement; to modify provisions related to direct rollovers; to repeal conflicting laws; and for other purposes.

HB 1007

Burke of the 11th  
**CITY OF PELHAM**

A BILL to be entitled an Act to provide a new charter for the City of Pelham; to provide for incorporation, boundaries, and property of the city; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1019

Kennedy of the 18th  
**UPSON COUNTY**

A BILL to be entitled an Act to authorize the Magistrate Court of Upson County to impose and collect county law library fees as part of the court costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.



On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 48, nays 3.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

SENATE RULES CALENDAR  
THURSDAY, FEBRUARY 25, 2016  
TWENTY-EIGHTH LEGISLATIVE DAY

SB 258	Ad Valorem Tax; provide the assessed value of property shall not be increased beyond the initial assessment value (Substitute)(FIN-40th)
SB 302	Insurance; require health carriers to maintain accurate provider directories (Substitute)(I&L-9th)
SR 604	Revenue and Taxation; prohibit the levy of state ad valorem taxes -CA (FIN-31st)
SB 365	License Plates; establish special license plate for the Georgia Pet Foundation (PUB SAF-48th)

- SB 367 Georgia Council Justice Reform; provide for comprehensive reform (JUDYNC-18th)
- SB 388 Bona Fide Coin Operated Amusement Machine; prohibit the removal of a sticker without authorization (ED&T-26th)
- SR 842 Legislative Process; create Senate Study Committee (Substitute) (RULES-3rd)
- SB 331 Courts; causing a child to be conceived; violating certain prohibitions relating certain offenses; additional ground for terminating parental rights (Substitute)(JUDYNC-14th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 258. By Senators Millar of the 40th and Albers of the 56th:

A BILL to be entitled an Act to amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, so as to provide that the assessed value of property for a taxable year shall not be increased beyond the initial assessment value established by the board of tax assessors during an appeal of such valuation for such taxable year by the taxpayer but may be reduced as a result of the appeal of the taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Finance offered the following substitute to SB 258:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, so as to provide that the assessed value of property for a taxable year may be lowered by the deciding body based upon the evidence before such body but shall not be increased beyond the assessment value established by the board of tax assessors; to provide an exception; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, is amended in subsection (e) by adding a new paragraph to read as follows:

"(9) Notwithstanding any other provision of law to the contrary, on any tax appeal made under this Code section on and after January 1, 2016, the assessed value being appealed may be lowered by the deciding body based upon the evidence presented but cannot be increased from the amount assessed by the county board of tax assessors. This subsection shall not apply to any appeal where the taxpayer files an appeal during a time when subsection (c) of Code Section 48-5-299 is in effect for the assessment being appealed."

**SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

SB 258, having received the requisite constitutional majority, was passed by substitute.

Senator Millar of the 40th was excused for business outside the Senate Chamber.

SB 302. By Senators Martin of the 9th, Burke of the 11th, Unterman of the 45th, Watson of the 1st and Parent of the 42nd:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to require health carriers to maintain accurate provider directories; to provide for definitions; to provide for electronic and printed provider directories; to require certain information in provider directories; to grant enforcement authority to the Commissioner; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Insurance and Labor offered the following substitute to SB 302:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to require health carriers to maintain accurate provider directories; to provide for definitions; to provide for electronic and printed provider directories; to require certain information in provider directories; to grant enforcement authority to the Commissioner; to provide for related matters; to provide for a short title; to provide for an exemption; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Provider Directory Improvement Act."

**SECTION 2.**

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

"CHAPTER 20C

33-20C-1.

As used in this chapter, the term:

(1) 'Covered person' means a policyholder, subscriber, enrollee or other individual

participating in a health benefit plan.

(2) 'Facility' means an institution providing physical, mental, or behavioral health care services or a health care setting, including, but not limited to, hospitals; licensed inpatient centers; ambulatory surgical centers; skilled nursing facilities; residential treatment centers; diagnostic, treatment, or rehabilitation centers; imaging centers; and rehabilitation and other therapeutic health settings.

(3) 'Health benefit plan' means a policy, contract, certificate, or agreement entered into, offered by, or issued by a health carrier to provide, deliver, arrange for, pay for, or reimburse any of the costs of health care services, including a standalone dental plan.

(4) 'Health care professional' means a physician or other health care practitioner licensed, accredited, or certified to perform specified physical, mental, or behavioral health care services consistent with his or her scope of practice under state law.

(5) 'Health care provider' or 'provider' means a health care professional, pharmacy, or facility.

(6) 'Health care services' means services for the diagnosis, prevention, treatment, cure, or relief of a physical, mental, or behavioral health condition, illness, injury, or disease, including mental health and substance abuse disorders.

(7) 'Health carrier' means an entity subject to the insurance laws and regulations of this state, or subject to the jurisdiction of the Commissioner, that contracts, offers to contract, or enters into an agreement to provide, deliver, arrange for, pay for, or reimburse any of the costs of health care services, including a sickness and accident health insurance company, a health maintenance organization, a nonprofit hospital and health service corporation, or any other entity providing a health insurance plan, a health benefit plan, or health care services.

(8) 'Network' means the group or groups of participating health care providers providing services under a network plan.

(9) 'Network plan' means a health benefit plan that either requires a covered person to use health care providers managed by, owned by, under contract with, or employed by the health carrier or that creates incentives, including financial incentives, for a covered person to use such health care providers.

(10) 'Standalone dental plan' means a plan that provides coverage substantially all of which is for treatment of the mouth, including any organ or structure within the mouth, which is provided under a separate policy, certificate, or contract of insurance or is otherwise not an integral part of a group benefit plan.

### 33-20C-2.

(a)(1) A health carrier shall post on its website a current and accurate electronic provider directory for each of its network plans with the information described in Code Section 33-20C-4. Such online provider directory shall be easily accessible in a standardized, downloadable, searchable, and machine readable format.

(2) In making the provider directory available online, the health carrier shall ensure that the general public is able to view all of the current providers for a network plan

through a clearly identifiable link or tab and without creating or accessing an account or entering a policy or contract number.

(3) The health carrier shall update each network plan on the online provider directory no less than every 30 days.

(b) A health carrier shall provide a print copy of a current provider directory, or a print copy of the requested directory information, with the information described in Code Section 33-20C-5 upon request by a covered person or a prospective covered person.

(c) For each network plan, a health carrier shall include in plain language, in both the online and print directory, the following general information:

(1) A description of the criteria the health carrier has used to build its provider network;

(2) If applicable, a description of the criteria the health carrier has used to tier providers;

(3) If applicable, how the health carrier designates the different provider tiers or levels, such as by name, symbols, or grouping, in the network and for each specific provider in the network, which tier each is placed in order for a covered person or a prospective covered person to be able to identify the provider tier; and

(4) If applicable, a notice that authorization or referral may be required to access some providers.

(d) The health carrier shall make clear for both its online and print directories the provider directory that applies to each network plan by identifying the specific name of the network plan as marketed and issued in this state.

(e) The health carrier shall make available through its online and print directories the source of the information required pursuant to Code Sections 33-20C-4 and 33-20C-5 pertaining to each health care provider and any limitations, if applicable.

(f) Provider directories, whether in electronic or print format, shall be accessible to individuals with disabilities and individuals with limited English proficiency as defined in 45 C.F.R. Section 92.201 and 45 C.F.R. Section 155.205(c).

### 33-20C-3.

(a) The health carrier shall include in both its online and print directories a clearly identifiable telephone number and either a dedicated email address or a link to a dedicated webpage that covered persons or the general public may use to report to the health carrier inaccurate information listed in the provider directory. Whenever a health carrier receives such a report, it shall promptly investigate such report and no later than 30 days following receipt of such report either verify the accuracy of the information or update the information, as applicable.

(b)(1) A health carrier shall take appropriate steps to ensure the accuracy of the information concerning each provider listed in the carrier's provider directory and shall, no later than November 1, 2016, review and update the entire provider directory for each network plan offered. Thereafter, the health carrier shall, at least annually, audit at least a reasonable sample size of its provider directories for accuracy, retain documentation of such an audit to be made available to the Commissioner upon

request, and based on the results of such an audit, verify the accuracy of the information or update the information, if applicable.

(2) The health carrier shall notify any provider in its network that has not submitted claims to the health carrier or otherwise communicated intent to continue participation in the carrier's network within a 12 month period. Such notice shall be accomplished in accordance with provisions of the contract entered into between the health carrier and the provider regarding notice, if applicable. If the health carrier does not receive a response from the provider within 30 days of such notification confirming that the information regarding the provider is current and accurate or, as an alternative, updating any information, the health carrier shall remove the provider from the provider directory; provided, however, that prior to removal, the health carrier may use any other available information or means to determine if the provider is still participating in the health carrier's network, including any means delineated in the contract entered into between the health carrier and the provider.

(c) The health carrier shall report to the Commissioner, in accordance with timeframes and requirements established by the Commissioner:

(1) The number of reports received pursuant to subsection (a) of this Code section, the timeliness of the carrier's response, and the corrective actions taken; and

(2) All auditing reports conducted by the health carrier pursuant to subsection (b) of this Code section.

(d) In circumstances where the Commissioner finds that a covered person reasonably relied upon materially inaccurate information contained in a health carrier's provider directory, the Commissioner may require the health carrier to provide coverage for all covered health care services provided to the covered person and to reimburse the covered person for any amount that he or she would have paid, had the services been delivered by an in-network provider under the health carrier's network plan; provided, however, that the Commissioner shall take into consideration that health carriers are relying on health care providers to report changes to their information prior to requiring any reimbursement to a covered person. Prior to requiring reimbursement in these circumstances, the Commissioner shall conclude that the services received by the health carrier were covered services under the covered person's network plan. In such circumstances, the fact that the services were rendered or delivered by a noncontracting or out-of-network provider shall not be used as a basis to deny reimbursement to the covered person.

33-20C-4.

(a) The health carrier shall make available through an online provider directory, for each network plan, the following information, in a searchable format:

(1) For health care professionals:

(A) Name;

(B) Gender;

(C) Contact information;

(D) Participating office location or locations;

- (E) Specialty, if applicable;
  - (F) Board certifications, if applicable;
  - (G) Medical group affiliations, if applicable;
  - (H) Participating facility affiliations, if applicable;
  - (I) Languages spoken other than English by the health care professional or clinical staff, if applicable;
  - (J) Tier; and
  - (K) Whether they are accepting new patients;
  - (2) For hospitals:
    - (A) Hospital name;
    - (B) Hospital type, such as acute, rehabilitation, children's, or cancer;
    - (C) Participating hospital location;
    - (D) Hospital accreditation status; and
    - (E) Telephone number; and
  - (3) For facilities other than hospitals:
    - (A) Facility name;
    - (B) Facility type;
    - (C) Types of services performed;
    - (D) Participating facility location or locations; and
    - (E) Telephone number.
- (b) Paragraphs (2) and (3) of subsection (a) of this Code section shall not apply to standalone dental plans.

33-20C-5.

- (a) The health carrier shall make available in print, upon request, the following provider directory information for the applicable network plan:
- (1) For health care professionals:
    - (A) Name;
    - (B) Contact information;
    - (C) Participating office location or locations;
    - (D) Specialty, if applicable;
    - (E) Languages spoken other than English, if applicable; and
    - (F) Whether accepting new patients;
  - (2) For hospitals:
    - (A) Hospital name;
    - (B) Hospital type, such as acute, rehabilitation, children's, or cancer; and
    - (C) Participating hospital location and telephone number; and
  - (3) For facilities other than hospitals:
    - (A) Facility name;
    - (B) Facility type;
    - (C) Types of services performed; and
    - (D) Participating facility location or locations and telephone number.
- (b) The health carrier shall include a disclosure in the print directory that the



information in subsection (a) of this Code section and included in the directory is accurate as of the date of printing and that covered persons or prospective covered persons should consult the carrier's electronic provider directory on its website or call a specified customer service telephone number to obtain current provider directory information.

33-20C-6.

This chapter shall not apply to the provision of health care services pursuant to a contract entered into by a health carrier and the Department of Community Health for recipients of Medicaid or PeachCare for Kids and which are not under the jurisdiction of the Department of Insurance.

33-20C-7.

The Commissioner is authorized to enforce this part and, in doing so, to exercise the powers granted to the Commissioner by Code Section 33-2-24 and any other provisions of this title."

**SECTION 3.**

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

Senators Hill of the 32nd, Gooch of the 51st, Albers of the 56th, Hill of the 6th and Heath of the 31st offered the following amendment #1:

*Amend the substitute to SB 302 by inserting after "To" on line 1 the following:*

amend Chapter 7 of Title 33 of the Official Code of Georgia Annotated, relating to kinds of insurance, limits of risks, and reinsurance, so as to provide definitions; to provide that physician agreements are not insurance; to exempt such agreements from regulation as insurance; to provide for discontinuance of services under certain circumstances; to

*By inserting after "BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:" the following:*

**SECTION .5.**

Chapter 7 of Title 33 of the Official Code of Georgia Annotated, relating to kinds of insurance, limits of risks, and reinsurance, is amended by adding a new Code section to read as follows:

"33-7-2.1.

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

(1) 'Physician' means a person licensed to practice medicine pursuant to Article 2 of Chapter 34 of Title 43.

(2) 'Physician agreement' means a written contract between a physician and an individual patient or his or her legal representative in which the physician or the physician's medical practice agrees to provide a defined scope of health care services to the individual patient for an agreed-upon fee and period of time.

- (3) 'Physician practice' means a physician or physician's medical practice that charges a periodic fee for services and does not bill any third parties on a fee for service basis.
- (b) A physician agreement is not insurance, shall not be deemed an insurance arrangement nor agreement, and is not subject to state insurance laws so long as the direct financial relationship with a patient does not exceed a fee of \$6,000.00 annually and may be terminated with 30 days written notice.
- (c) A physician offering, marketing, selling, or entering into a physician agreement shall not be required to obtain a certificate of authority or license other than to maintain a current license to practice medicine with the State of Georgia.
- (d) A physician providing health care services under a physician agreement may decline to accept a patient."

Senator Hill of the 32nd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Hill of the 32nd, et al. amendment#1 to the committee substitute was withdrawn.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

SB 302, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

Due to business outside the Senate Chamber, I missed the vote on SB 302. Had I been present, I would have voted "yes".

/s/ N.G. Orrock  
District 36

SR 604. By Senators Heath of the 31st, Hill of the 32nd, Crane of the 28th, Harbin of the 16th, Millar of the 40th and others:

#### A RESOLUTION

Proposing an amendment to the Constitution so as to prohibit the levy of state ad valorem taxes; to provide for applicability; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

#### SECTION 1.

Article VII, Section I, Paragraph II of the Constitution is amended by revising subparagraph (a) as follows:

"(a)(1) On or after January 1, 2017, the state shall not impose an ~~The annual levy of state ad valorem taxes on tangible property for all purposes, except for defending the state in an emergency, shall not exceed one-fourth mill on each dollar of the assessed value of the property.~~

(2) Solely for purposes of any general law in effect on January 1, 2017, which distributes intangible tax revenues to the state based upon a proportion that the state millage rate and millage rates of local tax jurisdictions bear to the total millage rate levied for all purposes, the state millage rate shall equal one-fourth mill on each dollar of assessed value.

(3) The prohibition of this subparagraph (a) shall not affect state:

(A) Assessment and collection of ad valorem taxes on public utilities, railroad companies, and airlines on behalf of local governments; or

(B) Administrative functions with respect to local ad valorem taxation pursuant to any general law.

(4) Tax, penalty, and interest liabilities and refund eligibility for prior taxable years shall not be affected by this Paragraph and shall continue to be governed by the provisions of general law as it existed immediately prior to January 1, 2017.

(5) This Paragraph shall not abate any prosecution, punishment, penalty, administrative proceedings or remedies, or civil action related to any violation of law committed prior to January 1, 2017.

(6) The state shall continue to assure that all taxation is uniform upon the same class of subjects across all taxing jurisdictions of the state."

## SECTION 2.

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended so as to prohibit state ad  
( ) NO valorem taxes?"

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become effective and become a part of the Constitution of this state.

The report of the committee, which was favorable to the adoption of the resolution, was agreed to.

On the adoption of the resolution proposing an amendment to the Constitution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	Jackson, L	Y Shafer
N Butler	James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 35, nays 11.

SR 604, having failed to receive the requisite two-thirds constitutional majority, was lost.

Senator Heath of the 31st gave notice that at the proper time he would move that the Senate reconsider its action on SR 604.

The President set the time for entertaining the motion for reconsideration at 10:00 a.m. Friday, February 26, 2016.

The following Senators were excused for business outside the Senate Chamber:

Ginn of the 47th

Martin of the 9th

SB 365. By Senators Shafer of the 48th, Cowsert of the 46th, Millar of the 40th, Wilkinson of the 50th, Harper of the 7th and others:

A BILL to be entitled an Act to amend Code Section 40-2-86 of the Official Code of Georgia Annotated, relating to special license plates promoting certain beneficial projects, causes, agencies, or nonprofit corporations, so as to establish a specialty license plate for the Georgia Pet Foundation; to provide for related matters; to require a two-thirds' majority vote for passage in accordance with constitutional requirements; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Tippins
E Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess

Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 46, nays 1.

SB 365, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

2/25/16

Due to business outside the Senate Chamber, I missed the vote on SB 365. Had I been present, I would have voted "yes".

/s/ Orrock  
District 36

SB 367. By Senators Kennedy of the 18th, Miller of the 49th, Dugan of the 30th, Jones of the 25th, Kirk of the 13th and others:

A BILL to be entitled an Act to provide for comprehensive reform for offenders entering, proceeding through, and leaving the criminal justice system so as to promote an offender's successful reentry into society, benefit the public, and enact reforms recommended by the Georgia Council on Criminal Justice Reform; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate

Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Mullis	

On the passage of the bill, the yeas were 53, nays 0.

SB 367, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

2/25/16

Due to business outside the Senate Chamber, I missed the vote on SB 367. Had I been present, I would have voted “yes”.

/s/ Jeff Mullis  
District 53

SB 388. By Senator Lucas of the 26th:

A BILL to be entitled an Act to amend Article 3 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to bona fide coin operated amusement machines, so as to prohibit the removal of a sticker without authorization; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Jackson, B	Y Seay

Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

SB 388, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

2/25/16

Due to business outside the Senate Chamber, I missed the vote on SB 388. Had I been present, I would have voted "yes".

/s/ Bill Jackson  
District 24

25 February 2016

Due to business outside the Senate Chamber, I missed the vote on SB 388. Had I been present, I would have voted "yes".

/s/ Horacena Tate  
District 38

Senator Shafer of the 48th was excused for business outside the Senate Chamber.

SR 842. By Senators Ligon, Jr. of the 3rd, Shafer of the 48th, Cowsert of the 46th, VanNess of the 43rd, Hill of the 32nd and others:

A RESOLUTION Creating the Senate Study Committee on the Legislative Process; and for other purposes.



The Senate Committee on Rules offered the following substitute to SR 842:

A RESOLUTION

Creating the Senate Study Committee on the Legislative Process; and for other purposes.

WHEREAS, the legislative process should be subject to review from time to time for the purposes of improving efficiency and transparency and encouraging the deliberative process; and

WHEREAS, all bills, amendments, substitute bills, and conference committee reports should be subject to thoughtful review and analysis; and

WHEREAS, an efficient, transparent method of reviewing bills, amendments, substitute bills, and conference committee reports will promote the confidence of the citizens of the State of Georgia in the legislative process; and

WHEREAS, it would be beneficial to the Senate to consider and evaluate the legislative process to determine if there are areas that could be improved to enhance efficiency, promote public confidence, increase transparency and openness, and ensure a proper deliberative approach to the making of laws.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

- (1) **Creation of Senate study committee.** There is created the Senate Study Committee on the Legislative Process.
- (2) **Members and officers.** The committee shall be composed of the President Pro Tempore, the Majority Leader, the Minority Leader, and four other members of the Senate to be appointed by the President of the Senate, one of whom shall be a member of the minority party. The President shall designate a member of the committee as chairperson of the committee.
- (3) **Powers and duties.** The committee shall undertake a study of the conditions, needs, issues, and problems mentioned above or related thereto and recommend any action or legislation which the committee deems necessary or appropriate.
- (4) **Meetings.** The chairperson shall call all meetings of the committee. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution.
- (5) **Allowances and funding.**
  - (A) The legislative members of the committee shall receive the allowances provided for in Code Section 28-1-8 of the Official Code of Georgia Annotated.
  - (B) The allowances authorized by this resolution shall not be received by any member of the committee for more than five days unless additional days are authorized. Funds necessary to carry out the provisions of this resolution shall come from funds appropriated to the Senate.

**(6) Report.**

(A) In the event the committee adopts any specific findings or recommendations that include suggestions for proposed legislation, the chairperson shall file a report of the same prior to the date of abolishment specified in this resolution, subject to subparagraph (C) of this paragraph.

(B) In the event the committee adopts a report that does not include suggestions for proposed legislation, the chairperson shall file the report, subject to subparagraph (C) of this paragraph.

(C) No report shall be filed unless the same has been approved prior to the date of abolishment specified in this resolution by majority vote of a quorum of the committee. A report so approved shall be signed by the chairperson of the committee and filed with the Secretary of the Senate.

(D) In the absence of an approved report, the chairperson may file with the Secretary of the Senate a copy of the minutes of the meetings of the committee in lieu thereof.

**(7) Abolishment.** The committee shall stand abolished on December 1, 2016.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the adoption of the resolution by substitute, was agreed to.

On the adoption of the resolution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	E Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 52, nays 0.

SR 842, having received the requisite constitutional majority, was adopted by substitute.

SB 331. By Senators Thompson of the 14th, Hill of the 32nd, Cowser of the 46th, McKoon of the 29th, Ligon, Jr. of the 3rd and others:

A BILL to be entitled an Act to amend Code Section 15-11-2 and Title 19 of the Official Code of Georgia Annotated, relating to definitions for the Juvenile Code and domestic relations, respectively, so as to provide that causing a child to be conceived as a result of violating certain prohibitions relating to certain offenses is an additional ground for terminating parental rights; to revise definitions; to provide that causing a child to be conceived as a result of violating certain prohibitions relating to certain offenses is an additional ground for losing parental rights and is relevant in certain adoption proceedings; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Committee on Judiciary Non Civil offered the following substitute to SB 331:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 15-11-2 and Title 19 of the Official Code of Georgia Annotated, relating to definitions for the Juvenile Code and domestic relations, respectively, so as to provide how causing a child to be conceived as a result of rape is involved in terminating parental rights; to revise a definition; to provide that causing a child to be conceived as a result of rape is relevant in legitimation and adoption proceedings; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 15-11-2 of the Official Code of Georgia Annotated, relating to definitions for the Juvenile Code, is amended by revising paragraph (5) as follows:

"(5) 'Aggravated circumstances' means the parent has:

- (A) Abandoned a child;
- (B) Aided or abetted, attempted, conspired, or solicited to commit murder or voluntary manslaughter of another child of such parent;
- (C) Subjected a child or his or her sibling to torture, chronic abuse, sexual abuse, or sexual exploitation;
- (D) Committed the murder or voluntary manslaughter of his or her child's other parent or has been convicted of aiding or abetting, attempting, conspiring, or

soliciting the murder or voluntary manslaughter of his or her child's other parent;

(E) Committed the murder or voluntary manslaughter of another child of such parent; ~~or~~

(F) Committed an assault that resulted in serious bodily injury to his or her child or another child of such parent; or

(G) Caused his child to be conceived as a result of rape in violation of Code Section 16-6-1."

## SECTION 2.

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended by revising subsection (c) of Code Section 19-7-22, relating to a petition for legitimation of a child, as follows:

"(c) Upon the presentation and filing of ~~the~~ a legitimation petition, the court may pass an order declaring the father's relationship with the child to be legitimate, ~~and that~~. If the court grants such petition, the father and child shall be capable of inheriting from each other in the same manner as if born in lawful wedlock, and specifying the court shall specify the name by which the child shall be known. If the court determines that the father caused his child to be conceived as a result of rape in violation of Code Section 16-6-1 or an offense which consists of the same or similar elements under federal law or the laws of another state or territory of the United States, it shall create a presumption against legitimation."

## SECTION 3.

Said title is further amended by revising subsection (a) of Code Section 19-8-10, relating to when the surrender or termination of parental rights is not required in the context of adoption, as follows:

"(a) Surrender or termination of rights of a parent pursuant to subsection (a) of Code Section 19-8-4, 19-8-5, 19-8-6, or 19-8-7 shall not be required as a prerequisite to the filing of a petition for adoption of a child of that parent pursuant to Code Section 19-8-13 ~~where~~ when the court determines by clear and convincing evidence that the:

(1) Child has been abandoned by that parent;

(2) Parent cannot be found after a diligent search has been made;

(3) Parent is insane or otherwise incapacitated from surrendering such rights; ~~or~~

(4) Parent caused his child to be conceived as a result of rape in violation of Code Section 16-6-1; or

~~(4)~~(5) Parent has failed to exercise proper parental care or control due to misconduct or inability, as set out in paragraph (3), (4), or (5) of subsection (a) of Code Section 15-11-310,

and the court is of the opinion that the adoption is in the best interests of that child, after considering the physical, mental, emotional, and moral condition and needs of the child who is the subject of the proceeding, including the need for a secure and stable home."

**SECTION 4.**

Said title is further amended by revising paragraph (3) of subsection (a) of Code Section 19-8-11, relating to petitioning the superior court to terminate parental rights, as follows:

"(3) Parental rights may be terminated pursuant to paragraph (1) or (2) of this subsection ~~where~~ when the court determines by clear and convincing evidence that the:

- (A) Child has been abandoned by that parent;
- (B) Parent of the child cannot be found after a diligent search has been made;
- (C) Parent is insane or otherwise incapacitated from surrendering such rights; ~~or~~
- (D) Parent caused his child to be conceived as a result of rape in violation of Code Section 16-6-1; or
- ~~(D)~~(E) Parent has failed to exercise proper parental care or control due to misconduct or inability, as set out in paragraph (3), (4), or (5) of subsection (a) of Code Section 15-11-310,

and the court shall set the matter down to be heard in chambers not less than 30 and not more than 60 days following the receipt by such remaining parent of the notice under subsection (b) of this Code section and shall enter an order terminating such parental rights if it so finds and if it is of the opinion that adoption is in the best interests of the child, after considering the physical, mental, emotional, and moral condition and needs of the child who is the subject of the proceeding, including the need for a secure and stable home."

**SECTION 5.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	E Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B

Y Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 49, nays 0.

SB 331, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

2-25-16

Due to business outside the Senate Chamber, I missed the vote on SB 331. Had I been present, I would have voted "yes".

/s/ Brandon L. Beach  
District 21

2/25/16

Due to business outside the Senate Chamber, I missed the vote on SB 331. Had I been present, I would have voted "yes".

/s/ P.K. Martin  
District 9

Senator Mullis of the 53rd moved to suspend the Senate Rules to second read legislation. The motion prevailed.

The following legislation was read the second time:

SR 1038

Senator Crane of the 28th gave notice of his intent to move to resolve into the Committee of the Whole.

The following communication was received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**  
240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Ed Harbison to serve as Ex-Officio for the Senate Special Judiciary Committee meeting on February 25, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

Senator Cowsert of the 46th moved that the Senate adjourn until 10:00 a.m. Friday, February 26, 2016.

The motion prevailed, and the President announced the Senate adjourned at 12:44 p.m.

Senate Chamber, Atlanta, Georgia  
Friday, February 26, 2016  
Twenty-ninth Legislative Day

The Senate met pursuant to adjournment at 10:15 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 205. By Representatives Rice of the 95th and Petrea of the 166th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the O.C.G.A., relating to drivers' licenses, so as to require a driver who refused blood alcohol concentration testing as required by implied consent laws or an offender convicted of DUI with a blood alcohol concentration of 0.15 grams or higher to install and maintain ignition interlock devices on his or her vehicle; to amend Chapter 6 of Title 40 of the O.C.G.A., relating to uniform rules of the road, so as to provide for the probation of terms of imprisonment for DUI offenders in certain instances; to amend Article 7 of Chapter 8 of Title 42 of the O.C.G.A., relating to ignition interlock devices as condition of probation, so as to provide for the court issuance of a certificate of installation of ignition interlock devices; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 216. By Representatives Gravley of the 67th, Hitchens of the 161st, Powell of the 32nd, Watson of the 172nd, Waites of the 60th and others:

A BILL to be entitled an Act to amend Part 1 of Article 8 of Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions relative to compensation for occupational diseases, so as to



define certain terms; to provide for a rebuttable presumption that certain medical conditions suffered by firefighters are occupational diseases; to provide for applicability; to provide for benefits; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 770. By Representatives Efstration of the 104th, Welch of the 110th, Houston of the 170th, Atwood of the 179th, Evans of the 42nd and others:

A BILL to be entitled an Act to amend Code Section 16-5-46 of the Official Code of Georgia Annotated, relating to trafficking of persons for labor or sexual servitude, so as to provide for and revise defined terms; to change penalty provisions; to remove a potential defense to a charge of trafficking of persons for labor or sexual servitude; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 802. By Representatives Teasley of the 37th, Tankersley of the 160th, Williams of the 119th, Ehrhart of the 36th, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Code Section 48-7-27 of the Official Code of Georgia Annotated, relating to computation of taxable net income, so as to revise the deduction from income for contributions to savings trust accounts established pursuant to Article 11 of Chapter 3 of Title 20; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

HB 897. By Representatives Price of the 48th, Cooper of the 43rd, Broadrick of the 4th, Lott of the 122nd, Kaiser of the 59th and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 31 of the O.C.G.A., relating to the care and protection of indigent and elderly patients, so as to provide for the establishment and operation of a drug repository program to accept and dispense unused prescription drugs; to amend Chapter 4 of Title 26 of the O.C.G.A., relating to pharmacists and pharmacies, so as to repeal the "Utilization of Unused Prescription Drugs Act"; to amend Article 7 of Chapter 4 of Title 49 of the O.C.G.A., relating to medical assistance generally, so as to revise a provision for purposes of conformity; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 905. By Representatives Ballinger of the 23rd, Oliver of the 82nd, Dempsey of the 13th, Efstration of the 104th, Reeves of the 34th and others:

A BILL to be entitled an Act to amend Code Section 15-11-710, Title 19, and Chapter 5 of Title 49 of the Official Code of Georgia Annotated,

relating to exchange of information, domestic relations, and programs and protection for children and youth, so as to change provisions relating to child abuse; to correct a cross-reference; to change and provide for defined terms; to change provisions relating to protocol committees on child abuse; to remove certain reporting requirements to the child abuse registry; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 911. By Representatives Duncan of the 26th, Watson of the 172nd, Harrell of the 106th, Buckner of the 137th, Powell of the 171st and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to sales and use tax, so as to provide for administration by the Department of Revenue of the exemption for agricultural machinery and equipment; to provide for a change to the qualifying amounts for the agricultural exemption; to provide for the separation of qualifying items at the point of sale; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

HB 919. By Representatives Duncan of the 26th, Shaw of the 176th, Houston of the 170th, Cheokas of the 138th, Greene of the 151st and others:

A BILL to be entitled an Act to amend Titles 31 and 48 of the Official Code of Georgia Annotated, relating to health and revenue and taxation, respectively, so as to approve rural health care organizations which provide health care services to underserved areas in this state; to provide for definitions; to provide for tax credits for contributions to rural health care organizations; to provide for the amount, nature, limits, and procedures for such tax credits; to provide for related matters; to provide for applicability; to repeal conflicting laws; and for other purposes.

HB 939. By Representatives Price of the 48th, Fleming of the 121st, Tankersley of the 160th, Brockway of the 102nd, Willard of the 51st and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to setoff debt collection, so as to revise terms; to revise the procedures for the transfer of setoffs by the Administrative Office of the Courts to the court to whom the debt is owed; to correct references; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 981. By Representatives Harrell of the 106th, Abrams of the 89th, Gardner of the 57th, Kaiser of the 59th, Thomas of the 56th and others:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to property tax exemptions, so as to allow certain for profit corporations to participate in the indirect ownership of a home for the mentally disabled for primarily financing purposes; to provide for procedures, conditions, and limitations; to provide for a referendum; to provide for a contingent effective date; to provide for automatic repeal under certain circumstances; to provide for applicability; to repeal conflicting laws; and for other purposes.

HB 987. By Representatives McCall of the 33rd and Powell of the 171st:

A BILL to be entitled an Act to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following House legislation was read the first time and referred to committee:

HB 205. By Representatives Rice of the 95th and Petrea of the 166th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the O.C.G.A., relating to drivers' licenses, so as to require a driver who refused blood alcohol concentration testing as required by implied consent laws or an offender convicted of DUI with a blood alcohol concentration of 0.15 grams or higher to install and maintain ignition interlock devices on his or her vehicle; to amend Chapter 6 of Title 40 of the O.C.G.A., relating to uniform rules of the road, so as to provide for the probation of terms of imprisonment for DUI offenders in certain instances; to amend Article 7 of Chapter 8 of Title 42 of the O.C.G.A., relating to ignition interlock devices as condition of probation, so as to provide for the court issuance of a certificate of installation of ignition interlock devices; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 216. By Representatives Gravley of the 67th, Hitchens of the 161st, Powell of the 32nd, Watson of the 172nd, Waites of the 60th and others:

A BILL to be entitled an Act to amend Part 1 of Article 8 of Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions

relative to compensation for occupational diseases, so as to define certain terms; to provide for a rebuttable presumption that certain medical conditions suffered by firefighters are occupational diseases; to provide for applicability; to provide for benefits; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 770. By Representatives Efstoration of the 104th, Welch of the 110th, Houston of the 170th, Atwood of the 179th, Evans of the 42nd and others:

A BILL to be entitled an Act to amend Code Section 16-5-46 of the Official Code of Georgia Annotated, relating to trafficking of persons for labor or sexual servitude, so as to provide for and revise defined terms; to change penalty provisions; to remove a potential defense to a charge of trafficking of persons for labor or sexual servitude; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 802. By Representatives Teasley of the 37th, Tankersley of the 160th, Williams of the 119th, Ehrhart of the 36th, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Code Section 48-7-27 of the Official Code of Georgia Annotated, relating to computation of taxable net income, so as to revise the deduction from income for contributions to savings trust accounts established pursuant to Article 11 of Chapter 3 of Title 20; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 897. By Representatives Price of the 48th, Cooper of the 43rd, Broadrick of the 4th, Lott of the 122nd, Kaiser of the 59th and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 31 of the O.C.G.A., relating to the care and protection of indigent and elderly patients, so as to provide for the establishment and operation of a drug repository program to accept and dispense unused prescription drugs; to amend Chapter 4 of Title 26 of the O.C.G.A., relating to pharmacists and pharmacies, so as to repeal the "Utilization of Unused Prescription Drugs Act"; to amend Article 7 of Chapter 4 of Title 49 of the O.C.G.A., relating to medical assistance generally, so as to

revise a provision for purposes of conformity; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 905. By Representatives Ballinger of the 23rd, Oliver of the 82nd, Dempsey of the 13th, Efstrotation of the 104th, Reeves of the 34th and others:

A BILL to be entitled an Act to amend Code Section 15-11-710, Title 19, and Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to exchange of information, domestic relations, and programs and protection for children and youth, so as to change provisions relating to child abuse; to correct a cross-reference; to change and provide for defined terms; to change provisions relating to protocol committees on child abuse; to remove certain reporting requirements to the child abuse registry; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 911. By Representatives Duncan of the 26th, Watson of the 172nd, Harrell of the 106th, Buckner of the 137th, Powell of the 171st and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to sales and use tax, so as to provide for administration by the Department of Revenue of the exemption for agricultural machinery and equipment; to provide for a change to the qualifying amounts for the agricultural exemption; to provide for the separation of qualifying items at the point of sale; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 919. By Representatives Duncan of the 26th, Shaw of the 176th, Houston of the 170th, Cheokas of the 138th, Greene of the 151st and others:

A BILL to be entitled an Act to amend Titles 31 and 48 of the Official Code of Georgia Annotated, relating to health and revenue and taxation, respectively, so as to approve rural health care organizations which provide health care services to underserved areas in this state; to provide for definitions; to provide for tax credits for contributions to rural health care organizations; to provide for the amount, nature, limits, and procedures for such tax credits; to provide

for related matters; to provide for applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 939. By Representatives Price of the 48th, Fleming of the 121st, Tankersley of the 160th, Brockway of the 102nd, Willard of the 51st and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to setoff debt collection, so as to revise terms; to revise the procedures for the transfer of setoffs by the Administrative Office of the Courts to the court to whom the debt is owed; to correct references; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 981. By Representatives Harrell of the 106th, Abrams of the 89th, Gardner of the 57th, Kaiser of the 59th, Thomas of the 56th and others:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to property tax exemptions, so as to allow certain for profit corporations to participate in the indirect ownership of a home for the mentally disabled for primarily financing purposes; to provide for procedures, conditions, and limitations; to provide for a referendum; to provide for a contingent effective date; to provide for automatic repeal under certain circumstances; to provide for applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 987. By Representatives McCall of the 33rd and Powell of the 171st:

A BILL to be entitled an Act to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 787	Do Pass	HB 968	Do Pass
HB 1024	Do Pass	HB 1029	Do Pass
SB 226	Do Pass		

Respectfully submitted,  
 Senator Albers of the 56th District, Chairman

The following legislation was read the second time:

HB 238	HB 421	HB 697	HB 738	HB 871	SB 6
SB 206	SB 259	SB 304	SB 310	SB 354	SB 355
SB 357	SB 375	SB 385	SB 389	SB 400	SB 402
SB 408	SB 409	SB 413	SB 416	SB 417	SR 467
SR 723	SR 756	SR 983	SR 993	SR 1001	SR 1032
SR 1037					

The following Senators were excused for business outside the Senate Chamber:

Orrock of the 36th                      Tate of the 38th

Senator Heath of the 31st asked unanimous consent to suspend the Senate Rules to move for reconsideration on defeating SR 604. The consent was granted.

Senator Heath of the 31st moved that the Senate reconsider its action in defeating the following resolution:

SR 604. By Senators Heath of the 31st, Hill of the 32nd, Crane of the 28th, Harbin of the 16th, Millar of the 40th and others:

A RESOLUTION proposing an amendment to the Constitution so as to prohibit the levy of state ad valorem taxes; to provide for applicability; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Parent
Y Bethel	Y Hufstetler	N Rhett

Y Black	Y Jackson, B	N Seay
Y Burke	Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	E Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
N Harbison	Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 38, nays 11; the motion prevailed, and SR 604 was reconsidered and placed on the General Calendar.

Senator Williams of the 27th asked unanimous consent that Senator Martin of the 9th be excused. The consent was granted, and Senator Martin was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, H	Mullis
Beach	Hill, Jack	Parent
Bethel	Hill, Judson	Rhett
Burke	Hufstetler	Seay
Butler	Jackson, B	Shafer
Cowsert	James	Sims
Crane	Jeffares	Stone
Davenport	Jones, B	Thompson, B
Dugan	Jones, E	Thompson, C
Fort	Jones, H	Tippins
Ginn	Kennedy	Unterman
Gooch	Kirk	VanNess
Harbin	Ligon	Walker
Harbison	Lucas	Watson
Harper	McKoon	Wilkinson
Heath	Millar	Williams, M
Henson	Miller	Williams, T



Not answering were Senators:

Black  
Orrock (Excused)

Jackson, L.  
Tate (Excused)

Martin (Excused)

Senator Black of the 8th was off the floor of the Senate when the roll was called and wished to be recorded as present.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Beach of the 21st introduced the chaplain of the day, Dr. Don Martin of Alpharetta, Georgia, who offered scripture reading and prayer.

The following resolutions were read and adopted:

SR 1064. By Senator McKoon of the 29th:

A RESOLUTION recognizing February 14-20, 2016, as Georgia Court Reporting and Captioning Week at the capitol; and for other purposes.

SR 1065. By Senators Burke of the 11th, Kirk of the 13th and Martin of the 9th:

A RESOLUTION recognizing February 26, 2016, as "Community Health Centers Day"; and for other purposes.

SR 1066. By Senator Unterman of the 45th:

A RESOLUTION commending Ms. Ellen Gerstein, Executive Director of the Gwinnett Coalition for Health and Human Services; and for other purposes.

SR 1067. By Senator Jones of the 25th:

A RESOLUTION honoring the life and memory of Mr. Howard Julian Spiller; and for other purposes.

SR 1068. By Senators Seay of the 34th, Davenport of the 44th, Harper of the 7th, Butler of the 55th, Tate of the 38th and others:

A RESOLUTION honoring the life and memory of Major Gregory E. Barney; and for other purposes.

SR 1069. By Senators Kirk of the 13th, Burke of the 11th, Bethel of the 54th, Williams of the 19th, Williams of the 27th and others:

A RESOLUTION celebrating the 40th Anniversary of the Albany Bass Club Catch and Release Bass Tournament for Easter Seals Southern Georgia Children's Services; and for other purposes.

SR 1070. By Senators Kirk of the 13th, Burke of the 11th, Sims of the 12th, Bethel of the 54th, Williams of the 19th and others:

A RESOLUTION recognizing March 2, 2016, as Georgia Southwestern State University Day at the state capitol; and for other purposes.

SR 1071. By Senators Jeffares of the 17th, Jones of the 25th, Gooch of the 51st, Harbison of the 15th, Albers of the 56th and others:

A RESOLUTION commending Georgia linemen and recognizing April as Georgia Lineman Appreciation Month at the state capitol; and for other purposes.

SR 1072. By Senators Heath of the 31st, Hill of the 4th, Bethel of the 54th, Stone of the 23rd, Millar of the 40th and others:

A RESOLUTION honoring the life and memory of John Phinizy Stevens; and for other purposes.

SR 1073. By Senator Gooch of the 51st:

A RESOLUTION recognizing and commending White County; and for other purposes.

SR 1074. By Senator Gooch of the 51st:

A RESOLUTION recognizing and commending Pastor Jack E. Summers; and for other purposes.

SR 1075. By Senator Gooch of the 51st:

A RESOLUTION recognizing Zach Matthews; and for other purposes.

Senator Unterman of the 45th asked unanimous consent that the following bill be withdrawn from the Senate Committee on Judiciary Non-Civil and committed to the Senate Committee on Health and Human Services:

HB 770. By Representatives Efstoration of the 104th, Welch of the 110th, Houston of the 170th, Atwood of the 179th, Evans of the 42nd and others:

A BILL to be entitled an Act to amend Code Section 16-5-46 of the Official Code of Georgia Annotated, relating to trafficking of persons for labor or sexual servitude, so as to provide for and revise defined terms; to change penalty provisions; to remove a potential defense to a charge of trafficking of persons for labor or sexual servitude; to provide for related matters; to repeal conflicting laws; and for other purposes.

The consent was granted, and HB 770 was committed to the Senate Committee on Health and Human Services.

Senator VanNess of the 43rd introduced the doctor of the day, Dr. Earl H. Thurmond.

Senator VanNess of the 43rd asked unanimous consent that the following bill be withdrawn from the Senate Committee on State and Local Governmental Operations (General) and committed to the Senate Committee on State and Local Governmental Operations:

SB 221. By Senators Ramsey, Sr. of the 43rd and Davenport of the 44th:

A BILL to be entitled an Act to provide for the incorporation of the City of Greenhaven in DeKalb County, Georgia; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The consent was granted, and SB 221 was committed to the Senate Committee on State and Local Governmental Operations.

Senator Jackson of the 2nd was excused for business outside the Senate Chamber.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Friday February 26, 2016  
Twenty-ninth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 226

Lucas of the 26th  
**CITY OF GORDON**

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Gordon, approved March 24, 1988 (Ga. L. 1988, p. 4375), as amended, so as to comprehensively revise the charter of the City of Gordon; to provide for other matters relative to the foregoing; to provide for severability; to repeal conflicting laws; and for other purposes.

HB 968

Harbin of the 16th  
**PIKE COUNTY**

A BILL to be entitled an Act to authorize the Magistrate Court of Pike County to impose and collect county law library fees as part of the court costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1024

Black of the 8th  
**CITY OF LAKE PARK**

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Lake Park, approved April 17, 1973 (Ga. L. 1973, p. 3074), as amended, particularly by an Act approved March 22, 1989 (Ga. L. 1989, p. 4123), an Act approved February 18, 1992 (Ga. L. 1992, p. 4536), and an Act approved May 6, 2015 (Ga. L. 2015, p. 3743), so as to provide for the election and terms of office of the mayor and councilmembers; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1029

Bethel of the 54th  
**WHITFIELD COUNTY**

A BILL to be entitled an Act to abolish the office of elected county surveyor of Whitfield County; to provide for the appointment of a county surveyor by the governing authority of the county; to provide that the person currently serving as elected county surveyor shall serve the remainder of his or her term; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

**Pursuant to Article VII, Section II, Paragraph IV of the Constitution, the following local bill relating to homestead exemptions requires a two-thirds roll-call vote for passage:**

HB 787

Bethel of the 54th  
**CITY OF VARNELL**

A BILL to be entitled an Act to provide for a homestead exemption from City of Varnell ad valorem taxes for municipal purposes in the full amount of the assessed value of the homestead for residents of that city who are 65 years of age or older or who are the unremarried spouses of deceased firefighters, police officers, or military veterans; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Hufstetler	Rhett
Y Black	Y Jackson, B	Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	E Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 43, nays 4.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

The following legislation, favorably reported by the committees, as listed on the Senate Consent Calendar, was put upon its adoption:

SENATE CONSENT CALENDAR FOR JOINT STUDY COMMITTEES  
FRIDAY, FEBRUARY 26, 2016  
TWENTY-NINTH LEGISLATIVE DAY

- SR 876      Joint High-Speed Broadband Communications; create (ED&T-51st)
- SR 883      Incentives for Financial Technologies and the Payment Processing Industry; create joint study committee (ED&T-21st)
- SR 1027     Joint Music Economic Development Study Committee; create (ED&T-53rd)
- SR 1029     Health and Social Services Integrated Data Platform; create joint study committee (H&HS-52nd)
- SR 1038     Joint Alternative Fuels Infrastructure Study Committee; create (Substitute) (NR&E-53rd)

The substitute to the following resolution was put upon its adoption:

\*SR 1038:

The Senate Committee on Natural Resources and the Environment offered the following substitute to SR 1038:

A RESOLUTION

Creating the Joint Alternative Fuels Infrastructure and Vehicles Study Committee; and for other purposes.

WHEREAS, as fuel economy and emissions standards become increasingly stringent, alternative fuels are quickly becoming an attractive alternative to traditional gasoline and diesel fuel; and

WHEREAS, vehicles fueled by alternative fuels are desirable and effective only if refueling infrastructure is readily available to meet consumer needs; and

WHEREAS, because the consumer market is not yet established, station operators are unwilling to invest in infrastructure equipment up front; and

WHEREAS, providing incentives for investors and operators to install the necessary infrastructure for the efficient refueling of vehicles powered by alternative fuels may be necessary to bring this nascent consumer market to fruition in Georgia and provide its citizens with additional options; and

WHEREAS, it would be beneficial to study how providing market incentives for installation of refueling infrastructure for alternative fuel vehicles would serve as a catalyst for the realization of cheap and clean fueling options for the public and to study whether increased market incentives for the purchase or lease of alternative fuel vehicles may drive development of infrastructure.

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

(1) **Creation of joint study committee.** There is created the Joint Alternative Fuels Infrastructure and Vehicles Study Committee.

(2) **Members and officers.** The committee shall be composed of the following ten members:

(A) The chairpersons of the Senate Natural Resources and the Environment Committee and the Senate Regulated Industries and Utilities Committee. The President of the Senate shall designate one of such members as cochairperson;

(B) The chairpersons of the House Committee on Economic Development and Tourism and the House Committee on Energy, Utilities, and Telecommunications. The Speaker of the House of Representatives shall designate one of such members as cochairperson; and

(C) Three additional members of the Senate to be appointed by the President of the Senate and three additional members of the House of Representatives to be appointed by the Speaker.

(3) **Powers and duties.** The committee shall undertake a study of the conditions, needs, issues, and problems mentioned above or related thereto and recommend any action or legislation which the committee deems necessary or appropriate.

(4) **Meetings.** The cochairpersons shall call all meetings of the committee. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution.

(5) **Allowances and funding.** The legislative members of the committee shall receive the allowances provided for in Code Section 28-1-8 of the Official Code of Georgia Annotated. The allowances authorized by this resolution shall not be received by any member of the committee for more than five days unless additional days are authorized. Funds necessary to carry out the provisions of this resolution shall come from funds appropriated to the Senate and the House of Representatives.

**(6) Report.**

(A) In the event the committee adopts any specific findings or recommendations that include suggestions for proposed legislation, the cochairpersons shall file a report of the same prior to the date of abolishment specified in this resolution, subject to subparagraph (C) of this paragraph.

(B) In the event the committee adopts a report that does not include suggestions for proposed legislation, the cochairpersons shall file the report, subject to subparagraph (C) of this paragraph.

(C) No report shall be filed unless the same has been approved prior to the date of abolishment specified in this resolution by majority vote of a quorum of the committee. A report so approved shall be signed by the cochairpersons of the committee and filed with the Secretary of the Senate and the Clerk of the House of Representatives.

(D) In the absence of an approved report, the cochairpersons may file with the Secretary of the Senate and the Clerk of the House of Representatives copies of the minutes of the meetings of the committee in lieu thereof.

**(7) Abolishment.** The committee shall stand abolished on December 1, 2016.

On the adoption of the substitute, there was no objection, and the committee substitute was adopted.

The report of the committee, which was favorable to the adoption of the legislation as reported, was agreed to.

On the adoption of the legislation on the Senate Consent Calendar for Joint Study Committees, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	E Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	McKoon	Y Wilkinson



N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the legislation, the yeas were 47, nays 1.

The legislation on the Senate Consent Calendar for Joint Study Committees, except SR 1038, having received the requisite constitutional majority, was adopted.

SR 1038, having received the requisite constitutional majority, was adopted by substitute.

The following legislation, favorably reported by the committee, as listed on the Senate Consent Calendar, was put upon its adoption:

CONSENT CALENDAR FOR JOINT RESOLUTIONS  
 EXPRESSING THE WILL OF THE SENATE  
 FRIDAY, FEBRUARY 26, 2016  
 TWENTY-NINTH LEGISLATIVE DAY

SR 730 Coastal Regional Commission; encourage to support implementation of the Coastal Georgia Greenway (NR&E-3rd)

The report of the committee, which was favorable to the adoption of the legislation as reported, was agreed to.

On the adoption of the legislation on the Consent Calendar for Joint Resolutions Expressing the Will of the Senate, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	E Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson

Y Harper	McKoon	Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the legislation, the yeas were 48, nays 0.

The legislation on the Consent Calendar for Joint Resolutions Expressing the Will of the Senate, having received the requisite constitutional majority was adopted.

The following legislation, favorably reported by the committee, as listed on the Senate Consent Calendar, was put upon its adoption:

SENATE CONSENT CALENDAR FOR  
JOINT COMMEMORATIVE RESOLUTIONS  
FRIDAY, FEBRUARY 26, 2016  
TWENTY-NINTH LEGISLATIVE DAY

SR 863	Vietnam Veterans Memorial Bridge; Union County; dedicate (Substitute) (TRANS-51st)
SR 892	Governor Sonny Perdue Highway; Dooley County; dedicate (TRANS-20th)
SR 956	Sautee Nacoochee Arts and Heritage District; White County; dedicate (TRANS-51st)
SR 978	Sheriff Dewey G. Seagraves Intersection; Madison County; dedicate (TRANS-47th)

The substitute to the following resolution was put upon its adoption:

\*SR 863:

The Senate Committee on Transportation offered the following substitute to SR 863:

A RESOLUTION

Dedicating certain portions of the state highway system; and for other purposes.

**PART I**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, veterans of the Vietnam War demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice their own personal safety and comfort to ensure the well-being of their fellow man; and

WHEREAS, these brave men and women served as guardians of this nation's freedom and liberty and have diligently and conscientiously undergone intensive and rigorous training in order to serve their country with honor and distinction during times of war and peace; and

WHEREAS, it is important that Vietnam veterans are thanked for their selfless service to this nation and honored for their unyielding commitment to protecting the people and ideals of the United States; and

WHEREAS, these individuals embody the spirit of service, willing to find meaning in something greater than themselves, and it is abundantly fitting and proper that the outstanding accomplishments and sacrifices of these remarkable and distinguished Americans be honored appropriately.

## **PART II**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, both Major General William "Bill" K. Gayler and Brigadier General John "Pete" P. Johnson have demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice their own personal safety and comfort to ensure the well-being of their fellow man; and

WHEREAS, the son of Max and Pat Gayler of Chattoogaville, Georgia, Major General Gayler graduated from North Georgia College, entered the United States Armed Forces in the aviation branch, and currently serves as Deputy Commanding General, U.S. Army Europe, and Commander, U.S. Army NATO, in Wiesbaden, Germany; and

WHEREAS, the son of Paulie and Aurora Johnson of Chattoogaville, Georgia, Brigadier General Johnson graduated from the United States Military Academy at West Point, entered the United States Armed Forces in the infantry branch, and currently serves as Director, Training Directorate, G3/5/7 Operations and Plans, United States Department of the Army at the Pentagon; and

WHEREAS, both men served tours in Iraq, Afghanistan, and other combat areas; have commanded companies, battalions, and brigades; and have served in the position of Chief of Staff, 101st Air Assault Division; and

WHEREAS, both Major General Gayler and Brigadier General Johnson were promoted to the rank of Brigadier General at the same time, had fathers who were neighbors and close friends growing up in Chattoogaville, and come from military families; and

WHEREAS, the Gayler and Johnson families have a combined 155 years and counting of military service to this nation; and

WHEREAS, Major General Gayler and Brigadier General Johnson embody the spirit of service, willing to find meaning in something greater than themselves, and it is abundantly fitting and proper that these remarkable and distinguished Americans be recognized appropriately by dedicating a road in their honor.

### **PART III**

WHEREAS, Mr. L. Wesley Smith was born in Whitwell, Tennessee, to J.W. and Billie Faye Moiser Smith but called Ringgold, Georgia, home for 43 years; and

WHEREAS, Mr. Smith was widely recognized for the vital role that he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, he dedicated his career to the banking industry for more than 50 years, starting as a bank teller for Pioneer Bank in 1965 and retiring as CEO and chairman of Northwest Georgia Bank where he served on the board for as long as his health permitted; and

WHEREAS, Mr. Smith was a former chairman of the Georgia Bankers Association and also served on the American Bankers Association Board of Directors; and

WHEREAS, he understood and demonstrated the importance of serving one's community by serving as deacon at several area churches and also was a member of Gathering Church in Fort Oglethorpe; and

WHEREAS, Mr. Smith was a strong community supporter and civic leader, helping to found the Catoosa County Chamber of Commerce and through his leadership the Northwest Georgia Bank Foundation donated more than \$1 million to local charities and constructed the Northwest Georgia Bank Amphitheater; and

WHEREAS, he served as treasurer for Governor Nathan Deal's gubernatorial campaign and served on his transition team; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating an intersection in his memory.

**PART IV**

WHEREAS, Mr. Walter Frazier, Jr., was also known by teammates, coaches, opponents, and fans by the nickname "Clyde" which was derived from the famed robber Clyde Barrow of Bonnie and Clyde due to his precision in stealing the basketball from opponents; and

WHEREAS, the eldest of nine children, Mr. Frazier graduated from Howard High School in Atlanta, where he excelled as a quarterback of the football team and a catcher on the baseball team; and

WHEREAS, he accepted a basketball scholarship to Southern Illinois University and earned All American honors as a senior; and

WHEREAS, he was a first round draft pick for the New York Knicks in the 1987 NBA draft, and during his rookie year, Mr. Frazier and his teammate, Phil Jackson, were named to the NBA All-Rookie Team; and

WHEREAS, known for his amazing peripheral vision and quick hands, Mr. Frazier's skill and leadership helped the New York Knicks earn NBA Championship titles in 1970 and 1973; and

WHEREAS, considered one of the best players in the history of the NBA, Mr. Frazier was named to the All-NBA First Team four times, the All-NBA Second Team two times, and the All Defensive First Team seven times; and

WHEREAS, this seven-time NBA All-Star was named All-Star Most Valuable Player in 1975 and elected into the Naismith Memorial Basketball Hall of Fame in 1987; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a road in his honor.

**PART V**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, Private Lonnie S. Rhinehart demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he served as a guardian of this nation's freedom and liberty with the United States Army, valiantly and courageously defending his fellow citizens during World War II in Germany; and

WHEREAS, Private Rhinehart was in battle for 19 days and was 19 years old when he was killed on January 20, 1945; and

WHEREAS, Private Rhinehart embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating an intersection in his memory.

#### **PART VI**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, U.S. Navy Petty Officer 2nd Class Randall Smith demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he was injured in a terrorist attack on the Navy Operational Support Center in Chattanooga on July 16, 2015, and died from his injuries; and

WHEREAS, Petty Officer Smith was posthumously awarded the Purple Heart by the Navy for his selfless display of bravery and sacrifice; and

WHEREAS, Petty Officer Smith embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating an intersection in his memory.

#### **PART VII**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, Private First Class Charles W. Bradshaw demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he was wounded in action while serving in the Korean War on March 20, 1953, and died from his injuries; and

WHEREAS, Private First Class Bradshaw was posthumously awarded the Purple Heart by the United States Marine Corps for his selfless display of bravery and sacrifice; and

WHEREAS, Private First Class Bradshaw embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating an intersection in his memory.

### **PART VIII**

WHEREAS, Senator Michael Polak is widely recognized by the citizens of this state for the vital role that he plays in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, Senator Polak served ten years in the Georgia State Senate and Georgia House of Representatives, where he played a pivotal role serving the citizens of Georgia, was elected and re-elected five times by the citizens of DeKalb County, and retired in 2002; and

WHEREAS, Senator Polak was recognized for his legislative efforts by a broad spectrum of organizations with more than 20 Legislator of the Year and Leadership awards for his commitment to improving the lives of Georgians, especially senior citizens, veterans, children in foster care, individuals living with disabilities, and the economically disadvantaged; and

WHEREAS, known by his fellow members of the General Assembly as the father of ethics in Georgia, Senator Polak was recognized as a leader in calling for ethics and campaign finance reform, on which many of Georgia's current laws are based; and

WHEREAS, as a freshman in the Senate he was one of a few in history to receive a chairmanship position during his first term; and

WHEREAS, as chairman of the Senate Science, Technology, and Defense Committee and Sub Committee on Appropriations for Science and Technology, Senator Polak became a leader in technology policy, paving the way for secure digital transactions, as well as the creation of the Georgia Technology Authority; and

WHEREAS, one of his more significant, yet not well known, achievements includes his authorship and successful passage of legislation as a member of the House of Representatives to place Governor Zell Miller's HOPE Scholarship program into law, which stands as one of the most significant educational initiatives in the history of Georgia; and

WHEREAS, his time in the General Assembly was marked by his thoughtful deliberation and willingness to cross party lines, challenge the status quo, and persevere difficult challenges facing Georgia citizens; and

WHEREAS, Senator Polak has continued his commitment to Georgia and sharing his passion for politics as an adjunct professor teaching political science at the Georgia Institute of Technology; and

WHEREAS, he lives in Decatur, Georgia, and has been united in love and marriage to his wife, Holly Lanford, for 22 wonderful years and been blessed with two remarkable sons, Chase and Joshua; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a bridge in his former legislative district in his honor.

### **PART IX**

NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA that the bridge on Highway 129 over Ivy Log Creek in Blairsville is dedicated as the Vietnam Veterans Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that Highway 114 from Lyerly, Georgia, to the Alabama state line is dedicated as the Generals Gayler & Johnson Highway.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of U.S. Highway 41 and Georgia Highway 151 in Catoosa County is dedicated as the L. Wesley Smith Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that US 278/Ponce de Leon Avenue from the intersection with Piedmont Avenue to the intersection with State Route 10/Freedom Parkway in Fulton County is dedicated as the Walt Frazier Highway.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Battlefield Parkway and Highway 41 in Catoosa County is dedicated as the Private Lonnie S. Rhinehart Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Battlefield Parkway and Lakeshore Drive in Catoosa County is dedicated as the U.S. Navy Petty Officer Randall Smith Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Cove Road and Camp Road in Walker County is dedicated as the PFC Charles W. Bradshaw Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on State Route 8/State Route 10 over Lullwater Creek in Fulton County is dedicated as the Michael Polak Bridge.



BE IT FURTHER RESOLVED that the Department of Transportation is authorized and directed to erect and maintain appropriate signs dedicating the road facilities named in this resolution.

BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed to make appropriate copies of this resolution available for distribution to the Department of Transportation; to the family of Mr. L. Wesley Smith, Private Lonnie S. Rhinehart, U.S. Navy Petty Officer 2nd Class Randall Smith, and Private First Class Charles W. Bradshaw; and to Major General William "Bill" K. Gayler, Brigadier General John "Pete" P. Johnson, Mr. Walter Frazier, Jr., and Mr. Michael Polak.

On the adoption of the substitute, the yeas were 51, nays 0, and the committee substitute was adopted.

The report of the committee, which was favorable to the adoption of the legislation as reported, was agreed to.

On the adoption of the legislation on the Senate Consent Calendar for Joint Commemorative Resolutions, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the legislation, the yeas were 51, nays 0.

The legislation on the Senate Consent Calendar for Joint Commemorative Resolutions, except SR 863, having received the requisite constitutional majority, was adopted.

SR 863, having received the requisite constitutional majority, was adopted by substitute.

Senator Cowsert of the 46th moved to engross SB 379, which was on today's Senate Rules Calendar.

Senator Fort of the 39th objected.

On the motion a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	Seay
Y Burke	E Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
N Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 40, nays 12; the motion prevailed, and SB 379 was engrossed.

Senator Seay of the 34th was excused for business outside the Senate Chamber.

#### NOTICE OF MOTION TO RECONSIDER:

SR 604      Revenue and Taxation; prohibit the levy of state ad valorem taxes -CA  
(FIN-31st)

SENATE RULES CALENDAR  
FRIDAY, FEBRUARY 26, 2016  
TWENTY-NINTH LEGISLATIVE DAY

- SB 369 Fireworks; revise the standard of compliance from explosion to ignition; definitions (Substitute)(PUB SAF-53rd)
- SB 364 "Quality Basic Education Act"; annual teacher, principal, and assistant principal evaluations; revise provisions (Substitute)(ED&Y-37th)
- SB 347 'Georgia Captive Insurance Company Act'; provide extensive changes; provisions (Substitute)(I&L-54th)
- SB 366 Department of Transportation; provide for an alternative selection process (Substitute)(TRANS-51st)
- SB 333 NonProfit Corporations; allow for a nonprofit corporation organized in foreign jurisdiction to change its jurisdiction of organization to this state (RI&U-18th)
- SB 374 "Quality Basic Education Act"; temporary exemption; financial reporting requirements for local school systems in federally authorized pilot program (Substitute)(ED&Y-37th)
- SB 383 Public Roads; Roadside Enhancement and Beautification Council; provide for purpose (Substitute)(TRANS-47th)
- SB 327 State Purchasing; prohibit the state from entering into certain contracts unless such contracts contain a certification; does not presently conduct a boycott of Israel (GvtO-32nd)
- SB 269 Counties; require local governing bodies; provide certain entities with certification of compliance with Code section; condition of funding (Substitute) (SLGO(G)-23rd)
- SB 378 DeKalb County; change the composition of the governing authority (SLGO(G)-40th)
- SB 335 Retirement; permissible investments in commingled funds and collective investment funds; revise provisions (RET-8th)
- SB 345 Corporations, Partnership, and Associations; provide for the policy of state determining property rights of religious organizations (Substitute) (GvtO-6th)

- SB 274 Budget in Certain Counties; repeal Act approved March 2, 1953 (SLGO(G)-56th)
- SB 332 Public Order and Safety; clarify the judges and justices who are exempt; various weapon carry laws and prohibitions (Substitute)(JUDYNC-18th)
- SB 379 Sales and Use Tax; provide for exemption for fire districts which have elected governing bodies and supported by ad valorem taxes (Substitute) (FIN-47th)
- SB 410 State Symbols; designate the English Bulldog as the official Georgia state dog (GvtO-8th)
- SR 675 State of Georgia; English as official language -CA (RULES-29th)
- SR 388 Constitution; prevent discrimination in the public funding of social services; allow religious/faith based organization to receive public aid -CA (GvtO-31st)
- SB 420 Local Government; require referendum approval prior to the expenditure of public funds; establishment of a fixed guideway transit (Substitute) (TRANS-37th)
- SR 809 County and Municipal Governments; prohibit from entering into contracts with private entities; parking enforcement services-CA (SLGO(G)-39th)

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

- SB 369. By Senators Mullis of the 53rd, Harper of the 7th, Watson of the 1st, Albers of the 56th, Ginn of the 47th and others:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise the standard of compliance from explosion to ignition; to provide for definitions; to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding provisions applicable to counties and municipal corporations, so as to provide for further regulations by municipal corporations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Senate Committee on Public Safety offered the following substitute to SB 369:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 10 of Title 25 of the Official Code of Georgia Annotated, relating to regulation of fireworks, so as to revise the standard of compliance from explosion to ignition; to provide for definitions; to provide that certain sparkling items are consumer fireworks; to revise provisions relating to the sale, use, or ignition of consumer fireworks; to revise the days, times, locations, situations, and circumstances in which consumer fireworks can be lawfully used or ignited; to revise places within this state where the use or ignition of consumer fireworks is prohibited; to create the criminal offense of using or igniting or causing to be ignited consumer fireworks while under the influence; to provide for criminal penalties; to revise the licensing standards and procedures which shall be applied by the Safety Fire Commissioner and the governing authorities of counties and municipal corporations toward distributors; to revise licensing fees; to expand enforcement and regulatory mechanisms of the Safety Fire Commissioner regarding fireworks and consumer fireworks; to provide for the forfeiture of fireworks and consumer fireworks contraband; to provide for criminal penalties; to provide for civil enforcement; to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding provisions applicable to counties and municipal corporations, so as to provide for further regulations by municipal corporations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 10 of Title 25 of the Official Code of Georgia Annotated, relating to regulation of fireworks, is amended by revising Code Section 25-10-1, relating to definitions, as follows:

"25-10-1.

(a) As used in this chapter, the term:

(1) 'Consumer fireworks' means any small fireworks devices containing restricted amounts of pyrotechnic composition, designed primarily to produce visible or audible effects by combustion, that comply with the construction, chemical composition, and labeling regulations of the United States Consumer Product Safety Commission as provided for in Parts 1500 and 1507 of Title 16 of the Code of Federal Regulations, the United States Department of Transportation as provided for in Part 172 of Title 49 of the Code of Federal Regulations, and the American Pyrotechnics Association as provided for in the 2001 American Pyrotechnics Association Standard 87-1, and additionally shall mean Roman candles.

(2) 'Consumer fireworks retail sales facility' shall have the same meaning as provided for by NFPA 1124; provided, however, that such term shall not include a tent, canopy,

or membrane structure.

(3) 'Consumer fireworks retail sales stand' shall have the same meaning as provided for by NFPA 1124.

(4) 'Distributor' means any person, firm, corporation, association, or partnership which sells consumer fireworks.

(4.1) 'Electric plant' shall have the same meaning as provided for in Code Section 46-3A-1.

(5) 'Fireworks' means any combustible or explosive composition or any substance or combination of substances or article prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration, or detonation, including blank cartridges, firecrackers, torpedos, skyrockets, bombs, sparklers, and other combustibles and explosives of like construction, as well as articles containing any explosive or flammable compound and tablets and other devices containing an explosive substance.

(6) 'NFPA 1124' means the National Fire Protection Association Standard 1124, *Code for the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles*, 2006 Edition.

(7) 'Nonprofit group' means any entity exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, any entity incorporated under Chapter 3 of Title 14, the 'Georgia Nonprofit Corporation Code,' or a sponsored organization of a public or private elementary or secondary school in this state.

(8) 'Proximate audience' means an audience closer to pyrotechnic devices than permitted by the National Fire Protection Association Standard 1123, *Code for Fireworks Display*, as adopted by the Safety Fire Commissioner.

(9) 'Pyrotechnics' means fireworks.

~~(10) 'Retail chain' means a person, firm, corporation, association, or partnership with more than one store, where all such stores are collectively known to the public by the same name or share central management.~~

(10) 'Store' shall have the same meaning as provided for by NFPA 1124; provided, however, that such term shall only include such buildings with at least 4,000 square feet of retail display space and wherefrom:

(A) No more than 25 percent of such retail display space is used for consumer fireworks and items or products as provided for under paragraph (2) of subsection (b) of this Code section; and

(B) Other items or products which are not consumer fireworks or items or products as provided for under paragraph (2) of subsection (b) of this Code section are sold; and provided, further, that such term means a person, firm, corporation, association, or partnership with more than one mercantile location, where all such mercantile locations are collectively known to the public by the same name or share central management.

(11) 'Waste-water treatment plant' shall have the same meaning as provided for in Code Section 43-51-2.

(12) 'Water treatment plant' shall have the same meaning as provided for in Code

Section 43-51-2.

(b) As used in this chapter, the term 'consumer fireworks' or 'fireworks' shall not include:

(1) Model rockets and model rocket engines designed, sold, and used for the purpose of propelling recoverable aero models, toy pistol paper caps in which the explosive content averages 0.25 grains or less of explosive mixture per paper cap or toy pistols, toy cannons, toy canes, toy guns, or other devices using such paper caps; nor shall the term 'consumer fireworks' or 'fireworks' include ammunition consumed by weapons used for sporting and hunting purposes; and

(2) Wire or wood sparklers of 100 grams or less of mixture per item; other sparkling items which are nonexplosive and nonaerial and contain 75 grams or less of chemical compound per tube or a total of 500 grams or less for multiple tubes; snake and glow worms; smoke devices; or trick noise makers which include paper streamers, party poppers, string poppers, snappers, and drop pops each consisting of 0.25 grains or less of explosive mixture."

**SECTION 2.**

Said chapter is further amended by revising Code Section 25-10-2, relating to prohibited fireworks activities, as follows:

"25-10-2.

(a) It shall be unlawful for any person, firm, corporation, association, or partnership to offer for sale at retail or wholesale, to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited, or to possess, manufacture, transport, or store any consumer fireworks or fireworks, except as otherwise provided in this chapter.

(b)(1) Notwithstanding any provision of this chapter to the contrary, it shall be unlawful for any person, firm, corporation, association, or partnership to sell consumer fireworks or any items defined in paragraph (2) of subsection (b) of Code Section 25-10-1 to any person under 18 years of age.

(2) It shall be unlawful to sell consumer fireworks or any items defined in paragraph (2) of subsection (b) of Code Section 25-10-1 to any person by any means other than an in-person, face-to-face sale. Such person shall provide proper identification to the seller at the time of such purchase. For purposes of this paragraph, the term 'proper identification' means any document issued by a governmental agency containing a description of the person or such person's photograph, or both, and giving such person's date of birth and includes without being limited to a passport, military identification card, driver's license, or identification card authorized under Code Sections 40-5-100 through 40-5-104.

(3)(A) It shall be unlawful to use fireworks, consumer fireworks, or any items defined in paragraph (2) of subsection (b) of Code Section 25-10-1 indoors or within the right of way of a public road, street, highway, or railroad of this state.

(B) Except as provided for in subparagraph (D) or (E) of this paragraph and subject to paragraph (4) of this subsection and Code Section 25-10-2.1, it shall be lawful for any person, firm, corporation, association, or partnership to use or ~~explode~~ ignite or

cause to be ~~exploded~~ ignited any consumer fireworks ~~on~~:

(i) ~~On any day between the hours~~ time of 10:00 A.M. and 12:00 ~~Midnight only~~; provided, however, that it shall be lawful for any person, firm, corporation, association, or partnership to use or ~~explode or cause to be exploded~~ any consumer fireworks on January 1, July 3, July 4, and December 31 of each year between the hours of 12:00 ~~Midnight~~ and 2:00 A.M. 10:00 P.M.;

(ii) On any day between the time of 10:01 P.M. and 12:00 Midnight if such use or ignition is lawful pursuant to any noise ordinance of the county or municipal corporation of the location in which such use or ignition occurs, except as otherwise provided for under this subparagraph; provided, however, that a county or municipal corporation may additionally require the issuance of a special use permit pursuant to subparagraph (D) of this paragraph for use or ignition;

(iii) On January 1, July 3, July 4, and December 31 of each year between the time of 10:01 P.M. and 11:59 P.M.; and

(iv) On January 1 of each year between the time of 12:00 Midnight and 1:00 A.M.

(C) Subject to subparagraph (D) of this paragraph, paragraph (4) of this subsection, and Code Section 25-10-2.1, it shall be lawful for any person, firm, corporation, association, or partnership to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited any consumer fireworks anywhere in this state except:

(i) As provided for under subparagraph (A) of this paragraph;

(ii) In any location where such person, firm, corporation, association, or partnership is not lawfully present or is not otherwise lawfully permitted to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited any consumer fireworks; ~~or~~

(iii) Within 100 yards of a ~~nuclear power facility or~~ an electric plant; water treatment plant; waste-water treatment plant; a facility engaged in the retail sale of gasoline or other flammable or combustible liquids or gases where the volume stored is in excess of 500 gallons for the purpose of retail sale; a facility engaged in the production, refining, processing, or blending of gasoline any flammable or combustible liquids or gases for such retail purposes; any public or private electric substation; or a jail or prison;

(iv) Within 100 yards of the boundaries of any public use air facility provided for under Title 6 or any public use landing area or platform marked and designed for landing use by helicopters;

(v) Within any park, historic site, recreational area, or other property which is owned by or operated by, for, or under the custody and control of a governing authority of a county or municipal corporation, except pursuant to a special use permit as provided for in subparagraph (D) of this paragraph;

(vi) Within any park, historic site, recreational area, or other property which is owned by or operated by, for, or under the custody and control of the State of Georgia, except pursuant to any rules and regulations of the agency or department having control of such property which may allow for such use or ignition of consumer fireworks;

(vii) Within 100 yards of a hospital, nursing home, or other health care facility



regulated under Chapter 7 of Title 31; provided, however, that an owner or operator of such facility may use or ignite or cause to be ignited consumer fireworks on the property of such facility or may grant written permission to any person, firm, corporation, association, or partnership to use or ignite or cause to be ignited consumer fireworks on the property of such facility; or

(viii) While under the influence of alcohol or any drug or any combination of alcohol and any drug to the extent that it is less safe or unlawful for such person to ignite consumer fireworks as provided for in Code Section 25-10-2.1.

(D) Any person, firm, corporation, association, or partnership may use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited any consumer fireworks ~~on any day at a time not as provided for under subparagraph (B) of this paragraph~~ divisions (3)(B)(ii) and (3)(C)(v) of this subsection if such person, firm, corporation, association, or partnership is issued a special use permit pursuant to the law of a governing authority of a county or municipal corporation for the use or ~~explosion~~ ignition of consumer fireworks in a location within such county or municipality ~~at a time not as provided for under subparagraph (B) of this paragraph~~ divisions (3)(B)(ii) and (3)(C)(v) of this subsection, provided that such special use permit is required for such use or ignition. Such special use permit shall designate the time or times and location that such person, firm, corporation, association, or partnership may use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited such consumer fireworks. A fee assessed by a county or municipal corporation for the issuance of a special use permit pursuant to this subparagraph shall not exceed \$100.00. No governing authority or official of a county, municipality, or other political subdivision shall bear liability for any decisions made pursuant to this Code section.

(E) Whenever the Governor issues a declaration of drought, the Governor may, for the boundaries of the area covered by such declaration, enact further regulations and restrictions concerning the use of consumer fireworks than provided for under this chapter; provided, however, that no such further regulations or restrictions on the use of consumer fireworks shall be effective pursuant to this subparagraph on January 1, July 3, July 4, or December 31 of any year; provided, further, that such further regulations or restrictions shall only apply to the exact boundaries of the area covered by such declaration and shall only apply with regard to the ignition of consumer fireworks; and provided, further, that upon expiration or conclusion of such declaration, such further regulations or restrictions shall be rescinded by law.

(4)(A) It shall be lawful for any person 18 years of age or older to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited or to possess, manufacture, transport, or store consumer fireworks.

(B) To the extent otherwise permitted by law, it shall be lawful for any person who is 16 or 17 years of age to possess or transport consumer fireworks, provided that such person is serving as an assistant to a distributor licensed under subsection (c) of Code Section 25-10-5.1 or the nonprofit group benefiting from such distributor's application pursuant to subsection (c) of Code Section 25-10-5.1 and is not transporting such consumer fireworks on a highway which constitutes a part of The

Dwight D. Eisenhower System of Interstate and Defense Highways.

(5)(A) It shall be lawful for any person 18 years of age or older to sell or to offer for sale at retail or wholesale any consumer fireworks pursuant to the requirements of this chapter.

(B) It shall be lawful for any person who is 16 or 17 years of age to sell or to offer for sale at retail or wholesale any consumer fireworks, provided that such person is serving as an assistant to a distributor licensed under subsection (c) of Code Section 25-10-5.1 or the nonprofit group benefiting from such distributor's application pursuant to subsection (c) of Code Section 25-10-5.1.

(6)(A) It shall be lawful to sell consumer fireworks from a permanent consumer fireworks retail sales facility or store only if such permanent consumer fireworks retail sales facility or store is:

(i) In compliance with the requirements for such a permanent consumer fireworks retail sales facility or store in the selling of consumer fireworks as provided for in NFPA 1124; and

(ii) Selling consumer fireworks of a distributor licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1;

provided, however, that such permanent consumer fireworks retail sales facility or store shall not be considered an H-3 or hazardous occupancy.

(B) It shall be lawful to sell consumer fireworks from a temporary consumer fireworks retail sales stand only if such temporary consumer fireworks retail sales stand is:

(i) In compliance with the requirements for such a temporary consumer fireworks retail sales stand in the selling of consumer fireworks as provided for in NFPA 1124;

(ii) Within 1,000 feet of a fire hydrant of a county, municipality, or other political subdivision or a fire department connection of a building affiliated with such consumer fireworks retail sales stand, unless the chief administrative officer of the fire department of a county, municipality, or other political subdivision or chartered fire department legally organized to operate in this state pursuant to Chapter 3 of this title and having operational authority over such location of the temporary consumer fireworks retail sales stand provides in writing that such temporary consumer fireworks retail sales stand may operate in excess of 1,000 feet from such fire hydrant or fire department connection; and

(iii) Selling consumer fireworks of a distributor licensed pursuant to subsection (c) of Code Section 25-10-5.1.

~~No A distributor licensed pursuant to subsection (c) of Code Section 25-10-5.1 shall at any one time operate more than two temporary consumer fireworks retail sales stands for each license issued to such distributor under subsection (b) or (d) of Code Section 25-10-5.1, except that a distributor which is a retail chain and which is licensed pursuant to subsection (d) of Code Section 25-10-5.1 shall not at any one time operate more than two temporary consumer fireworks retail sales stands for each store of such retail chain. Such temporary consumer fireworks retail sales~~

~~stands shall be located within the same county as the location of such permanent consumer fireworks retail sales facility or store provided for under subsection (b) or (d) of Code Section 25-10-5.1; provided, however, that if a county does not have a distributor licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1 offering consumer fireworks for sale from a permanent consumer fireworks retail sales facility or store within its boundaries, then a distributor licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1 offering consumer fireworks for sale from a permanent consumer fireworks retail sales facility or store within 75 miles of the perimeter of the boundaries of such county may locate one of the two temporary consumer fireworks retail sales stands in the unserved county may operate no more than three temporary consumer fireworks retail sales stands in this state per location licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1; provided, however, that such distributor has been operating and open to the public pursuant to subsection (b) or (d) of Code Section 25-10-5.1 no less than 45 days prior to July 4 or December 31 in the year of an application for a license under subsection (c) of Code Section 25-10-5.1 that is filed within 45 days of July 4 or December 31.~~

(C) It shall be unlawful to sell consumer fireworks from any motor vehicle, ~~or~~ from a trailer towed by a motor vehicle, or from a tent, canopy, or membrane structure."

### SECTION 3.

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

"25-10-2.1

- (a) It shall be unlawful for any person to ignite consumer fireworks or fireworks while:
- (1) Under the influence of alcohol or any drug or any combination of alcohol and any drug to the extent that it is unsafe for such person to ignite consumer fireworks or fireworks;
  - (2) Such person's alcohol concentration is 0.08 grams or more at any time while igniting consumer fireworks or fireworks or within three hours after such ignition from alcohol consumed before such ignition ended; or
  - (3) Subject to the provisions of subsection (b) of this Code section, there is any amount of marijuana or a controlled substance, as defined in Code Section 16-13-21, present in such person's blood or urine, or both, including the metabolites and derivatives of each or both, without regard to whether or not any alcohol is present in such person's breath or blood.
- (b) The fact that any person charged with violating this Code section is or has been legally entitled to use a drug shall not constitute a defense against any charge of violating this Code section; provided, however, that such person shall not be in violation of this Code section unless such person is rendered incapable of igniting consumer fireworks or fireworks safely as a result of using a drug other than alcohol which such person is legally entitled to use.
- (c) Any person convicted of violating subsection (a) of this Code section shall be guilty of a misdemeanor of a high and aggravated nature."

**SECTION 4.**

Said chapter is further amended by revising subsection (a) of Code Section 25-10-3.2, relating to license required for pyrotechnics exhibits, as follows:

"(a) No person, firm, corporation, association, or partnership shall cause the combustion, explosion, deflagration, ~~or~~ detonation, or ignition of pyrotechnics for the purpose of a public exhibition or display before a proximate audience unless such person, firm, corporation, association, or partnership holds a valid license issued by the Safety Fire Commissioner in accordance with the provisions of this Code section. Any application for such a license shall be made to the Safety Fire Commissioner in the form prescribed by the Safety Fire Commissioner."

**SECTION 5.**

Said chapter is further amended by revising Code Section 25-10-5.1, relating to requirements for issuance of license to distribute consumer fireworks, as follows:

"25-10-5.1.

(a)(1) A license pursuant to this Code section shall only be issued to a distributor that:

(A) Complies with all the requirements of this chapter; and

(B) Maintains at all times public liability and product liability insurance with minimum coverage limits of \$2 million to cover the losses, damages, or injuries that might ensue to persons or property as a result of selling consumer fireworks.

(2) Any person who knowingly and willfully makes a false, fictitious, or fraudulent statement of representation in an application executed pursuant to this Code section shall be guilty of a violation of Code Section 16-10-20.

(3) Applications to the Safety Fire Commissioner pursuant to this Code section shall be upon forms prescribed and promulgated by the Safety Fire Commissioner.

(4) Any person, firm, corporation, association, or partnership seeking a license pursuant to subsection (b) or (d) of this Code section shall have property from which the applicant intends to sell consumer fireworks under such person's, firm's, corporation's, association's, or partnership's ownership or legal control through a lease, rental agreement, licensing agreement, or other contractual instrument at the time of filing the application for such license, and such property shall be in a condition ready for inspection.

(b)(1) The initial license fee for a distributor selling consumer fireworks from a permanent consumer fireworks retail sales facility shall be ~~\$5,000.00~~ \$2,500.00 per location, payable to the Safety Fire Commissioner. Upon a finding that a distributor has met the requirements of ~~paragraph (1)~~ of subsection (a) of this Code section and upon payment of such license fee, such initial license shall be issued by the Safety Fire Commissioner and shall identify the permanent consumer fireworks retail sales facility applicable to such license. Such initial license shall expire on January 31 of the year after such initial license was issued or as otherwise provided for under this subsection. After such initial license, such distributor may annually renew such initial license, which shall then become an annual license, for \$1,000.00 per year, payable to

the Safety Fire Commissioner. Upon finding that a distributor has met the requirements of ~~paragraph (1)~~ of subsection (a) of this Code section and upon payment of such license fee, such annual license shall be issued by the Safety Fire Commissioner and shall identify the permanent consumer fireworks retail sales facility applicable to such license. Such annual license shall expire on January 31 of each year or as otherwise provided for under this subsection; provided, however, that a distributor shall ~~not~~ apply for an annual license ~~earlier than 30 days prior to the expiration of an initial license or renewal of an annual license by December 1 in the year preceding the expiration date of such initial or annual license~~; and provided, further, that if an initial license is issued to a distributor on or after December 1, then such distributor shall apply for an annual license by the first business day of the next year.

(2) The determination by the Safety Fire Commissioner of whether a distributor has met requirements for the issuance of a license required by this subsection shall be made within ~~45~~ 30 days of the submission of an application for any ~~such~~ initial or annual license; provided, however, that if a license will expire prior to the expiration of such 30 days and no such determination has been made by the Safety Fire Commissioner, then the expiration date for such license shall be extended until the date of such determination by the Safety Fire Commissioner but for no more than 30 days. ~~Such application shall be in writing and, if the Safety Fire Commissioner provides for a written form for the application for a license pursuant to this Code section, upon such form as may be provided by the Safety Fire Commissioner.~~ If a determination has not been made within the time provided for by this paragraph, or for an appeal of a determination by the Safety Fire Commissioner, a distributor may seek review from the judge of the probate court of the county of the location or proposed location of the permanent consumer fireworks retail sales facility. Such judge may provide for the issuance or nonissuance of a license and for the payment of license fees in such manner as is consistent with the provisions of this subsection.

(c)(1) The license fee for a distributor selling consumer fireworks from a temporary consumer fireworks retail sales stand shall be \$500.00 per location, payable to the governing authority of the county, municipality, or other political subdivision of this state in whose boundaries such temporary consumer fireworks retail sales stand shall be located or is proposed to be located. Upon finding that a distributor has met the requirements of ~~paragraph (1)~~ of subsection (a) of this Code section, has a license pursuant to subsection (b) or (d) of this Code section ~~for a location applicable to the location of such temporary consumer fireworks retail sales stand as provided for in subparagraph (b)(6)(B) of Code Section 25-10-2~~, has no more than the allowable temporary consumer fireworks retail sales stands pursuant to subparagraph (b)(6)(B) of Code Section 25-10-2, that the sales of consumer fireworks from such temporary consumer fireworks retail sales stand shall accrue to the benefit of a nonprofit group, and upon payment of such license fee, such license shall be issued by the fire department of the county, municipality, or other political subdivision or the chartered fire department legally organized to operate in this state pursuant to Chapter 3 of this

title and having operational authority of the area in which such temporary consumer fireworks retail sales stand shall be located or is proposed to be located; ~~provided, however, that no such license shall be issued prior to January 1, 2016.~~ Such license shall identify the temporary consumer fireworks retail sales stand applicable to such license and shall expire ~~90 days~~ on the next January 31 after the issuance of such license.

(2) A determination by a fire department as provided for under paragraph (1) of this subsection of whether a distributor has met requirements for the issuance of a license pursuant to this subsection shall be made within ~~45~~ 30 days of the submission of an application for any such license. Such application shall be in writing and, if such fire department provides for a written form for the application for a license pursuant to this Code section, upon such form as may be provided by such fire department. If a determination has not been made within the time provided for by this paragraph, or for an appeal of a determination by such fire department, a distributor may seek review from the judge of the probate court of the county of the location or proposed location of the temporary consumer fireworks retail sales stand. Such judge may provide for the issuance or nonissuance of a license and for the payment of license fees in such manner as is consistent with the provisions of this subsection.

(3) A nonprofit group benefiting from the sale of consumer fireworks pursuant to this Code section shall directly participate in operating the temporary consumer fireworks retail sales stand. It shall be unlawful for a nonprofit group or any agent or bona fide representative of a nonprofit group to knowingly lend the name of the nonprofit group or allow the identity of the nonprofit group to be used for the license under this subsection if such nonprofit group is not directly participating in operating such temporary consumer fireworks retail sales stand.

(4) The governing authority of a county, municipality, or other political subdivision receiving fees pursuant to this Code section shall expend such fees for public safety purposes.

(5) A distributor licensed pursuant to this subsection shall submit a list of the names and addresses, including the counties, of each temporary consumer fireworks retail sales stand at which such distributor has consumer fireworks offered for sale pursuant to this Code section to the Safety Fire Commissioner. Such list shall be submitted ~~by January 31 of each year and such distributor shall amend such list, or file an initial list if such distributor first becomes licensed after January 31 of a particular year, within 45 days of~~ not less than 30 days prior to first having a temporary consumer fireworks retail sales stand at which such distributor has consumer fireworks offered for sale and not less than 30 days prior to having such distributor's consumer fireworks offered for sale at a location not previously included on such list. The Safety Fire Commissioner shall make such list publicly available for inspection. In making determinations as provided for under this subsection, fire departments shall reference the list provided for by this paragraph.

(6) A revocation or suspension of a license provided for under subsection (b) or (d) of this Code section shall operate as a revocation or suspension of a distributor's license

under this subsection for the term of such revocation or suspension.

(d)(1) The initial license fee for a distributor selling consumer fireworks from a store shall be ~~\$5,000.00~~ \$1,000.00 in addition to \$250.00 per store location, payable to the Safety Fire Commissioner, provided that, if a store is a retail chain, one payment of \$5,000.00 shall satisfy such license fee for each store of the retail chain. Upon finding that a distributor has met the requirements of ~~paragraph (1) of~~ subsection (a) of this Code section, such initial license shall be issued by the Safety Fire Commissioner and, if issued to a store which is a retail chain, shall be a license for each current or future store of the retail chain; provided, however, that such distributor has been operating and open to the public no less than 45 days prior to July 4 or December 31 in the year of an application for an initial license that is filed within 45 days of July 4 or December 31; and provided, further, that a distributor holding an initial license may add additional store locations to such license prior to the expiration of such license upon payment of \$250.00 per added store location. Such initial license shall expire on January 31 of the year after such initial license was issued or as otherwise provided for under this subsection. After such initial license, such distributor may annually renew such initial license, which shall then become an annual license, for \$1,000.00 in addition to \$100.00 per year store location, payable to the Safety Fire Commissioner, provided that, if a store is a retail chain, one payment of \$1,000.00 shall satisfy such license fee for each store of the retail chain; provided, however, that a distributor holding an annual license may add additional store locations to such license prior to the expiration of such license upon payment of \$100.00 per added store location. Upon finding that a distributor has met the requirements of ~~paragraph (1) of~~ subsection (a) of this Code section, such annual license shall be issued by the Safety Fire Commissioner and, if issued to a store which is a retail chain, shall be a license for each current or future store of the retail chain. Such annual license shall expire on January 31 of each year or as otherwise provided for under this subsection; provided, however, that a distributor shall not apply for an annual license earlier than 30 days prior to the expiration of an initial license or renewal of an annual license by December 1 in the year preceding the expiration date of such initial or annual license; and provided, further, that if an initial license is issued to a distributor on or after December 1, then such distributor shall apply for an annual license by the first business day of the next year.

(2) An application submitted under this subsection shall identify each store location to which an initial or annual license is applicable; there shall not be a requirement for a separate application for each of the several store locations. The determination by the Safety Fire Commissioner of whether a distributor has met requirements for the issuance of a license required by this subsection shall be made within ~~45~~ 30 days of the submission of an application for any such initial or annual license; provided, however, that if a license will expire prior to the expiration of such 30 days and no such determination has been made by the Safety Fire Commissioner, then the expiration date for such license shall be extended until the date of such determination by the Safety Fire Commissioner but for no more than 30 days. Such application shall

~~be in writing and, if the Safety Fire Commissioner provides for a written form for the application for a license pursuant to this Code section, upon such form as may be provided by the Safety Fire Commissioner.~~ If a determination has not been made within the time provided for by this paragraph, or for an appeal of a determination by the Safety Fire Commissioner, a distributor may seek review from the judge of the probate court of the county of the location or proposed location of the store from which consumer fireworks will be sold. Such judge may provide for the issuance or nonissuance of a license and for the payment of license fees in such manner as is consistent with the provisions of this subsection."

#### SECTION 6.

Said chapter is further amended by revising Code Section 25-10-6, relating to fireworks manufactured, sold, or stored in violation of chapter declared contraband and seizure and disposition thereof, as follows:

"25-10-6.

(a) The state fire marshal shall enforce the provisions of this chapter; provided, however, that, in addition, any law enforcement officer or agency of this state or political subdivision thereof may enforce provisions relating to using or igniting or causing to be ignited consumer fireworks. Applicable fire departments of a county, municipality, or other political subdivision or a chartered fire department shall refer cases for enforcement under subsection (c) of Code Section 25-10-5.1 to the state fire marshal. All fireworks or consumer fireworks manufactured, offered for sale, exposed for sale, or stored in violation of this chapter are declared to be contraband and may be seized, taken, and removed, or caused to be removed and destroyed or disposed of at the expense of the owner thereof by the state fire marshal, the Georgia State Patrol, or any sheriff or local police official.

(b) Any property declared as contraband pursuant to this Code section shall be forfeited in accordance with the procedures set forth in Chapter 16 of Title 9."

#### SECTION 7.

Said chapter is further amended by revising Code Section 25-10-9, relating to penalties for illegal sale of fireworks, as follows:

"25-10-9.

Notwithstanding any provision of this chapter to the contrary, the Safety Fire Commissioner shall have the authority to subject any person, firm, corporation, association, or partnership that knowingly violates this chapter may be punished by a fine not to exceed to a monetary penalty of up to \$2,500.00 for each and every act in violation of this chapter; provided, however, that the Safety Fire Commissioner shall have the authority to subject any person, firm, corporation, association, or partnership that knowingly sells consumer fireworks from a tent, canopy, or membrane structure to a monetary penalty of up to \$5,000.00 and, if any such person, firm, corporation, association, or partnership is a distributor, then a license revocation for not more than two years. Each sales transaction in violation of this chapter shall be a separate offense."



**SECTION 8.**

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

"25-10-11.

(a) Whenever the Safety Fire Commissioner shall have reason to believe that any person is or has been violating any provisions of this chapter, the Safety Fire Commissioner, his or her deputy, his or her assistant, or other designated persons may issue and deliver to the person an order to cease and desist such violation. An order issued under this Code section shall be delivered in accordance with the provisions of subsection (c) of this Code section.

(b) Violation of any provision of this chapter or failure to comply with a cease and desist order is cause for revocation of any or all licenses issued by the Safety Fire Commissioner for a period of not less than six months and not to exceed five years. If a new license has been issued to the person so charged, the order of revocation shall operate effectively with respect to such new license held by such person. In the case of an applicant for a license, violation of any provision of this title or regulations promulgated thereunder may constitute grounds for refusal of the application. Decisions under this subsection may be appealed as provided by law.

(c) Any order issued by the Safety Fire Commissioner under this chapter shall contain or be accompanied by a notice of opportunity for hearing which shall provide that a hearing will be held if and only if a person subject to the order requests a hearing in writing within ten days of receipt of the order and notice. The order and notice shall be served by delivery by the Safety Fire Commissioner or his or her agent or by registered or certified mail or statutory overnight delivery, return receipt requested. Any person who fails to comply with any order under this subsection is guilty of a misdemeanor and may be punished by law.

(d) In addition to other powers granted to the Safety Fire Commissioner under this chapter, the Safety Fire Commissioner may bring a civil action to enjoin a violation of any provision of this chapter or of any rule, regulation, or order issued by the Safety Fire Commissioner under this chapter.

25-10-12.

(a) In addition to the grounds set forth in Code Section 25-10-11, it is cause for revocation or suspension, refusal, or nonrenewal by the Safety Fire Commissioner of any license issued under this chapter if it is determined that the licensee or applicant has:

(1) Failed to comply with all the requirements of this chapter or the rules and regulations promulgated pursuant thereto;

(2) Failed to maintain the minimum insurance coverage as set forth in this chapter;

(3) Made a material misstatement or misrepresentation or committed a fraud in obtaining or attempting to obtain a license; or

(4) Failed to notify the Safety Fire Commissioner, in writing, with 30 days after a change of residence, principal business address, or name.

(b) In addition to other grounds set forth in this Code section, the Safety Fire

Commissioner shall not issue a new license under this chapter if the Safety Fire Commissioner finds that the circumstance or circumstances for which the license was previously suspended or revoked still exist or are likely to recur."

### SECTION 9.

Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding provisions applicable to counties and municipal corporations, is amended by revising subsections (a) and (b) of Code Section 36-60-24, relating to sale or use or explosion of consumer fireworks products, as follows:

"(a) The governing authority of a county or municipal corporation shall not prohibit the sale or use or ~~explosion~~ ignition of consumer fireworks or other products or services which are lawful under ~~subsection (b) of Code Section 25-10-1~~ Chapter 10 of Title 25, unless such prohibition is expressly authorized by general law.

(b) If the sale of a product or service is regulated by Chapter 10 of Title 25, the governing authority of a county or municipal corporation shall not enact additional regulation of the sale or use or ~~explosion~~ ignition of such product or service, unless such additional regulation is expressly authorized by general law."

### SECTION 10.

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

### SECTION 11.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	E Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C

Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	N Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 1.

SB 369, having received the requisite constitutional majority, was passed by substitute.

The following Senators were excused for business outside the Senate Chamber:

Jackson of the 24th	Kennedy of the 18th	Kirk of the 13th
Miller of the 49th	Unterman of the 45th	

SB 364. By Senators Tippins of the 37th, Sims of the 12th, Wilkinson of the 50th, Shafer of the 48th, Cowsert of the 46th and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the "Quality Basic Education Act," so as to revise provisions relating to annual teacher, principal, and assistant principal evaluations; to revise provisions relating to student assessment; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Education and Youth offered the following substitute to SB 364:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the "Quality Basic Education Act," so as to revise provisions relating to annual teacher, principal, and assistant principal evaluations; to revise provisions relating to student assessment; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the "Quality Basic Education Act," is amended by revising subsection (b) of Code Section 20-2-210, relating to annual performance evaluations, as follows:

"(b)(1) No later than the 2014-2015 school year, each local school system and all charter schools shall implement an evaluation system as adopted and defined by the State Board of Education for elementary and secondary school teachers of record, assistant principals, and principals. The evaluation system shall be developed by the department in consultation with stakeholders, such as teachers and principals. The evaluation system shall use multiple measures, ~~prioritizing growth in student achievement~~ as specified in this subsection. For purposes of the evaluation system established pursuant to this subsection, the state board shall define and designate teachers of record, assistant principals, and principals; provided, however, that growth in student achievement shall not include the test scores of any student who has not been in attendance for a specific course for at least 80 percent of the instructional days for such course.

(2) Teachers of record, assistant principals, and principals shall be evaluated using multiple, rigorous, and transparent measures. Beginning with the 2014-2015 school year, teachers of record, assistant principals, and principals shall be given written notice in advance of the school year of the evaluation measures and any specific indicators that will be used to evaluate them. ~~Evaluation~~ For local school systems that are not under a flexibility contract, evaluation measures shall include the following elements:

(A) For teachers of record who teach courses that are subject to annual state assessments aligned with state standards and the principals and assistant principals of elementary or secondary schools that are subject to such assessments, growth in student achievement on such assessments shall count for at least 50 percent of the evaluation, using the student growth and academic achievement measures identified in the evaluation system;

(B) For teachers of record who teach courses not subject to annual state assessments, growth in student achievement shall be assessed through measures of student achievement growth developed at the school system level and approved by the Department of Education. When sufficient data becomes available from the department to calculate student achievement growth measures, such measures of student achievement growth shall count for at least 50 percent of the evaluation, using student growth and academic achievement measures developed by the school system in a process approved by the State Board of Education;

(C) For teachers of record, the annual evaluation shall also include multiple additional measures that shall be correlated with impacts on student achievement results. These measures shall include multiple classroom observations each year by appropriately trained and credentialed evaluators, using clear, consistent observation

rubrics, and supplemented by other measures aligned with student achievement, including student perception data and documentation of practice; and

(D) For assistant principals and principals, the annual evaluation shall also include multiple additional measures that shall be aligned with impacts on student achievement results. These measures shall include multiple school observations each year by appropriately trained and credentialed evaluators. When sufficient data becomes available from the department to calculate performance measures, these measures shall also include the principal's ability to attract and retain highly effective teachers, effectively manage the school, and establish a positive climate for learning, and other measures aligned with student achievement for students in all subgroups.

(3) Teachers of record, assistant principals, and principals shall be evaluated using multiple, rigorous, and transparent measures. Teachers of record, assistant principals, and principals shall be given written notice in advance of the school year of the evaluation measures and any specific indicators that will be used to evaluate them. Beginning with the 2016-2017 school year, for local school systems that are under a flexibility contract, evaluation measures shall include the following elements:

(A) For teachers of record who teach courses that are subject to annual state assessments aligned with state standards, the evaluation shall be composed of the following:

(i) Student growth shall count for 30 percent of the evaluation. Student growth shall be composed of a minimum of 20 percent of the score on the annual state assessment and the remaining 10 percent may utilize other student growth indicators as allowed by the local school system's flexibility contract;

(ii) Professional growth shall count for 20 percent of the evaluation. Professional growth shall be measured by progress toward or attainment of professional growth goals within an academic school year or across academic school years. Professional growth goals may include measurements based on multiple student growth indicators, evaluations and observations, standards of practice, and any additional professional growth measures allowed by the local school system's flexibility contract; and

(iii) Teacher evaluations and observations conducted pursuant to paragraph (5) of this subsection shall count for 50 percent of the evaluation.

(B) For teachers of record who teach courses that are not subject to annual state assessments aligned with state standards, the evaluation shall be composed of the following:

(i) Student growth shall count for 30 percent of the evaluation. Student growth shall include a minimum of one student growth measure and may utilize other student growth indicators, including the median school or local school system total score on the annual state assessments, as allowed by the local school system's flexibility contract;

(ii) Professional growth shall count for 20 percent of the evaluation. Professional growth shall be measured by progress toward or attainment of professional growth

goals within an academic school year or across academic school years. Professional growth goals may include measurements based on multiple student growth indicators, evaluations and observations, standards of practice, and any additional professional growth measures allowed by the local school system's flexibility contract; and

(iii) Teacher evaluations and observations conducted pursuant to paragraph (5) of this subsection shall count for 50 percent of the evaluation.

(C) For principals and assistant principals, the evaluation shall be composed of the following:

(i) Student growth shall count for 40 percent of the evaluation. Student growth shall be composed of a minimum of 30 percent median school score on state assessments with the remaining 10 percent utilizing multiple student growth indicators as allowed by the local school system's flexibility contract;

(ii) School climate shall count for 10 percent of the evaluation;

(iii) A combination of achievement gap closure, Beat the Odds, and College and Career Readiness Performance Index data, as allowed by the flexibility contract, shall count for 20 percent of the evaluation; and

(iv) The results of evaluations, observations, and standards of practice shall count for 30 percent of the evaluation.

~~(3)~~(4) The evaluation system adopted by the State Board of Education shall give every teacher of record, assistant principal, and principal one of four rating levels that are designated as 'Exemplary,' 'Proficient,' 'Needs Development,' or 'Ineffective,' as further defined by the State Board of Education. A rating of 'Ineffective' shall constitute evidence of incompetency as provided by paragraph (1) of subsection (a) of Code Section 20-2-940.

~~(4)~~(5) All teachers of record, assistant principals, and principals shall have a pre-evaluation conference, midyear evaluation conference, and a summative evaluation conference, in accordance with state board rules. All teachers of record, assistant principals, and principals shall be notified of and have access to the results of the annual summative performance evaluation and any formative observations conducted throughout the school year pursuant to this subsection within ~~five~~ ten working days of such evaluation or observations. A teacher of record, assistant principal, or principal, or an evaluator of any such individuals, may request a conference within ten working days of notice of results of a formative observation and such conference shall be provided within ten working days of the request. Conferences shall include the individual being evaluated, his or her supervisor, and the evaluator, unless otherwise agreed upon. For teachers of record, the annual evaluation shall include multiple classroom observations conducted each year by appropriately trained and credentialed evaluators, using clear, consistent observation rubrics, and supplemented by other measures aligned with student achievement and professional growth. A local school system may include in its flexibility contract a provision for a tiered evaluation system, in which reduced observations of certain teachers of record may be conducted to provide additional time for evaluators to coach and mentor new teachers and

teachers with a performance rating of 'Needs Development' or 'Ineffective' pursuant to paragraph (4) of this subsection on a pathway of continuous improvement. For the evaluation of teachers of record with a minimum of three years' teaching experience and a performance rating of 'Proficient' or 'Exemplary' pursuant to paragraph (4) of this subsection in the previous school year, the local school system, in its discretion, may require only two classroom observations and one summative evaluation for the school year.

~~(5)~~(6) In order to ensure proper implementation of the evaluation system developed pursuant to this Code section, the Department of Education shall:

- (A) Establish processes and requirements to determine the teacher of record for purposes of assigning student achievement scores to a teacher in evaluating the teacher's performance;
- (B) Establish processes for roster verification and student teacher linkages in order to assign the student's achievement scores to the teacher for the purposes of evaluating the teacher's performance;
- (C) Establish minimum training and credentialing requirements for evaluators of teachers and principals; and
- (D) Provide data systems to support the professional growth of teachers and leaders and facilitate human capital management.

(7) As used in this subsection, the term 'flexibility contract' means a charter for a charter system or a contract entered into with the State Board of Education for a strategic waivers school system."

## SECTION 2.

Said article is further amended by revising Code Section 20-2-281, relating to student assessments, as follows:

20-2-281.

(a) The State Board of Education shall adopt a student assessment program consisting of instruments, procedures, and policies necessary to implement the program and shall fund all costs of providing and scoring such instruments, subject to appropriation by the General Assembly. The student assessment program shall include a comprehensive summative assessment program for grades three through 12. In addition, each local school system shall administer, with state funding, a research based formative assessment with a summative component that is tied to performance indicators in English, language arts/reading, and mathematics in grades one and two, subject to available appropriations. Each local school system may elect to administer, with state funding, nationally norm-referenced instruments in reading, mathematics, science, or social studies in grade three, four, or five and in grade six, seven, or eight, subject to available appropriations, with assistance to such school systems by the State Board of Education with regard to administration guidance, scoring, and reporting of such instruments. Further, the State Board of Education shall adopt a school readiness assessment for students entering first grade and shall administer such assessment pursuant to paragraph (2) of subsection (b) of Code Section 20-2-151. Each local

school system is strongly encouraged to develop and implement a program of multiple formative assessment and intervention assessments in reading and mathematics for kindergarten through third grade and mathematics for kindergarten through fifth grade to ensure that students entering sixth grade are on track to meet grade-level expectations, including mastery in reading by the end of third grade to prepare for the infusion of literacy in subsequent grades and mastery in basic mathematics skills by the end of fifth grade and in accordance with the local school system's five-year strategic plan, performance indicators, and, if applicable, flexibility contract. The State Board of Education shall periodically review, revise, and upgrade the content standards. Following the adoption of such content standards, the State Board of Education shall contract for development of end-of-grade assessments to measure the content standards. ~~Such~~ As part of the comprehensive summative assessment program, end-of-grade assessments in English, language arts/reading, and mathematics shall be administered annually to students in grades three through eight, and such tests in science and social studies shall be administered annually to students in grades three through five and eight. For local school systems that have an existing program of multiple formative assessments during the course of the academic year that result in a single summative score that is valid and reliable in measuring individual student achievement or growth and assessing individual student needs or deficiencies, such local assessments may take the place of an end-of-grade assessment, if provided for in the terms of the local school system's flexibility contract. These tests shall contain features that allow for comparability to other states with whom establishing such comparison would be statistically sound; provided, however, that no such comparison shall be conducted which would relinquish any measure of control over assessments to any individual or entity outside the state. ~~This action shall be completed according to a schedule established by the State Board of Education.~~ Further, as part of the comprehensive summative assessment program, the State Board of Education shall adopt and administer, through the Department of Education, end-of-course assessments for students in grades nine through 12 for all core subjects, as determined by the state board. Writing performance shall be assessed, at a minimum, for students in grades three, five, eight, and 11 and may be assessed for students in additional grade levels as designated by the State Board of Education. Such required writing performance assessment may be embedded within the assessments included in the comprehensive summative assessment program. Writing performance results shall be provided to students and their parents. As used in this subsection, the term 'flexibility contract' means a charter for a charter system or a contract entered into with the State Board of Education for a strategic waivers school system.

(b) The nationally norm-referenced instruments provided for in subsection (a) of this Code section shall provide students and their parents with grade equivalencies and percentile ranks which result from the administration of such instruments. End-of-grade assessments shall provide for results that reflect student achievement at the individual student, classroom, school, system, state, and national levels. The State Board of Education shall participate in the National Assessment of Educational



Progress (NAEP) and may participate in any other tests that will allow benchmarking this state's performance against national or international performance. The results of such testing shall be provided to the Governor, the General Assembly, and the State Board of Education and shall be reported to the citizens of Georgia. ~~Further, the state board shall adopt a school readiness assessment for students entering first grade and shall administer such assessment pursuant to paragraph (2) of subsection (b) of Code Section 20-2-151.~~ One of the components in the awarding of salary supplements as part of a pay for performance or related plan under this article may be assessments of student achievement.

(b.1) The State Board of Education shall notify local school systems and individual schools of the results of the assessment instruments administered under this Code section at the earliest possible date determined by the state board, but not later than the beginning of the subsequent school year. In the event the state board is unable to provide timely results in the first year of implementation of a substantially new assessment instrument, the provisions in paragraphs (2) and (3) of subsection (b) of Code Section 20-2-283 shall not apply.

(c) The State Board of Education shall have the authority to condition the awarding of a high school diploma to a student upon achievement of satisfactory scores on end-of course assessments and other instruments adopted and administered by the state board pursuant to subsection (a) of this Code section ~~and the end-of course assessments adopted and administered by the state board pursuant to subsections (f) and (h) of this Code section.~~ The state board is authorized and directed to adopt regulations providing that any disabled child, as defined by the provisions of this article, shall be afforded opportunities to take any test adopted by the state board as a condition for the awarding of a high school diploma. Such regulations shall further provide for appropriate accommodations in the administration of such test. Such regulations shall further provide for the awarding of a special education diploma to any disabled student who is lawfully assigned to a special education program and who does not achieve a passing score on such test or who has not completed all of the requirements for a high school diploma but who has nevertheless completed his or her Individualized Education Program.

(d)(1) The State Board of Education shall develop or adopt alternate assessments to be administered to those students with significant cognitive disabilities, receiving special education services pursuant to Code Section 20-2-152, who cannot access the state adopted content standards without appropriate accommodations to those standards and for whom the assessment instruments adopted under ~~subsections~~ subsection (a) ~~and (f)~~ of this Code section, even with allowable accommodations, would not provide an appropriate measure of student achievement, as determined by the student's Individualized Education Program team. Such alternate assessments shall be aligned with alternate academic achievement standards that have been adopted through a documented and validated standards-setting process, for students with the most significant cognitive disabilities, provided those standards are aligned with the state standards established pursuant to Code Section 20-2-140 and promote

access to the general education curriculum, consistent with the federal Individuals with Disabilities Education Act. The State Board of Education shall ensure that any alternate assessments developed or adopted pursuant to this subsection are in compliance with applicable federal law, but do not impose requirements in excess of such federal law in a manner that unduly burdens a local school system or that does not benefit students with the most significant cognitive disabilities.

(2) A student's Individualized Education Program team shall determine appropriate participation in assessment and identify necessary accommodations in accordance with the federal Individuals with Disabilities Education Act and state board regulations.

(e) The State Board of Education is authorized to adopt rules, regulations, policies, and procedures regarding accommodations and the participation of limited-English-proficient students, as defined in Code Section 20-2-156, in the assessments described in this Code section.

~~(f) The State Board of Education shall adopt end-of-course assessments for students in grades nine through 12 for all core subjects to be determined by the state board.~~ For those students with an Individualized Education Program, each such student's Individualized Education Program team shall identify necessary accommodations in accordance with the federal Individuals with Disabilities Education Act and state board regulations.

(g) Under rules adopted by the State Board of Education, the Department of Education shall, subject to appropriations by the General Assembly, release some or all of the questions and answers to each end-of-grade assessment and each end-of-course assessment administered under subsection (a) of this Code section ~~and each end-of-course assessment administered under subsection (h) of this Code section~~ after the last time such assessment is administered for a school year.

~~(h) The State Board of Education, through the Department of Education, shall administer the end-of-course assessments for core subject areas as defined by state board policy. By the 2015-2016 school year, the State Board of Education shall make all end-of-course assessments available for administration online and shall establish rules and regulations to maximize the number of students and school systems utilizing such online assessments.~~

(i) The Department of Education shall develop study guides for the end-of-grade assessments and end-of-course assessments administered pursuant to ~~subsections~~ subsection (a) ~~and (h)~~ of this Code section. Each school system shall distribute the study guides to students who do not perform satisfactorily on one or more parts of an assessment instrument administered under this Code section and to the parents or guardians of such students.

(j) The State Board of Education shall adopt rules and regulations requiring the results of core subject end-of-course assessments to be included as a factor in a student's final grade in the core subject course for which the end-of-course assessment is given.

(k) In addition to the assessment instruments adopted by the State Board of Education and administered by the Department of Education, a local school system may adopt and

administer criterion-referenced or norm-referenced assessment instruments, or both, at any grade level. Such locally adopted assessment instruments may not replace the state's adopted assessment instruments for purposes of state accountability programs. A local school system shall be responsible for all costs and expenses incurred for locally adopted assessment instruments. Students with Individualized Education Programs must be included in the locally adopted assessments or provided an alternate assessment in accordance with the federal Individuals with Disabilities Education Act.

(l) In adopting academic skills assessment instruments under this Code section, the State Board of Education or local school system shall ensure the security of the instruments in their preparation, administration, and scoring. Notwithstanding any other provision of law, meetings or portions of meetings held by the state board or a local board of education at which individual assessment instruments or assessment instrument items are discussed or adopted shall not be open to the public, and the assessment instruments or assessment instrument items shall be confidential.

(m) The results of individual student performance on academic skills assessment instruments administered under this Code section shall be confidential and may be released only in accordance with the federal Family Educational Rights and Privacy Act of 1974, 20 U.S.C. Section 1232g.

(n) Overall student performance data shall be disaggregated by ethnicity, sex, socioeconomic status, disability, language proficiency, grade level, subject area, school, system, and other categories determined by policies established by the Office of Student Achievement.

(o) Student performance data shall be made available to the public, with appropriate interpretations, by the State Board of Education, the Office of Student Achievement, and local school system. The information made available to the public shall not contain the names of individual students or teachers.

(p) Teachers in kindergarten through grade 12 shall be offered the opportunity to participate annually in a staff development program on the use of tests within the instructional program designed to improve students' academic achievement. This program shall instruct teachers on curriculum alignment related to tests, disaggregated student test data to identify student academic weaknesses by subtests, and other appropriate applications as determined by the State Board of Education.

(q) The State Board of Education shall consider the passage by a student of an industry certification examination or a state licensure examination which is approved by the State Board of Education or a ~~COMPASS~~ an ACCUPLACER score approved by the State Board of Education when considering whether to grant such student a variance or a waiver of one or more end-of-course assessments or other instruments required by the State Board of Education pursuant to subsection (c) of this Code section in order to obtain a Georgia high school diploma; provided, however, that the state board shall not grant a variance to a student unless the student has attempted and failed to pass the relevant end-of-course assessment or assessments at least four times.

(r) Local boards of education shall have the flexibility to administer state required assessments on any dates within the testing window established by the Department of

Education; provided, however, that local boards of education are strongly encouraged to administer any such state required assessments within the last week of the school system's midyear semester, for assessments administered at the end of a midyear semester, and within the last two weeks of the school year for the school system, for assessments administered at the end of the academic year.

(s) All assessments adopted or developed by the State Board of Education pursuant to this Code section shall be verified for reliability and validity by a nationally recognized, research based, third-party evaluator."

### SECTION 3.

Said article is further amended by revising Code Section 20-2-283, relating to specific requirements for students in grades three, five, and eight, as follows:

"20-2-283.

(a) No later than January 1, 2002, the State Board of Education shall adopt criteria for the development of a placement and promotion policy by each local board of education consistent with the Georgia Academic Placement and Promotion Policy.

(b) Such criteria as adopted by the State Board of Education shall require the following for students in grades three, five, and eight:

(1) No student shall be promoted, except as provided in this Code section, to:

(A) The fourth grade program to which the student would otherwise be assigned if the student does not achieve grade level as defined by the Office of Student Achievement in accordance with Code Section 20-14-31 on the third grade end-of-grade reading assessment developed in accordance with subsection (a) of Code Section 20-2-281 or on locally implemented multiple formative assessments that result in a single summative score that is valid and reliable in measuring student achievement or growth and meet the promotional standards and criteria established by the State Board of Education and by the local school board for the school that the student attends;

(B) The sixth grade program to which the student would otherwise be assigned if the student does not achieve grade level as defined by the Office of Student Achievement in accordance with Code Section 20-14-31 on the fifth grade end-of-grade mathematics assessment and fifth grade end-of-grade reading assessment developed in accordance with subsection (a) of Code Section 20-2-281 or on locally implemented multiple formative assessments that result in a single summative score that is valid and reliable in measuring student achievement or growth and meet the promotional standards and criteria established by the State Board of Education and by the local school board for the school that the student attends; or

(C) The ninth grade program to which the student would otherwise be assigned if the student does not achieve grade level as defined by the Office of Student Achievement in accordance with Code Section 20-14-31 on the eighth grade end-of-grade mathematics assessment and eighth grade end-of-grade reading assessment developed in accordance with subsection (a) of Code Section 20-2-281 or on locally implemented multiple formative assessments that result in a single summative score

that is valid and reliable in measuring student achievement or growth and meet the promotional standards and criteria established by the State Board of Education and by the local school board for the school that the student attends;

(2) When a student does not perform at grade level on any end-of-grade assessment specified in paragraph (1) of this subsection then the following shall occur:

(A) The parent or guardian of the student shall be notified in writing by first-class mail by the school principal or such official's designee regarding the student's performance below grade level on the assessment instrument, the retest to be given the student, the accelerated, differentiated, or additional instruction program to which the student is assigned, and the possibility that the student might be retained at the same grade level for the next school year;

(B) The student shall be retested with a an end-of-grade assessment or locally implemented multiple formative assessments that result in a single summative score that is valid and reliable in measuring student achievement or growth or an alternative assessment instrument that is appropriate for the student's grade level as provided for by the State Board of Education and the local board of education. The local board of education shall be authorized to establish other indicators for purposes of promotion, placement, or retention of a student, in accordance with the terms of the charter, for a charter system, or the terms of a contract, for a strategic waivers school system; and

(C) The student shall be given an opportunity for accelerated, differentiated, or additional instruction in the applicable subject; and

(3) When a student does not perform at grade level on any end-of-grade assessment specified in paragraph (1) of this subsection and also does not perform at grade level on a second additional opportunity as provided for in paragraph (2) of this subsection then the following shall occur:

(A) The school principal or the principal's designee shall retain the student for the next school year except as otherwise provided in this subsection;

(B) The school principal or the principal's designee shall notify in writing by first-class mail the parent or guardian of the student and the teacher regarding the decision to retain the student. The notice shall describe the option of the parent, guardian, or teacher to appeal the decision to retain the student and shall further describe the composition and functions of the placement committee as provided for in this subsection, including the requirement that a decision to promote the student must be a unanimous decision of the committee;

(C) If the parent, guardian, or teacher appeals the decision to retain the student, then the school principal or designee shall establish a placement committee composed of the principal or the principal's designee, the student's parent or guardian, and the teacher of the subject of the assessment instrument on which the student failed to perform at grade level and shall notify in writing by first-class mail the parent or guardian of the time and place for convening the placement committee;

(D) The placement committee shall:

(i) Review the overall academic achievement of the student in light of the

performance on the end-of-grade assessment and the standards and criteria as adopted by the local board of education and make a determination to promote or retain. A decision to promote must be a unanimous decision and must determine that if promoted and given accelerated, differentiated, or additional instruction during the next year, the student is likely to perform at grade level as defined by the Office of Student Achievement in accordance with Code Section 20-14-31 by the conclusion of the school year; and

(ii) Prescribe for the student, whether the student is retained or promoted, such accelerated, differentiated, or additional instruction as needed to perform at grade level by the conclusion of the subsequent school year, prescribe such additional assessments as may be appropriate in addition to assessments administered to other students at the grade level during the year, and provide for a plan of continuous assessment during the subsequent school year in order to monitor the progress of the student;

(E) For students receiving special education or related services, the Individualized Education Plan Committee shall serve as the placement committee; and

(F) The decision of the placement committee may be appealed only as provided for by the local board of education.

(c) This Code section does not preclude the retention by the school principal or the principal's designee of a student who performs satisfactorily on the end-of-grade assessments specified in paragraph (1) of subsection (b) of this Code section as provided for by the local board of education.

(d) This Code section does not create a property interest in promotion.

(e) The State Board of Education shall establish policies and procedures for implementation of this Code section."

#### **SECTION 4.**

Said article is further amended by revising Code Section 20-2-284, relating to criteria for local boards of education and model placement and promotion policy, as follows:

"20-2-284.

(a) No later than July 1, 2003, each local board of education shall develop and adopt a placement and promotion policy in accordance with the criteria established by the State Board of Education as provided in Code Section 20-2-283 and consistent with the Georgia Academic Placement and Promotion Policy.

(b) Except for those end-of-grade assessments specified in Code Section 20-2-283, the placement and promotion policy as developed and adopted by each local board of education shall state how the end-of-grade assessments administered under Code Section 20-2-281 for grades one through eight or the locally implemented multiple formative assessments that result in a single summative score that is valid and reliable in measuring student achievement or growth will be weighted or otherwise utilized by the school principal or the principal's designee in determining the overall academic achievement of a student and an appropriate plan of accelerated, differentiated, or additional instruction, placement, promotion, or retention of a student.

(c) To assist each local board of education, the State Board of Education shall develop a model placement and promotion policy which may be utilized by a local board of education."

### SECTION 5.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	E Jackson, B	E Seay
Y Burke	E Jackson, L	Y Shafer
Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	E Kennedy	Y Tippins
Y Ginn	E Kirk	E Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	E Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 45, nays 0.

SB 364, having received the requisite constitutional majority, was passed by substitute.

SB 347. By Senator Bethel of the 54th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for extensive changes to the

captive insurance company provisions of this title; to provide for definitions for types of captive insurance companies; to provide for creation and regulation of different types of captive insurance companies; to provide for certain exemptions; to change certain requirements; to provide for regulation by the Commissioner; to repeal conflicting laws; and for other purposes.

The Senate Committee on Insurance and Labor offered the following substitute to SB 347:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for extensive changes to the captive insurance company provisions of this title; to provide for definitions for types of captive insurance companies; to provide for creation and regulation of different types of captive insurance companies; to provide for certain exemptions; to change certain requirements; to provide for regulation by the Commissioner; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended by revising Chapter 41, relating to captive insurance companies, as follows:

"CHAPTER 41

33-41-1.

This chapter shall be known and may be cited as the 'Georgia Captive Insurance Company Act.'

33-41-2.

Terms not otherwise defined in this chapter shall have the same meaning ascribed to them in this title. As used in this chapter, unless the context otherwise requires, the term:

(1) 'Affiliate' means an individual, partnership, corporation, limited liability company, trust, or estate that directly, or indirectly through one or more intermediaries, controls, is controlled by, or is under common control with one or more of the shareholders or members of a captive insurance company. Affiliates shall also include employees of any shareholder or member, or any affiliate thereof, of a captive insurance company. For the purpose of the foregoing definition of affiliate, 'control' means:

(A) Ownership of shares of a corporation possessing 50 percent or more of the total



voting power of all classes of shares entitled to vote or possessing 50 percent or more of the total value of the outstanding shares of the corporation; and

(B) Ownership of 50 percent or more by value of the beneficial or membership interests in a partnership, trust, limited liability company, or estate.

~~(2)~~ 'Agency captive insurance' company means:

(A) An insurance company that is owned or controlled by an insurance agency, brokerage, managing general agent, or reinsurance intermediary, or an affiliate thereof, or under common ownership or control with such agency, brokerage, managing general agent, or reinsurance intermediary, and that only reinsures the risk of insurance or annuity contracts placed by or through such agency, brokerage, managing general agent, or reinsurance intermediary; or

(B) An insurance company that is owned or controlled by a marketer, producer, administrator, issuer, or provider of service contracts or warranties and that only reinsures the contractual liability arising out of such service contracts or warranties sold through such marketer, producer, administrator, issuer, or provider.

~~(2)~~(3) 'Association' means any membership organization whose members consist of a group of individuals, corporations, partnerships, or other entities or associations who engage in similar or related professional, trade, or business activities and who collectively own, control, or hold with power to vote all of the outstanding voting interests of an association captive insurance company or of a ~~corporation~~ person that is the sole shareholder of an association captive insurance company.

~~(3)~~(4) 'Association captive insurance company' means any domestic insurance company granted a certificate of authority under this chapter to insure or reinsure the similar or related risks of members and affiliates of members of its association.

~~(4)~~(5) 'Captive insurance company' means any pure captive insurance company, association captive insurance company, agency captive insurance company, industrial insured captive insurance company, or risk retention group captive insurance company.

~~(5)~~(6) 'Controlled unaffiliated business' means:

(A) A person:

(i) That is not an affiliate of the parent;

(ii) That has an existing contractual relationship with an affiliate of the parent under which the affiliate bears a potential financial loss; and

(iii) The risks of which are managed by a captive insurance company under an arrangement approved by the Commissioner; or

(B) A reinsurance pooling arrangement with other captive insurance companies that is approved by the Commissioner.

~~(6)~~(7) 'Industrial insured' means an insured:

(A) Who procures the insurance of any risk or risks through the use of the services of a full-time employee who acts as an insurance manager, risk manager, or insurance buyer or through the services of a person licensed as a property and casualty agent, broker, or counselor in such person's state of domicile;

(B) Whose aggregate annual premiums for insurance on all risks total at least

\$25,000.00; and

(C) Who either:

- (i) Has at least 25 full-time employees;
- (ii) Has gross assets in excess of \$3 million; or
- (iii) Has annual gross revenues in excess of \$5 million.

~~(7)~~(8) 'Industrial insured captive insurance company' means any domestic insurance company granted a certificate of authority under this chapter to insure or reinsure the risks of industrial insureds and their affiliates and which has as its shareholders or members only industrial insureds that are insured or reinsured by the industrial insured captive insurance company or which has as its sole shareholder or sole member ~~a corporation~~ an entity whose only ~~shareholders~~ owners are industrial insureds that are insured or reinsured by the industrial insured captive insurance company.

~~(8)~~(9) 'Parent' means ~~a corporation~~ an entity which directly owns shares representing more than 50 percent of the total outstanding voting power and value of a pure captive insurance company.

~~(9)~~(10) 'Pure captive insurance company' means any domestic insurance company granted a certificate of authority under this chapter to insure or reinsure the risks of its parent and affiliates of its parent, and controlled unaffiliated business.

~~(10)~~(11) 'Risk retention group captive insurance company' is any ~~pure, association, or industrial insured~~ captive insurance company which has been granted a certificate of authority under this chapter and determined by the Commissioner to be established and maintained as a 'risk retention group' as defined under the federal Liability Risk Retention Act of 1986, as amended. A risk retention group may be chartered and licensed either under this chapter or under Chapter 40 of this title.

~~(11)~~(12) 'Transact,' as used in this chapter, shall not include the organizational activities associated with the preliminary formation, incorporation, petitioning for a certificate of authority, and initial capitalization of a captive insurance company.

33-41-3.

(a) Subject to the provisions of subsection (c) of this Code section and the other provisions of this chapter, a captive insurance company, where permitted by its ~~charter~~ articles of incorporation, may engage in the business of any of the following kinds of insurance or reinsurance:

- (1) Casualty, as described in Code Section 33-7-3 but excluding accident and sickness insurance as defined in Code Section 33-7-2, except for a pure captive insurance company, which may engage in the business of accident and sickness insurance as defined in Code Section 33-7-2;
- (2) Marine and transportation, as described in Code Section 33-7-5;
- (3) Property, as described in Code Section 33-7-6; and
- (4) Surety, as described in Code Section 33-7-7.

(b) Insurance policies and bonds issued by a captive insurance company for workers' compensation insurance and motor vehicle accident insurance shall be in conformity

with all minimum requirements for coverages and coverage amounts established by the state for such types of insurance. Such insurance policies and bonds issued by a captive insurance company shall constitute satisfactory proof that the motor vehicle owners or employers, as applicable, insured under such policies or bonds have satisfied the requirements for motor vehicle accident insurance prescribed by Code Section 33-34-4 and for workers' compensation insurance prescribed by Code Section 34-9-121.

(c) Except as otherwise provided in subsection (d) of this Code section:

(1) A captive insurance company ~~may~~ shall not insure or reinsure any risks resulting from:

(A) Any personal, familial, or household responsibilities; or

(B) Activities other than risks resulting from responsibilities arising out of any business, whether profit or nonprofit; trade; product; services, including professional or fiduciary services; or commercial premises or commercial operations;

(2) A captive insurance company may only cede reinsurance as provided in Code Section 33-41-14;

(3) A pure captive insurance company may only insure or reinsure the risks of its parent, ~~and~~ affiliates of its parent, and its controlled unaffiliated business;

(4) An association captive insurance company may only insure or reinsure the risks of the members of its association and their affiliates;

(5) An industrial insured captive insurance company may only insure or reinsure the risks of the industrial insureds, and their affiliates, that are its shareholders or shareholders of its sole shareholder; and

(6) A risk retention group captive insurance company may only insure or reinsure the risks of its group members.

(d) A captive insurance company may reinsure the risks insured or reinsured either directly or indirectly by:

(1) Any other captive insurance company; or

(2) Any foreign or alien insurance company which satisfies the ownership or membership requirements of a captive insurance company under this chapter; provided, however, that the risks insured or reinsured from the foreign or alien insurance company are solely those of its owners or members or their affiliates.

33-41-4.

No captive insurance company may transact any insurance in this state unless:

(1) It first obtains from the Commissioner a certificate of authority authorizing it to transact insurance in this state;

(2) It maintains its principal place of business in this state;

(3) Any organization providing the principal administrative or management services to such captive insurance company shall ~~maintain its principal place of business in this state and shall~~ be approved by the Commissioner; and

(4) Its board of directors holds at least one meeting each year in this state.

## 33-41-5.

(a) A pure captive insurance company or an agency captive insurance company must be incorporated as a stock insurer with its capital divided into shares.

(b) An association captive insurance company, or an industrial insured captive insurance company, or a risk retention group captive insurance company ~~must~~ shall be incorporated:

(1) As a stock insurer with its capital divided into shares; or

(2) As a mutual insurer without capital stock, the governing body of which is elected by its members.

(c) The applicable statutes of this state relating to the powers and procedures of domestic corporations ~~formed for profit~~ shall apply to captive insurance companies, except where in conflict with the express provisions of this chapter or regulations promulgated hereunder; provided, however, that captive insurance companies are exempt from the requirements of subsection (b) of Code Section 33-14-5.

(d) The incorporation procedures of Code Sections 33-14-4 through 33-14-6, inclusive, and the amendment procedures of Code Section 33-14-8 shall apply to captive insurance companies; provided, however, that captive insurance companies are exempt from the publishing and probate court certification requirements of Code Sections 33-14-5 and 33-14-8.

## 33-41-6.

(a) A captive insurance company shall not use any name which is either similar, misleading, or confusing with respect to any other name already in use by any other captive insurance company, domestic mutual or stock insurance company, corporation, or association organized or doing business in this state. ~~The Secretary of State Commissioner shall not issue a charter to~~ approve the articles of incorporation of an applicant attempting to use such a name nor shall the Commissioner approve an application for a certificate of authority from such applicant.

(b)(1) With the exception of risk retention group captive insurance companies, the name of a captive insurance company shall include the words 'captive insurance company.' ~~company' and have such word or words, abbreviation, suffix, or prefix included in the name or attached to it in such a manner as to clearly indicate that it is a corporation.~~

(2) The name of a risk retention group captive insurance company shall include the words 'risk retention group captive insurance company.' ~~company' and have such word or words, abbreviation, suffix, or prefix included in the name or attached to it in such a manner as to clearly indicate that it is a corporation.~~

(c) If the captive insurance company is a mutual insurer, the word 'mutual' shall also be a part of the name.

## 33-41-7.

(a) The affairs of every captive insurance company shall be managed by not less than three directors.

(b) At least one of the directors of every captive insurance company shall be a resident of this state, and a majority of the directors shall be citizens of the United States.

(c) Every captive insurance company shall report to the Commissioner within 30 days after any change in its directors including in its report a statement of the business and professional background and affiliations of any new director.

33-41-8.

(a) The amount of minimum capital or surplus required for each captive insurance company shall be determined on an individual basis, however:

- (1) A pure captive insurance company shall maintain at least \$250,000.00 in surplus;
- (2) An association captive insurance company shall maintain at least \$500,000.00 in surplus;
- (3) An agency captive insurance company shall maintain at least \$250,000.00 in surplus;
- ~~(3)~~(4) An industrial insured captive insurance company shall maintain at least \$500,000.00 in surplus; and
- ~~(4)~~(5) A risk retention group shall maintain at least \$500,000.00 in surplus.

The Commissioner may require additional capital or surplus of any captive insurance company in an amount he or she deems appropriate under the circumstances based on the captive insurance company's business plan as described in paragraph (2) of subsection (a) of Code Section 33-41-10. Additional capital or surplus may be required if the captive insurance company's business plan indicates that an increase is required in order for the captive insurance company to meet its contractual obligations to its policyholders or to maintain its solvency.

(b) Minimum capital or surplus of up to \$500,000.00 shall be maintained in any of the following:

- (1) Cash;
- (2) Certificates of deposit or similar certificates or evidences of deposits in banks or trust companies but only to the extent that the certificates or deposits are insured by the Federal Deposit Insurance Corporation; ~~or~~
- (3) Savings accounts, certificates of deposit, or similar certificates or evidences of deposit in savings and loan associations and building and loan associations but only to the extent that the same are insured by the Federal Savings and Loan Insurance Corporation; or
- (4) Promissory notes or other obligations of shareholders secured by one or more letters of credit, as described in Code Section 33-41-9.

(c) One hundred thousand dollars of the minimum capital or surplus of an association captive insurance company, an industrial insured captive insurance company, or a risk retention group captive insurance company must be deposited with the state prior to the issuance of a certificate of authority.

(d) Any additional capital or surplus in excess of \$500,000.00 required by the Commissioner pursuant to subsection (a) of this Code section may be provided and maintained in any of the following:

- (1) Any eligible investments of minimum capital or surplus authorized under Code Section 33-11-5;
- (2) Promissory notes or other obligations of shareholders secured by one or more letters of credit, as described in Code Section 33-41-9; or
- (3) Any other investments approved by the Commissioner that do not impair the financial solvency of the captive insurance company.

## 33-41-9.

(a) Any letter of credit used to meet the requirements set forth in Code Sections 33-41-8, 33-41-12, and 33-41-14 shall be:

- (1) ~~Must be clean,~~ Clean, irrevocable, and unconditional;
  - (2) ~~Must be issued~~ Issued by a bank approved by the Commissioner, which is either a bank chartered by the State of Georgia or a national bank which is a member of the Federal Reserve System;
  - (3) ~~Must provide that it is presentable~~ Presentable and payable within the State of Georgia; and
  - (4) ~~Must be provided~~ Provided in conformity with any other requirements established by the Commissioner.
- (b) The Commissioner may require any captive insurance company to draw upon its letters of credit at any time, in amounts determined by the Commissioner, if the Commissioner determines that such action is necessary for the protection of the interests of the captive insurance company's policyholders.

## 33-41-10.

(a) The application for an original certificate of authority for a captive insurance company must be filed with the Commissioner and shall contain the following:

- (1) A ~~certified~~ copy of the captive insurance company's adopted or proposed articles of incorporation and bylaws;
- (2) A business plan which shall contain the following:
  - (A) A plan of operation or a feasibility study describing the anticipated activities and results of the captive insurance company which shall include:
    - (i) A description of the coverages, coverage limits and deductibles, and premium rating systems for the lines of insurance or reinsurance that the captive insurance company intends to offer;
    - (ii) Historical and expected loss experience of the risks to be insured or reinsured by the captive insurance company;
    - (iii) Pro forma financial statements and projections of the proposed business operations of the captive insurance company;
    - (iv) An analysis of the adequacy of the captive insurance company's proposed premiums and capital and surplus levels relative to the risks to be insured or reinsured by the captive insurance company;
    - (v) A statement of the captive insurance company's net retained limit of liability on any contract of insurance or reinsurance it intends to issue and the nature of any

reinsurance it intends to cede;

(vi) A statement certifying that the captive insurance company's investment policy is in compliance with this title and specifying the type of investments to be made pursuant to Code Section 33-41-18;

(vii) A statement identifying the geographic areas in which the captive insurance company intends to operate;

(viii) A statement identifying the persons or organizations who will perform the captive insurance company's major operational functions, including management, underwriting, accounting, investment of assets, claims adjusting and loss control, and the adequacy of the expertise, experience, and character of such persons or organizations; and

(ix) Whenever required by the Commissioner, an appropriate opinion by a qualified independent casualty actuary regarding the adequacy of the captive insurance company's proposed capital, surplus, and premium levels; and

(B) Such other items deemed relevant by the Commissioner in ascertaining whether the proposed captive insurance company will be able to meet its contractual obligations.

(b) In determining whether to approve an application for an original or renewal certificate of authority to a captive insurance company, the Commissioner shall examine the items submitted to him pursuant to subsections (a), (e), and (f) of this Code section. The Commissioner may rely upon and accept the reports of independent agents who may include licensed insurance counselors, brokers, agents, or adjusters discussed under Chapter 23 of this title, certified actuarial consultants, certified public accountants, risk managers, and examiners of insurance companies in order to facilitate his examination of the application for a certificate of authority by a captive insurance company. The expenses and charges of such independent agents shall be paid directly by the captive insurance company.

(c) Each captive insurance company shall pay to the Commissioner an amount equal to all costs of examining, investigating, and processing its application for an original or renewal certificate of authority. In addition, it shall pay a fee for the initial year of registration and a renewal fee for each year thereafter in the amount periodically imposed under this title upon other domestic insurance companies.

(d) Pursuant to Code Section 33-3-15, if the Commissioner is satisfied that the documents and statements filed by the captive insurance company comply with the provisions of this chapter, he shall notify the captive insurance company of his intention to issue a certificate of authority.

(e) After the captive insurance company has been notified pursuant to subsection (d) of this Code section, the captive insurance company shall provide the Commissioner with:

(1) Evidence satisfactory to the Commissioner that the minimum capital or surplus required for the particular captive insurance company under Code Section 33-41-8 has been paid in and that the appropriate amount thereof has been deposited with the state; and

(2) A financial statement showing the assets and liabilities of the captive insurance

company which is certified by its president and calculated in accordance with the accounting standards set out in Chapter 10 of this title, except as modified by this chapter.

Thereafter, the Commissioner shall promptly issue a certificate of authority authorizing the captive insurance company to transact insurance in this state until the thirtieth day of June thereafter.

(f) Any material change in the items required under subsection (a) of this Code section shall require the prior approval of the Commissioner. Any material change which is not disapproved by the Commissioner within 30 days after its submission shall be deemed approved.

33-41-11.

(a) The certificate of authority of a captive insurance company to transact insurance in this state may be refused; or suspended; or not be renewed pursuant to Code Sections 33-3-17 through 33-3-19, inclusive.

(b) A certificate of authority shall expire, be renewed, and be amended by the Commissioner pursuant to Code Section 33-3-16; provided, however, that captive insurance companies shall not be subject to the publishing requirements of such Code section.

33-41-12.

For the purposes of determining the financial condition of a captive insurance company, including, but not limited to, the maintenance of adequate reserves pursuant to Code Section 33-41-13, the reporting of business affairs pursuant to Code Section 33-41-15, and the examinations and investigations pursuant to Code Section 33-41-16, there shall be allowed as assets of a captive insurance company:

- (1) Those assets described in Code Section 33-10-1;
- (2) Those assets otherwise authorized by Code Sections 33-41-8 and 33-41-14; ~~and~~
- (3) Obligations for premium payments, provided that such obligations are secured by letters of credit, as described in Code Section 33-41-9; and
- (4) Assets that are approved by the Commissioner as admitted assets under rules adopted pursuant to this chapter.

33-41-13.

(a) Every captive insurance company shall maintain reserves in an amount estimated in the aggregate to provide for the payment of all unpaid losses and claims incurred, whether reported or unreported, for which such captive insurance company may be liable, together with the expenses of adjustment or settlement of such losses and claims. Every captive insurance company shall keep a complete and itemized record, in a form satisfactory to the Commissioner, showing all losses and claims on which it has received notice.

(b) If the loss experience of a captive insurance company shows that its loss reserves, however estimated, are inadequate, the Commissioner shall require the captive



insurance company to maintain increased amounts of loss reserves as are needed to make its loss reserves adequate.

(c) Every captive insurance company shall maintain an unearned premium reserve on all policies in force which shall never be less in the aggregate than the captive insurance company's actual liability to all its insureds for the return of gross unearned premiums computed pursuant to the method commonly referred to as the monthly pro rata method.

33-41-14.

(a) A captive insurance company may cede any part of its risks to a reinsurer pursuant to a written reinsurance agreement and may take credit as an asset or a deduction from its liabilities for the amount of reinsurance premiums recoverable under such reinsurance agreement:

(1) If the reinsurer is in compliance with Code Section 33-7-14;

(2) To the extent that assets are deposited or withheld from the reinsurer under a written trust or escrow agreement approved by the Commissioner pursuant to an express provision in the reinsurance agreement as security for the payment of the reinsurer's obligations thereunder, provided that:

(A) The assets deposited or withheld are held subject to withdrawal by, and under the control of, the ceding captive insurance company; or

(B) The assets deposited or withheld are placed in a trust or escrow account for such purposes in a bank which is either chartered by the State of Georgia or a national bank which is a member of the Federal Reserve System and withdrawals cannot be made without the express written consent of the ceding captive insurance company;

(3) To the extent of the amount of a letter of credit, as described in Code Section 33-41-9, given pursuant to an express provision in the reinsurance agreement as security for the payment of the reinsurer's obligations thereunder; or

(4) When the Commissioner shall otherwise authorize such credits or deductions.

(b) Any assets deposited or withheld under paragraph (2) of subsection (a) of this Code section must be in the form of cash, as defined in Code Section 33-11-6, or securities which must have a market value equal to or greater than the credit taken and are qualified as allowed assets for a domestic insurer under Chapter 11 of this title.

(c) No credit shall be allowed for reinsurance in any unauthorized assuming reinsurer unless such reinsurer designates the Commissioner as agent for service of process in any action arising out of, or in connection with, such reinsurance.

33-41-15.

Each captive insurance company shall be required to file annual and other reports of its business affairs and operations as prescribed by Code Section 33-3-21.

33-41-16.

(a) The Commissioner or his or her designated agent may visit each captive insurance company at any time and examine its affairs in order to ascertain its financial condition,

its ability to fulfill its contractual obligations, and its compliance with this chapter. For these purposes, the Commissioner or his or her designated agent shall have free access to all of the books and records relating to the business of the captive insurance company. The expenses and charges of any examination conducted pursuant to this Code section shall be paid directly by the captive insurance company examined.

(b) When necessary or desirable to assist in any examination under this Code section, the Commissioner may retain such independent agents as described in subsection (b) of Code Section 33-41-10, as the Commissioner deems appropriate, in order to facilitate his or her examination under this Code section. The expenses and charges of such persons so retained or designated shall be paid directly by the captive insurance company. The provision of subsection (g) of Code Section 33-2-14 shall apply to examinations of any captive insurance company.

(c) All portions of license applications reasonably designated confidential by or on behalf of an applicant pure or agency captive insurance company, all information and documents, and any copies of the foregoing, produced or obtained by or submitted or disclosed to the Commissioner pursuant to this chapter that are reasonably designated confidential by a pure or agency captive insurance company, and all examination reports, preliminary examination reports, working papers, recorded information, other documents, and any copies of any of the foregoing, produced or obtained by or submitted or disclosed to the Commissioner pursuant to this chapter shall be given confidential treatment, except as to disclosures consented to by the pure or agency captive insurance company, and shall not be subject to subpoena, shall not be made public by the Commissioner, and shall not be provided or disclosed to any other person at any time except to:

(1) Insurance commissioners of any state or of any foreign country or jurisdiction, provided that:

(A) Such receiving party shall agree in writing to maintain the confidentiality of such information; and

(B) The laws of the receiving party require such information to be and to remain confidential; or

(2) A law enforcement official or agency of this state, any other state, or the United States of America so long as such official or agency agrees in writing to hold it confidential and in a manner consistent with this Code section.

33-41-17.

The Commissioner may impose fines as prescribed by Code Section 33-3-20.

33-41-18.

Except as provided in Code Section 33-41-8:

(1) ~~An~~ Risk retention group captive insurance companies, industrial insured captive insurance companies, and association captive insurance ~~company~~ companies shall comply with the investment requirements contained in Article 2 of Chapter 11 of this title; and

(2) ~~No pure~~ Pure captive insurance company or industrial insured ~~companies and agency captive insurance company companies~~ shall not be subject to any restrictions on eligible investments whatever, including those limitations contained in Chapter 11 of this title; provided, however, that the Commissioner may prohibit or limit any investment that threatens the solvency or liquidity of any such captive insurance company.

33-41-19.

(a) No captive insurance company shall be required to join or use the rates, rating systems, underwriting rules, or policy or bond forms of a rating or advisory organization as defined in Code Section 33-9-2.

(b) No captive insurance company shall be required to file its premium rates or policy forms with, or seek approval of such rates or forms from, the Commissioner or any other authority of this state. However, the Commissioner may impose minimum premiums upon association captive insurance companies which write insurance coverage required by law and do not participate in the Georgia Insurers Insolvency Pool.

(c) Each captive insurance company shall provide the following notice in ten-point type on the front page and declaration page on all policies and on the front page of all applications for policies:

'This captive insurance company is not subject to all of the insurance laws and regulations of the State of Georgia. State insurers insolvency guaranty funds are not available to the policyholders of this captive insurance company.'

33-41-20.

(a)(1) No captive insurance company other than an association or industrial insured captive insurance company issuing workers' compensation insurance contracts shall be permitted to join or contribute financially to the Georgia Insurers Insolvency Pool under Chapter 36 of this title or any other plan, pool, or association guaranty or insolvency fund in this state. Other than an association or industrial insured captive insurance company issuing workers' compensation insurance contracts, no captive insurance company, or its insureds or claimants against its insureds, nor its parent or any affiliated company shall receive any benefit from the Georgia Insurers Insolvency Pool or any other plan, pool, or association guaranty or insolvency fund for claims arising out of the operations of such captive insurance company.

(2) No captive insurance company shall be required to participate in any FAIR Plan established and maintained in this state under Chapter 33 of this title.

(3) No captive insurance company shall be required to participate in any joint underwriting association established and maintained in this state under Chapter 9 of this title.

(b) Captive insurance companies shall be assessed on the same basis as self-insurers for the purpose of payments to the Subsequent Injury Trust Fund as described in Chapter 9 of Title 34.

## 33-41-20.1.

(a) On and after January 1, 2008, every association and industrial insured captive insurance company issuing workers' compensation insurance contracts shall become a member of the Georgia Insurers Insolvency Pool under Chapter 36 of this title as to workers' compensation only. Such captive insurance companies shall be liable for assessments pursuant to Code Section 33-36-7 and for all other obligations imposed pursuant to Chapter 36 of this title as to workers' compensation only.

(b) Except as provided for in Code Section 33-36-20, the Georgia Insurers Insolvency Pool shall not be liable for any claims incurred by any captive insurance company before January 1, 2008.

## 33-41-21.

The provisions of Chapter 37 of this title shall apply to and govern the rehabilitation, reorganization, conservation, and liquidation of captive insurance companies.

## 33-41-22.

In lieu of any other taxes imposed by this title, all captive insurance companies licensed under this chapter shall pay the following taxes:

(1) A tax at the rate of 0.4 percent on the first \$20 million and 0.3 percent on each dollar thereafter on its direct premiums collected, after deducting from the direct premiums subject to the tax the amounts paid to policyholders as return premiums which must include dividends on unabsorbed premiums or premium deposits returned or credited to policyholders;

(2) A tax at the rate of 0.225 percent on the first \$20 million of assumed reinsurance premium, and 0.150 percent on the next \$20 million and 0.050 percent on the next \$20 million, and 0.025 percent of each dollar thereafter. However, no reinsurance tax applies to premiums for risks or portions of risks that are subject to taxation on a direct basis pursuant to paragraph (1) of this Code section. No reinsurance premium tax shall be payable in connection with the receipt of assets in exchange for the assumption of loss reserves and other liabilities of another insurer under common ownership and control, provided that the Commissioner verifies that such transaction is part of a plan to discontinue the operations of such other insurer, and if the intent of the parties to such transaction is to renew or maintain such business with the captive insurance company;

(3) If the aggregate taxes to be paid by a captive insurance company calculated under paragraphs (1) and (2) of this Code section amount to more than \$100,000.00 in any year, the captive insurance company shall pay a maximum tax of \$100,000.00 for that year;

(4) Two or more captive insurance companies under common ownership and control shall be taxed as though they were a single captive insurance company; and

(5) The tax provided for in paragraphs (1) and (2) of this Code section shall be calculated on an annual basis, notwithstanding policies or contracts of insurance or contracts of reinsurance issued on a multiyear basis. In the case of multiyear policies or contracts, the premium shall be prorated for purposes of determining the tax due.

33-41-23.

The Commissioner may establish such rules and regulations and issue such interpretive rulings as may be necessary to carry out the provisions of this chapter.

33-41-24.

Any provisions of this title which are inconsistent with the provisions of this chapter shall not apply to captive insurance companies; provided, however, that pure and agency captive insurance companies shall not be subject to the requirements of Chapter 13 of this title."

## SECTION 2.

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

Senator Shafer of the 48th asked unanimous consent that he be excused from voting on SB 347 pursuant to Senate Rule 5-1.8(d). The consent was granted, and Senator Shafer was excused.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	E Jackson, B	E Seay
Y Burke	E Jackson, L	E Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	E Kirk	E Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 46, nays 0.

SB 347, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

2/26/16

Due to business outside the Senate Chamber, I missed the vote on SB 347. Had I been present, I would have voted "yea".

/s/ David E. Lucas Sr.  
District 26

SB 366. By Senators Gooch of the 51st, Cowser of the 46th, Williams of the 19th, Hill of the 4th, Shafer of the 48th and others:

A BILL to be entitled an Act to amend Code Section 50-22-7 of the Official Code of Georgia Annotated, relating to exemptions from requirements of state agencies relative to the selection of and contracts with providers of professional services, so as to provide for an alternative selection process for the Department of Transportation; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Transportation offered the following substitute to SB 366:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 50-22-7 of the Official Code of Georgia Annotated, relating to exemptions from requirements of state agencies relative to the selection of and contracts with providers of professional services, so as to provide for an alternative selection process for the Department of Transportation; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 50-22-7 of the Official Code of Georgia Annotated, relating to exemptions from requirements of state agencies relative to the selection of and contracts with providers of professional services, is amended by adding a new subsection to read as follows:

"(e) Notwithstanding any other provisions of this chapter, the Department of Transportation may utilize an alternative method to the selection process provided for in this chapter. Such alternative method shall allow the Department of Transportation to select three or more persons qualified to provide professional services for a project and accept proposals of the cost to provide such professional services from such persons. Upon receipt of the proposals, the Department of Transportation may enter into a contract with the person that submitted the lowest priced proposal or negotiate a lower contract price with such person. If no contract is entered into with the person who submitted the lowest priced proposal, the Department of Transportation shall attempt to enter into a contract with the person that submitted the next lowest priced proposal. If no contract is entered into with the person that submitted the next lowest priced proposal, the Department of Transportation may begin the selection process again as provided for by this subsection."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	E Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 3.

SB 366, having received the requisite constitutional majority, was passed by substitute.

SB 333. By Senators Kennedy of the 18th, VanNess of the 43rd, Dugan of the 30th, Cowsert of the 46th, Walker III of the 20th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 14 of the Official Code of Georgia Annotated, relating to nonprofit corporations, so as to allow for a nonprofit corporation organized in a foreign jurisdiction to change its jurisdiction of organization to this state; to allow for a nonprofit corporation organized in this state to change its jurisdiction of organization to a foreign jurisdiction; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	E Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Mullis	

On the passage of the bill, the yeas were 49, nays 0.

SB 333, having received the requisite constitutional majority, was passed.



SB 374. By Senators Tippins of the 37th and Hill of the 4th:

A BILL to be entitled an Act to amend Part 4 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to financing under the "Quality Basic Education Act," so as to provide for temporary exemption from certain financial reporting requirements for local school systems participating in a federally authorized pilot program; to provide for related matters; to provide for automatic repeal; to repeal conflicting laws; and for other purposes.

The Senate Committee on Education and Youth offered the following substitute to SB 374:

A BILL TO BE ENTITLED  
AN ACT

To amend Part 4 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to financing under the "Quality Basic Education Act," so as to authorize a pilot program for the 2016-2017 school year to provide for consolidated federal, state, and local funds; to provide for the purposes of the pilot program; to provide for temporary waivers of certain financial reporting requirements for pilot school systems; to provide for reports on the pilot program; to provide for related matters; to provide for automatic repeal; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 4 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to financing under the "Quality Basic Education Act," is amended by adding a new Code section to read as follows:

"20-2-172.

(a) For the 2016-2017 school year only, the Department of Education shall be authorized to conduct a pilot program in which local school systems participating in the pilot program consolidate federal, state, and local funds to support a school-wide program, as allowed by 20 U.S.C. Section 6314(a)(1).

(b) The purpose of the pilot program shall be to:

(1) Determine whether state fiscal and accounting barriers can be modified or eliminated so that schools can easily consolidate federal, state, and local funds to improve educational opportunities and reduce fiscal and accounting requirements, as provided in Section 1005 of the federal Every Student Succeeds Act;

(2) Demonstrate that consolidation of funds creates flexibility to more effectively upgrade the entire educational program of a Title I school, with a focus on academically struggling students;

(3) Simplify the consolidated application and accelerate the approval of the

application and disbursement of federal program funds;

(4) Demonstrate the benefit of not having to identify individual services as supplementary or track individual expenditures by the federal program;

(5) Simplify time and effort relative to documentation;

(6) Determine how state financial reporting requirements can be changed to accommodate local school systems that may want to consolidate funds in future years;

(7) Study various methodologies that might be used by local school systems to demonstrate, in accordance with Section 1012 of the federal Every Student Succeeds Act, within two years of the enactment of such federal act, that the methodology used to allocate state and local funds to each school ensures that each such school receives all of the state and local funds it would otherwise receive if it were not receiving assistance under Title I;

(8) Assist the department in identifying important issues that will help the department optimize the new Title I plan that it will submit to the United States Department of Education as required by the federal Every Student Succeeds Act; and

(9) Identify any other objectives by the department and the local school systems participating in the pilot program that arise during the pilot program.

(c) To allow the department flexibility in operating the pilot program for the 2016-2017 school year, notwithstanding any other provision of law to the contrary, the State Board of Education shall be authorized to waive or provide variances to provisions of this title and state board rules, to the extent reasonably necessary, regarding financial reporting requirements, including but not limited to Code Sections 20-2-320, 20-2-321, 20-14-33, and 20-14-34 and any rule promulgated by the State Board of Education regarding financial reporting requirements, to implement the pilot program in accordance with the purposes established pursuant to subsection (b) of this Code section, allowing, in particular, the pilot school systems to submit financial reports based on consolidated funds rather than segregating state and local funds from the consolidated pool.

(d) The department shall be authorized to add one or more data elements to the certified/classified personnel information data collection procedure for the purpose of allowing the pilot school systems to report personnel paid from a consolidated pool of funds in a manner that will allow the school system to receive the correct amount of state dollars for training and experience and insurance premiums for the state health benefit plan.

(e) The department and the pilot school systems shall continue to comply with all federal laws, regulations, and reporting requirements.

(f) During the pilot program, the department and the pilot school systems shall jointly report each month to the State Board of Education concerning the progress of the pilot program, including an assessment of risks and benefits. The State Board of Education shall be authorized to approve additional waivers of state requirements that may be reasonably necessary to meet the goals of the pilot program.

(g) On or before February 15, 2017, the department and the pilot school systems shall jointly report to the Senate Education and Youth Committee and the House Committee

on Education the progress of the pilot program and any recommendations for legislative changes.

(h) This Code section shall stand repealed in its entirety on December 31, 2017."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Y Black	Y Jackson, B	E Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

SB 374, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

2-26-16

Due to business outside the Senate Chamber, I missed the vote on SB 374. Had I been

present, I would have voted “yes”.

/s/ B. Jones  
District 25

At 12:12 p.m. the President announced that the Senate would stand at ease until 1:30 p.m.

At 1:37 p.m. the President called the Senate to order.

The Calendar was resumed.

SB 383. By Senators Ginn of the 47th, Mullis of the 53rd, Black of the 8th, Williams of the 27th, Sims of the 12th and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 32 of the O.C.G.A., relating to the regulation of maintenance and use of public roads, so as to provide for the purpose of the Roadside Enhancement and Beautification Council; to provide for the issuance of permits for the removal or trimming of vegetation on state rights of way when such vegetation obstructs the target viewing zone of a building, sign, or structure upon commercial property; to provide for procedures, conditions, and limitations for the issuance of such permits; to provide for the department to set standards for applications and fees for such permits; to prohibit the removal or certain types of vegetation; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Transportation offered the following substitute to SB 383:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 6 of Title 32 of the Official Code of Georgia Annotated, relating to the regulation of maintenance and use of public roads, so as to provide for the purpose of the Roadside Enhancement and Beautification Council; to provide for the issuance of permits for the removal or trimming of vegetation on state rights of way when such vegetation obstructs the target viewing zone of a building, sign, or structure upon commercial property; to provide for procedures, conditions, and limitations for the issuance of such permits; to provide for definitions; to provide for legislative intent; to provide for the department to set standards for applications and fees for such permits; to prohibit the removal or certain types of vegetation; to provide for penalties; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 6 of Title 32 of the Official Code of Georgia Annotated, relating to the regulation of maintenance and use of public roads, is amended in Code Section 32-6-75.1, relating

to membership, purpose, and compensation of the Roadside Enhancement and Beautification Council, by revising subsection (b) as follows:

"(b) The council shall aid the commissioner in formulating policies and discussing problems related to the administration of this article and Part 1 of Article 5 of this chapter. In addition, the council shall:

(1) Review, comment upon, and make recommendations to the commissioner on the standards and policies to be used in the trimming and removal of vegetation on state rights of way in front of legally erected and maintained outdoor advertising signs and commercial sites as such term is defined in subparagraph (a)(1)(A) of Code Section 32-6-136;

(2) Make recommendations to the department regarding standards for vegetation removal and landscape and maintenance plans submitted by permittees including without limitation the use of viewing zones under Code Section 32-6-75.3 and Code Section 32-6-136;

(3) Review the performance of permittees holding current tree and vegetation trimming permits issued under Code Section 32-6-75.3 and Code Section 32-6-136 for compliance with the requirements of such permits including without limitation the implementation of landscaping plans;

(4) Encourage the contribution of funds from appropriate sources to support roadside enhancement and beautification;

(5) Submit to the commissioner annually not later than 30 days after the date of its fourth quarter meeting a written report of findings based upon its reviews of permittees' performances and recommendations including without limitation any recommendations for expenditures for roadside enhancement and beautification; and

(6) Perform such other functions as may be specified for the council by the department.

The council shall have full and complete access to all department records necessary for the performance of its duties."

## SECTION 2.

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

"32-6-136.

(a)(1) For purposes of this Code section, the term:

(A) 'Commercial site' means a building, sign, or structure located upon commercial property when such property is used for commercial or industrial purposes.

(B) 'Removal' or 'removed' means the elimination of trees or other vegetation from a viewing zone.

(C) 'Target view zone' means an area of a viewing zone extending from a commercial site to a roadway which allows for the visibility of the commercial site by passing motorists.

(D) 'Trimming' or 'trimmed' means the pruning of excess limbs or branches from trees or other vegetation which are not removed from a viewing zone.

(E) 'Viewing zone' means a continuous 500 foot horizontal distance parallel to a

state right of way and adjacent to or otherwise within the line of sight of a specific point on a commercial site designated by the property owner in the permit application.

(2) The General Assembly finds and declares that commercial businesses and enterprises provide a substantial service and benefit to Georgia, Georgia's citizens, and the economy of this state. The General Assembly further finds that in the interest of safety to motorists and pedestrians, there is a benefit to the traveling public to be able to locate and identify a commercial site. The General Assembly further finds the economy of this state is benefited and trade is promoted when a traveling motorist can easily identify a place of business. Therefore, the General Assembly declares it to be in the public interest that provisions be made for the visibility of commercial sites located along the highways in this state to provide information regarding businesses offering goods and services available to the general public. Recognizing, however, that the beautification of this state and the health of its environment are absolutely essential and equally as important to the traveling public, the General Assembly finds and declares that such needs must be balanced.

(b) To promote the objectives provided in paragraph (2) of subsection (a) of this Code section, and in accordance with the provisions of this Code section, the commissioner shall provide by rule and regulation for the issuance and annual renewal of permits for the trimming and removal of trees and other vegetation on state rights of way within viewing zones with respect to commercial sites adjacent to such rights of way. Such rules and regulations shall include, without limitation, standards for survival of trees and other vegetation trimmed or planted.

(c) Application for a tree or vegetation trimming or removal permit and the annual renewal thereof shall be made upon the forms prescribed and provided by the department and shall contain the signature of the applicant and such other information as may be required by the department's rules and regulations.

(d) An application fee shall accompany the application for each tree or vegetation trimming or removal permit, and both the application and fee shall be submitted to the department. There shall be an annual renewal of the permit for activities in the original scope of the permit. The department shall promulgate rules and regulations setting forth the application fees and renewal fees. Such application and renewal fees shall be established by the department in reasonable amounts in order to fully recover the costs of administering the tree or vegetation maintenance program.

(e)(1) The department shall evaluate each application for a permit and require as a condition of granting any such permit under this Code section that the value of the landscaping to be either provided or paid for by the applicant is not less than the department's appraised value of the benefit to be conferred by the state upon the applicant by allowing the trimming or removal of trees or other vegetation as requested, which shall be the value of the trees or vegetation to be trimmed or removed; provided, however, that a permit may be granted to an otherwise qualified applicant when the value of the landscaping to be either provided or paid for by the applicant is less than the department's appraised value of the trees or other vegetation

to be trimmed or removed if, in addition, the applicant pays to the department an amount equal to the amount of the difference between the value of the landscaping to be either provided or paid for by the applicant and the department's appraised value of the trees or other vegetation to be trimmed or removed.

(2) Any measurement of vegetation to be removed for valuation purposes shall be made at diameter breast height as shown in the section entitled 'Height of Measurement' in the *Guide for Plant Appraisal (9th Edition)* as published by the International Society of Arboriculture. Based on the substantial benefit to the state when dead or diseased trees are removed from a right of way and the negligible value of dead or diseased trees, such trees shall not be measured or valued in determining the appraised value. Trees shall only be deemed dead or diseased if listed as such in the report of a certified forester or arborist, subject to review and approval by the department. Within 60 days of receipt of a properly completed application, the department shall issue the permit for vegetation maintenance.

(3)(A) For purposes of this paragraph, the term 'historic tree' means a tree or group of trees that are reasonably determined by the department to be:

(i) Identified by a unit of government to recognize an individual or group;

(ii) Located at the site of a historic event and to have a significant impact on an individual's perception of the event;

(iii) Dated to the time of a historic event at the location of the tree or group of trees, as identified by a unit of government; or

(iv) Confirmed as the progeny of a tree or group of trees that meets any of the criteria contained in this subparagraph.

(B) For purposes of this paragraph, the term 'landmark tree' means a tree or group of trees that:

(i) Has been planted and maintained for educational purposes for more than 75 years;

(ii) Was planted as a memorial to an individual, group, event, or cause and is more than 75 years old; or

(iii) Symbolizes a historically significant individual, place, event, or contribution, as recognized by a unit of government prior to July 1, 2016.

(C) For purposes of this paragraph, the term 'specimen tree' means a hardwood tree or group of hardwood trees that is determined to be in excess of 75 years of age as determined by a registered forester or arborist.

(D) The applicant shall be allowed to remove all trees and other vegetation from the target view zone. Tree and other vegetation removal shall be prohibited in all areas of the viewing zone outside of the target view zone; provided, however, that portions of trees and other vegetation, such as tree limbs, which extend into the target view zone from outside the target view zone may be trimmed as necessary to preserve the clear target view zone. The only vegetation which cannot be removed from the target view zone pursuant to this subparagraph shall be historic trees, landmark trees, and specimen trees, as defined in subparagraphs (A) through (C) of this paragraph, and any tree or other vegetation planted as part of a permitted local,

state, or federal government beautification project.

(E) Pruning or trimming of trees or other vegetation under a permit shall conform to industry standards as defined by the National Arborist Association, International Society of Arboriculture, or ANSI A300 pruning standards as of January 1, 2016, or such later edition as may be adopted by rule or regulation of the department.

(4) An applicant's record of conduct regarding disturbance of trees or other vegetation on state rights of way shall be considered by the department as part of the evaluation process for any permit or permit renewal application.

(5) Prior to approving any permit application to remove allegedly dead or diseased trees, the department shall verify that such trees are in fact dead or diseased. Such determination shall be made by the department's landscape architect.

(6) A performance bond in an amount adequate for the requirements of the permit as determined by the department shall be required of each permittee.

(f)(1) No trees or other vegetation on state rights of way shall be trimmed, killed, or removed by any person other than in accordance with a permit issued under this Code section by any person other than the department or an authorized agent or contractor thereof.

(2)(A) In cases where the department has reasonable cause to believe that a violation of this subsection has been committed by any person, the department shall provide notice to the permittee detailing the alleged violation in accordance with Code Section 50-13-13.

(B) Following a notice, a hearing, and a finding that a person has committed a violation of paragraph (1) of this subsection, a civil fine of not less than \$10,000.00 nor more than \$20,000.00 and restitution in an amount equal to the appraised value of the trees or vegetation, or both, which were unlawfully trimmed or removed shall be imposed on such person.

(g) Nothing in this Code section shall supersede any applicable local rules or ordinances. The department shall not deny an applicant a tree or vegetation trimming or removal permit for complying with applicable local rules or ordinances."

### SECTION 3.

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

Senator Unterman of the 45th moved that SB 383 be placed on the Table.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	N Hill, Jack	E Orrock
N Beach	N Hill, Judson	Parent
N Bethel	Y Hufstetler	Rhett
N Black	N Jackson, B	E Seay
N Burke	E Jackson, L	Shafer
Butler	James	Sims



N Cowsert	N Jeffares	N Stone
N Crane	N Jones, B	Tate
Davenport	Jones, E	N Thompson, B
N Dugan	Jones, H	Thompson, C
Fort	N Kennedy	N Tippins
N Ginn	N Kirk	Y Unterman
N Gooch	N Ligon	N VanNess
N Harbin	Lucas	N Walker
Harbison	E Martin	N Watson
N Harper	Y McKoon	N Wilkinson
N Heath	N Millar	N Williams, M
Henson	N Miller	N Williams, T
N Hill, H	N Mullis	

On the motion, the yeas were 4, nays 33; the motion lost, and SB 383 was not placed on the Table.

Senators Unterman of the 45th, Millar of the 40th, McKoon of the 29th, Harbison of the 15th and Bethel of the 54th offered the following amendment #1:

*Amend the Senate Transportation Committee substitute to SB 383 (LC 39 1357S) by deleting line 47 and inserting in lieu thereof the following:*

property when such property is zoned for commercial or industrial purposes, provided that such property was zoned for commercial or industrial purposes prior to January 1, 2016.

Senators Ginn of the 47th and Jeffares of the 17th offered the following amendment #1a:

Amend Amendment # 1 to LC 39 0161 SB 383 by inserting after the word "is" on line 3 the words "unzoned or."

On the adoption of the amendment #1a, Senator Unterman of the 45th called for the yeas and nays; the call was sustained, and the vote was as follows:

N Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	N Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
N Butler	James	Y Sims
N Cowsert	Y Jeffares	N Stone
N Crane	N Jones, B	N Tate
Y Davenport	Y Jones, E	N Thompson, B
N Dugan	N Jones, H	N Thompson, C

N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	N Unterman
Y Gooch	N Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
N Harbison	E Martin	N Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	N Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the amendment, the yeas were 31, nays 21, and the Ginn, Jeffares amendment #1a to the Unterman, et al. amendment #1 to the committee substitute was adopted.

Senators Ginn of the 47th and Mullis of the 53rd offered the following amendment #1b:

Amend # 1 SB 383 by striking on line 4 and 5 "prior to January 1, 2016"

On the adoption of the amendment #1b, the President ordered a roll call, and the vote was as follows:

N Albers	N Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	N Parent
N Bethel	N Hufstetler	N Rhett
Y Black	N Jackson, B	Y Seay
N Burke	E Jackson, L	N Shafer
N Butler	N James	Sims
N Cowsert	Y Jeffares	N Stone
N Crane	N Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
N Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	N Unterman
Y Gooch	N Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
N Harbison	E Martin	N Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	N Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the amendment, the yeas were 25, nays 27, and the Ginn, Mullis amendment #1b to the Unterman, et al. amendment #1 to the committee substitute was lost.

On the adoption of the amendment #1 as amended, the President ordered a roll call, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
N Beach	N Hill, Judson	Y Parent
N Bethel	Y Hufstetler	Y Rhett
N Black	Y Jackson, B	N Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	N Jeffares	N Stone
Y Crane	N Jones, B	Y Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	N Kennedy	N Tippins
N Ginn	N Kirk	Y Unterman
N Gooch	Y Ligon	N VanNess
N Harbin	N Lucas	N Walker
Y Harbison	E Martin	Y Watson
N Harper	Y McKoon	N Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	N Miller	Y Williams, T
N Hill, H	N Mullis	

On the adoption of the amendment, the yeas were 27, nays 26, and the Unterman, et al. amendment #1 to the committee substitute was adopted as amended.

Senators Unterman of the 45th, Millar of the 40th, McKoon of the 29th, Harbison of the 15th and Bethel of the 54th offered the following amendment #2:

*Amend the Senate Transportation Committee substitute to SB 383 (LC 39 1357S) by deleting lines 50 through 52 and inserting in lieu thereof the following:*

(C) 'Target view zone' means an area of a viewing zone extending from a commercial site to a roadway which shall be angled as requested by the applicant to maximize the visibility of the commercial site to passing motorists but shall not exceed:

(i) Two-hundred and fifty feet along the right of way fence or boundary; and

(ii) Three-hundred and fifty feet along the pavement edge, to include any emergency lane or paved shoulder.

On the adoption of the amendment, the President ordered a roll call, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
N Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
N Black	N Jackson, B	N Seay
N Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	N Jeffares	Y Stone
Y Crane	N Jones, B	Y Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	N Kennedy	N Tippins
N Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	N VanNess
N Harbin	N Lucas	Y Walker
Y Harbison	E Martin	Y Watson
N Harper	Y McKoon	N Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	N Miller	Y Williams, T
N Hill, H	N Mullis	

On the adoption of the amendment, the yeas were 30, nays 23, and the Unterman, et al. amendment #2 to the committee substitute was adopted.

Senators Unterman of the 45th, Bethel of the 54th, McKoon of the 29th and Harbison of the 15th offered the following amendment #3:

*Amend the Senate Transportation Committee substitute to SB 383 (LC 39 1357S) by deleting lines 167 and 168 and inserting in lieu thereof the following:*

The department shall deny an applicant a tree or vegetation trimming or removal permit if such trimming or removal would be in violation of applicable local rules or ordinances."

On the adoption of the amendment, the President ordered a roll call, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
N Black	N Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	N Jeffares	N Stone
Y Crane	N Jones, B	Y Tate

Y Davenport	N Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	N Kennedy	Y Tippins
N Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	N VanNess
N Harbin	N Lucas	N Walker
Y Harbison	E Martin	Y Watson
N Harper	Y McKoon	N Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	N Miller	N Williams, T
N Hill, H	N Mullis	

On the adoption of the amendment, the yeas were 30, nays 22, and the Unterman, et al. amendment #3 to the committee substitute was adopted.

Senator McKoon of the 29th offered the following amendment #4:

Amend the Senate Transportation Committee Substitute to SB 383 (LC 39 1357S) SB 383 by inserting following the word "ordinances," at line 168 "This Code Section shall not apply to trees planted by local governments and any tree planted under locally adopted beautification plans."

On the adoption of the amendment, there were no objections, and the McKoon amendment #4 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	N Parent
N Bethel	N Hufstetler	Y Rhett
Y Black	Jackson, B	N Seay
Y Burke	E Jackson, L	Y Shafer
N Butler	N James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Y Thompson, C

N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	N Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	N Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 38, nays 13.

SB 383, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

2/26/16

Due to business outside the Senate Chamber, I missed the vote on SB 383. Had I been present, I would have voted "yes".

/s/ Bill Jackson

District 24

SB 327. By Senators Hill of the 32nd, Hill of the 6th, McKoon of the 29th, Crane of the 28th, Thompson of the 14th and others:

A BILL to be entitled an Act to amend Part 1 of Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia Annotated, relating to general authority, duties, and procedure relative to state purchasing, so as to prohibit the state, including all of its subdivisions and instrumentalities, from entering into certain contracts with an individual or company unless such contracts contain a certification that such individual or company does not presently conduct a boycott of Israel and will not conduct such a boycott for the duration of such contract; to exclude certain contracts from these requirements; to provide for definitions; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	N Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
N Davenport	Y Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 45, nays 6.

SB 327, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

2/26/2016

Due to business outside the Senate Chamber, I missed the vote on SB 327. Had I been present, I would have voted "yes".

/s/ L.C. Walker  
District 20

SB 269. By Senators Stone of the 23rd, Heath of the 31st, Thompson of the 14th, Ligon, Jr. of the 3rd, Martin of the 9th and others:

A BILL to be entitled an Act to amend Code Section 36-80-23 of the Official Code of Georgia Annotated, relating to the prohibition on immigration sanctuary policies by local governmental entities, so as to require local governing bodies to provide certain entities with a certification of compliance with such Code section as a condition of funding; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on State and Local Government Operations (General) offered the following substitute to SB 269:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 36-80-23 of the Official Code of Georgia Annotated, relating to the prohibition on immigration sanctuary policies by local governmental entities, so as to require local governing bodies to provide certain entities with a certification of compliance with such Code section as a condition of funding; to amend Code Section 50-36-4 of the Official Code of Georgia Annotated, relating to requiring agencies to submit annual immigration compliance reports, so as to provide for reporting pursuant to Code Section 36-80-23; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 36-80-23 of the Official Code of Georgia Annotated, relating to the prohibition on immigration sanctuary policies by local governmental entities, is amended by revising subsection (d) as follows:

"(d) As a condition of funding, the ~~The~~ Department of Community Affairs, the Department of Transportation, or any other state agency that provides funding to local governing bodies ~~may~~ shall require certification pursuant to Code Section 50-36-4 as proof of compliance with this Code section ~~as a condition of funding.~~"

**SECTION 2.**

Code Section 50-36-4 of the Official Code of Georgia Annotated, relating to requiring agencies to submit annual immigration compliance reports, is amended by revising subsections (b) and (d) as follows:

"(b) Each agency or political subdivision subject to any of the requirements provided in Code Sections 13-10-91, 36-60-6, 36-80-23, and 50-36-1 shall submit an annual immigration compliance report to the department by December 31 that includes the information required under subsection (d) of this Code section for the annual reporting period. If an agency or political subdivision is exempt from any, but not all, of the provisions of subsection (d) of this Code section, it shall still be required to submit the annual report but shall indicate in the report which requirements from which it is exempt."

"(d) The immigration compliance report provided for in subsection (b) of this Code section shall contain the following:

- (1) The agency or political subdivision's federal work authorization program verification user number and date of authorization;
- (2) The legal name, address, and federal work authorization program user number of every contractor that has entered into a contract for the physical performance of services with a public employer as required under Code Section 13-10-91 during the annual reporting period;



(3) The date of the contract for the physical performance of services between the contractor and public employer as required under Code Section 13-10-91;

(4) A listing of each license or certificate issued by a county or municipal corporation to private employers that are required to utilize the federal work authorization program under the provisions of Code Section 36-60-6 during the annual reporting period, including the name of the person and business issued a license and his or her federally assigned employment eligibility verification system user number as provided in the private employer affidavit submitted at the time of application; ~~and~~

(5)(A) A listing of each public benefit administered by the agency or political subdivision and a listing of each public benefit for which SAVE program authorization for verification has not been received.

(B) As used in this paragraph, the terms 'public benefit' and 'SAVE program' shall have the same ~~meaning~~ meanings as set forth in Code Section 50-36-1; and

(6) The agency or political subdivision's certificate of compliance with Code Section 36-80-23."

### SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Walker
Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson

Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 49, nays 2.

SB 269, having received the requisite constitutional majority, was passed by substitute.

The following Senators were excused for business outside the Senate Chamber:

Bethel of the 54th                  Jackson of the 24th

SB 378. By Senator Millar of the 40th:

A BILL to be entitled an Act to amend an Act revising, superseding, and consolidating the laws relative to the governing authority of DeKalb County and creating a chairman and board of commissioners of said county, approved March 8, 1956 (Ga. L. 1956, p. 3237), as amended, particularly by an Act approved April 9, 1981 (Ga. L. 1981, p. 4304), so as to change the composition of the governing authority; to abolish the office of chief executive officer; to provide for a commission chairperson to be elected at large; to shorten certain terms of office; to provide for elections and new terms of office; to provide for term limits; to provide for a county manager; to provide for related matters; to provide for a referendum and effective dates; to repeal conflicting laws; and for other purposes.

Senator Henson of the 41st offered the following amendment #1:

Amend LC 28 7965 SB 378 by striking lines 34 to 56 and lines 1261 to 1536

On the adoption of the amendment, the President asked unanimous consent.

Senator Millar of the 40th objected.

On the adoption of the amendment, Senator Jones of the 10th called for the yeas and nays; the call was sustained, and the vote was as follows:

N Albers	N Hill, Jack	E Orrock
N Beach	N Hill, Judson	Y Parent
E Bethel	N Hufstetler	Y Rhett
N Black	E Jackson, B	Y Seay
N Burke	E Jackson, L	N Shafer
Y Butler	Y James	Y Sims

N Cowsert	N Jeffares	N Stone
N Crane	N Jones, B	Y Tate
Y Davenport	Y Jones, E	N Thompson, B
N Dugan	Y Jones, H	Y Thompson, C
Fort	N Kennedy	N Tippins
N Ginn	N Kirk	N Unterman
N Gooch	N Ligon	N VanNess
N Harbin	Y Lucas	N Walker
Y Harbison	E Martin	N Watson
N Harper	N McKoon	N Wilkinson
N Heath	N Millar	N Williams, M
Y Henson	N Miller	N Williams, T
N Hill, H	N Mullis	

On the adoption of the amendment, the yeas were 14, nays 36, and the Henson amendment #1 was lost.

The following communication was received by the Secretary:

2/26/16

Due to business outside the Senate Chamber, I missed the vote on SB 378 amend 1. Had I been present, I would have voted "yes".

/s/ Vincent D. Fort  
District 39

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	N Parent
E Bethel	Y Hufstetler	N Rhett
Y Black	E Jackson, B	N Seay
Y Burke	E Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins

Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 36, nays 15.

SB 378, having received the requisite constitutional majority, was passed.

Senator Jones of the 10th gave notice that at the proper time he would move that the Senate reconsider its action on SB 378.

The President set the time for entertaining the motion for reconsideration at 10:00 a.m. Monday, February 29, 2016.

The Calendar was resumed.

SB 335. By Senators Black of the 8th, Hufstetler of the 52nd, Hill of the 6th, Jones of the 10th and Lucas of the 26th:

A BILL to be entitled an Act to amend Article 7 of Chapter 20 of Title 47 of the Official Code of Georgia Annotated, the "Public Retirement Systems Investment Authority Law," so as to revise provisions related to permissible investments in commingled funds and collective investment funds; to repeal conflicting laws; and for other purposes.

The following Fiscal Note, as required by law, was read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

February 2, 2016

The Honorable Ellis Black  
 State Senator  
 Coverdell Legislative Office Building, Room 304-A  
 Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
 Senate Bill 335 (LC 43 0274)

Dear Senator Black:

This bill would amend provisions relating to the Public Retirement Systems Investment Authority Law. Currently, retirement systems are authorized to invest in commingled funds and collective investment funds regulated by the Office of the Comptroller of the Currency of the United States Department of the Treasury. If this legislation is enacted, retirement systems would also be authorized to invest in commingled funds and collective investment funds that are maintained by state chartered banks or trust companies.

This is to certify that this bill is a nonfiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
 State Auditor

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	E Orrock
Y Beach	N Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	E Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Thompson, C

Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 45, nays 1.

SB 335, having received the requisite constitutional majority, was passed.

The following Senators were excused for business outside the Senate Chamber:

Butler of the 55th                      Jones II of the 22nd

SB 345. By Senators Hill of the 6th, Hill of the 32nd, VanNess of the 43rd, Bethel of the 54th, Watson of the 1st and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 5 of Title 14 of the Official Code of Georgia Annotated, relating to corporations organized for religious, fraternal, or educational purposes, so as to provide for the policy of the state with regard to determining the property rights of religious organizations; to provide that such disputes shall be resolved by a neutral principles analysis of all relevant matters; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Senate Committee on Government and Oversight offered the following substitute to SB 345:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 3 of Chapter 5 of Title 14 of the Official Code of Georgia Annotated, relating to corporations organized for religious, fraternal, or educational purposes, so as to provide for the policy of the state with regard to determining the property rights of religious organizations; to provide that such disputes shall be resolved by a neutral principles analysis of all relevant matters; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 3 of Chapter 5 of Title 14 of the Official Code of Georgia Annotated, relating to corporations organized for religious, fraternal, or educational purposes, is amended by adding a new Code section to read as follows:

"14-5-46.1.

The State of Georgia shall not favor or give preferential treatment to any particular ecclesiastical rule or ecclesiastical mode of government with regard to determining the property rights of religious organizations. This state adopts the neutral principles analysis set forth by the United States Supreme Court in the case of *Jones v. Wolf*, 443 U.S. 595 (1979), as the method by which the courts of this state shall resolve cases involving the property rights of religious organizations. Following a rule of strict religious neutrality, property rights of religious organizations shall be determined by a neutral examination of all relevant factors, including, but not limited to, the terms of the legal instruments conveying the property in question; the corporate or organizational documents of the title owner; generally applicable state corporation, property, and trust laws, including the laws and requirements with regard to the creation of trusts, either express or implied, that shall apply equally to all; and the property rules of ecclesiastical entities to the extent such rules do not conflict with generally applicable state law."

**SECTION 2.**

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

**SECTION 3.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	E Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
E Butler	Y James	Y Sims

Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	E Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 46, nays 0.

SB 345, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

2/26/16

Due to business outside the Senate Chamber, I missed the vote on SB 345. Had I been present, I would have voted "yes".

/s/ Tyler Harper  
District 7

SB 274. By Senators Albers of the 56th and Beach of the 21st:

A BILL to be entitled an Act to repeal an Act entitled "An Act to repeal an Act entitled 'An Act to provide for a budget in all counties in this State having a population of two hundred thousand or more by the United States census of 1930, or by any future census; to define the word 'authorities' as used herein; for the publication of the proposed budget, the adoption of the budget and publication of the final budget as adopted... and for other purposes' approved March 16, 1939, appearing in Georgia Laws 1939, pp. 272-276, and all Acts amendatory thereto; and for other purposes," approved March 2, 1953 (Ga. L. 1953, p. 2815), and all Acts amendatory thereto; to provide for the nonrevival of a previously repealed Act; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.



On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	E Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
E Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	E Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 48, nays 0.

SB 274, having received the requisite constitutional majority, was passed.

SB 332. By Senators Kennedy of the 18th, VanNess of the 43rd, Dugan of the 30th, Cowsert of the 46th, Walker III of the 20th and others:

A BILL to be entitled an Act to amend Code Section 16-11-130 of the Official Code of Georgia Annotated, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, so as to clarify the judges and Justices who are exempt from various weapons carry laws and prohibitions; to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to provide for the issuance of personal identification cards to certain judges and Justices of the federal and state judiciary who are exempt from various weapons carry laws and prohibitions; to provide for rules and regulations; to provide for fees; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Senate Committee on Judiciary Non-Civil offered the following substitute to SB 332:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 16-11-130 of the Official Code of Georgia Annotated, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, so as to clarify the judges and Justices who are exempt from various weapons carry laws and prohibitions; to amend Chapter 5 of Title 15 of the Official Code of Georgia Annotated, relating to administration of courts of record generally, so as to expand the duties of the Administrative Office of the Courts; to provide for the issuance of personal identification cards to certain judges and Justices of the federal and state judiciary who are exempt from various weapons carry laws and prohibitions; to provide for fees; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 16-11-130 of the Official Code of Georgia Annotated, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, is amended by revising paragraphs (12), (12.1), and (12.2) of subsection (a) as follows:

"(12) ~~State and federal judges, judges of~~ Federal judges, Justices of the Supreme Court, Judges of the Court of Appeals, judges of superior, state, probate, juvenile, and magistrate courts, full-time judges of municipal and city courts, and permanent part-time judges of municipal and city courts, and administrative law judges;

(12.1) Former ~~state and federal judges, judges of~~ federal judges, Justices of the Supreme Court, Judges of the Court of Appeals, judges of superior, state, probate, juvenile, and magistrate courts, full-time judges of municipal and city courts, and permanent part-time judges of municipal courts, and administrative law judges who are retired from their respective offices, provided that such judge or Justice would otherwise be qualified to be issued a weapons carry license;

(12.2) Former ~~state and federal judges, judges of~~ federal judges, Justices of the Supreme Court, Judges of the Court of Appeals, judges of superior, state, probate, juvenile, and magistrate courts, full-time judges of municipal and city courts, and permanent part-time judges of municipal courts, and administrative law judges who are no longer serving in their respective office, provided that he or she served as such judge or Justice for more than 24 months; and provided, further, that such judge or Justice would otherwise be qualified to be issued a weapons carry license;"

**SECTION 2.**

Chapter 5 of Title 15 of the Official Code of Georgia Annotated, relating to administration of courts of record generally, is amended by revising paragraph (8) of Code Section 15-5-24, relating to duties of the Administrative Office of the Courts, as follows:

"(8) Perform such additional duties as may be assigned by the Judicial Council or by law; and"

### SECTION 3.

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

#### "ARTICLE 2A

##### 15-5-35.

Nothing in this article shall be construed to grant any additional privileges under the law, including, but not limited to, for the carrying of firearms. The issuance of a personal identification card under this article shall be construed as a representation of rights and privileges which exist elsewhere in the law.

##### 15-5-36.

(a)(1) The Administrative Office of the Courts shall issue personal identification cards to each judge or Justice as provided for under paragraphs (12), (12.1), and (12.2) of subsection (a) of Code Section 16-11-130 who makes application to the Administrative Office of the Courts in accordance with rules and regulations prescribed by the Administrative Office of the Courts; provided, however, that it shall be permissible for a person elected or appointed as such judge or Justice to make application to the Administrative Office of the Courts upon his or her election or appointment but prior to his or her taking an oath. The Administrative Office of the Courts may work with judicial offices of the federal courts, the clerk of the Supreme Court, the clerk of the Court of Appeals, and the various councils of court judges as provided for under this title to facilitate the submission of applications or the surrender of personal identification cards under this article.

(2) When a judge or Justice is required to otherwise be qualified to be issued a weapons carry license for the exemptions of Code Section 16-11-130 to apply to such judge or Justice, the application of such judge or Justice to the Administrative Office of the Courts under this article shall be accompanied by a verification of eligibility from the judge of the probate court in the county of such judge's or Justice's domicile indicating that such judge or Justice is otherwise qualified to be issued a weapons carry license. The judge of the probate court shall base his or her verification of eligibility on a fingerprint based criminal history records check from the Georgia Crime Information Center and the Federal Bureau of Investigation and other information ordinarily required of applicants for a weapons carry license.

(b)(1) Every personal identification card issued under this article shall incorporate overt and covert security features which shall be blended with the personal data printed on such identification card to form a significant barrier to imitation, replication, and duplication. There shall be a minimum of three different ultraviolet colors used to enhance the security of such identification card, incorporating variable data, color shifting characteristics, and front edge only perimeter visibility. The

personal identification card shall have a color photograph viewable under ambient light on both the front and back of such identification card. Such identification card shall incorporate custom optical variable devices featuring the great seal of the State of Georgia as well as matching demetalized optical variable devices viewable under ambient light from the front and back of such identification card, incorporating microtext and unique alphanumeric serialization specific to the cardholder. Such identification card shall be of similar material, size, and thickness of a credit card and have a holographic laminate to secure and protect such identification card for the duration of the personal identification card period.

(2) Every personal identification card issued under this article shall include the following information of the judge or Justice identified on the front of such identification card:

(A) A recent photograph;

(B) Full legal name;

(C) Address of residence;

(D) Birth date;

(E) Date such identification card was issued;

(F) Sex;

(G) Height;

(H) Weight;

(I) Eye color;

(J) His or her signature or facsimile thereof; and

(K) The term 'FEDERAL COURT JUDGE', 'FORMER FEDERAL COURT JUDGE', 'SUPREME COURT JUSTICE', 'FORMER SUPREME COURT JUSTICE', 'COURT OF APPEALS JUDGE', 'FORMER COURT OF APPEALS JUDGE', 'SUPERIOR COURT JUDGE', 'FORMER SUPERIOR COURT JUDGE', 'STATE COURT JUDGE', 'FORMER STATE COURT JUDGE', 'PROBATE COURT JUDGE', 'FORMER PROBATE COURT JUDGE', 'JUVENILE COURT JUDGE', 'FORMER JUVENILE COURT JUDGE', 'MAGISTRATE COURT JUDGE', 'FORMER MAGISTRATE COURT JUDGE', 'MUNICIPAL COURT JUDGE', 'FORMER MUNICIPAL COURT JUDGE', 'CITY COURT JUDGE', 'FORMER CITY COURT JUDGE', 'ADMINISTRATIVE LAW JUDGE', or 'FORMER ADMINISTRATIVE LAW JUDGE', or a coherent abbreviation of such terms, respectively, as the case may be, in distinctive, bold font.

The back of such identification card shall include the following: 'Pursuant to O.C.G.A. Section 16-11-130, the provisions of Code Sections 16-11-126 through 16-11-127.2 pertaining to carrying a weapon and weapons offenses DO NOT apply to or affect the judge or Justice whose name, photograph, and signature appear upon the face of this card.'

(3) Every personal identification card issued under this article shall bear the signatures of the Chief Justice of the Supreme Court and the Governor and shall bear an identification card number.

(4) Using the physical characteristics of the license set forth in paragraphs (1)

through (3) of this subsection, the Administrative Office of the Courts shall design, create specifications for, produce, and issue personal identification cards as provided for under this article.

(c) Every personal identification card issued under this article shall be valid for a period of four years and shall be renewable for as long as such person meets the qualifications of paragraph (12), (12.1), or (12.2) of subsection (a) of Code Section 16-11-130; provided, however, that upon such person becoming a former judge or Justice, he or she shall surrender the personal identification card that designates him or her as a judge or Justice and may submit an application for a personal identification card which shall reflect his or her status as a former judge or Justice.

(d) The Administrative Office of the Courts shall require appropriate documentation from judges or Justices, and provide for any further design of the personal identification card under this article, such that, to the extent practicable while meeting requirements under this article, such personal identification card may meet the requirements of acceptable identification by the Transportation Security Administration of the United States Department of Homeland Security.

15-5-37.

(a) The Administrative Office of the Courts shall collect a fee as determined by the Judicial Council for any issuance of a personal identification card under this article; provided, however, that such fee shall not be less than the cost to the Administrative Office of the Courts of producing such personal identification cards.

(b)(1) Every personal identification card issued under this article shall be renewed on or before its expiration upon application and payment of the required fee as provided for under subsection (a) of this Code section.

(2) Any replacement of a personal identification card issued under this article for any purpose, including, but not limited to, loss or change of the cardholder's name or address, shall be subject to the payment of the required fee as provided for under subsection (a) of this Code section; provided, however, that such replacement of a personal identification card shall be valid only for the remaining period for which the personal identification card being replaced was originally issued."

#### **SECTION 4.**

This Act shall become effective on November 1, 2016.

#### **SECTION 5.**

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

Senator Ligon, Jr. of the 3rd asked unanimous consent that he be excused from voting on SB 332 pursuant to Senate Rule 5-1.8(d). The consent was granted, and Senator Ligon, Jr. was excused.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	E Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	E Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 0.

SB 332, having received the requisite constitutional majority, was passed by substitute.

SB 379. By Senators Ginn of the 47th, Wilkinson of the 50th, Harper of the 7th, Mullis of the 53rd, Albers of the 56th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use taxes, so as to provide an exemption for fire districts which have elected governing bodies and are supported by ad valorem taxes; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Finance offered the following substitute to SB 379:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use taxes, so as to provide an exemption for fire districts which have elected governing bodies and are supported by ad valorem taxes; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use taxes, is amended by revising paragraph (1) as follows:

"(1) Sales to the United States government, this state, any county or municipality of this state, fire districts which have elected governing bodies and are supported by, in whole or in part, ad valorem taxes, or any bona fide department of such governments when paid for directly to the seller by warrant on appropriated government funds;"

**SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	E Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Davenport	Y Jones, E	Y Thompson, B
Dugan	E Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker

Y Harbison  
 Y Harper  
 Y Heath  
 Y Henson  
 Y Hill, H

E Martin  
 McKoon  
 Y Millar  
 Y Miller  
 Y Mullis

Y Watson  
 Y Wilkinson  
 Y Williams, M  
 Y Williams, T

On the passage of the bill, the yeas were 46, nays 0.

SB 379, having received the requisite constitutional majority, was passed by substitute.

Senator Black of the 8th asked unanimous consent to drop SB 410 to the foot of today's Senate Rules Calendar.

The consent was granted, and SB 410 was placed at the foot of the Rules Calendar.

Senator McKoon of the 29th asked unanimous consent that SR 675 be placed on the Table. The consent was granted, and SR 675 was placed on the Table.

Senator Heath of the 31st asked unanimous consent that SR 388 be placed on the Table. The consent was granted, and SR 388 was placed on the Table.

Senator Cowser of the 46th asked unanimous consent to realign the Rules Calendar to place SB 420 after SR 809. The consent was granted and SB 420 was placed on the Rules Calendar after SR 809.

The following Senators were excused for business outside the Senate Chamber:

Rhett of the 33rd

Sims of the 12th

Thompson of the 14th

The Calendar was resumed.

SR 809. By Senators Fort of the 39th and Tate of the 38th:

#### A RESOLUTION

Proposing an amendment to the Constitution so as to prohibit county and municipal governments from entering into contracts with private entities for the provision of parking enforcement services; to provide for related matters; to provide for submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

#### SECTION 1.

Article IX, Section II of the Constitution is amended by adding a new Paragraph IVA to read as follows:



"Paragraph IVA. *Parking Enforcement Contracts.* On and after January 1, 2017, no governing authority of any county or any municipality shall provide for the service of parking enforcement by the execution of a contract with a private enterprise."

## SECTION 2.

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended so as to prohibit county and municipal governments from entering into contracts with private  
( ) NO entities for the provision of parking enforcement services?"

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state.

Senator Hufstetler of the 52nd offered the following amendment #1:

Amend SR 809 by adding on line 11 after enterprise "that incentivizes private companies for financial gain by issuing more tickets

on line 18 after services "that incentivizes private companies for financial gain by issuing more tickets

Senator Hufstetler of the 52nd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Hufstetler amendment #1 was withdrawn.

Senators Williams of the 27th and Fort of the 39th offered the following amendment #2:

*Amend SR 809 (LC 39 1099) by inserting "where the compensation for such service varies in relation to either the number of citations issued or the amount of fines assessed as a result of such service" after "enterprise" on line 11.*

*By inserting "where the compensation for such service varies in relation to either the number of citations issued or the amount of fines assessed as a result of such service" after "services" on line 18.*

On the adoption of the amendment, there were no objections, and the Williams of the 27th, Fort amendment #2 was adopted.

The report of the committee, which was favorable to the adoption of the resolution, was agreed to as amended.

On the adoption of the resolution proposing an amendment to the Constitution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	E Rhett
Y Black	E Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	N James	E Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	E Thompson, B
Dugan	E Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	N VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	N Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 42, nays 4.

SR 809, having received the requisite two-thirds constitutional majority, was adopted as amended.

Senator Tippins of the 37th asked unanimous consent that SB 420 be placed on the Table. The consent was granted, and SB 420 was placed on the Table.

The following communications were received by the Secretary:

2/26/16

Due to business outside the Senate Chamber, I missed the vote on HB 940, SB 323, SB 356, SR 954, and SB 955. Had I been present, I would have voted “yes”.

/s/ Butch Miller  
District 49

Senator Bill Heath  
District 31  
110 State Capitol  
Atlanta, GA 30334

**Committees:**

Rules  
Appropriations  
Finance  
Transportation  
Agriculture and Consumer Affairs  
Government Oversight

The State Senate  
Atlanta, Georgia 30334

February 26, 2016

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, Georgia 30334

Mr. Cook,

On the morning of February 23, 2016, Legislative Day 26, I was incapacitated by violent stomach virus. Out of respect for the members of this body, and those who assist us in our duties, I elected to not come to the Capitol. In keeping with respect for my colleagues and the rules, I called the whip to which I am assigned and asked to be excused due to my illness, and he agreed to do so.

However, that morning a motion was made to suspend the roll call. That motion prevailed, and I was left unexcused. Thus, the records incorrectly reflect that I failed to fulfill my responsibilities to vote that day.

I request that the journal reflect that I had followed the rules to be excused and that if I had been present I would have voted as follows:

Morning Roll Call - Y  
Local Consent Calendar - Y  
SB 323 - Y  
SB 356 - N  
SR 954 - Y  
SR 955 - Y

Respectfully submitted,

/s/ Bill  
Bill Heath  
Senator, District 31

Senator Cowser of the 46th moved that the Senate stand adjourned pursuant to HR 1114 until 10:00 Monday, February 29, 2016; the motion prevailed, and at 4:31 p.m. the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Monday, February 29, 2016  
Thirtieth Legislative Day

The Senate met pursuant to adjournment at 10:13 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

Senator Tate of the 38th was excused for business outside the Senate Chamber.

Senator Jones of the 10th moved that the Senate reconsider its action in passing the following bill:

SB 378. By Senator Millar of the 40th:

A BILL to be entitled an Act to amend an Act revising, superseding, and consolidating the laws relative to the governing authority of DeKalb County and creating a chairman and board of commissioners of said county, approved March 8, 1956 (Ga. L. 1956, p. 3237), as amended, particularly by an Act approved April 9, 1981 (Ga. L. 1981, p. 4304), so as to change the composition of the governing authority; to abolish the office of chief executive officer; to provide for a commission chairperson to be elected at large; to shorten certain terms of office; to provide for elections and new terms of office; to provide for term limits; to provide for a county manager; to provide for related matters; to provide for a referendum and effective dates; to repeal conflicting laws; and for other purposes.

On the motion, a roll call was taken, and the vote was as follows:

N Albers	N Hill, Jack	Y Orrock
N Beach	N Hill, Judson	Y Parent
N Bethel	Hufstetler	Y Rhett
N Black	N Jackson, B	Y Seay
N Burke	Jackson, L	N Shafer
Y Butler	Y James	Y Sims
N Cowsert	N Jeffares	N Stone
N Crane	N Jones, B	E Tate
Y Davenport	Y Jones, E	N Thompson, B
N Dugan	Y Jones, H	Y Thompson, C
Y Fort	N Kennedy	N Tippins
N Ginn	N Kirk	N Unterman

N Gooch	N Ligon	N VanNess
N Harbin	Y Lucas	N Walker
Y Harbison	N Martin	N Watson
N Harper	N McKoon	N Wilkinson
N Heath	N Millar	Williams, M
Y Henson	N Miller	N Williams, T
N Hill, H	Y Mullis	

On the motion, the yeas were 16, nays 36; the motion lost, and SB 378 was not reconsidered.

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

The Journal was confirmed.

The following communication was received by the Secretary:

29 Feb. 2016

Due to business outside the Senate Chamber, I missed the vote on Reconsideration of SB 378. Had I been present, I would have voted "yes".

/s/ Dr. Lester Jackson  
District 2

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 498. By Representatives Hawkins of the 27th, Maxwell of the 17th, Chandler of the 105th, Clark of the 101st, Taylor of the 173rd and others:

A BILL to be entitled an Act to amend Code Section 43-10A-3 of the Official Code of Georgia Annotated, relating to definitions relative to professional counselors, social workers, and others, so as to revise the definition of "professional counseling"; to repeal conflicting laws; and for other purposes.

HB 499. By Representatives Powell of the 32nd, Parsons of the 44th, Smyre of the 135th, Kaiser of the 59th and Rice of the 95th:

A BILL to be entitled an Act to amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, so as to provide for the nonrenewal and nonissuance of driver's licenses for certain reasons; to provide for the nonrenewal and nonissuance of motor vehicle registrations for certain reasons; to provide for automated traffic enforcement safety devices in school zones; to repeal conflicting laws; and for other purposes.

HB 508. By Representatives Fleming of the 121st, Atwood of the 179th, Weldon of the 3rd, Hightower of the 68th, Williams of the 87th and others:

A BILL to be entitled an Act to amend Code Section 47-2-244 of the Official Code of Georgia Annotated, relating to optional benefits available to appellate court judges, notice of election of benefits, eligibility for benefits, disability benefits and survivors benefits, so as to decrease the age of eligibility for certain benefits; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 736. By Representatives Atwood of the 179th, Jones of the 167th, Petrea of the 166th, Stephens of the 164th, Wilkinson of the 52nd and others:

A BILL to be entitled an Act to amend Code Section 40-2-86 of the Official Code of Georgia Annotated, relating to special license plates promoting certain beneficial projects and supporting certain worthy agencies, funds, or nonprofit corporations, so as to provide for a special license plate promoting marine habitat conservation; to provide for related matters; to require a two-thirds' majority vote for passage in accordance with constitutional requirements; to repeal conflicting laws; and for other purposes.

HB 749. By Representatives Werkheiser of the 157th, Greene of the 151st, Harrell of the 106th, Dudgeon of the 25th, Teasley of the 37th and others:

A BILL to be entitled an Act to amend Code Section 50-8-34 of the Official Code of Georgia Annotated, relating to councils of regional commissions, membership, terms of membership, voting, officers, and powers, so as to authorize such councils to meet by teleconference or similar means; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

- HB 781. By Representatives Raffensperger of the 50th, Rynders of the 152nd, Jones of the 167th, Taylor of the 173rd, Broadrick of the 4th and others:

A BILL to be entitled an Act to amend Chapter 80 of Title 36, Article 1 of Chapter 2 of Title 45, and Chapter 1 of Title 50 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, municipal corporations, and other governmental entities; general provisions regarding eligibility and qualifications for public office; and general provisions relating to state government, respectively, so as to require that individuals appointed to authorities, boards, councils, and commissions be United States citizens; to provide for other residency requirements; to provide for a definition; to provide for enforcement; to provide an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

- HB 795. By Representatives Epps of the 144th, Greene of the 151st, Tanner of the 9th, Hitchens of the 161st, Jasperse of the 11th and others:

A BILL to be entitled an Act to amend Article 10 of Chapter 21 of Title 15 of the Official Code of Georgia Annotated, relating to the Georgia Driver's Education Commission, so as to transfer such commission from the Department of Driver Services to the Governor's Office of Highway Safety; to extend the sunset applicable to penalties for violations of traffic laws or ordinances; to provide for related matters; to repeal conflicting laws; and for other purposes.

- HB 887. By Representatives Efstoration of the 104th, Ballinger of the 23rd, Quick of the 117th, Caldwell of the 131st, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Articles 3 and 4 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to dependency proceedings and termination of parental rights, respectively, so as to prioritize the placement of a child with a relative who is an adult or fictive kin when such individual is qualified to care for such child and it is in the best interests of the child; to provide for related matters; to repeal conflicting laws; and for other purposes.

- HB 893. By Representatives Powell of the 171st, Battles of the 15th, Stephens of the 164th, Duncan of the 26th, Knight of the 130th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 2 of Title 48 of the Official Code of Georgia Annotated, relating to administration of revenue and taxation, so as to change certain provisions regarding forms of



payment; to lower the threshold for requiring electronic payment of sales taxes, withholding taxes, and motor fuel distributor taxes; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 899. By Representatives Powell of the 171st, England of the 116th, Burns of the 159th, Jones of the 47th, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Chapters 13 and 13A of Title 10 of the Official Code of Georgia Annotated, relating to tobacco product manufacturers and master settlement agreement enhancements, respectively, so as to revise and add certain definitions; to provide for procedures, conditions, and limitations; to provide for responsibilities of cigarette importers and stamping agents; to provide for duties of the Attorney General and the revenue commissioner; to amend Chapter 11 of Title 48 of the Official Code of Georgia Annotated, relating to taxes on tobacco products, so as to clarify applicability in conjunction with other provisions of law; to repeal conflicting laws; and for other purposes.

HB 920. By Representatives Kelley of the 16th, Powell of the 171st, Fleming of the 121st, Petrea of the 166th and Cooper of the 43rd:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, so as to restrict civil actions against passive investors in nursing homes and intermediate care homes; to provide for definitions; to provide for procedure; to provide for insurance or self-insurance trusts as a condition precedent to obtaining or maintaining a permit to operate a nursing home or intermediate care home; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 926. By Representatives Broadrick of the 4th, Stephens of the 164th, Harden of the 148th and Parrish of the 158th:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to provide for the regulation of certain facilities and entities involved in the wholesale, manufacture, and distribution of drugs; to provide definitions; to provide for licensure and registration; to provide for temporary pharmacy licenses for service members; to revise provisions relating to the compounding of drug products to conform with federal law; to establish requirements relating to drug supply chain security; to revise a provision relating to the return of outdated drugs; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 951. By Representatives Nimmer of the 178th, Powell of the 171st, Abrams of the 89th, Dickey of the 140th, Smyre of the 135th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use taxes, so as to create a new exemption for admissions to major sporting events; to provide a definition; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

HB 952. By Representatives Nimmer of the 178th, Dickey of the 140th, Rogers of the 10th, Coomer of the 14th and Carter of the 175th:

A BILL to be entitled an Act to amend Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, so as to enact the "Georgia Professional Regulation Reform Act"; to provide for executive oversight of licensing boards; to establish state policy for the regulation of certain professions and businesses; to provide for legislative intent; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 954. By Representatives Efstration of the 104th, Cooper of the 43rd, Abrams of the 89th, England of the 116th, Trammell of the 132nd and others:

A BILL to be entitled an Act to amend Title 29 of the O.C.G.A., relating to guardian and ward, so as to enact the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act; to provide for a short title; to provide for definitions; to repeal conflicting laws; and for other purposes.

HB 959. By Representatives Beskin of the 54th, Dudgeon of the 25th, Coleman of the 97th, Nix of the 69th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to update and clarify certain provisions relating to K-12 education; to revise a provision relating to conflicts of interest of local board of education members; to provide that students who earn certain grades in dual enrollment courses in core subjects are exempt from taking end-of-course assessments for such courses; to authorize the sharing of data for certain program evaluation purposes; to provide for an annual review of tuition for the Georgia Virtual School; to eliminate a restriction on the Office of Student Achievement's authority to establish a nonprofit corporation; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 962. By Representatives Abrams of the 89th, Dempsey of the 13th, Benton of the 31st, Hugley of the 136th, Sharper of the 177th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 2 of Title 49 of the Official Code of Georgia Annotated, relating to the Department of Human Services generally, so as to provide for the creation, appointment, removal, and duties of a kinship care enforcement administrator; to provide a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 973. By Representatives Coomer of the 14th, Rice of the 95th, Powell of the 32nd, Kaiser of the 59th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 40 of the O.C.G.A., relating to identification and regulation of motor vehicles, so as to provide for the regulation by the Department of Public Safety of towing service providers operating on interstate highways subject to appropriation by the General Assembly; to provide for definitions; to require annual permits for the operation of towing service providers; to provide for power of the department to establish procedures for the issuance of such permits; to provide for a maximum fee to be charged for such permits; to provide for authority to promulgate rules and regulations; to provide for a right to a hearing upon denial of such permit; to provide for effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 979. By Representatives Caldwell of the 131st, Cooper of the 43rd, Golick of the 40th, Atwood of the 179th, Lott of the 122nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 16 of the Official Code of Georgia Annotated, relating to assault and battery and related offenses against persons, so as to increase the punishment for aggravated assault and aggravated battery committed upon hospital emergency department personnel and emergency medical services personnel; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 991. By Representatives Hitchens of the 161st, Powell of the 171st and Williamson of the 115th:

A BILL to be entitled an Act to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1002. By Representatives Fludd of the 64th, Jones of the 62nd, Mabra of the 63rd and Waites of the 60th:

A BILL to be entitled an Act to provide for a nonbinding, advisory referendum for the electors of the City of College Park regarding airport noise issues; to provide for legislative purpose; to provide for procedures and requirements relating thereto; to repeal conflicting laws; and for other purposes.

HB 1056. By Representative Jasperse of the 11th:

A BILL to be entitled an Act to amend an Act creating the Pickens County Airport Authority, approved April 19, 2006 (Ga. L. 2006, p. 3645), so as to reduce the number of members; to revise the appointment and qualifications of members; to revise the election of chairperson; to revise terms by which a vacancy on the authority shall exist; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1064. By Representatives Hitchens of the 161st, Welch of the 110th, Lumsden of the 12th, Tanner of the 9th and Taylor of the 79th:

A BILL to be entitled an Act to amend Chapter 2 of Title 35 of the Official Code of Georgia Annotated, relating to the Department of Public Safety, so as to revise provisions for the off-duty use of motor vehicles by certain law enforcement officers of the department relative to approved off-duty employment; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1067. By Representative Rhodes of the 120th:

A BILL to be entitled an Act to amend an Act to create a board of elections and registration for Greene County, approved May 16, 2007 (Ga. L. 2007, p. 3602), so as to provide for an election supervisor; to provide for the qualifications, appointment, compensation, duties, and employment of said election supervisor; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1072. By Representatives Coomer of the 14th, Abrams of the 89th, Rogers of the 29th, Blackmon of the 146th, Harden of the 148th and others:

A BILL to be entitled an Act to amend Code Section 20-3-374 of the Official Code of Georgia Annotated, relating to service cancelable loan fund and authorized types of service cancelable educational loans financed

by state funds and issued by the Georgia Student Finance Authority, so as to remove ineligibility for such loans for members of the Georgia National Guard also receiving HOPE scholarship or HOPE grant funds; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1073. By Representatives Strickland of the 111th and Weldon of the 3rd:

A BILL to be entitled an Act to amend Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to the Juvenile Code, so as to change provisions relating to procedure in juvenile courts; to provide that adoption proceedings be stayed while an appeal of an order to terminate rights is pending; to clarify the court's duties to a case while an appeal is pending; to clarify provisions relating to the waiver of the right to counsel; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1074. By Representatives Reeves of the 34th, Carson of the 46th, Dollar of the 45th, Setzler of the 35th, Evans of the 42nd and others:

A BILL to be entitled an Act to amend an Act creating the State Court of Cobb County, approved March 26, 1964 (Ga. L. 1964, p. 3211), as amended, so as to change the compensation of the judges of the state court; to authorize the governing authority of Cobb County to make payments to the Trial Judges and Solicitors Retirement Fund; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1081. By Representative Williamson of the 115th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Jersey, approved March 22, 1990 (Ga. L. 1990, p. 4484), so as to change the terms of the members of the governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1082. By Representative Greene of the 151st:

A BILL to be entitled an Act to provide a new charter for the City of Blakely; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1083. By Representatives Houston of the 170th, Pirkle of the 155th and Watson of the 172nd:

A BILL to be entitled an Act to amend an Act creating and establishing the State Court of Tift County, approved March 30, 1971 (Ga. L. 1971, p.

2468), so as to change the office of the solicitor of the state court to a full-time position; to repeal conflicting laws; and for other purposes.

HB 1084. By Representatives Houston of the 170th, England of the 116th, Watson of the 172nd, Shaw of the 176th and Efstoration of the 104th:

A BILL to be entitled an Act to amend Code Section 2-6-27 of the O.C.G.A., relating to additional duties and powers of the State Soil and Water Conservation Commission, so as to eliminate certain powers and duties of such commission relative to measuring farm and agricultural uses of water; to amend Title 12 of the O.C.G.A., relating to conservation and natural resources, so as to substitute the State Forestry Commission for the State Soil and Water Conservation Commission with regard to certain powers and duties relative to measuring farm and agricultural uses of water; to change certain provisions relating to the powers of the director of the State Forestry Commission concerning the adoption of rules and regulations and methods of administration; to repeal conflicting laws; and for other purposes.

HB 1085. By Representatives Dempsey of the 13th, England of the 116th, Parrish of the 158th, Cooper of the 43rd, Hatchett of the 150th and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 49 of the Official Code of Georgia Annotated, relating to services for the aging, so as to transfer the oversight of such services to the Department of Community Health; to provide for the department to establish a community care unit within the Division of Medical Assistance; to delete certain provisions related to the implementation of a community care system; to provide for an annual community care plan to be incorporated into the State Plan for Medical Assistance; to change references to agency to department; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SR 1083. By Senators VanNess of the 43rd, Mullis of the 53rd, Rhett of the 33rd and Harper of the 7th:

A RESOLUTION creating the Senate Criminal Justice Reform Study Committee; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

SR 1084. By Senators VanNess of the 43rd, Mullis of the 53rd, Rhett of the 33rd and Harper of the 7th:

A RESOLUTION creating the Senate Study Committee on Vacant Structures; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SR 1085. By Senators Gooch of the 51st, Cowser of the 46th, Beach of the 21st, Williams of the 19th, Albers of the 56th and others:

A RESOLUTION creating the Senate Regional Transit Solutions Study Committee; and for other purposes.

Referred to the Committee on Transportation.

SR 1086. By Senator Beach of the 21st:

A RESOLUTION recognizing Mr. J. Mark Burkhalter and dedicating a road in his honor; and for other purposes.

Referred to the Committee on Transportation.

SR 1089. By Senators Henson of the 41st, Jackson of the 2nd, Orrock of the 36th, Tate of the 38th, Seay of the 34th and others:

A RESOLUTION encouraging the General Assembly to fully fund disparity studies for all departments and other instrumentalities of state government; and for other purposes.

Referred to the Committee on Appropriations.

The following House legislation was read the first time and referred to committee:

HB 498. By Representatives Hawkins of the 27th, Maxwell of the 17th, Chandler of the 105th, Clark of the 101st, Taylor of the 173rd and others:

A BILL to be entitled an Act to amend Code Section 43-10A-3 of the Official Code of Georgia Annotated, relating to definitions relative to professional counselors, social workers, and others, so as to revise the definition of "professional counseling"; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

- HB 499. By Representatives Powell of the 32nd, Parsons of the 44th, Smyre of the 135th, Kaiser of the 59th and Rice of the 95th:

A BILL to be entitled an Act to amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, so as to provide for the nonrenewal and nonissuance of driver's licenses for certain reasons; to provide for the nonrenewal and nonissuance of motor vehicle registrations for certain reasons; to provide for automated traffic enforcement safety devices in school zones; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

- HB 508. By Representatives Fleming of the 121st, Atwood of the 179th, Weldon of the 3rd, Hightower of the 68th, Williams of the 87th and others:

A BILL to be entitled an Act to amend Code Section 47-2-244 of the Official Code of Georgia Annotated, relating to optional benefits available to appellate court judges, notice of election of benefits, eligibility for benefits, disability benefits and survivors benefits, so as to decrease the age of eligibility for certain benefits; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

- HB 736. By Representatives Atwood of the 179th, Jones of the 167th, Petrea of the 166th, Stephens of the 164th, Wilkinson of the 52nd and others:

A BILL to be entitled an Act to amend Code Section 40-2-86 of the Official Code of Georgia Annotated, relating to special license plates promoting certain beneficial projects and supporting certain worthy agencies, funds, or nonprofit corporations, so as to provide for a special license plate promoting marine habitat conservation; to provide for related matters; to require a two-thirds' majority vote for passage in accordance with constitutional requirements; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

- HB 749. By Representatives Werkheiser of the 157th, Greene of the 151st, Harrell of the 106th, Dudgeon of the 25th, Teasley of the 37th and others:

A BILL to be entitled an Act to amend Code Section 50-8-34 of the Official Code of Georgia Annotated, relating to councils of regional commissions, membership, terms of membership, voting, officers, and powers, so as to



authorize such councils to meet by teleconference or similar means; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations (General).

HB 781. By Representatives Raffensperger of the 50th, Rynders of the 152nd, Jones of the 167th, Taylor of the 173rd, Broadrick of the 4th and others:

A BILL to be entitled an Act to amend Chapter 80 of Title 36, Article 1 of Chapter 2 of Title 45, and Chapter 1 of Title 50 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, municipal corporations, and other governmental entities; general provisions regarding eligibility and qualifications for public office; and general provisions relating to state government, respectively, so as to require that individuals appointed to authorities, boards, councils, and commissions be United States citizens; to provide for other residency requirements; to provide for a definition; to provide for enforcement; to provide an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ethics.

HB 795. By Representatives Epps of the 144th, Greene of the 151st, Tanner of the 9th, Hitchens of the 161st, Jasperse of the 11th and others:

A BILL to be entitled an Act to amend Article 10 of Chapter 21 of Title 15 of the Official Code of Georgia Annotated, relating to the Georgia Driver's Education Commission, so as to transfer such commission from the Department of Driver Services to the Governor's Office of Highway Safety; to extend the sunset applicable to penalties for violations of traffic laws or ordinances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Government Oversight.

HB 887. By Representatives Efstoration of the 104th, Ballinger of the 23rd, Quick of the 117th, Caldwell of the 131st, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Articles 3 and 4 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to dependency proceedings and termination of parental rights, respectively, so as to prioritize the placement of a child with a relative who is an adult or fictive kin when such individual is qualified to care for such child and it is in the best interests of the

child; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 893. By Representatives Powell of the 171st, Battles of the 15th, Stephens of the 164th, Duncan of the 26th, Knight of the 130th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 2 of Title 48 of the Official Code of Georgia Annotated, relating to administration of revenue and taxation, so as to change certain provisions regarding forms of payment; to lower the threshold for requiring electronic payment of sales taxes, withholding taxes, and motor fuel distributor taxes; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 899. By Representatives Powell of the 171st, England of the 116th, Burns of the 159th, Jones of the 47th, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Chapters 13 and 13A of Title 10 of the Official Code of Georgia Annotated, relating to tobacco product manufacturers and master settlement agreement enhancements, respectively, so as to revise and add certain definitions; to provide for procedures, conditions, and limitations; to provide for responsibilities of cigarette importers and stamping agents; to provide for duties of the Attorney General and the revenue commissioner; to amend Chapter 11 of Title 48 of the Official Code of Georgia Annotated, relating to taxes on tobacco products, so as to clarify applicability in conjunction with other provisions of law; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 920. By Representatives Kelley of the 16th, Powell of the 171st, Fleming of the 121st, Petrea of the 166th and Cooper of the 43rd:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, so as to restrict civil actions against passive investors in nursing homes and intermediate care homes; to provide for definitions; to provide for procedure; to provide for insurance or self-insurance trusts as a condition precedent to obtaining or maintaining a permit to operate a nursing

home or intermediate care home; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 926. By Representatives Broadrick of the 4th, Stephens of the 164th, Harden of the 148th and Parrish of the 158th:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to provide for the regulation of certain facilities and entities involved in the wholesale, manufacture, and distribution of drugs; to provide definitions; to provide for licensure and registration; to provide for temporary pharmacy licenses for service members; to revise provisions relating to the compounding of drug products to conform with federal law; to establish requirements relating to drug supply chain security; to revise a provision relating to the return of outdated drugs; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 951. By Representatives Nimmer of the 178th, Powell of the 171st, Abrams of the 89th, Dickey of the 140th, Smyre of the 135th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use taxes, so as to create a new exemption for admissions to major sporting events; to provide a definition; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

HB 952. By Representatives Nimmer of the 178th, Dickey of the 140th, Rogers of the 10th, Coomer of the 14th and Carter of the 175th:

A BILL to be entitled an Act to amend Title 43 of the Official Code of Georgia Annotated, relating professions and businesses, so as to enact the "Georgia Professional Regulation Reform Act"; to provide for executive oversight of licensing boards; to establish state policy for the regulation of certain professions and businesses; to provide for legislative intent; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

HB 954. By Representatives Efstoration of the 104th, Cooper of the 43rd, Abrams of the 89th, England of the 116th, Trammell of the 132nd and others:

A BILL to be entitled an Act to amend Title 29 of the O.C.G.A., relating to guardian and ward, so as to enact the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act; to provide for a short title; to provide for definitions; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 959. By Representatives Beskin of the 54th, Dudgeon of the 25th, Coleman of the 97th, Nix of the 69th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to update and clarify certain provisions relating to K-12 education; to revise a provision relating to conflicts of interest of local board of education members; to provide that students who earn certain grades in dual enrollment courses in core subjects are exempt from taking end-of-course assessments for such courses; to authorize the sharing of data for certain program evaluation purposes; to provide for an annual review of tuition for the Georgia Virtual School; to eliminate a restriction on the Office of Student Achievement's authority to establish a nonprofit corporation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

HB 962. By Representatives Abrams of the 89th, Dempsey of the 13th, Benton of the 31st, Hugley of the 136th, Sharper of the 177th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 2 of Title 49 of the Official Code of Georgia Annotated, relating to the Department of Human Services generally, so as to provide for the creation, appointment, removal, and duties of a kinship care enforcement administrator; to provide a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 973. By Representatives Coomer of the 14th, Rice of the 95th, Powell of the 32nd, Kaiser of the 59th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 40 of the O.C.G.A., relating to identification and regulation of motor vehicles, so as to provide for the regulation by the Department of Public Safety of towing service providers

operating on interstate highways subject to appropriation by the General Assembly; to provide for definitions; to require annual permits for the operation of towing service providers; to provide for power of the department to establish procedures for the issuance of such permits; to provide for a maximum fee to be charged for such permits; to provide for authority to promulgate rules and regulations; to provide for a right to a hearing upon denial of such permit; to provide for effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Government Oversight.

HB 979. By Representatives Caldwell of the 131st, Cooper of the 43rd, Golick of the 40th, Atwood of the 179th, Lott of the 122nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 16 of the Official Code of Georgia Annotated, relating to assault and battery and related offenses against persons, so as to increase the punishment for aggravated assault and aggravated battery committed upon hospital emergency department personnel and emergency medical services personnel; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 991. By Representatives Hitchens of the 161st, Powell of the 171st and Williamson of the 115th:

A BILL to be entitled an Act to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 1002. By Representatives Fludd of the 64th, Jones of the 62nd, Mabra of the 63rd and Waites of the 60th:

A BILL to be entitled an Act to provide for a nonbinding, advisory referendum for the electors of the City of College Park regarding airport noise issues; to provide for legislative purpose; to provide for procedures and requirements relating thereto; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1056. By Representative Jasperse of the 11th:

A BILL to be entitled an Act to amend an Act creating the Pickens County Airport Authority, approved April 19, 2006 (Ga. L. 2006, p. 3645), so as to reduce the number of members; to revise the appointment and qualifications of members; to revise the election of chairperson; to revise terms by which a vacancy on the authority shall exist; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1064. By Representatives Hitchens of the 161st, Welch of the 110th, Lumsden of the 12th, Tanner of the 9th and Taylor of the 79th:

A BILL to be entitled an Act to amend Chapter 2 of Title 35 of the Official Code of Georgia Annotated, relating to the Department of Public Safety, so as to revise provisions for the off-duty use of motor vehicles by certain law enforcement officers of the department relative to approved off-duty employment; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 1067. By Representative Rhodes of the 120th:

A BILL to be entitled an Act to amend an Act to create a board of elections and registration for Greene County, approved May 16, 2007 (Ga. L. 2007, p. 3602), so as to provide for an election supervisor; to provide for the qualifications, appointment, compensation, duties, and employment of said election supervisor; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1072. By Representatives Coomer of the 14th, Abrams of the 89th, Rogers of the 29th, Blackmon of the 146th, Harden of the 148th and others:

A BILL to be entitled an Act to amend Code Section 20-3-374 of the Official Code of Georgia Annotated, relating to service cancelable loan fund and authorized types of service cancelable educational loans financed by state funds and issued by the Georgia Student Finance Authority, so as to remove ineligibility for such loans for members of the Georgia National Guard also

receiving HOPE scholarship or HOPE grant funds; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Higher Education.

HB 1073. By Representatives Strickland of the 111th and Weldon of the 3rd:

A BILL to be entitled an Act to amend Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to the Juvenile Code, so as to change provisions relating to procedure in juvenile courts; to provide that adoption proceedings be stayed while an appeal of an order to terminate rights is pending; to clarify the court's duties to a case while an appeal is pending; to clarify provisions relating to the waiver of the right to counsel; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Special Judiciary.

HB 1074. By Representatives Reeves of the 34th, Carson of the 46th, Dollar of the 45th, Setzler of the 35th, Evans of the 42nd and others:

A BILL to be entitled an Act to amend an Act creating the State Court of Cobb County, approved March 26, 1964 (Ga. L. 1964, p. 3211), as amended, so as to change the compensation of the judges of the state court; to authorize the governing authority of Cobb County to make payments to the Trial Judges and Solicitors Retirement Fund; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1081. By Representative Williamson of the 115th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Jersey, approved March 22, 1990 (Ga. L. 1990, p. 4484), so as to change the terms of the members of the governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1082. By Representative Greene of the 151st:

A BILL to be entitled an Act to provide a new charter for the City of Blakely; to provide for other matters relative to the foregoing; to provide a specific

repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1083. By Representatives Houston of the 170th, Pirkle of the 155th and Watson of the 172nd:

A BILL to be entitled an Act to amend an Act creating and establishing the State Court of Tift County, approved March 30, 1971 (Ga. L. 1971, p. 2468), so as to change the office of the solicitor of the state court to a full-time position; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1084. By Representatives Houston of the 170th, England of the 116th, Watson of the 172nd, Shaw of the 176th and Efstoration of the 104th:

A BILL to be entitled an Act to amend Code Section 2-6-27 of the O.C.G.A., relating to additional duties and powers of the State Soil and Water Conservation Commission, so as to eliminate certain powers and duties of such commission relative to measuring farm and agricultural uses of water; to amend Title 12 of the O.C.G.A., relating to conservation and natural resources, so as to substitute the State Forestry Commission for the State Soil and Water Conservation Commission with regard to certain powers and duties relative to measuring farm and agricultural uses of water; to change certain provisions relating to the powers of the director of the State Forestry Commission concerning the adoption of rules and regulations and methods of administration; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture and Consumer Affairs.

HB 1085. By Representatives Dempsey of the 13th, England of the 116th, Parrish of the 158th, Cooper of the 43rd, Hatchett of the 150th and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 49 of the Official Code of Georgia Annotated, relating to services for the aging, so as to transfer the oversight of such services to the Department of Community Health; to provide for the department to establish a community care unit within the Division of Medical Assistance; to delete certain provisions related to the implementation of a community care system; to provide for an annual community care plan to be incorporated into the State Plan for Medical



Assistance; to change references to agency to department; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

The following committee report was read by the Secretary:

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 955 Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Senator Thompson of the 14th asked unanimous consent that Senator Hufstetler of the 52nd be excused. The consent was granted, and Senator Hufstetler was excused.

Senator Ginn of the 47th asked unanimous consent that Senator Williams of the 27th be excused. The consent was granted, and Senator Williams was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, H	Mullis
Beach	Hill, Jack	Orrock
Bethel	Hill, Judson	Parent
Black	Jackson, B	Rhett
Burke	Jackson, L	Seay
Butler	James	Shafer
Cowsert	Jeffares	Sims
Crane	Jones, B	Stone
Davenport	Jones, E	Thompson, B
Dugan	Jones, H	Thompson, C
Fort	Kennedy	Tippins
Ginn	Kirk	Unterman
Gooch	Ligon	VanNess
Harbin	Lucas	Walker
Harbison	Martin	Watson
Harper	McKoon	Wilkinson
Heath	Millar	Williams, T
Henson	Miller	

Not answering were Senators:

Hufstetler (Excused)

Tate (Excused)

Williams, M. (Excused)

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Gooch of the 51st introduced the chaplain of the day, Cadet Staff Sergeant Addyson Albershardt of Dahlonega, Georgia, who offered scripture reading and prayer.

Senator Millar of the 40th introduced the doctor of the day, Dr. Erica Y. Francis-Scott.

The President recognized Stephanie Blank with Governor Nathan Deal's REACH Georgia Program who addressed the Senate briefly.

The following resolutions were read and adopted:

SR 1076. By Senators Davenport of the 44th, James of the 35th, Sims of the 12th, Fort of the 39th, Butler of the 55th and others:

A RESOLUTION recognizing the Atlanta Chapter of the National Alumnae Association of Spelman College; and for other purposes.

SR 1077. By Senators Hill of the 6th and Bethel of the 54th:

A RESOLUTION recognizing and commending the Pace Academy Knights varsity football team for winning the 2015 Class AA State Championship; and for other purposes.

SR 1078. By Senators Millar of the 40th, Albers of the 56th, Sims of the 12th and Tippins of the 37th:

A RESOLUTION recognizing and commending CHRIS Kids for its leadership in promoting trauma informed best practices in Georgia and its commitment to helping children, young adults, and families with behavioral health challenges; and for other purposes.

SR 1079. By Senators Wilkinson of the 50th, Hufstetler of the 52nd, Sims of the 12th, Tippins of the 37th and Black of the 8th:

A RESOLUTION recognizing October 3-7, 2016, as Georgia Pre-K Week at the capitol; and for other purposes.

SR 1080. By Senators James of the 35th, Rhett of the 33rd, Davenport of the 44th, Henson of the 41st, Tate of the 38th and others:

A RESOLUTION Commending Reece Odum, Blue Kimble, Angel Terron, Ty Manns, and Jeff Searcy on their powerful and inspiring movie, The Wish, and recognizing LifeLink of Georgia; and for other purposes.

SR 1081. By Senators Hill of the 4th, Cowsert of the 46th, Williams of the 19th and Watson of the 1st:

A RESOLUTION recognizing and commending the Georgia Southern University Eagles; and for other purposes.

SR 1082. By Senators Ligon, Jr. of the 3rd and Millar of the 40th:

A RESOLUTION commending The Gathering Place and recognizing the week of February 29-March 4, 2016, as The Week of The Gathering Place; and for other purposes.

SR 1087. By Senators Shafer of the 48th, Cowsert of the 46th, Henson of the 41st, Hill of the 4th, Unterman of the 45th and others:

A RESOLUTION commending the 2016 Senate Aides and Senate Academic Aides for their exemplary service; and for other purposes.

SR 1088. By Senator Shafer of the 48th:

A RESOLUTION recognizing and commending Devneet Singh upon being honored with a 2016 Prudential Spirit of Community Award; and for other purposes.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Monday February 29, 2016  
Thirtieth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

HB 955

Seay of the 34th  
 Harbin of the 16th  
**FAYETTE COUNTY**

A BILL to be entitled an Act to amend an Act creating a board of commissioners of Fayette County, approved March 9, 1959 (Ga. L. 1959, p. 2431), as amended, particularly by an Act approved March 13, 1978 (Ga. L. 1978, p. 3399), so as to revise the districts for the election of members of the board of commissioners; to provide for definitions and inclusions; to provide for method of election; to provide for the continuation in office of current members; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 50, nays 2.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

2-29-16

Due to business outside the Senate Chamber, I missed the vote on the Local Consent Calendar. Had I been present, I would have voted "yes".

/s/ Valencia Seay  
District 34

Senator Cowsert of the 46th moved to engross SR 604 and SR 756, which were on today's Senate Rules Calendar.

Senator Henson of the 41st objected.

On the motion a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 39, nays 17; the motion prevailed, and SR 604 and SR 756 were engrossed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 825. By Representatives Smith of the 125th, Holcomb of the 81st, Carter of the 175th, Shaw of the 176th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 19 of the Official Code of Georgia Annotated, relating to parent and child relationship general provisions, so as to provide that in the event of a report of child abuse by a military parent or guardian, the child welfare agency shall notify the Department of Defense Family Advocacy Program; to add filing a report of child abuse to military law enforcement to the reporting of child abuse to an appropriate police authority; to extend immunity provisions to reporting child abuse to military law enforcement; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

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

HB 976. By Representatives Hitchens of the 161st, Willard of the 51st, Powell of the 32nd, Caldwell of the 131st, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Article 5 of Chapter 18 of Title 50 of the Official Code of Georgia Annotated, relating to state records management, so as to provide for minimum retention periods for video recordings from law enforcement surveillance devices, law enforcement body-worn devices, or devices located on or inside of a law enforcement vehicle; to provide for a definition; to provide for exceptions; to provide for presumptions, civil liability, and fees; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1070. By Representatives Dempsey of the 13th, Houston of the 170th, Willard of the 51st, Thomas of the 39th, Oliver of the 82nd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 19 of the Official Code of Georgia Annotated, relating to adoption, so as to

permit the department to use certain information in the department's records concerning the adopted child's biological parents; to repeal conflicting laws; and for other purposes.

## NOTICE OF MOTION TO RECONSIDER:

SB 378 DeKalb County; change the composition of the governing authority (SLGO(G)-40th)

SENATE RULES CALENDAR  
MONDAY, FEBRUARY 29, 2016  
THIRTIETH LEGISLATIVE DAY

SB 402 Drug Abuse Treatment and Education Programs; provide for a moratorium on the issuance of new licenses to narcotic treatment programs (Substitute) (RI&U-53rd)

SB 404 Public Safety Department; off-duty use of motor vehicles by certain law enforcement officers; revise provisions (PUB SAF-7th)

SB 416 GBI; establish Georgia Information Sharing and Analysis Center; provide fusion center for sharing and analysis of homeland security activity information (PUB SAF-46th)

SB 417 'Georgia Film and Television Trail Act'; create; provide definitions; purpose (ED&T-53rd)

SB 375 Municipal Corporations; provide certain requirements and standards for the incorporation of new municipal corporations (Substitute)(SLGO(G)-51st)

SR 604 Revenue and Taxation; prohibit the levy of state ad valorem taxes -CA (FIN-31st)

SB 310 "Transparency in Education Act"; prohibit implementation of certain grants; written analysis; grant terms are ratified by Gen. Assembly (Substitute) (ED&Y-3rd)

SB 409 Education; require every public school to post a sign containing toll-free telephone number; reports of child abuse or neglect (Substitute) (ED&Y-43rd)

SB 352 Selling and Other Trade Practices; provide consumer protection requirements for fantasy contest operators (Substitute)(RI&U-45th)

- SB 6 "Georgia Road Safety and Driver's License Integrity Act"; provide persons who possess lawful alien status are only category of noncitizens (Substitute)(PUB SAF-29th)
- SB 336 Retirement; permit governing bodies of municipal corporations to enact plans by resolution in addition to ordinance (RET-8th)
- SB 357 Education; local board education members; revise provisions relating to standards (Substitute)(ED&Y-27th)
- SB 206 Counties and Municipal Corporations; revise provisions relating to water liens; procedures (Substitute)(JUDY-3rd)
- SB 346 "Environmental Policy Act"; exempt projects for construction/improvement of public roads from environmental effects reports (TRANS-21st)
- SB 385 Physicians; provide for certain requirements for advertisement or publication of representation of board certification by physicians (H&HS-32nd)
- SB 389 Social Services; temporary assistance for needy families; provide for exception to lifetime maximum assistance (Substitute)(H&HS-6th)
- SB 355 "Student/Teacher Protection Act"; enact; end punitive testing consequences; related to federal, state, and locally mandated standardized assessments (Substitute)(ED&Y-3rd)
- SR 756 Appropriations Acts; provide for prioritized funding requirements; procedures, conditions, and limitations-CA (Substitute)(FIN-32nd)
- SB 77 DNA Sampling, Collection, and Analysis; provide for analysis and collection of DNA for individuals arrested and convicted of felony offenses (Substitute)(JUDYNC-56th)
- SB 328 Education; students who are subject to compulsory attendance shall not be assigned to alternative education program for more than two semesters (Substitute)(ED&Y-10th)
- SB 304 Criminal Records; allow for the preservation of a person's involuntary hospitalization information received by Georgia Crime Information (Substitute)(PUB SAF-42nd)



Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

SB 402. By Senators Mullis of the 53rd, Burke of the 11th, Harper of the 7th and Watson of the 1st:

A BILL to be entitled an Act to amend Chapter 5 of Title 26 of the Official Code of Georgia Annotated, relating to drug abuse treatment and education programs, so as to provide for a moratorium on the issuance of new licenses to narcotic treatment programs; to create the State Commission on Narcotic Treatment Programs; to provide legislative findings and intent; to provide for the membership, powers, duties, compensation, and allowances of the commission; to provide for the abolishment of the commission; to suspend the acceptance of applications and issuing of licenses for narcotic treatment programs for a certain period; to provide for exceptions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Senate Committee on Regulated Industries and Utilities offered the following substitute to SB 402:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 5 of Title 26 of the Official Code of Georgia Annotated, relating to drug abuse treatment and education programs, so as to provide for a moratorium on the issuance of new applications for licensure of narcotic treatment programs; to create the State Commission on Narcotic Treatment Programs; to provide legislative findings and intent; to provide for the membership, powers, duties, compensation, and allowances of the commission; to provide for the abolishment of the commission; to suspend the acceptance of applications for licensure of narcotic treatment programs for a certain period; to provide for exceptions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 5 of Title 26 of the Official Code of Georgia Annotated, relating to drug abuse treatment and education programs, is amended by adding a new Code section to read as follows:

"26-5-21.

(a) A temporary moratorium on the acceptance of new applications for licensure of narcotic treatment programs authorized under this chapter through June 30, 2017, would provide the General Assembly with time to study the need for any changes to the licensure requirements for the operation of such programs and the enactment of any other additional laws to ensure the safety of Georgia's citizens. With respect to the licensure of narcotic treatment programs in this state, the General Assembly finds that:

(1) There is a vital need for narcotic treatment programs that provide adequate medical, counseling, vocational, educational, mental health assessment, and social services to patients enrolled in the opioid treatment program with the goal of the individual achieving recovery;

(2) There is a growing concern as to the numbers and concentration of narcotic treatment programs located in certain parts of this state and that concentration of such narcotic treatment programs is in cities along Georgia's borders with neighboring states;

(3) There are reported and documented increases in heroin addiction and overdoses throughout this state;

(4) There is a grave concern over the public's well-being concerning the potential abuses of methadone and its relationship to geographic proximity, the population being served, and whether patients are receiving adequate treatment;

(5) Georgia is eighth in population but third nationally in the number of narcotic treatment programs; and

(6) There is a need to study the narcotic treatment program licensure requirements and enforcement and other issues that may arise out of this study.

(b) There is created the State Commission on Narcotic Treatment Programs to be composed of three members of the House of Representatives to be appointed by the Speaker of the House of Representatives; three members of the Senate to be appointed by the President of the Senate; five members to be appointed by the Governor to include the commissioner of community health or his or her designee, the commissioner of behavioral health and developmental disabilities or his or her designee, and three members who represent a cross section of interests of narcotic treatment program owners, pharmacists, and law enforcement. The Speaker of the House of Representatives and the President of the Senate shall each select a cochairperson. The cochairpersons shall call all meetings of the commission. Administrative support for the commission shall be provided by the staff of the Department of Community Health, as appropriate.

(c) The commission shall perform the following by December 31, 2016:

(1) Examine the current narcotic treatment program licensure requirements for adequacy;

(2) Assess how the current licensure requirements and enforcement of such requirements meet the purpose of providing adequate medical, counseling, vocational, educational, mental health assessment, and social services to patients enrolled in these programs and how these programs can be assessed for meeting the opioid treatment

program goal of the individual achieving recovery;

(3) Determine if the geographic service areas are reasonable and based on an optimal balance between population density and service proximity and whether the sociodemographic in the service area and the projected population to receive services are being considered;

(4) Determine the cause and effect of hospital admittance for overdose and incidents of suicide, if any, in relation to the adequate licensure and oversight of these programs;

(5) Determine what legislative changes need to be made to licensure requirements of narcotic treatment programs or any other changes to the law to address concerns that arise out of this study; and

(6) Solicit expert testimony on the efficacy of nonnarcotic, medically assisted treatments for opioid dependence.

(d) The legislative members of the commission shall be entitled to receive the compensation and allowances provided for in Code Section 28-1-8. Members of the commission who are state officials, other than legislative members, or state employees shall receive no compensation for their services on the commission but may be reimbursed for expenses incurred by them in the performance of their duties as members of the commission in the same manner as they are reimbursed for expenses in their capacities as state officials or employees. Members of the commission who are not legislators, state officials, or state employees shall receive a daily expense allowance in an amount the same as that specified in subsection (b) of Code Section 45-7-21, as well as the mileage or transportation allowance authorized for state employees, and the funds for payment thereof shall come from funds of the Department of Community Health.

(e) This commission may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this Code section.

(f) The commission shall stand abolished on January 1, 2017.

(g) New applications for licensure of narcotic treatment programs in this state shall be temporarily suspended starting from the effective date of this Code section through and including June 30, 2017, in order to permit the commission to complete its report and recommendations and to permit the General Assembly to act on those recommendations during the 2017 legislative session.

(h) Between the effective date of this Code section and June 30, 2017, the department shall not accept any new applications for licensure of a narcotic treatment program.

(i) The temporary suspension of new applications for licensure of narcotic treatment programs shall not affect applications pending on the effective date of this Code section, renewals, program name changes, program location changes, or program ownership changes."

**SECTION 2.**

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

**SECTION 3.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Cowser	Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

SB 402, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

2/29/16

Due to business outside the Senate Chamber, I missed the vote on the SB 402. Had I been present, I would have voted "YES".

/s/ Bill Cowsert  
District 46

SB 404. By Senators Harper of the 7th, Albers of the 56th, Dugan of the 30th, Jones II of the 22nd, Watson of the 1st and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 35 of the Official Code of Georgia Annotated, relating to the Department of Public Safety, so as to revise provisions for the off-duty use of motor vehicles by certain law enforcement officers of the department relative to approved off-duty employment; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Harper of the 7th offered the following amendment #1:

*Amend the SB 404 (LC 41 0737) by replacing line 103 with the following:*

commissioner to be sufficient to reimburse the department for the use of the vehicle. Pursuant to such agreement, the department shall pay the employee of the department the compensation earned on off-duty employment whenever such employee performs such service in a department motor vehicle."

On the adoption of the amendment, there were no objections, and the Harper amendment #1 was adopted.

Senator Bethel of the 54th offered the following amendment #2:

Amend SB 404 by inserting at the end of lines 45, 78, and 103 the following: "Provided, such compensation shall not be characterized as direct employment compensation, but shall be paid as services under contract."

On the adoption of the amendment, there were no objections, and the Bethel amendment #2 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
N Cowsert	Y Jeffares	Y Stone
Y Crane	N Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 9.

SB 404, having received the requisite constitutional majority, was passed as amended.

At 12:10 p.m. the President announced that the Senate would stand at ease until 1:30 p.m.

At 1:33 p.m. the President called the Senate to order.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 471. By Representative Stephens of the 164th:

A BILL to be entitled an Act to amend Article 10A of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of heavy-duty motor vehicles, so as to add a definition of certain vehicles; to repeal conflicting laws; and for other purposes.

HB 722. By Representatives Peake of the 141st, Powell of the 32nd, Meadows of the 5th, England of the 116th, Gravley of the 67th and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to provide for a patient registry

program for the use of medical cannabis; to authorize rule making; to establish duties of patients, designated caregivers, physicians, and manufacturers of medical cannabis; to establish a medical cannabis tracking system; to provide for confidentiality of records; to establish patient protections; to impose penalties; to provide for nursing facilities; to establish fees; to establish a task force; to require impact assessment of medical cannabis therapeutic research; to require reports and audits; to repeal conflicting laws; and for other purposes.

HB 1014. By Representatives Powell of the 171st and Williamson of the 115th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from state income taxes, so as to extend the sunset date of the existing exemption for donation of real property for conservation use; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1028. By Representatives Werkheiser of the 157th, Nimmer of the 178th, Burns of the 159th, Abrams of the 89th, Caldwell of the 20th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to general provisions relative to waste management, so as to require the Environmental Protection Division of the Department of Natural Resources to provide notice to affected localities upon the occurrence of certain events relating to permitted solid or hazardous waste facilities; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Calendar was resumed.

SB 416. By Senators Cowsert of the 46th, Harbison of the 15th, Harper of the 7th, Thompson of the 14th and Dugan of the 30th:

A BILL to be entitled an Act to amend Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to the Georgia Bureau of Investigation, so as to establish the Georgia Information Sharing and Analysis Center within the Georgia Bureau of Investigation; to provide for a fusion center for the sharing and analysis of homeland security activity information; to provide for definitions; to provide for operations and responsibilities; to provide for membership; to amend Code Section 38-3-20 of the Official Code of Georgia Annotated, relating to Georgia Emergency Management Agency created, director, staff, offices, director's duties, and disaster coordinator, so as to

expand the duties of the director of emergency management; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Cowser of the 46th offered the following amendment #1:

*Amend SB 416 (LC 41 0749) by replacing lines 70 through 80 with the following:*

- "(e) The director, subject to the direction and control of the Governor, shall:
- (1) Be ~~be~~ the executive head of the Georgia Emergency Management Agency and shall be responsible to the Governor for carrying out the program for emergency management in this state. ~~He or she shall coordinate;~~
  - (2) Serve as the central authority reporting to the Governor on all matters relating to homeland security;
  - (3) Have command and control authority over all operational areas involving terrorist activity within this state, including, but not limited to, command and control over all task forces and central commands related thereto;
  - (4) Coordinate the activities of all organizations for emergency management and homeland security within the state, ~~shall maintain;~~
  - (5) Maintain liaison with and cooperate with emergency management agencies and organizations of other states and of the federal government;
  - (6) Oversee all risk and threat assessments and coordinate all plans for timely and complete responses through a network of federal, state, and local organizations, including, but not limited to, coordination of the efficient and timely flow of information;
  - (7) Be responsible for crisis and consequence management planning, including, but not limited to, measures to identify, acquire, and plan the use of resources needed to anticipate, prevent, or resolve a threat or act of terrorism;
  - (8) Coordinate and review all activities involving homeland security within any agency, authority, or entity of this state, including, but not limited to, oversight of homeland security activities found within the Department of Public Safety, the Georgia Bureau of Investigation, the Georgia National Guard, the Department of Natural Resources, the Department of Community Health, and the Department of Public Health;
  - (9) Evaluate information developed by the criminal justice community in regard to threats or potential threats of terrorism; and
  - (10) Have ~~shall have~~ such additional authority, duties, and responsibilities authorized by Article 1, this article, and Article 3 of this chapter as may be prescribed by the Governor and such additional authority, duties, and responsibilities as described in Article 9 of Chapter 3 of Title 35 and Part 4 of Article 2 of Chapter 5 of Title 46, the 'Georgia Emergency Telephone Number 9-1-1 Service Act of 1977,' as amended."

On the adoption of the amendment, there were no objections, and the Cowser amendment #1 was adopted.



Senator Cowser of the 46th offered the following amendment #2:

*Amend SB 416 (LC 41 0749) by replacing lines 25 through 28 with the following:*

(B) A hostile military or paramilitary action; or

(C) An extraordinary law enforcement emergency.

*By replacing "share and provide" with "report" on line 40.*

*By replacing lines 57 through 65 with the following:*

(a) Membership in the center shall consist of state and local fire service, law enforcement, homeland security, emergency management, corrections, and other appropriate agencies and disciplines as determined by the director of emergency management in consultation with the director. Such members shall assign or make available their analysts or other personnel to the center as such need is determined by the director of emergency management.

(b) The director of emergency management shall maintain Georgia Emergency Management Agency analysts in the center as needed as determined by the director of emergency management."

Senator Cowser of the 46th offered the following amendment # 2a:

Amend Amendment #2 to SB 416 by inserting after the word "if" on line 6 of Amendment the following: "the Director, the Director of Emergency Management, the Commissioner of Public Safety, the Commissioner of Natural Resources, the Commissioner of Corrections, the State Fire Marshall, the Attorney General, the Adjutant General and "

On the adoption of the amendment, there were no objections, and the Cowser amendment #2a to the Cowser amendment #2 was adopted.

On the adoption of amendment #2, there were no objections, and the Cowser amendment #2 was adopted as amended.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer

Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

SB 416, having received the requisite constitutional majority, was passed as amended.

The following communications were received by the Secretary:

2/29/16

Due to business outside the Senate Chamber, I missed the vote on SB 416. Had I been present, I would have voted "yes".

/s/ N.G. Orrock  
District 36

2/29

Due to business outside the Senate Chamber, I missed the vote on SB 416. Had I been present, I would have voted "YES".

/s/ Lindsey Tippins  
District 37

SB 417. By Senators Mullis of the 53rd, Gooch of the 51st, Beach of the 21st and Ginn of the 47th:

A BILL to be entitled an Act to amend Chapter 7 of Title 50 of the Official Code of Georgia Annotated, relating to the Department of Economic Development, so as to create the "Georgia Film and Television Trail Act"; to

provide for a short title; to provide for definitions; to provide for a purpose; to provide for the Department of Economic Development to plan and develop the trail; to provide for policies; to provide for the Department of Transportation to place trail signs designed in conjunction with the Department of Economic Development; to provide for certain immunities; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senators Crane of the 28th, Mullis of the 53rd and Bethel of the 54th offered the following amendment #1:

Amend SB 417 by insert a new line after line 49 and renumber accordingly

“(6) The department shall be required to get written approval from the property owner prior to placement of any signage or distribution of any printed or electronic communication designating such property as a part of the trail.”

On the adoption of the amendment, there were no objections, and the Crane, et al. amendment #1 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 55, nays 0.

SB 417, having received the requisite constitutional majority, was passed as amended.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 12. By Representatives Rogers of the 10th, Yates of the 73rd, Meadows of the 5th, Holcomb of the 81st, Hitchens of the 161st and others:

A BILL to be entitled an Act to amend Article 4 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to fraud and related offenses, so as to establish the criminal offense of fraudulent representation of military service; to provide for a short title; to provide for definitions; to provide for penalties; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 364. By Representatives Knight of the 130th, Harbin of the 122nd, Harrell of the 106th, Stephens of the 164th, Powell of the 171st and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of intangibles, so as to change certain provisions regarding the real estate transfer tax; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 828. By Representatives Fludd of the 64th, Hawkins of the 27th, Mosby of the 83rd, Buckner of the 137th, Greene of the 151st and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of and exemptions from state income taxes, so as to create an income tax credit for employers who hire certain qualified parolees for full-time jobs; to provide for rules and regulations and an application process related to such income tax credit; to provide for certain conditions and limitations; to provide for definitions; to repeal conflicting laws; and for other purposes.

HB 889. By Representative Kidd of the 145th:

A BILL to be entitled an Act to amend Part 4 of Article 1 of Chapter 18 of Title 43 of the Official Code of Georgia Annotated, relating to the operation of funeral establishments and crematories, so as to authorize certain advertisements related to crematories and cremation services; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 934. By Representatives Kirby of the 114th, Benton of the 31st, Dawkins-Haigler of the 91st, Dickerson of the 113th, Stephenson of the 90th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 49 of the Official Code of Georgia Annotated, relating to general provisions applicable to social services, so as to authorize the Department of Human Services to provide a separate link or portal on its website providing kinship caregivers with information and access necessary to apply for public assistance benefits; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 935. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to exemptions from ad valorem tax, so as to add certain fulfillment centers to properties eligible for a freeport exemption; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 936. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from income taxes, so as to clarify certain terms in respect to the wages necessary to qualify for a jobs tax credit; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 937. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Williamson of the 115th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use

tax, so as to change the sunset provision for the exemption for projects of regional significance; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 990. By Representative Powell of the 171st:

A BILL to be entitled an Act to amend Chapter 5C of Title 48 of the Official Code of Georgia Annotated, relating to alternative ad valorem tax on motor vehicles, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Calendar was resumed.

SB 375. By Senators Gooch of the 51st, Albers of the 56th, Williams of the 27th, Parent of the 42nd, Jones of the 10th and others:

A BILL to be entitled an Act to amend Chapter 31 of Title 36 of the Official Code of Georgia Annotated, relating to incorporation of municipal corporations, so as to provide certain requirements and standards for the incorporation of new municipal corporations; to require a financial viability, fiscal impact, and service delivery study; to prohibit the creation of unincorporated islands; to provide for special districts to amortize obligations; to require referendum approval; to repeal conflicting laws; and for other purposes.

The Senate Committee on State and Local Governmental Operations offered the following substitute to SB 375:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 31 of Title 36 of the Official Code of Georgia Annotated, relating to incorporation of municipal corporations, so as to provide certain requirements and standards for the incorporation of new municipal corporations; to require a financial viability, fiscal impact, and service delivery study; to prohibit the creation of unincorporated islands; to require referendum approval; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 31 of Title 36 of the Official Code of Georgia Annotated, relating to incorporation of municipal corporations, is amended by adding new Code sections to read as follows:

"36-31-13.

(a) On and after January 1, 2017, any bill to incorporate a new municipal corporation in any county and any bill for reorganization of local government authorized by Paragraph II of Section III of Article IX of the Constitution, or by any general law adopted pursuant to such Paragraph, may be introduced in the General Assembly during the first year of the term of office.

(b) During the interim between the first and second sessions of the General Assembly, a financial viability, fiscal impact, and service delivery study shall be prepared by a public academic research institution regarding the incorporation of the proposed municipal corporation. Such study shall be based on the interim service delivery strategy required by subsection (c) of this Code section and shall include, but not be limited to, the following issues:

(1) The economic viability of the proposed municipal corporation and the amount of taxes and fees necessary to sustain the services to be provided by the new municipal corporation in the first year of its corporate existence and the estimated amount of taxes and fees necessary to sustain the services projected for the subsequent five- and ten-year periods;

(2) The financial impact of the incorporation of the municipal corporation on the remaining unincorporated area of the county and existing municipal corporations within the county, and the amount of taxes and fees necessary to sustain the services provided by the county to the unincorporated area and existing municipal corporations after the incorporation;

(3) The financial impact of the incorporation of the municipal corporation on the county in which such municipal corporation is located and the amount of taxes and fees necessary to sustain the services provided by the county on a county-wide basis after the incorporation;

(4) An estimate of the financial impact of any pension obligations directly attributable to the provision of local government services by the county in the unincorporated area of the county proposed for incorporation which may be left unfunded as a result of the incorporation. In order to calculate the estimate required by this paragraph, the county shall provide a copy of the most recent actuarial valuation of the county pension fund to the academic research institution preparing the study required by this subsection within 30 days of the request for the valuation being made to the county; and

(5) To the extent the study projects that the new municipal corporation will receive fees or tax revenues for the granting of franchises or contracts pursuant to paragraph (7) of Code Section 36-34-2, the study shall estimate the financial impact of such utility franchise fees or taxes on utility bills of the utility customers within the proposed municipality upon incorporation and an estimate of the increase in total cost to all utility customers affected by changes in the rate base of the utility paying the franchise fees or taxes to the proposed municipality upon incorporation.

(c) Notwithstanding the provisions of paragraph (1) of subsection (e) of Code Section 36-31-8, during the interim between the first and second sessions of the General

Assembly, a service delivery strategy proposal shall be prepared and submitted for the purpose of identifying the information and assumptions required by paragraphs (2) and (3) of subsection (b) of this Code section. The local delegation consisting of all members of the General Assembly whose districts are wholly or partially within the county or counties in which the new municipal corporation is proposed to be located may appoint an advisory committee to assist with the preparation of the service delivery strategy proposal, and any such advisory committee's assistance shall be advisory only in nature and shall not hinder or delay the service delivery strategy proposal's preparation. The proposal shall be prepared for advisory purposes only and shall not be binding on the governing authority of the municipality upon incorporation. The interim service delivery strategy proposal shall generally follow the requirements of Article 2 of Chapter 70 of this title, but shall specifically address the following components:

(1) An identification of all local government services proposed to be provided or primarily funded by the new municipal corporation and any change in services to be provided by the county as a result of the new incorporation;

(2) A description of the source of the proposed funding for each service identified pursuant to paragraph (1) of this subsection; and

(3) An identification of the mechanisms, as that term is defined in paragraph (5.3) of Code Section 36-70-2, to be utilized to facilitate the implementation of the services and funding responsibilities identified pursuant to paragraphs (1) and (2) of this subsection.

(d) The corporate limits of a new municipal corporation shall not create unincorporated islands. As used in this subsection, the term 'unincorporated island' means an unincorporated area:

(1) With its aggregate external boundaries abutting the new municipal corporation; or

(2) With its aggregate external boundaries abutting any combination of the new municipal corporation and one or more other existing municipalities or counties, including areas separated by the width of an interstate highway from the boundaries of the new municipal corporation.

36-31-14.

(a) On or after January 1, 2017, Acts of the General Assembly proposing incorporation of a municipal corporation shall include a requirement for referendum approval of the new incorporation under such terms and conditions as specified in such Acts.

(b) It shall be the duty of the election superintendent to hold and conduct the referendum and certify the result thereof to the Secretary of State. Any special election to present the question of approval of incorporation of a new municipality to the voters shall be held exclusively at the time of a general election."

## **SECTION 2.**

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



On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	N Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 55, nays 1.

SB 375, having received the requisite constitutional majority, was passed by substitute.

Senator Ginn of the 47th was excused for business outside the Senate Chamber.

SR 604. By Senators Heath of the 31st, Hill of the 32nd, Crane of the 28th, Harbin of the 16th, Millar of the 40th and others:

A RESOLUTION proposing an amendment to the Constitution so as to prohibit the levy of state ad valorem taxes; to provide for applicability; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

The report of the committee, which was favorable to the adoption of the resolution, was agreed to.

On the adoption of the resolution proposing an amendment to the Constitution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
E Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 38, nays 17.

SR 604, having received the requisite two-thirds constitutional majority, was adopted.

Senator Heath of the 31st moved that the following resolution, having been placed on the Table on Friday, February 26, 2016, be taken from the Table:

SR 388. By Senators Heath of the 31st, Shafer of the 48th, Cowsert of the 46th, Ligon, Jr. of the 3rd, Mullis of the 53rd and others:

A RESOLUTION proposing an amendment to the Constitution, in a manner consistent with the United States Constitution, so as to prevent discrimination in the public funding of social services by allowing religious or faith based organizations to receive public aid, directly or indirectly, for the provision of such services; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Senator Henson of the 41st objected.

On the motion, the yeas were 31, nays 15; the motion prevailed, and SR 388 was taken from the Table.

Pursuant to Senate Rule 6-3.5(b), SR 388, having been taken from the Table, was placed at the foot of the Senate Rules Calendar.

Senator McKoon of the 29th moved that the following resolution, having been placed on the Table on Friday, February 26, 2016, be taken from the Table:

SR 675. By Senators McKoon of the 29th, Gooch of the 51st, Crane of the 28th, Ginn of the 47th, Harbin of the 16th and others:

A RESOLUTION proposing an amendment to the Constitution so as to declare English as the official language of the State of Georgia; and for other purposes.

Senator Tate of the 38th objected.

On the motion, the yeas were 37, nays 15; the motion prevailed, and SR 675 was taken from the Table.

Pursuant to Senate Rule 6-3.5(b), SR 675, having been taken from the Table, was placed at the foot of the Senate Rules Calendar.

Senator Tippins of the 37th moved that the following bill, having been placed on the Table on Friday, February 26, 2016, be taken from the Table:

SB 420. By Senators Tippins of the 37th, Hill of the 32nd, Unterman of the 45th, Jones of the 25th and Thompson of the 14th:

A BILL to be entitled an Act to amend Chapter 1 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, so as to require referendum approval prior to the expenditure of public funds for the establishment of a fixed guideway transit; to provide for definitions; to provide for submission of the question to qualified voters; to provide for ballot language; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Henson of the 41st objected.

On the motion, the yeas were 32, nays 16; the motion prevailed, and SB 420 was taken from the Table.

Pursuant to Senate Rule 6-3.5(b), SB 420, having been taken from the Table, was placed at the foot of the Senate Rules Calendar.

Senator Bethel of the 54th was excused for business outside the Senate Chamber.

The Calendar was resumed.

SB 310. By Senators Ligon, Jr. of the 3rd, Martin of the 9th, Hill of the 6th, Shafer of the 48th, Albers of the 56th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 1 of Title 20 of the Official Code of Georgia Annotated, relating to general provisions relative to education, so as to prohibit the implementation of certain grants affecting education policy regarding pre-kindergarten through grade 12 education until a written analysis is provided and the grant terms are ratified by the General Assembly; to provide for a definition; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Education and Youth offered the following substitute to SB 310:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 1 of Title 20 of the Official Code of Georgia Annotated, relating to general provisions relative to education, so as to provide for written notice prior to applying for certain grants affecting education policy regarding pre-kindergarten through grade 12 education; to provide for a definition; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Transparency in Education Act."

**SECTION 2.**

Article 1 of Chapter 1 of Title 20 of the Official Code of Georgia Annotated, relating to general provisions relative to education, is amended by adding a new Code section to read as follows:

"20-1-11.

(a) As used in this Code section, the term 'grant' means any competitive grant over \$20 million.

(b) Any department, agency, or official of the state applying for a grant pertaining to or

affecting pre-kindergarten through grade 12 education which would result in the establishment or alteration of education policy for public education in this state shall, at least 30 days prior to submitting the grant application, provide a written analysis of the following to all members of the Senate Education and Youth Committee and the House Committee on Education:

- (1) Long-term projections of unfunded costs resulting from the implementation of the grant for both the state and local boards of education, with projections covering at least three years after the expiration of the grant period;
- (2) The impact on state and local education policy, including any resulting line of accountability or transfer of governing control of any aspect of education from state or local officials to any entity inside or outside this state, whether the federal government, a private corporation or association, or any other entity;
- (3) The purpose and effect of the grant program, including its effect on and interrelationship with any existing education program or policy currently operating within this state;
- (4) All compliance mandates and policy directives associated with satisfying the terms of the grant; and
- (5) Any laws that must be passed or rescinded to comply with the terms of the grant, including budgetary considerations."

### SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
N Beach	Y Hill, Judson	N Parent
E Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman

Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 36, nays 18.

SB 310, having received the requisite constitutional majority, was passed by substitute.

Senator Hill of the 32nd was excused for business outside the Senate Chamber.

SB 409. By Senators VanNess of the 43rd, Shafer of the 48th, Unterman of the 45th, Rhett of the 33rd, Stone of the 23rd and others:

A BILL to be entitled an Act to amend Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," so as to require every public school to post a sign containing the toll-free telephone number operated by the Division of Family and Children Services of the Department of Human Services to receive reports of child abuse or neglect; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Education and Youth offered the following substitute to SB 409:

A BILL TO BE ENTITLED  
AN ACT

To amend Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," so as to require every public school to post a sign containing the toll-free telephone number operated by the Division of Family and Children Services of the Department of Human Services to receive reports of child abuse or neglect; to provide that no cause of action is created; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," is amended by adding a new Code section to read as follows:

"20-2-324.2.

(a) Each public school, including all local charter schools and state charter schools, shall post in a clearly visible location in a public area of the school that is readily accessible to students a sign in English and Spanish that contains the toll-free telephone number operated by the Division of Family and Children Services of the Department of Human Services to receive reports of child abuse or neglect 24 hours per day and seven days per week.

(b) The State Board of Education may adopt rules and regulations relating to the size and location of the sign required by subsection (a) of this Code section.

(c) No person shall have a cause of action for any loss or damage caused by any act or omission resulting from posting, or the lack of posting, a sign pursuant to this Code section."

## **SECTION 2.**

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

Senators McKoon of the 29th and Crane of the 28th offered the following amendment #1:

Amend LC 33 6560S to SB 409 by striking on line 15 "and Spanish'

Senators Millar of the 40th and Shafer of the 48th offered the following amendment #2:

Amend SB 409 by line 15 Strike "Spanish) add "other such languages as may be determined by the local board of education"

On the adoption of amendment #2, the President asked unanimous consent.

Senator McKoon of the 29th objected.

On the adoption of the amendment, the yeas were 33, nays 3, and the Millar, Shafer amendment #2 to the committee substitute was adopted.

Senator Shafer of the 48th asked for a ruling of the Chair as to whether the adoption of amendment #2 made amendment #1 out of order. The President ruled amendment #1 moot and thus out of order.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 1.

SB 409, having received the requisite constitutional majority, was passed by substitute.

SB 352. By Senators Unterman of the 45th, Jeffares of the 17th, Mullis of the 53rd, Hufstetler of the 52nd, Kirk of the 13th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to provide consumer protection requirements for fantasy contest operators; to provide for definitions; to provide for state registration of fantasy contest operators with the Attorney General; to authorize the Attorney General to promulgate rules and regulations; to provide civil and criminal penalties for violations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Unterman of the 45th asked unanimous consent to drop SB 352 to the foot of today's Senate Rules Calendar.

The consent was granted, and SB 352 was placed at the foot of the Rules Calendar.



Senator Fort of the 39th was excused for business outside the Senate Chamber.

SB 6. By Senators McKoon of the 29th, Crane of the 28th, Gooch of the 51st, Heath of the 31st, Ginn of the 47th and others:

A BILL to be entitled an Act to amend Chapters 5, 11, and 16 of Title 40 of the O.C.G.A., relating to drivers' licenses, abandoned motor vehicles, and the Department of Driver Services, respectively, so as to provide that persons who possess a lawful alien status are the only category of noncitizens who may obtain a license, permit, or card; to require the Department of Driver Services to participate in the Records and Information from DMVs for E-Verify initiative of the United States Department of Homeland Security; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Public Safety offered the following substitute to SB 6:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to provide that persons who possess a lawful alien status are the only category of noncitizens who may obtain certain licenses, permits, or cards; to provide for driver's privilege cards for persons who are current recipients of grants of deferred action which shall operate the same as drivers' licenses; to provide for definitions; to provide for exceptions; to provide for the design of drivers' privilege cards; to provide for special identification cards for persons who are current recipients of grants of deferred action; to provide for the design of such special identification cards; to provide for criminal penalties; to amend Code Section 50-36-1 of the Official Code of Georgia Annotated, relating to verification requirements, procedures, and conditions, exceptions, regulations, and criminal and other penalties for violations, so as to revise the verification standard of the sworn affidavit concerning drivers' licenses and state identification cards; to provide for related matters; to provide for a contingent effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, is amended by revising paragraph (15) and adding a new paragraph to Code Section 40-5-1, relating to definitions, to read as follows:

"(10.5) 'Lawful alien status' means an alien status provided for by the federal Immigration and Nationality Act or any other provision by the United States Congress; provided, however, that lawful alien status shall not include a grant of any

deferred action from the United States Department of Homeland Security."

"(15) 'Resident' means a person who has a permanent home or abode in Georgia to which, whenever such person is absent, he or she has the intention of returning. For the purposes of this chapter, there is a rebuttable presumption that the following person is a resident:

(A) Any person who accepts employment or engages in any trade, profession, or occupation in Georgia or enters his or her children to be educated in the private or public schools of Georgia within ten days after the commencement of such employment or education; or

(B) Any person who, except for infrequent, brief absences, has been present in the state for 30 or more days;

provided, however, that no person shall be considered a resident for purposes of this chapter unless such person is either a United States citizen or ~~an alien with legal authorization from the U.S. Immigration and Naturalization Service~~ present in the United States pursuant to a lawful alien status."

## SECTION 2.

Said chapter is further amended by revising subsections (a) and (c) and adding new subsections to Code Section 40-5-20, relating to license required, surrender of prior licenses, and local licenses prohibited, to read as follows:

"(a) No person, except those expressly exempted in this chapter or in Chapter 6 of this title, shall drive any motor vehicle upon a highway in this state unless such person has a valid driver's license or a driver's privilege card under this chapter for the type or class of vehicle being driven. Any person who is a resident of this state for 30 days shall obtain a Georgia driver's license before operating a motor vehicle in this state. Any court having jurisdiction over traffic offenses in this state shall report to the department the name and other identifying information of any individual convicted of driving without a license. This Code section shall not apply to a person driving with a suspended license or license that has been revoked. Any person convicted of violating this Code section shall be punished as provided in subsection (a) of Code Section 40-5-121; provided, however, that if:

(1) Such person is driving with a driver's license issued by this state that has been expired for less than 31 days at the time of the offense and he or she produces in court a driver's license that would have been valid at the time of the offense, he or she shall not be guilty of such offense; and

(2) Such person is driving without a valid driver's license or receipt issued by the department reflecting issuance, renewal, replacement, or reinstatement in his or her possession but he or she has a valid driver's license, Code Section 40-5-29 shall apply to such offense.

(a.1)(1) Except as provided for in subsection (a.2) of this Code section, any person who is a current recipient of a grant of deferred action from the United States Department of Homeland Security shall obtain a Georgia driver's privilege card before operating a motor vehicle in this state. Pursuant to the terms of this subsection,

upon payment of the required fee, the department shall issue to every applicant qualifying therefor a driver's privilege card indicating the type or general class of vehicle the applicant may drive. Notwithstanding any other provision of this title and except as otherwise provided for in this subsection, such driver's privilege card shall:

(A) In every way operate in like manner for types or classes of vehicles as a citizen's driver's license, including but not limited to fees, instructional permits, training, examinations, expirations, restrictions, points, issuances, renewals, and replacements, as if such driver's privilege card were a driver's license;

(B) Be subject to the same carrying, exhibition, reporting, and motor vehicle insurance requirements as a citizen's driver's license;

(C) Confer the same privileges and responsibilities for driving a motor vehicle upon a highway in this state as a citizen's driver's license; and

(D) Be subject to the same laws and penalties in the law, including but not limited to suspension or revocation, in the same manner as a citizen's driver's license.

(2) A driver's privilege card shall be valid only during the period of time of the applicant's grant of deferred action or five years, whichever occurs first.

(3)(A) A driver's privilege card shall be valid only for the privilege of operating a motor vehicle upon a highway in this state and shall not be valid for identification purposes, including but not limited to verifying the identity, residency, or citizenship status of its holder.

(B) It shall be a misdemeanor to attempt to use a driver's privilege card for identification purposes other than presentment to a law enforcement officer.

(4) Prior to the issuance of a driver's privilege card, the department shall obtain the fingerprints of the applicant.

(5)(A) The department shall distinguish a driver's privilege card from a driver's license issued by the department by the use of font and color.

(B) A driver's privilege card shall, in white letters displayed on a black banner positioned at the top or bottom, or both, of the driver's privilege card, include the terms 'DRIVER'S PRIVILEGE CARD ONLY', 'NOT FOR ID PURPOSES', 'LEGAL PRESENCE, NO LAWFUL STATUS', and 'UNDER GRANT OF DEFERRED ACTION'. Other than as provided for in this paragraph, a driver's privilege card shall contain the same physical characteristics of, and be similar in form to, a driver's license issued by the department.

(6) The department shall not issue any temporary driving privileges as provided for in subsection (e) of Code Section 40-5-24 to any person who is a current recipient of a grant of deferred action from the United States Department of Homeland Security.

(a.2) Any person who is a current recipient of a grant of deferred action from the United States Department of Homeland Security and who has a valid driver's license shall, upon expiration of such driver's license, be subject to the provisions of this chapter relating to a driver's privilege card."

"(c)(1) Except as provided in paragraph (2) of this subsection and in Code Section 40-5-32, no person shall receive a driver's license or driver's privilege card unless and until such person surrenders to the department all valid licenses in such person's

possession issued to him or her by this or any other jurisdiction. All surrendered licenses issued by another jurisdiction shall be destroyed. The license information shall be forwarded to the previous jurisdiction. No person shall be permitted to have more than one valid driver's license or more than one valid driver's privilege card at any time or a valid driver's license and a valid driver's privilege card at the same time.

(2) Any noncitizen who is eligible for issuance of a driver's license or driver's privilege card pursuant to the requirements of this chapter may be issued a driver's license or driver's privilege card without surrendering any driver's license or such other similar licenses previously issued to him or her by any foreign jurisdiction. This exemption shall not apply to a person who is applying for a commercial driver's license or who is required to terminate any previously issued driver's license or similar license pursuant to federal law. The department shall make a notation on the driving record of any person who retains a foreign driver's license, and this information shall be made available to law enforcement officers and agencies on such person's driving record through the Georgia Crime Information Center."

### SECTION 3.

Said chapter is further amended by revising Code Section 40-5-21.1, relating to temporary licenses, permits, or special identification cards, foreign licenses or identification cards as evidence of legal presence in the United States, and extensions, as follows:

"40-5-21.1.

(a) Notwithstanding any other provision of this title, an applicant who presents in person valid documentary evidence of:

(1) Admission to the United States in a valid, unexpired nonimmigrant status;

(2) A pending or approved application for asylum in the United States;

(3) Admission into the United States in refugee status;

(4) An approved application for temporary protected status in the United States;

(5) ~~Approved deferred action status;~~

~~(6)~~ Other federal documentation verified by the United States Department of Homeland Security to be valid documentary evidence of lawful ~~presence in the United States under federal immigration law~~ alien status; or

~~(7)~~(6) Verification of lawful ~~presence~~ alien status as provided by Code Section 40-5-21.2

may be issued a temporary license, permit, or special identification card as provided for in subsections (b) and (c) of this Code section. Such temporary license, permit, or special identification card shall be valid only during the period of time of the applicant's authorized stay in the United States or five years, whichever occurs first.

(b) A driver's license or identification card issued by any state or territory which, on or after July 1, 2006, authorized such driver's license or identification card to be issued to persons ~~not lawfully present in the United States~~ who do not have a lawful alien status may not be accepted as evidence of ~~legal presence in the United States~~ lawful alien status.

(c) Any noncitizen applicant who possesses a lawful alien status and whose Georgia driver's license or identification card has expired, or will expire within 30 days, and who has filed, or on whose behalf has been filed, a request for an extension with the United States Department of Homeland Security, or similar such federal issuing agency, for time to remain lawfully within the United States shall be issued a temporary driving permit or identification card valid for 120 days from the date of the expiration of his or her valid driver's license or identification card. The noncitizen applicant shall be required to present evidence of the application for extension by submitting a copy or copies of documentation designated by the department. A temporary driving permit or identification card shall be issued upon submission of the required documentation and an application fee in an amount to be determined by the department. Upon the expiration of the temporary driving permit or identification card, no further consecutive temporary permits or identification cards shall be authorized; provided, however, that application may be made following the expiration of an additional valid Georgia driver's license or identification card.

(d)(1) Notwithstanding any other provision of the title, an applicant who is a current recipient of a grant of deferred action from the United States Department of Homeland Security may be issued a special identification card which shall be valid only during the period of time of the applicant's grant of deferred action or five years, whichever occurs first. Notwithstanding any other provision of this title and except as otherwise provided for in this subsection, such special identification card shall in every way conform to the provisions governing personal identification cards provided for by this title, including but not limited to fees, proof of birth date, unlawful use, issuances, renewals, and replacements.

(2) Prior to the issuance of such special identification card as provided for in paragraph (1) of this subsection, the department shall obtain the fingerprints of the applicant.

(3)(A) The department shall distinguish the special identification card provided for in this subsection from other personal identification cards issued by the department by the use of font and color.

(B) A special identification card provided for in this subsection shall, in white letters displayed on a black banner positioned at the top or bottom, or both, of the special identification card, include the terms 'LEGAL PRESENCE, NO LAWFUL STATUS' and 'UNDER GRANT OF DEFERRED ACTION'. Other than as provided for in this paragraph, such special identification card shall contain the same physical characteristics of, and be similar in form to, other personal identification cards issued by the department."

#### **SECTION 4.**

Said chapter is further amended by revising subsection (b) and adding a new subsection to Code Section 40-5-21.2, relating to compliance with the Systematic Alien Verification for Entitlements Program, application, and implementation, to read as follows:

"(b) The department shall utilize the following procedures in this subsection before

issuing an identification card, license, permit, or other official document to an applicant who is a noncitizen:

- (1) The department shall attempt to confirm through the SAVE program that the applicant ~~is lawfully present in the United States~~ possesses a lawful alien status; and
- (2) If the SAVE program does not provide sufficient information to the department to make a determination, the department shall be authorized to accept verbal ~~or~~ e-mail, or other means of confirmation of the ~~legal~~ alien status of the applicant from the Department of Homeland Security."

"(e) A person determined to possess a lawful alien status pursuant to this Code section shall be eligible for a license, permit, or card as provided for in subsections (a), (b), and (c) of Code Section 40-5-21.1. A person determined to be a current recipient of a grant of deferred action from the United States Department of Homeland Security pursuant to this Code section shall be eligible for a card as provided for in subsection (a.1) of Code Section 40-5-20 or subsection (d) of Code Section 40-5-21.1."

#### SECTION 5.

Said chapter is further amended by revising subsection (a) of Code Section 40-5-28, relating to the issuance of licenses and contents, as follows:

"(a) Except as provided in subsection (c) of this Code section, the department shall, upon payment of the required fee, issue to every applicant qualifying therefor a driver's license indicating the type or general class of vehicles the licensee may drive, which license shall be upon a form prescribed by the department and which shall bear thereon a distinguishing number assigned to the licensee, a photograph of the licensee, the licensee's full legal name, either a facsimile of the signature of the licensee or a space upon which the licensee shall write his or her usual signature with a pen and ink immediately upon receipt of the license, and such other information or identification as is required by the department. No license shall be valid until it has been so signed by the licensee. Except as provided for under Code Section 40-5-20 or 40-5-21.1, the ~~The~~ department shall not require applicants to submit or otherwise obtain from applicants any fingerprints or any other biological characteristic or information which uniquely identifies an individual, including without limitation deoxyribonucleic acid (DNA) and retinal scan identification characteristics but not including a photograph, by any means upon application."

#### SECTION 6.

Said chapter is further amended by revising paragraphs (1), (2), and (3) of Code Section 40-5-120, relating to the unlawful use of license or identification card and penalties for violations of chapter generally, as follows:

- (1) Display or cause or permit to be displayed or have in his or her possession any canceled, revoked, or suspended driver's license or personal identification card issued pursuant to ~~Code Section 40-5-100~~ this chapter;
- (2) Fail or refuse to surrender to the department upon lawful demand any driver's license or personal identification card issued pursuant to ~~Code Section 40-5-100~~ this

chapter which has been suspended, revoked, disqualified, or canceled;

(3) Permit any unlawful use of a driver's license or personal identification card issued pursuant to ~~Code Section 40-5-100~~ this chapter issued to such person;"

#### SECTION 7.

Code Section 50-36-1 of the Official Code of Georgia Annotated, relating to verification requirements, procedures, and conditions, exceptions, regulations, and criminal and other penalties for violations, is amended by revising subsections (b) and (g) as follows:

"(b) Except as provided in ~~subsection~~ subsections (d) and (g) of this Code section or where exempted by federal law, every agency or political subdivision shall verify the lawful presence in the United States under federal immigration law of any applicant for public benefits."

"(g)(1) The Department of Driver Services shall require every applicant for a state issued driver's license or state identification card to submit, in person, an original secure and verifiable document, as defined in Code Section 50-36-2, and execute a signed and sworn affidavit verifying ~~the applicant's lawful presence in the United States under federal immigration law~~ that the applicant is a resident.

(2) The requirements of this subsection shall not apply to any applicant renewing a state issued driver's license or state identification card when such applicant has previously complied with the requirements of this subsection by submission of a secure and verifiable document, as defined in Code Section 50-36-2, and a signed and sworn affidavit affirming that such applicant is a United States citizen.

(3) As used in this subsection, the term 'resident' shall have the same meaning as provided for under Code Section 40-5-1."

#### SECTION 8.

(a) This Act shall become effective only if funds are specifically appropriated for purposes of this Act in an appropriations Act enacted by the General Assembly.

(b) If funds are so appropriated, then this Act shall become effective on the later of:

(1) The date on which such appropriations Act becomes effective; or

(2) The beginning date of the fiscal year for which such appropriations are made.

#### SECTION 9.

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

Senator McKoon of the 29th offered the following amendment #1:

*Amend the Senate Public Safety Committee substitute to SB 6 (LC 41 0756S) by replacing lines 2 through 12 with the following:*

drivers' licenses, so as to clarify and provide for persons who may obtain certain licenses, permits, or cards; to provide for driving safety cards for persons who are current recipients of grants of deferred action on deportation which shall operate the same as drivers' licenses; to provide for exceptions; to provide for the design of driving safety cards; to provide for criminal penalties; to provide for related

*By replacing line 18 with the following:*

is amended by revising paragraph (15) of Code Section 40-5-1,

*By deleting lines 20 through 23.*

*By replacing lines 35 through 37 with the following:*

chapter unless such person is either a United States citizen or an alien ~~with legal authorization from the U.S. Immigration and Naturalization Service~~ having lawful status to be present in the United States."

*By replacing "driver's privilege card" with "driving safety card" on lines 44, 62, 64 through 65, 67, 71, 78, 80, 84, 86, 88, 103, 105, 110, 111, 112 through 113, and 114.*

*By replacing "deferred action" with "deferred action on deportation" on lines 61, 79, 99, 161, and 163.*

*By replacing lines 90 through 96 with the following:*

(B) A driving safety card shall bear the legend: 'The individual shown hereon has passed the driving skills, knowledge, and vision tests required by state law.' A driving safety card shall, in white letters displayed on a black banner positioned at the top or bottom, or both, of the driving safety card, include the terms 'DRIVING SAFETY CARD', 'NOT FOR IDENTIFICATION', 'NO LAWFUL STATUS', and 'NOT ACCEPTABLE FOR OFFICIAL PURPOSES'. The driving safety card shall have a vertical orientation. Other than as provided for in this paragraph, a driving safety card shall contain the same physical characteristics of, and be similar in form to, a driver's license issued by the department.

*By replacing lines 100 and 101 with the following:*

(a.2) No person who is a current recipient of a grant of deferred action on deportation from the United States Department of Homeland Security shall be eligible to obtain a driver's license; provided, however, that any person who is a current recipient of such grant of deferred action on deportation and who has a valid driver's license shall, upon

*By replacing line 127 with the following:*

(a) Except as provided for in paragraph (6) of subsection (a.1) of Code Section 40-5-20, notwithstanding ~~Notwithstanding~~ any other provision of this title, an applicant who presents in person

*By replacing lines 133 through 139 with the following:*

(5) Approved deferred action on deportation status;

(6) Other federal documentation verified by the United States Department of Homeland Security to be valid documentary evidence of lawful presence in the United States under federal immigration law; or



(7) Verification of lawful presence as provided by Code Section 40-5-21.2 may be issued a temporary license, permit, or special identification card. Such temporary license, permit, or special

*By replacing lines 144 through 146 with the following:*

persons not lawfully present in the United States may not be accepted as evidence of legal presence in the United States.

(c) Any noncitizen applicant whose Georgia

*By adding a quotation mark at the end of line 159 and deleting lines 160 through 181.*

*By replacing lines 189 through 200 with the following:*

(1) The department shall attempt to confirm through the SAVE program that the applicant is lawfully present in the United States; and

(2) If the SAVE program does not provide sufficient information to the department to make a determination, the department shall be authorized to accept verbal ~~or~~ e-mail, or other means of confirmation of the legal status of the applicant from the Department of Homeland Security."

"(e) A person determined to be a current recipient of a grant of deferred action on deportation from the United States Department of Homeland Security pursuant to this Code section shall be eligible for a driving safety card as provided for in subsection (a.1) of Code Section 40-5-20."

*By deleting Section 7 and redesignating Sections 8 and 9 as Sections 7 and 8, respectively.*

Senator McKoon of the 29th asked unanimous consent that his amendment be withdrawn. The consent was granted, and the McKoon amendment #1 was withdrawn.

Senators McKoon of the 29th and Crane of the 28th offered the following amendment #2:

*Amend the Senate Public Safety Committee substitute to SB 6 (LC 41 0756S) by replacing lines 2 through 12 with the following:*

drivers' licenses, so as to clarify and provide for persons who may obtain certain licenses, permits, or cards; to provide for driving safety cards for persons who are current recipients of grants of deferred action on deportation which shall operate the same as drivers' licenses; to provide for exceptions; to provide for the design of driving safety cards; to provide for special identification cards for persons who are current recipients of grants of deferred action on deportation; to provide for the design of such special identification cards; to provide for criminal penalties; to provide for related

*By replacing line 18 with the following:*

is amended by revising paragraph (15) of Code Section 40-5-1,

*By deleting lines 20 through 23 and replacing lines 35 through 37 with the following:*

chapter unless such person is either a United States citizen or an alien ~~with legal authorization from the U.S. Immigration and Naturalization Service~~ having lawful status to be present in the United States."

*By replacing "driver's privilege card" with "driving safety card" on lines 44, 62, 64, 65, 67, 71, 78, 80, 84, 86, 88, 103, 105, and 110 through 114.*

*By replacing "deferred action" with "deferred action on deportation" on lines 61, 79, 99, 161, and 163.*

*By replacing lines 90 through 96 with the following:*

(B) A driving safety card shall bear the legend: 'The individual shown hereon has passed the driving skills, knowledge, and vision tests required by state law.' A driving safety card shall, in white letters displayed on a black banner positioned at the top or bottom, or both, of the driving safety card, include the terms 'DRIVING SAFETY CARD', 'NOT FOR IDENTIFICATION', 'NO LAWFUL STATUS', and 'NOT ACCEPTABLE FOR OFFICIAL PURPOSES'. The driving safety card shall have a vertical orientation. Other than as provided for in this paragraph, a driving safety card shall contain the same physical characteristics of, and be similar in form to, a driver's license issued by the department.

*By replacing lines 100 and 101 with the following:*

(a.2) No person who is a current recipient of a grant of deferred action on deportation from the United States Department of Homeland Security shall be eligible to obtain a driver's license or a special identification card other than a special identification card provided for under subsection (d) of Code Section 40-5-21.1; provided, however, that any person who is a current recipient of such grant of deferred action on deportation and who has a valid driver's license or special identification card other than a special identification card provided for under subsection (d) of Code Section 40-5-21.1 shall, upon expiration of such driver's license or special identification card, be subject to the provisions of this chapter relating to a driving safety card or special identification card."

*By replacing line 127 with the following:*

(a) Except as provided for in subsections (a.1) and (a.2) of Code Section 40-5-20, notwithstanding ~~Notwithstanding~~ any other provision of this title, an applicant who presents in person

*By replacing lines 133 through 139 with the following:*

(5) Approved deferred action on deportation status;

(6) Other federal documentation verified by the United States Department of Homeland Security to be valid documentary evidence of lawful presence in the United States under federal immigration law; or

(7) Verification of lawful presence as provided by Code Section 40-5-21.2 may be issued a temporary license, permit, or special identification card. Such temporary license, permit, or special

*By replacing lines 144 through 146 with the following:*

persons not lawfully present in the United States may not be accepted as evidence of legal presence in the United States.

(c) Any noncitizen applicant whose Georgia

*By replacing lines 177 and 178 with the following:*

identification card, include the terms 'NO LAWFUL STATUS' and 'NOT ACCEPTABLE FOR OFFICIAL PURPOSES'. Other than as provided for in this

*By replacing lines 189 through 200 with the following:*

(1) The department shall attempt to confirm through the SAVE program that the applicant is lawfully present in the United States; and

(2) If the SAVE program does not provide sufficient information to the department to make a determination, the department shall be authorized to accept verbal ~~or~~ e-mail, or other means of confirmation of the legal status of the applicant from the Department of Homeland Security."

"(e) A person determined to be a current recipient of a grant of deferred action on deportation from the United States Department of Homeland Security pursuant to this Code section shall be eligible for a card as provided for in subsection (a.1) of Code Section 40-5-20 or subsection (d) of Code Section 40-5-21.1."

*By deleting Section 7 and redesignating Sections 8 and 9 as Sections 7 and 8, respectively.*

On the adoption of the amendment, there were no objections, and the McKoon, Crane amendment #2 to the committee substitute was adopted.

Senators Bethel of the 54th and McKoon of the 29th offered the following amendment #3:

Amend LC 41 0756S to SB 6 by inserting on line 84 after the word "attempt" the following:

",with intent to deceive,"

On the adoption of the amendment, there were no objections, and the Bethel, McKoon amendment #3 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	N Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	N Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 37, nays 17.

SB 6, having received the requisite constitutional majority, was passed by substitute.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 171. By Representatives Hightower of the 68th, Ramsey of the 72nd, Jasperse of the 11th, Atwood of the 179th, Allison of the 8th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 1 of the O.C.G.A., relating to laws and statutes, so as to revise provisions relating to the effect and enforcement of foreign laws; to provide that no court,

arbitration panel, administrative agency, or other tribunal shall enforce a foreign law if doing so would violate a right guaranteed by the United States Constitution or the Georgia Constitution; to provide for definitions; to provide for exceptions; to change provisions relating to forum non conveniens; to amend Part 1 of Article 2 of Chapter 10 of Title 9 of the Official Code of Georgia Annotated, relating to general provisions relating to venue, so as to provide for a cross-reference; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

HB 513. By Representative Stephens of the 164th:

A BILL to be entitled an Act to amend Article 3 of Chapter 11 of Title 9 of the Official Code of Georgia Annotated, relating to pleadings and motions, so as to revise provisions regarding the procedure for claims asserted against a person or entity arising from an act by that person or entity which could reasonably be construed as an act in furtherance of the right of free speech or the right to petition government for a redress of grievances; to revise definitions; to amend Chapter 5 of Title 51 of the Official Code of Georgia Annotated, relating to libel and slander, so as to revise a cross-reference; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRicca of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the collection of such excise tax; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1066. By Representatives Powell of the 32nd, Taylor of the 173rd, Jasperse of the 11th and Blackmon of the 146th:

A BILL to be entitled an Act to amend Code Section 42-2-8 of the Official Code of Georgia Annotated, relating to additional duties of the

commissioner of corrections, so as to authorize the chief of staff to the commissioner to issue warrants for the arrest of an offender who has escaped from the custody of the department; to provide for an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Calendar was resumed.

SB 336. By Senators Black of the 8th, Hufstetler of the 52nd, Jones of the 10th and Lucas of the 26th:

A BILL to be entitled an Act to amend Article 3 of Chapter 5 of Title 47 of the O.C.G.A., related to retirement plans of the Georgia Municipal Employees Benefit System, so as to permit governing bodies of municipal corporations to enact plans or join a master plan by resolution in addition to ordinance; to designate a board of trustees for a master plan; to repeal conflicting laws; and for other purposes.

The following Fiscal Note, as required by law, was read by the Secretary:



## **Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

January 25, 2016

The Honorable Ellis Black  
State Senator  
Coverdell Legislative Office Building, Room 304-A  
Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
Senate Bill 336 (LC 43 0254)

Dear Senator Black:

This bill would amend provisions relating to the Georgia Municipal Employees Benefit System. Specifically, this bill would now allow each employer to establish a retirement plan or plans by resolution of the governing body of a municipal corporation. Currently, this must be done by ordinance of the governing body of a municipal corporation or by resolution of the governing body of other employers. This bill would also clarify that employee contributions cannot exceed 50 percent of the value of an employee's benefit payable from the plan, except with respect to any employee contributions made to purchase additional service credit.

This bill further amends provisions under the Georgia Municipal Employees Benefit System that relate to the establishment and use of master plans. Currently the Board of Trustees has the authority to establish master plans which may be adopted by any employer that has fewer than 16 employees who are qualified to participate and wish to make such election. If this legislation is enacted, eligibility for participation would be expanded to also allow employers with 16 or more eligible employees to participate in the master plan. Additionally, this bill would clarify that employee contributions into a master plan cannot exceed 50 percent of the value of an employee's benefit payable from the plan, except with respect to any employee contributions made to purchase additional service credit.

This is to certify that this bill is a nonfiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate

Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 1.

SB 336, having received the requisite constitutional majority, was passed.

SB 357. By Senators Williams of the 27th, Ligon, Jr. of the 3rd, McKoon of the 29th and Crane of the 28th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to revise provisions relating to standards for local board of education members; to provide that establishing a code of ethics is in the discretion of the local board of education; to eliminate required training for local board of education members; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Education and Youth offered the following substitute to SB 357:

**A BILL TO BE ENTITLED  
AN ACT**

To amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to revise provisions relating to standards for local board of education members; to provide that a code of ethics shall not interfere in rights of free speech; to provide for related matters; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**SECTION 1.**

Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, is amended by revising Code Section 20-2-49, relating to standards for local board of education members, as follows:



"20-2-49.

The General Assembly finds that local boards of education play a critical role in setting the policies that lead to the operation and success of local school systems. School board members hold special roles as trustees of public funds, including local, state, and federal funds, while they focus on the singular objective of ensuring each student in the local school system receives a quality basic education enabling the student to fulfill his or her God-given potential and equipping him or her for full citizenship in our constitutional republic. Board duties require ~~specialized~~ skills and training in the performance of vision setting, policy making, approving multimillion dollar budgets, and hiring a qualified superintendent. The motivation to serve as a member of a local board of education should be the improvement of schools, which should include maintaining accreditation, and the academic achievement of all students, and the effective representation of parents' and other constituents' interests in the operation of the local school system. Service on a local board of education is important citizen service. ~~Given service and representation, given the specialized nature and unique role of membership on a local board of education, this elected office should be characterized and treated differently from other elected offices where the primary duty is independently to represent constituent views. Local board of education members should abide by~~ A local board of education shall create a code of conduct and conflict of interest policy modeled for their unique roles and responsibilities by which each member should abide, provided that no such code of conduct or conflict of interest policy may interfere with a member's right to free speech under the First Amendment to the United States Constitution and Article I, Section I, Paragraph V of the Georgia Constitution. ~~And although there are many measures of the success of a local board of education, one is clearly essential: maintaining accreditation and the opportunities it allows the school system's students."~~

## SECTION 2.

Said chapter is further amended by revising subsection (e) of Code Section 20-2-51, relating to election of local board of education members, persons ineligible to be members or superintendent, ineligibility for local boards of education, and ineligibility for other elective offices, as follows:

"(e) In addition to any other requirements provided by law, no person shall be eligible for election as a member of a local board of education unless he or she:

- (1) Has read and understands the code of ethics and the conflict of interest provisions ~~applicable to members of local boards of education~~ established for service on the local board of education and has agreed to abide by them; and
- (2) Has agreed to annually disclose compliance with the State Board of Education's policy on training for members of local boards of education, the code of ethics of the local board of education, and the conflict of interest provisions applicable to members of local boards of education.

Each person offering his or her candidacy for election as a member of a local board of education shall file an affidavit with the officer before whom such person has qualified

for such election prior to or at the time of qualifying, which affidavit shall affirm that he or she meets all of the qualifications required pursuant to this subsection. This subsection shall apply only to local board of education members elected or appointed on or after July 1, 2010."

### SECTION 3.

Said chapter is further amended by revising Code Section 20-2-72, relating to code of ethics for local board of education members, as follows:

"20-2-72.

(a) The State Board of Education shall adopt a model code of ethics for members of local boards of education by October 1, 2010. Such model code of ethics shall also include appropriate consequences for violation of a provision or provisions of such code. The State Board of Education may periodically adopt revisions to such model code as it deems necessary.

(b) Within three months of adoption by the State Board of Education of a model code of ethics pursuant to subsection (a) of this Code section, each local board of education shall adopt a code of ethics that includes, at a minimum, such model code of ethics, provided that no such code of conduct or conflict of interest policy may interfere with a member's right to free speech under the First Amendment to the United States Constitution and Article I, Section I, Paragraph V of the Georgia Constitution. Each local board of education shall incorporate into its code of ethics any revisions adopted by the State Board of Education to the model code of ethics pursuant to subsection (a) of this Code section within three months of adoption of such revisions."

### SECTION 4.

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

Senator Williams of the 27th offered the following amendment # 1:

Amend sub to SB 357 by on Line 22 striking, after the word interests, "in the operation of" and replacing with the word "on".

on Line 22 striking, after the word school, "system" and replacing with the word "board".

On the adoption of the amendment, there were no objections, and the Williams of the 27th amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Butler	Y James	Y Sims
Y Cowsert	Jeffares	Y Stone
Y Crane	Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

SB 357, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

2-29-16

Due to business outside the Senate Chamber, I missed the vote on SB 357. Had I been present, I would have voted "yes".

/s/ Burt Jones  
District 25

2/29

Due to business outside the Senate Chamber, I missed the vote on SB 357. Had I been present, I would have voted "Yes".

/s/ Fran Millar  
District 40

SB 206. By Senator Ligon, Jr. of the 3rd:

A BILL to be entitled an Act to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties and municipal corporations, so as to revise provisions relating to water liens; to provide for procedures for water liens, amended water liens, and cancellation of water liens and the forms therefor; to provide for bonds; to provide for contest of liens; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Judiciary offered the following substitute to SB 206:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties and municipal corporations, so as to revise provisions relating to the prohibition of water supplier's cut off of water to premises because of indebtedness of prior owner, occupant, or lessee; to provide for a procedure to obtain information regarding moneys owed for water supplied to certain real property under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties and municipal corporations, is amended by revising Code Section 36-60-17, relating to water supplier's cut off of water to premises because of indebtedness of prior owner, occupant, or lessee prohibited, as follows:

"36-60-17.

(a) No public or private water supplier shall refuse to supply water to any ~~single or multifamily residential~~ property ~~to~~ for which water has been furnished ~~through the use of a separate water meter for each residential unit~~ on application of the owner or new ~~resident~~ tenant of ~~the premises~~ such property because of the indebtedness of a prior owner, prior occupant, or prior lessee to the water supplier for water previously furnished to such ~~premises property~~.

(b) For each new or current account to supply water ~~to any premises or property~~, the public ~~or~~ and private water ~~supplier~~ suppliers shall maintain a record of identifying information on the ~~user of~~ applicant for the water service and shall seek reimbursement of unpaid charges for water service furnished initially from the person who incurred the charges.

(c)(1) Any real property owner, person having executed a contract for the purchase or

occupancy of real property, attorney closing a real estate transaction for the purchase of real property, or lender considering the loan of funds to be secured by real property shall be entitled upon request to a statement from a public or private water supplier setting forth the amount of water charges currently and past due and any late charges and interest applicable for water supplied to such property. Such request shall:

(A) Be in writing;

(B) State the address of the real property for which water was supplied;

(C) Be delivered to the billing address of the public or private water supplier by first-class mail, certified mail, return receipt requested, courier service, or electronic means if electronic communication is supported by such supplier; and

(D) State a return address or e-mail address to which the statement reflecting the moneys owed is to be directed.

(2) Any request for a statement sent via first-class mail shall be considered received three days after the postmark date. Any request transmitted by electronic means shall be considered received on the first business day following such transmission.

(3) The public or private water supplier shall furnish such statement to the requestor by first-class mail, certified mail, return receipt requested, courier service, or electronic means if electronic communication is provided by the requestor within five business days of receipt of such request. Such supplier may charge a fee not to exceed \$10.00 to provide the requested information.

(4) The failure of the public or private water supplier to provide such statement within such five business day period shall cause any lien for unpaid charges provided by this Code section to be extinguished and to be of no force or effect as to the title acquired by the purchaser or lender, if any, and their respective successors and assigns in the transaction contemplated in connection with such request.

(5) The information specified in the public or private water supplier's statement shall be binding upon the public or private water supplier as of the date of the statement and for 30 days thereafter. When payment in full is tendered within such 30 day period, it shall extinguish any lien by operation of law which the public or private water supplier may have against such property.

~~(e)~~(d) A public or private water supplier shall not impose a lien against real property to secure unpaid charges for water furnished unless the owner of such real property is the person who incurred the charges.

~~(d)~~(e) A public or private supplier of gas, sewerage service, or electricity shall not impose a lien against real property to secure unpaid charges for gas, sewerage service, or electricity unless the owner of such real property is the person who incurred the charges."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	N Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 49, nays 5.

SB 206, having received the requisite constitutional majority, was passed by substitute.

Senator Cowsert of the 46th moved to reorder the Rules Calendar to take up SR 756, SR 388, and SR 675 as the next 3 orders.

Senator Henson of the 41st objected.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	Jackson, L	Y Shafer
N Butler	N James	Y Sims
Y Cowsert	Y Jeffares	Y Stone

Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 40 nays 15 the motion, having failed to receive three-fourths of the votes, was lost, and the Rules Calendar was not reordered.

Senator Cowsert of the 46th moved that SB 346, SB 385, SB 389, SB 355, SB 77, SB 328, and SB 304 be placed on the Table.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	N VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 38, nays 16; the motion prevailed, and SB 346, SB 385, SB 389, SB 355, SB 77, SB 328, and SB 304 were placed on the Table.

Senator David Shafer, President Pro Tempore, assumed the Chair.

The Calendar was resumed.

SR 756. By Senators Hill of the 32nd, Hill of the 6th, Ligon, Jr. of the 3rd, Williams of the 27th, Gooch of the 51st and others:

#### A RESOLUTION

Proposing an amendment to the Constitution so as to provide for prioritized funding requirements regarding certain appropriations Acts; to provide for procedures, conditions, and limitations; to provide for the authority of the General Assembly with respect to the foregoing; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

#### SECTION 1.

Article III, Section IX of the Constitution is amended by adding a new Paragraph V-A to read as follows:

"Paragraph V-A. *Mandatory appropriations Act requirements.* (a) On or after January 1, 2017, if the net amount of revenue deposited in the general fund in the preceding fiscal year exceeds \$23 billion, and the general reserves fund holds at least 7 percent of that amount, the individual state income tax on all taxpayers subject to such tax shall decrease by 0.2 percent. Thereafter, once the net amount of revenue deposited in the general fund collected in the preceding fiscal year exceeds \$23.6 billion and the general reserves fund holds at least 7 percent of that amount, the individual state income tax on all taxpayers subject to such tax shall decrease by an additional 0.2 percent until it reaches 5 percent.

(b) The General Assembly shall be authorized to appropriate revenues in a supplementary appropriations Act which amends the General Appropriations Act for the current fiscal year by appropriating revenues in excess of the revenues appropriated in such General Appropriations Act without being subject to the requirements of subparagraph (a) of this Paragraph but only after the adoption of a joint resolution of the General Assembly by a three-fifths' majority of the members of each house voting in a roll-call vote, which joint resolution states the intent of the General Assembly to appropriate those revenues without being subject to the requirements of subparagraph (a) of this Paragraph.

(c) The General Assembly shall enact legislation that may be necessary to implement and enforce the provisions of this Paragraph."

#### SECTION 2.

The above proposed amendment to the Constitution shall be published and submitted as



provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended so as to provide for limitations on the expenditure of excess revenues and budget surpluses  
( ) NO by lowering personal income tax rates?"

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state.

The Senate Committee on Finance offered the following substitute to SR 756:

### A RESOLUTION

Proposing an amendment to the Constitution so as to provide for prioritized funding requirements regarding certain appropriations Acts; to provide for procedures, conditions, and limitations; to provide for the authority of the General Assembly with respect to the foregoing; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

#### SECTION 1.

Article III, Section IX of the Constitution is amended by adding a new Paragraph V-A to read as follows:

"Paragraph V-A. *Mandatory appropriations Act requirements.* (a) On or after January 1, 2018, if the net amount of revenue deposited in the general fund in the preceding fiscal year exceeds \$23.6 billion, and the general reserves fund holds at least 8 percent of that amount, the individual state income tax on all taxpayers subject to such tax shall decrease by 0.1 percent. Thereafter, if on or after January 1, 2020, the net amount of revenue deposited in the general fund collected in the preceding fiscal year exceeds \$24.2 billion and the general reserves fund holds at least 8 percent of that amount, the individual state income tax on all taxpayers subject to such tax shall decrease by an additional 0.1 percent.

(b) The General Assembly shall be authorized to appropriate revenues in a supplementary appropriations Act which amends the General Appropriations Act for the current fiscal year by appropriating revenues in excess of the revenues appropriated in such General Appropriations Act without being subject to the requirements of subparagraph (a) of this Paragraph but only after the adoption of a joint resolution of the General Assembly by a three-fifths' majority of the members of each house voting in a roll-call vote, which joint resolution states the intent of the General Assembly to appropriate those revenues without being subject to the requirements of subparagraph

(a) of this Paragraph.

(c) The General Assembly shall enact legislation that may be necessary to implement and enforce the provisions of this Paragraph."

### SECTION 2.

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended so as to provide for limitations on the expenditure of excess revenues and budget surpluses  
( ) NO by lowering personal income tax rates?"

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state.

The President resumed the Chair.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the adoption of the resolution by substitute, was agreed to.

On the adoption of the resolution proposing an amendment to the Constitution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson

Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 39, nays 17.

SR 756, having received the requisite two-thirds constitutional majority, was adopted by substitute.

SR 388. By Senators Heath of the 31st, Shafer of the 48th, Cowser of the 46th, Ligon, Jr. of the 3rd, Mullis of the 53rd and others:

**A RESOLUTION**

Proposing an amendment to the Constitution, in a manner consistent with the United States Constitution, so as to prevent discrimination in the public funding of social services by allowing religious or faith based organizations to receive public aid, directly or indirectly, for the provision of such services; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

**BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**SECTION 1.**

Article I, Section II of the Constitution is amended by revising Paragraph VII as follows:  
 "Paragraph VII. *Separation of church and state.* Except as permitted or required by the United States Constitution, as amended, no ~~No~~ money shall ever be taken from the public treasury, directly or indirectly, in aid of any church, sect, cult, or religious denomination or of any sectarian institution."

**SECTION 2.**

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended in a manner consistent  
 ( ) NO with the United States Constitution so as to prevent discrimination in the public funding of social services by allowing religious or faith based organizations to receive public aid, directly or indirectly, for the provision of such services?"

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state.

Senators Heath of the 31st, Tippins of the 37th, Walker of the 20th and Kirk of the 13th offered the following amendment #1:

*Amend SR 388 by inserting after "sectarian institution." on line 12 the following:*

Nothing in this Paragraph shall be construed to create a basis for establishing a voucher program in this state for public education purposes or to prohibit the continuation or creation of a voucher program in this state for public education purposes.

On the adoption of the amendment, there were no objections, and the Heath, et al. amendment #1 was adopted.

The report of the committee, which was favorable to the adoption of the resolution, was agreed to as amended.

On the adoption of the resolution proposing an amendment to the Constitution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 39, nays 17.

SR 388, having received the requisite two-thirds constitutional majority, was adopted as amended.

Senator Harbison of the 15th was excused for business outside the Senate Chamber.

SR 675. By Senators McKoon of the 29th, Gooch of the 51st, Crane of the 28th, Ginn of the 47th, Harbin of the 16th and others:

### A RESOLUTION

Proposing an amendment to the Constitution so as to declare English as the official language of the State of Georgia; to provide for findings; to provide that official state actions be in English; to prohibit any requirement that any language other than English be used in any documents, regulations, orders, transactions, proceedings, meetings, programs, or publications; to prohibit discrimination, penalties, or other limits on participation against persons who speak only English; to provide for exceptions; to provide for certain rights of action; to provide for severability; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

#### SECTION 1.

Article I, Section II of the Constitution is amended by adding a new Paragraph X to read as follows:

"Paragraph X. *English as Official Language.* (a) The people of Georgia find and declare that:

(1) English is the common language of the State of Georgia and of the United States. The use of a common language removes barriers of misunderstanding and helps to unify the people of this state and of the United States, and a compelling state interest exists in promoting, preserving, and strengthening the use of English;

(2) Since the designation by statutory law in 1996 of the English language as the official language of the State of Georgia, the state has experienced great economic growth, including being named as the number one state to do business in 2014 and 2015;

(3) The government should promote proficiency in English in order to enable the full economic and civic participation of all its citizens;

(4) Proficiency in English and in languages other than English benefits the state both commercially and culturally and should be encouraged; and

(5) Among the powers reserved to each state is the power to establish English as its official language and otherwise to promote the use of English within the state.

(b)(1) English is the official language of the State of Georgia.

(2) Official actions of this state which bind or commit the state or which give the appearance of presenting the official views of the state shall be taken in English.

(3) No law, ordinance, decree, program, or policy of this state or any of its political subdivisions, including, but not limited to, the administration of driver's license examinations for all classes of licenses by the Department of Driver Services, shall use any language other than English for any documents, regulations, orders, transactions, proceedings, meetings, programs, or publications except as provided in subparagraph (c) of this Paragraph.

(4) A person who speaks only English shall be eligible to participate in all programs, benefits, and opportunities, including employment, provided by this state or its political subdivisions, except when required to speak another language as provided in subparagraph (c) of this Paragraph.

(5) No law, ordinance, decree, program, or policy of this state or its political subdivisions shall penalize or impair the rights, obligations, or opportunities available to any person solely because a person speaks only English.

(c) The state and its political subdivisions may use a language other than English for any of the following purposes:

(1) To teach or encourage the learning of languages other than English;

(2) To protect the public health or safety;

(3) To teach English to those who are not fluent in the language;

(4) To permit the use of American Sign Language and to comply with any other applicable federal law;

(5) To protect the rights of victims of crime and criminal defendants;

(6) To ensure equality of access to a court of competent jurisdiction;

(7) To promote diplomacy, trade, commerce, and tourism;

(8) To create or promote state or agency mottos, inscribe public monuments, and perform other acts involving the customary use of a language other than English; and

(9) To utilize terms of art or terms of phrases from other languages which are commonly used in communications otherwise in English.

(d) The declaration and use of English as the official language of the State of Georgia shall not be construed as infringing upon the rights of any person to use a language other than English in private communications or actions, including the right of government officials, including elected officials, to communicate with others while not performing official actions of the state.

(e) Any person who is a resident of or doing business in the State of Georgia shall have standing to sue any agency or official of the State of Georgia to seek a declaratory judgment as to whether this Paragraph has been violated and to seek injunctive relief. A qualified person may file suit even if the Attorney General or other appropriate official of the state has not filed such a suit. A person who prevails, in whole or in part, in such a suit shall be entitled to the costs of bringing and maintaining the suit, including reasonable attorney fees.

(f) If any provision of this Paragraph or the applicability of any provision of this Paragraph to any person or circumstance shall be held to be invalid by a court of competent jurisdiction, the remainder of this Paragraph shall not be affected and shall be given effect to the fullest extent practicable.

(g) Nothing in this Paragraph shall be interpreted as conflicting with the laws of the United States."

## **SECTION 2.**

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting

the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended so as to provide that  
( ) NO English is the official language of the State of Georgia?"

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state.

The following Minority Report on SR 675 was filed with the Secretary:

**Senate Rules Committee**  
**Minority Report**  
February 26, 2016

The undersigned members of the Senate Rules Committee offer the following report to express our disagreement with the committee report on Senate Resolution 675.

This legislation is completely unnecessary because English is already the official language of Georgia under state law. This resolution extends state law, but only in a problematic way. It would prohibit any other government publications from being in multiple languages. This would limit agencies' and local governments' ability to efficiently serve their customers and constituents. Instead of working to integrate new residents into Georgia culture, this barrier further reduces communication with Georgians and makes assimilation harder for new Americans.

The biggest issue is that this resolution expressly states that the driver's license test would only be administered in English. 13% of Georgians speak a language other than English at home, 5.7% of whom are not fluent in English. Even bilingual people may be more comfortable using another language. For an examination, it makes sense to give people the option to take it in the language that they communicate best in. Not only is this discriminatory, it negatively impacts public safety because an increased barrier to licensed driving means more unlicensed drivers on the road. Additionally, one needs a driver's license to get car insurance. Adding this barrier to obtaining a license means more uninsured drivers on the road.

Finally, we already require verification of citizenship to get a driver's license or other public benefits. This resolution will do *nothing* to combat illegal immigration.

Respectfully Submitted,

/s/ Sen. Steve Henson, District 41

/s/ Sen. Horacena Tate, District 38

/s/ Sen. Gloria Butler, District 55

The report of the committee, which was favorable to the adoption of the resolution, was agreed to.

On the adoption of the resolution proposing an amendment to the Constitution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 39, nays 14.

SR 675, having received the requisite two-thirds constitutional majority, was adopted.

The following Senators were excused for business outside the Senate Chamber:

Burke of the 11th                      Thompson of the 14th

SB 420. By Senators Tippins of the 37th, Hill of the 32nd, Unterman of the 45th, Jones of the 25th and Thompson of the 14th:

A BILL to be entitled an Act to amend Chapter 1 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, so as to require referendum approval prior to the expenditure of public funds for the establishment of a fixed guideway transit; to provide for definitions; to provide for submission of the question to qualified voters; to provide for ballot language; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.



The Senate Committee on Transportation offered the following substitute to SB 420:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 1 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, so as to require referendum approval prior to the expenditure of public funds for the establishment of a fixed guideway transit; to provide for definitions; to provide for submission of the question to qualified voters; to provide for ballot language; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 1 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, is amended by adding a new Code section to read as follows:

"36-1-27.

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

(1) 'Expenditure of public funds' means:

(A) Utilizing the proceeds of any tax, proceeds from the county general fund, or any other county proceeds;

(B) Incurring general obligation debt, revenue debt, or other multiyear obligations;  
or

(C) Entering into any intergovernmental agreement with an authority or instrumentality of the state which would impact future tax revenue or obligate the payment of tax revenue, general obligation debt, revenue debt, or other multiyear obligations.

(2) 'Fixed guideway transit' means a public transportation system using and occupying a permanent, separate right of way for the exclusive use of public transportation, including, but not limited to, rails for use by trains or a bus rapid transit system.

(3) 'Mass transportation' means any mode of transportation serving the general public which is appropriate to transport people by highways or rail.

(4) 'Mass transportation regional system participant' means any county within a special district created pursuant to Article 5 of Chapter 8 of Title 48 in which mass transportation is provided within such special district, to such special district, or from such special district by a multicounty regional transportation authority created by an Act of the General Assembly, including but not limited to the Georgia Regional Transportation Authority or the Metropolitan Atlanta Rapid Transit Authority.

(b) Prior to an expenditure of any public funds for the establishment, maintenance, and operation of a fixed guideway transit in any county that is a mass transportation regional system participant, the governing authority of such county shall obtain

approval from a majority of qualified voters of the county in a separate referendum question as provided for in this Code section.

(c) Prior to the issuance of the call for the referendum, the governing authority of the county that is a mass transportation regional system participant shall adopt a resolution which shall specify the type and location of a fixed guideway transit, the capital costs to establish such fixed guideway transit, the date upon which the capital costs to establish such fixed guideway transit shall be paid in full, and an estimate of the projected annual costs for maintenance and operation of such fixed guideway transit.

(d)(1) Whenever the governing authority of any county that is a mass transportation regional system participant wishes to submit to the electors of such county the question of whether to expend public funds for a fixed guideway transit, any such governing authority shall notify the election superintendent of such county by forwarding to the superintendent a copy of a resolution of the governing authority calling for a referendum election. Such election shall be held with a general election, general primary election, or presidential preference primary. Upon receipt of the resolution, it shall be the duty of the election superintendent to issue the call for an election for the purpose of submitting the question of authorizing the expenditure of public funds for a fixed guideway transit to the voters of the county for approval or rejection. The election superintendent shall issue the call and shall conduct the election on a date and in the manner authorized under Code Section 21-2-540. The election superintendent shall cause the date and purpose of the election along with a copy of the resolution adopted pursuant to subsection (c) of this Code section to be published once a week for two weeks immediately preceding the date of the election in the official organ of such county. The ballot shall have written or printed thereon the following:

' ( ) YES    Shall the expenditure of public funds for a fixed guideway transit  
( ) NO      within \_\_\_\_\_ County be approved?'

(2) All persons desiring to vote in favor of the question shall vote 'Yes,' and all persons desiring to vote against the question shall vote 'No.' If more than one-half of the votes cast are in favor of the question, then the expenditure of public funds by such county for a fixed guideway transit shall be deemed approved; otherwise, such expenditures shall continue to be prohibited. It shall be the duty of the election superintendent to hold and conduct such elections under the same rules and regulations as govern general elections. It shall be the superintendent's further duty to canvass the returns, declare the result of the election, and certify the result to the Secretary of State. The expense of the election shall be borne by the county holding the election.

(e) This Code section shall not apply to the extension of a fixed guideway transit or levy of applicable sales and use taxes authorized pursuant to an Act approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended, the 'Metropolitan Atlanta Rapid Transit Authority Act of 1965,' for which any referendum required under such Act shall control."

**SECTION 2.**

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

Senator Tippins of the 37th offered the following amendment #1:

*Amend the Senate Transportation Committee substitute to SB 420 (LC 39 1356S) by deleting line 73 and inserting in lieu thereof the following:*

of 1965,' for which any referendum required under such Act shall control.

(f) This Code section shall not apply to a municipal corporation with a fixed guideway transit project through an intergovernmental agreement with the Metropolitan Atlanta Rapid Transit Authority in a county which has authorized a sales and use tax pursuant to an Act approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended.

(g) This Code section shall not apply to a surface transportation project as such term is defined in paragraph (22) of Code Section 36-61-2."

On the adoption of the amendment, there were no objections, and the Tippins amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
N Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
E Burke	N Jackson, L	Y Shafer
N Butler	James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	E Thompson, B
Y Dugan	N Jones, H	N Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	N Walker
E Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 34, nays 16.

SB 420, having received the requisite constitutional majority, was passed by substitute.

Senator Cowser of the 46th asked unanimous consent that the following bills be taken from the Table: SB 346, SB 385, SB 389, SB 355, SB 77, SB 328, and SB 304

The consent was granted, and SB 346, SB 385, SB 389, SB 355, SB 77, SB 328, and SB 304 were taken from the Table.

Pursuant to Senate Rule 6-3.5(b), the bills having been taken from the Table, were placed at the foot of the Senate Rules Calendar.

Senator Unterman of the 45th asked unanimous consent to drop SB 352 to the foot of today's Senate Rules Calendar.

The consent was granted, and SB 352 was placed at the foot of the Rules Calendar.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 734. By Representatives Spencer of the 180th, Stephens of the 165th, Stephens of the 164th, Jones of the 167th, Corbett of the 174th and others:

A BILL to be entitled an Act to amend Titles 36, 41, and 51 of the Official Code of Georgia Annotated, relating to local government, nuisances, and torts, respectively, so as to provide for the facilitation of space flight activities in this state; to provide for definitions; to prohibit local government regulation of noise associated with space flight operations; to provide that space flight operations shall not constitute nuisances under certain conditions; to limit the liability of space flight entities related to injuries sustained by participants who have agreed in writing to such a limitation; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 779. By Representatives Tanner of the 9th, Lumsden of the 12th, Watson of the 172nd, Prince of the 127th and Broadrick of the 4th:

A BILL to be entitled an Act to amend Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, so as to regulate the use

of unmanned aircraft systems and images captured by such systems; to provide for definitions; to provide for exceptions; to provide for penalties and a civil right of action; to provide for venue; to amend Code Section 27-3-151 of the Official Code of Georgia Annotated, relating to activity prohibited in the taking of wildlife, so as to regulate the use of unmanned aircraft systems in connection to hunting and fishing; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1004. By Representatives Jasperse of the 11th, Weldon of the 3rd, Powell of the 32nd, Maxwell of the 17th and Ballinger of the 23rd:

A BILL to be entitled an Act to amend Titles 15 and 44 of the O.C.G.A., relating to courts and property, respectively, so as to provide requirements for maps, plats, and plans to be filed for record; to provide for filing of electronic images of maps, plats, and plans; to provide for delivery of plats to the clerk of superior court; to change certain provisions relating to recordation and notations of plats; to provide an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1060. By Representatives Jasperse of the 11th, Meadows of the 5th, Powell of the 32nd, Ballinger of the 23rd, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the O.C.G.A., relating to carrying and possession of firearms; to amend Article 3 of Chapter 5 of Title 17 of the O.C.G.A., relating to disposition of property seized; to amend Code Section 35-3-34 of the O.C.G.A., relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System; to amend Chapter 1 of Title 51 of the O.C.G.A., relating to general provisions regarding torts; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Sims of the 12th was excused for business outside the Senate Chamber.

Senator Henson of the 41st asked unanimous consent that Senator Fort of the 39th be excused. The consent was granted, and Senator Fort was excused.

The Calendar was resumed.

SB 346. By Senators Beach of the 21st and Mullis of the 53rd:

A BILL to be entitled an Act to amend Code Section 12-16-3 of the Official Code of Georgia Annotated, relating to definitions relative to the

"Environmental Policy Act," so as to exempt projects for the construction or improvement of public roads from environmental effects reports in certain instances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Rhett of the 33rd offered the following amendment #1:

Amend SB 346 by inserting on line 22 after "provided that" and before "such project" the language "no prehistoric sites are affected and that"

On the adoption of the amendment, the President asked unanimous consent.

Senator Beach of the 21st objected.

On the adoption of the amendment, the yeas were 13, nays 27, and the Rhett amendment #1 was lost.

Senators Mullis of the 53rd and Beach of the 21st offered the following amendment #2 to SB 346 by add line 22 after road , insert "airport"

Senator Mullis of the 53rd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Mullis, Beach amendment #2 was withdrawn.

Senators Mullis of the 53rd and Beach of the 21st offered the following amendment #3:

Amend SB 346 by add line 22

after road, insert "or airport"

On the adoption of the amendment, there were no objections, and the Mullis, Beach amendment #3 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	N Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
E Burke	N Jackson, L	Y Shafer
N Butler	James	E Sims

Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	E Thompson, B
Y Dugan	N Jones, H	N Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	N Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 36, nays 15.

SB 346, having received the requisite constitutional majority, was passed as amended.

The following communication was received by the Secretary:

2/29/16

Due to business outside the Senate Chamber, I missed the vote on SB 346. Had I been present, I would have voted "yes".

/s/ William T. Ligon  
District 3

SB 385. By Senator Hill of the 32nd:

A BILL to be entitled an Act to amend Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, so as to provide for certain requirements for advertisement or publication of representations of board certification by physicians; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
E Burke	Y Jackson, L	Y Shafer
Y Butler	James	E Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	E Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 48, nays 0.

SB 385, having received the requisite constitutional majority, was passed.

SB 389. By Senators Hill of the 6th, Williams of the 19th, Hill of the 32nd and Williams of the 27th:

A BILL to be entitled an Act to amend Article 9 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to temporary assistance for needy families, so as to provide for an exception to lifetime maximum assistance; to revise provisions regarding rules and regulations; to provide for a cash diversion program; to provide for intervention for a recipient who fails to comply with the work activity requirement; to revise penalties for noncompliance; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Health and Human Services offered the following substitute to SB 389:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 49 of the Official Code of Georgia Annotated, relating to social services, so as to provide for certain program violation sanctions; to require certain data matches concerning program participants; to require additional information regarding participants for annual reports related to the program; to provide for an exception to lifetime



maximum assistance; to revise provisions relating to rules and regulations; to provide for a cash diversion program; to revise sanctions; to provide for intervention for a recipient who fails to comply with the work activity requirement; to provide for annual reports; to authorize contracting for eligibility data verification services; to amend Article 1 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to general provisions relative to lottery for education, so as to provide for monthly reports to the Department of Agriculture and the Department of Human Services and the confidentiality of same; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 49 of the Official Code of Georgia Annotated, relating to social services, is amended by adding new Code sections to read as follows:

"49-4-12.1.

(a) As used in this Code section, the term 'sanction' means a 100 percent reduction of any assistance provided to a program participant for three months for the first material violation, six months for the second material violation, one year for the third material violation, and termination of any assistance provided to the program participant for a fourth material violation within a time period established by the board; provided, however, that the department may determine that there is good cause not to apply such a sanction in specific circumstances.

(b) A program participant shall be subject to sanction for failing to comply with the state plan if the program participant:

(1) Violates any personal responsibility or work participation requirement; provided, however, that a single custodial parent with a child under 12 months of age may be exempt from any work participation requirement until adequate child care is available;

(2) Except for violations of this chapter which result in the program participant no longer being eligible for assistance, violates any other term or condition specified in the federal Social Security Act, as amended, the state plan, or the rules and regulations of the board; or

(3) Fails to pay child support as required by Chapter 6 of Title 19 or by any similar law of any other state.

49-4-12.2.

(a) No later than July 1, 2017, the department shall conduct data matches using the name, date of birth, address, social security number of each applicant and program participant, and additional data provided by the applicant or program participant relevant to eligibility against public records and other relevant data sources to verify eligibility data.

(b) The contractor selected by the department, upon completing an eligibility data

verification of an applicant or program participant, shall notify the department of the results, except that the contractor shall not verify the eligibility of persons residing in long-term care facilities whose income and resources were at or below the applicable financial eligibility standards at the time of their last review. Within 20 business days of such notification, the department shall make an eligibility determination. The department shall retain final authority over eligibility determinations. The contractor shall keep a record of all eligibility data verifications communicated to the department.

(c) Within 30 days of the end of each calendar year, the department and contractor shall file a joint report on a yearly basis to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report shall include, but shall not be limited to, the number of applicants and program participants determined ineligible for assistance programs based on the eligibility data verification by the contractor and the stated reasons for the determination of ineligibility by the department.

(d) The department's report shall include the mean, median, and mode of the amount of time program participants are provided assistance; the number of program participants who concurrently received multiple types of public assistance and the types of public assistance; and the type and weight of food purchased pursuant to Code Section 2-17-5."

## **SECTION 2.**

Said title is further amended by revising Code Section 49-4-182, relating to the creation of the Temporary Assistance for Needy Families Program, as follows:

"49-4-182.

(a) There is created the Georgia Temporary Assistance for Needy Families Program, which shall be known as the 'Georgia TANF Program.' The purpose of such program is to provide necessary assistance to needy families with children on a temporary basis and to provide parents, legal guardians, or other caretaker relatives of children with the necessary support services to enable such parents, legal guardians, or caretaker relatives to become self-sufficient and leave the program as soon as possible. After an initial assessment and once the state determines an applicant is ready for work, applicants for assistance shall be required to engage in a work activity in accordance with Part A of Title IV of the federal Social Security Act, as amended, and the state plan as soon as possible after making application for assistance, but in any event no later than 24 months after first receiving cash assistance.

(b) Assistance shall be provided in accordance with the state plan and any future amendments thereto. Cash assistance to a recipient who is not a minor child and who is a head of a household or married to the head of a household shall be limited to a lifetime maximum of 48 months, whether or not consecutive, beginning January 1, 1997; provided, however, that the lifetime maximum shall not apply to any family to which the department has granted an exemption for reasons of hardship or if the family includes an individual who has been battered or subjected to extreme cruelty, provided that the average monthly number of such families in a fiscal year shall not exceed 20 percent of the average monthly number of families to which TANF is provided during

the current fiscal year or the immediately preceding fiscal year.

(c) Nothing in this article, the state plan, or any rules or regulations adopted pursuant to this article shall be interpreted to entitle any individual or any family to assistance under the Georgia TANF Program."

### SECTION 3.

Said article is further amended by revising subsection (b) of Code Section 49-4-183, relating to administration of article by department, promulgation of rules and regulations by board, and duties of the department, as follows:

"(b) The board shall ensure that such rules and regulations provide for:

(1) Methods of administration necessary for the proper and efficient operation of the state plan for implementation of this article;

(2) Reasonable standards for determining eligibility and the extent of assistance available for recipients;

(3) Consideration of the income and resources of an applicant for assistance in determining eligibility; provided, however, that in order to encourage the formation and maintenance of two-parent families, when a TANF recipient marries, the new spouse's income and assets shall be disregarded for six consecutive months. This disregard shall be a once-in-a-lifetime benefit for the recipient;

(4) Personal responsibility obligations and work activity requirements consistent with Part A of Title IV of the federal Social Security Act, as amended, and the state plan, provided that programs included in the personal responsibility obligations established by the board shall include counseling on abstinence until marriage; and provided, further, that a single custodial parent with a child under 12 months of age may be exempt from any work activity requirement until adequate child care is available;

(5) Criteria which make an applicant ineligible to receive benefits under the Georgia TANF Program, including but not limited to those specified in Code Section 49-4-184;

(6) Specific conduct which would authorize the reduction or termination of assistance to a recipient, including but not limited to that specified in Code Section 49-4-185;

(7) Standards whereby certain obligations, requirements, and criteria will be waived for specific applicants or recipients based on hardship;

(8) An administrative hearing process with hearings to be conducted by the Office of State Administrative Hearings in accordance with Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' and subsection (b) of Code Section 49-4-13;

(9) Safeguards which restrict the use and disclosure of information concerning applicants for and recipients of assistance under this article and in accordance with Code Section 49-4-14 and Part A of Title IV of the federal Social Security Act, as amended;

(10) Immunizations for specified diseases for preschool age children as a condition of assistance being provided for such children, and the schedule of and standards for administering such immunizations, including the presentation of a certificate of immunization, unless:

(A) There is appropriate evidence from the local health department or a physician that an immunization sequence has been started and can be completed within a period of up to 180 days, in which case a waiver of the immunization requirement for up to 180 days shall be granted;

(B) After examination by the local board of health or a physician, any preschool age child is found to have a physical disability which may make vaccination undesirable, in which case a certificate to that effect issued by the local board of health or the physician may be accepted in lieu of a certificate of immunization and shall exempt the child from obtaining a certificate of immunization until the disability is relieved;

(C) The parent or legal guardian furnishes an affidavit swearing or affirming that the immunization conflicts with the religious beliefs of the parent or legal guardian;  
or

(D) The implementation of such an immunization requirement violates any federal law or regulations or would result in the loss of any federal funds to this state; ~~and~~

(11) The establishment and maintenance of individual development accounts. The funds in such accounts may be used for postsecondary educational expenses, the purchase of a first home, or business capitalization. The funds in such accounts shall not be considered in determining eligibility for cash assistance pursuant to 42 U.S.C. Section 604(h); and

(12) Procedures to determine whether a recipient has cooperated with a work activity requirement and procedures for notification of a caretaker relative, second parent, or payee receiving the financial assistance on behalf of the recipient's family unit."

#### SECTION 4.

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

"49-4-184.1.

Beginning July 1, 2017, the department shall implement a cash diversion program that grants eligible TANF recipients lump sum cash grants for short-term needs, as well as job referrals or referrals to career centers, in lieu of signing up for the long-term monthly cash assistance program upon a showing of good cause as determined by the department. Such lump sum grants shall be available for use once in a 12 month period and only five times in a lifetime. Good cause may include loss of employment, excluding voluntarily quitting or being dismissed due to poor job performance or failure to meet a condition of employment; catastrophic illness or accident of a family member that requires an employed recipient to leave employment; a domestic violence incident; or any other situation or emergency that renders an employed family member unable to care for the basic needs of the family. The board shall promulgate rules and regulations determining the parameters for the cash diversion program, including good cause determinations, and shall set the lump sum maximum limit at three times the family size allowance and for use once in a 12 month period and only five times in a lifetime."

**SECTION 5.**

Said article is further amended by revising Code Section 49-4-185, relating to sanctions against recipient for failure to comply, as follows:

"49-4-185.

(a) As used in this Code section, the term 'sanction' means a 25 percent reduction of any cash assistance provided to a family for a time period established by the board for the first material violation and termination of any cash assistance provided to the family for any subsequent material violation within a time period established by the board; provided, however, that the department may determine that there is good cause not to apply such a sanction in specific circumstances.

(b) ~~A~~ Except as otherwise provided in Code Section 49-4-185.1, a recipient shall be subject to sanction for failing to comply with the state plan if the recipient:

(1) Fails to report that a child is absent from home for a period of 45 consecutive days or, in the case of a child who is a recipient, being absent from home for a period of 45 consecutive days; provided, however, that a child who is a recipient shall not be sanctioned if the department determines there is good cause not to sanction the child under such circumstances;

~~(2) Violates any personal responsibility or work participation requirement; provided, however, that a single custodial parent with a child under 12 months of age may be exempt from any work participation requirement until adequate child care is available; or~~

~~(3)~~(2) Except for violations of subsection (a) of Code Section 49-4-184 which result in the recipient no longer being eligible for assistance, violates any other term or condition specified in the federal Social Security Act, as amended, the state plan, or the rules and regulations of the board."

**SECTION 6.**

Said article is further amended by adding new Code sections to read as follows:

"49-4-185.1.

(a) If after an investigation the department determines that a recipient is not cooperating with a work activity requirement under the Georgia TANF Program, a representative of the department shall meet face-to-face with the recipient to explain the potential sanction and the requirements to cure the sanction. After the meeting, such recipient shall have six weeks to comply with the work activity requirement, during which time no sanction of benefits shall occur. If the recipient does not comply with the work activity requirement within that six-week period, the department shall immediately apply a sanction terminating 25 percent of the amount of temporary assistance benefits to or for the recipient and the recipient's family for a maximum of 12 weeks. During such period of sanctions, the recipient shall remain on the caseload in sanction status and a representative of the department shall attempt to meet face-to-face with the recipient to explain the existing sanction and the requirements to cure the sanction. To cure a sanction, the recipient shall perform work activities for at least a minimum average of 20 hours per week for one month, as described in 45 C.F.R.

261.31(d). If the recipient does not cure the sanction, the case shall be closed.

(b) To return to the Georgia TANF Program after having been sanctioned and removed from the caseload under subsection (a) of this Code section, an applicant shall complete work activities for a minimum average of 20 hours per week within one month of the temporary assistance eligibility interview.

(c) The department shall not impose sanctions under this Code section where a recipient has good cause for any failure to comply with requirements.

(d) Nothing in this article shall be construed to prohibit the state from providing child care or any other related social or support services for a person who is eligible for cash assistance but to whom such assistance is not paid because of the person's failure to cooperate with the work activity."

"49-4-194.

Within 90 days of the conclusion of the state's fiscal year, the department shall produce an annual report which shall account fully for and shall specify the expenditure of funds made pursuant to the program. Within 180 days of the end of the state's fiscal year, the Commissioner shall submit an annual report to the Governor, the President of the Senate, and the Speaker of the House of Representatives. Such report shall include, but not be limited to, relevant information concerning the operation of the program for the preceding fiscal year; the quantity and dollar value of Georgia products distributed; the number of recipients served in each county; the mean, median, and mode of the amount of time recipients are served; and the number of recipients who concurrently received other types of public assistance and the types of public assistance.

49-4-195.

(a) No later than January 1, 2017, the department shall procure and enter into a competitively bid contract with a contractor to provide verification of initial and ongoing eligibility data for assistance under the Georgia TANF Program. The contractor shall conduct data matches using the name, date of birth, address, social security number of each applicant and recipient, and additional data provided by the applicant or recipient relevant to eligibility against public records and other relevant data sources to verify eligibility data.

(b) The contractor, upon completing an eligibility data verification of an applicant or recipient, shall notify the department of the results, except that the contractor shall not verify the eligibility of persons residing in long-term care facilities whose income and resources were at or below the applicable financial eligibility standards at the time of their last review. Within 20 business days of such notification, the department shall make an eligibility determination. The department shall retain final authority over eligibility determinations. The contractor shall keep a record of all eligibility data verifications communicated to the department.

(c) Within 30 days of the end of each calendar year, the department and contractor shall file a joint report on a yearly basis to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report shall include, but shall not

be limited to, the number of applicants and recipients determined ineligible for assistance programs based on the eligibility data verification by the contractor and the stated reasons for the determination of ineligibility by the department."

#### **SECTION 7.**

Article 1 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to general provisions relative to lottery for education, is amended by revising Code Section 50-27-29, relating to agreements with agencies of other jurisdictions and restriction on release of records, documents, and information, as follows:

"50-27-29.

(a) The corporation may enter into intelligence sharing, reciprocal use, or restricted use agreements with the federal government, law enforcement agencies, lottery regulation agencies, and gaming enforcement agencies of other jurisdictions which provide for and regulate the use of information provided and received pursuant to the agreement.

(b) Records, documents, and information in the possession of the corporation received pursuant to an intelligence-sharing, reciprocal use, or restricted use agreement entered into by the corporation with a federal department or agency, any law enforcement agency, or the lottery regulation or gaming enforcement agency of any jurisdiction shall be considered investigative records of a law enforcement agency and are not subject to Article 4 of Chapter 18 of this title and shall not be released under any condition without the permission of the person or agency providing the record or information.

(c)(1) Notwithstanding subsection (b) of this Code section, the corporation shall provide to the Department of Human Services and the Department of Agriculture monthly written reports no later than the twentieth day of each month listing the names, addresses, and winning amounts of all individuals who during the prior calendar month claimed winnings in excess of \$1,000.00.

(2) The written reports provided to the Department of Human Services and the Department of Agriculture from the corporation in accordance with subsection (c) of this Code section shall retain their confidentiality and shall only be used in the administration of public benefits pursuant to Chapter 17 of Title 2 and Chapter 4 of Title 49. Any employee or prior employee of any state agency who unlawfully discloses any such information for any other purpose, except as otherwise specifically authorized by law, shall be subject to the same penalties specified by law for unauthorized disclosure of confidential information by an agent or employee of the corporation."

#### **SECTION 8.**

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

#### **SECTION 9.**

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

Senator Hill of the 6th offered the following amendment #1:

*Amend the Senate Committee on Health and Human Services substitute to SB 389 (LC 37 2171S) by replacing lines 159 and 160 with the following:*

sum maximum limit at not more than 12 times the family size allowance and for use once in a 12 month period and only five times in a lifetime. Funds received under this Code section shall be deducted from the lifetime maximum provided under Code Section 49-4-182."

On the adoption of the amendment, there were no objections, and the Hill of the 6th amendment #1 to the committee substitute was adopted.

Senators Hill of the 32nd, Albers of the 56th, Kirk of the 13th, Shafer of the 48th , Ligon of the 3rd and others offered the following amendment #2:

*Amend the Senate Health and Human Services Committee substitute to SB 389 (LC 37 2171S) by inserting between lines 58 and 59 the following:*

"49-4-24.

(a) Funds available on electronic benefit transfer cards shall not be used by recipients to purchase alcohol, liquor or imitation liquor, cigarettes, tobacco products, bail, gambling activities, lottery tickets, tattoos, travel services provided by a travel agent, money transmission to locations abroad, sexually oriented adult materials, concert tickets, professional or collegiate sporting event tickets, or tickets for other entertainment events intended for the general public.

(b) Electronic benefit transfer card transactions shall be prohibited at all retail liquor stores, casinos, gaming establishments, jewelry stores, tattoo parlors, massage parlors, body piercing parlors, spas, nail salons, lingerie shops, tobacco paraphernalia stores, vapor cigarette stores, psychic or fortunetelling businesses, bail bond companies, video arcades, movie theaters, cruise ships, theme parks, dog or horse racing facilities, pari-mutuel facilities, sexually oriented businesses, retail establishments which provide adult-oriented entertainment in which performers disrobe or perform in an unclothed state for entertainment, and businesses or retail establishments where minors under age 18 are not permitted.

(c) Upon enrollment, the Department of Human Services shall offer new applicants an itemized list of prohibited purchases, including those specified in subsection (a) of this Code section, and make such a list available on the department's website.

(d) The Department of Human Services shall prohibit establishments identified under subsection (b) of this Code section from operating automated teller machines that accept electronic benefit transfer cards. An establishment that is found in violation of this subsection shall be subject to sanctions against such establishment's license.

(e) If a recipient is found to have violated subsection (a) of this Code section, the Department of Human Services shall issue a warning in writing to the recipient. Notwithstanding Code Section 49-4-185, the recipient shall be subject to



disqualification of benefits for up to three months following the first offense and a permanent termination of benefits following the second offense, unless expressly prohibited by federal law."

On the adoption of the amendment, there were no objections, and the Hill of the 32nd, et al. amendment #2 to the committee substitute was adopted.

Senators Hill of the 32nd, Hill of the 6th, Kirk of the 13th, Thompson of the 14th, Shafer of the 48th and others offered the following amendment #3:

*Amend the Senate Health and Human Services Committee substitute to SB 389 (LC 37 2171S) by inserting between lines 58 and 59 the following:*

"49-4-25.

(a) The Department of Human Services shall send all recipients who have requested three electronic benefit transfer replacement cards within a 12 month period a letter informing them that another request will require participation in a face-to-face interview with a fraud investigator and eligibility expert.

(b) If a third-party vendor is administering replacement cards directly to recipients, it shall notify the Department of Human Services after the request for a third replacement card in a 12 month period and of any subsequent request thereafter.

(c) Upon a recipient's request for a fourth replacement card within any 12 month period and any subsequent request thereafter, the Department of Human Services shall schedule the recipient for an interview with a fraud investigator and eligibility expert before another replacement card is issued.

(d) If a recipient fails to appear at an interview scheduled pursuant to subsection (c) of this Code section, the Department of Human Services shall terminate the recipient's benefits within ten days, unless expressly prohibited by federal law."

On the adoption of the amendment, there were no objections, and the Hill of the 32nd, et al. amendment #3 to the committee substitute was adopted.

Senator Butler of the 55th offered the following amendment #4:

*Amend the Senate Committee on Health and Human Services substitute to SB 389 (LC 37 2171S) by replacing lines 29 through 35 with the following:*

exempt from any work participation requirement until adequate child care is available; or

(2) Except for violations of this chapter which result in the program participant no longer being eligible for assistance, violates any other term or condition specified in the federal Social Security Act, as amended, the state plan, or the rules and regulations of the board.

On the adoption of the amendment, there were no objections, and the Butler amendment #4 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
E Burke	N Jackson, L	Y Shafer
N Butler	N James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	E Thompson, B
Y Dugan	N Jones, H	Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 38, nays 14.

SB 389, having received the requisite constitutional majority, was passed by substitute.

Senator David Shafer, President Pro Tempore, assumed the Chair.

Senator Dugan of the 30th was excused for business outside the Senate Chamber.

SB 355. By Senators Ligon, Jr. of the 3rd, McKoon of the 29th, Hill of the 6th, Williams of the 27th, Martin of the 9th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the O.C.G.A., relating to elementary and secondary education, so as to enact the "Student/Teacher Protection Act"; to end punitive testing consequences for both teachers and students related to federal, state, and locally mandated

standardized assessments; to prevent truancy or referrals to the Division of Family and Children Services for absenteeism during standardized testing windows for federal, state, and locally mandated standardized assessments unless a student already has a chronic history of truancy; to provide for a short title; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Education and Youth offered the following substitute to SB 355:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to enact the "Student Protection Act"; to end punitive testing consequences for students related to federal, state, and locally mandated standardized assessments; to provide for alternative administrations of student assessments; to provide for parental and medical reasons to excuse students from participation in any federal, state, and locally mandated standardized assessments; to provide for guidance on how students are reported for failure to take federal, state, and locally mandated standardized assessments; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Student Protection Act."

**SECTION 2.**

Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, is amended by adding new subsections to Code Section 20-2-281, relating to student assessments, to read as follows:

"(r) With respect to any standardized assessments developed and administered pursuant to this Code section, the State Board of Education or local school system may administer such assessment in a paper-and-pencil format to any student whose parent or guardian requests such format and to any student 18 years of age or older who requests such format; provided, however, that this shall not apply to make-up assessments.

(s) The State School Superintendent shall develop guidelines, approved by the State Board of Education, by September 1, 2016, that identify a range of appropriate policies that may be adopted by a school system when considering how students not participating in a state-wide assessment will be supervised and what, if any, alternative to the assessment will be provided to them during the test administration. The guidelines should prohibit a school system from taking punitive action against a

student, including, but not limited to, the adoption of sit and stare policies, in response to a student's refusal to participate in a federal, state, or locally mandated standardized assessment. The guidelines shall offer positive learning opportunities for students and not be undirected free time. The guidelines shall also address how and when the school system's policy will be communicated to parents, students, and school system staff. As used in this subsection, the term 'sit and stare' means any policy that requires a student whose parent or guardian has given written instructions for such student not to participate in federal, state, or locally mandated standardized assessments to remain with his or her class in the test room or in another location without any alternate instructional activity provided."

### SECTION 3.

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

"20-2-281.2.

(a) State mandated tests pursuant to Code Section 20-2-281 shall be mandatory for school systems to administer but optional for students, notwithstanding any other provision of law, under the following conditions:

(1) A parent or legal guardian's written request to school officials to excuse his or her child from any or all parts of the state mandated assessments administered pursuant to Code Section 20-2-281 shall be granted if the child is diagnosed with a life-threatening or serious health condition; and

(2) A licensed therapist's order or a physician's order to excuse a child from any or all parts of the state mandated assessments administered pursuant to Code Section 20-2-281 shall be granted.

(b) A student who is absent or otherwise unable to take any federal, state, or locally mandated assessment on the first administration or its designated make-up day or days may take the assessment on the second administration day or days or may take an alternative to the assessment as specified by the State Board of Education or the local board of education, which is appropriate for the student's grade level. Placement or promotion of these students shall follow the same procedures as students who do not achieve grade level on the first administration of the assessment; provided, however, that students who have not taken a federal, state, or locally mandated assessment due to parental refusal or medical or professional exemption shall be offered an appeals process if grade retention is based solely on the fact that the student failed to take the assessment, and teachers, principals, assistant principals, schools, and local school systems shall not be subject to any penalties due to any student's nonparticipation.

(c) If the rating on a school performance report is affected by the number of students excused or otherwise not taking the standardized assessments, the Department of Education shall include on the school performance report:

(1) An indication that the rating was affected by a federal law requirement;

(2) A brief explanation of the federal law requirement that affected the rating; and

(3) The rating the school would have received if not for the federal law requirement of the 95 percent participation threshold.

A teacher, principal, assistant principal, school, or local school system shall not be penalized for any such child who does not participate in such assessments."

#### SECTION 4.

Said chapter is further amended in Code Section 20-2-283, relating to criteria and specific requirements for students in grades three, five, and eight, by revising paragraph (2) of subsection (b) as follows:

"(2) When a student does not perform at grade level on any end-of-grade assessment specified in paragraph (1) of this subsection, then the following shall occur:

(A) The parent or guardian of the student shall be notified in writing by first-class mail by the school principal or such official's designee regarding the student's performance below grade level on the assessment instrument, the retest to be given the student, the accelerated, differentiated, or additional instruction program to which the student is assigned, and the possibility that the student might be retained at the same grade level for the next school year;

(B) The student shall be retested with a an end-of-grade assessment, ~~or~~ an alternative assessment instrument that is appropriate for the student's grade level, or any other assessment, as provided for by the State Board of Education and the local board of education, and promotion may be determined based on the student's performance on these assessments; and

(C) The student shall be given an opportunity for accelerated, differentiated, or additional instruction in the applicable subject; and"

#### SECTION 5.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	N Seay
E Burke	N Jackson, L	Shafer (PRS)
Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	E Thompson, B

E Dugan	Jones, H	N Thompson, C
E Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 39, nays 9.

SB 355, having received the requisite constitutional majority, was passed by substitute.

Senator Martin of the 9th was excused for business outside the Senate Chamber.

SB 77. By Senators Albers of the 56th, McKoon of the 29th, Stone of the 23rd, Williams of the 19th, Jackson of the 24th and others:

A BILL to be entitled an Act to amend Article 6A of Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to DNA sampling, collection, and analysis, so as to provide for analysis and collection of DNA for individuals arrested and convicted of felony offenses; to revise and add definitions; to change provisions relating to time and procedure for obtaining DNA samples; to change provisions relating to expungement of profiles in the data bank; to amend Code Section 17-6-1 of the Official Code of Georgia Annotated, relating to where offenses are bailable, procedure, and schedule of bails, so as to provide a cross-reference for purposes of DNA collections as a condition of bail; to provide for related matters; to provide for a contingent effective date; to repeal conflicting laws; and for other purposes.

The Senate Committee on Judiciary Non-Civil offered the following substitute to SB 77:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 17-6-1 and Article 6A of Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to where offenses are bailable, procedure, schedule of bails, and appeal bonds and DNA sampling, collection, and analysis, respectively, so as to provide for analysis and collection of DNA for individuals indicted for certain felony offenses; to provide for DNA collection as a condition of bail; to provide for procedure; to revise and add definitions; to change provisions relating to time and

procedure for obtaining DNA samples; to change provisions relating to expungement of profiles in the data bank; to provide for related matters; to provide for a contingent effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 17-6-1 of the Official Code of Georgia Annotated, relating to where offenses are bailable, procedure, schedule of bails, and appeal bonds, is amended by adding a new subsection to read as follows:

"(k)(1) As used in this subsection, the term 'serious offense' shall have the same meaning as set forth in Code Section 35-3-160.

(2) When an accused is arrested for a serious offense and a DNA sample is required to be collected in accordance with Code Section 35-3-161, the court shall add as a condition of bail or pretrial release from custody that the accused provide his or her DNA sample to the law enforcement agency that arrested the accused within ten days of the date set for his or her arraignment, as provided in a notice to the accused. The prosecuting attorney shall advise the clerk of court when such notice is to be provided to the accused. Notice of such requirement to provide a DNA sample shall be mailed to the accused by the clerk of court at the same time as the notice of arraignment is sent to the accused. The accused's failure to timely provide a DNA sample shall be considered a violation of the terms and conditions of bail or pretrial release, subjecting the bond to forfeiture. The length of time between the alleged serious offense and the date set for arraignment shall not be a defense to a bond forfeiture."

**SECTION 2.**

Article 6A of Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to DNA sampling, collection, and analysis, is amended by revising Code Section 35-3-160, relating to DNA analysis upon conviction of certain sex offenses, as follows:

"35-3-160.

~~(a)~~ As used in this article, the term:

(1) 'Department' means the Department of Corrections.

~~(2) 'Division' means the Division of Forensic Sciences of the Georgia Bureau of Investigation.~~

~~(3)~~(2) 'Detention facility' means a penal institution under the jurisdiction of the department ~~used for the detention of persons convicted of a felony~~, including penal institutions operated by a private company on behalf of the department, inmate work camps, inmate boot camps, probation detention centers, ~~and~~ parole revocation centers. ~~Such term shall also mean any facility operated under the jurisdiction of a sheriff used for the detention of persons convicted of a felony including a county jail or, and county correctional facility facilities.~~

(3) 'Division' means the Division of Forensic Sciences of the Georgia Bureau of Investigation.

(4) 'Serious offense' means:

(A) A serious violent felony as such term is defined in Code Section 17-10-6.1; or

(B) A felony offense of:

(i) False imprisonment in violation of Code Section 16-5-41 when the victim is not the child of the accused and the victim is less than 14 years of age;

(ii) Aggravated assault in violation of Code Section 16-5-21;

(iii) Sodomy in violation of Code Section 16-6-2;

(iv) Statutory rape in violation of Code Section 16-6-3;

(v) Child molestation in violation of Code Section 16-6-4;

(vi) Enticing a child for indecent purposes in violation of Code Section 16-6-5;

(vii) Sexual assault of certain persons in violation of Code Section 16-6-5.1;

(viii) Incest in violation of Code Section 16-6-22;

(ix) Sexual battery in violation of Code Section 16-6-22.1;

(x) Burglary in violation of Code Section 16-7-1;

(xi) Robbery in violation of Code Section 16-8-40; or

(xii) Sexual exploitation of children in violation of Code Section 16-12-100.

~~(b) Any person convicted of a felony offense who is held in a detention facility or placed on probation shall at the time of entering the detention facility or being placed on probation have a sample of his or her blood, an oral swab, or a sample obtained from a noninvasive procedure taken for DNA (deoxyribonucleic acid) analysis to determine identification characteristics specific to the person. The provisions and requirements of this Code section shall also apply to any person who has been convicted of a felony prior to July 1, 2011, and who currently is incarcerated in a detention facility, serving a probation sentence, or serving under the jurisdiction of the Board of Pardons and Paroles for such offense. It shall be the responsibility of the detention facility detaining or entity supervising a convicted felon to collect the samples required by this Code section and forward the sample to the division unless such sample has already been collected by the department or another agency or entity.~~

~~(c) The analysis shall be performed by the division. The division shall be authorized to contract with individuals or organizations for services to perform such analysis. The identification characteristics of the profile resulting from the DNA analysis shall be stored and maintained by the bureau in a DNA data bank and shall be made available only as provided in Code Section 35-3-163."~~

### SECTION 3.

Said article is further amended by revising Code Section 35-3-161, relating to time and procedure for withdrawal of blood samples, as follows:

"35-3-161.

~~(a) Each sample required pursuant to Code Section 35-3-160 from persons who are to be incarcerated shall be withdrawn within the first 30 days of incarceration at the receiving unit of the detention facility or at such other place as is designated by the department. Each sample required pursuant to Code Section 35-3-160 from persons who are to be released from a detention facility shall be withdrawn within the 12~~



~~months preceding such person's release at a place designated by the department. The required samples from persons who are not sentenced to a term of confinement shall be withdrawn as a condition of probation. The division shall publish in its quality manuals the procedures for the collection and transfer of samples to such division pursuant to Code Section 35-3-154. Personnel at a detention facility shall implement the provisions of this Code section as part of the regular processing of offenders. A sample of deoxyribonucleic acid (DNA) shall be collected from:~~

(1) Any individual who has been convicted of a felony and currently is incarcerated in a detention facility, serving a probation sentence, or serving under the jurisdiction of the State Board of Pardons and Paroles for such felony offense; and

(2) Any individual indicted for a serious offense.

(b)(1) DNA samples ~~Samples~~ collected by oral swab or by a noninvasive procedure may be collected by any individual who has been trained in the procedure.

(2) Only a correctional health nurse technician, physician, registered professional nurse, licensed practical nurse, graduate laboratory technician, or phlebotomist shall withdraw any sample of blood to be submitted for analysis. Chemically clean sterile disposable needles shall be used for the withdrawal of all samples of blood.

(3) The containers for blood samples, oral swabs, and the samples obtained by noninvasive procedures shall be sealed and labeled with the subject's name, social security number, date of birth, race, and gender; the name of the individual collecting the sample; and the date and place of collection. The containers shall be secured to prevent tampering with the contents.

(4) No civil liability shall attach to any ~~person~~ individual authorized to ~~take~~ collect a sample as provided in this article as a result of the act of ~~taking~~ collecting a sample from any ~~person~~ individual submitting thereto, provided that the sample was ~~taken~~ collected according to recognized medically accepted procedures. However, no ~~person~~ individual shall be relieved from liability for negligence in the withdrawing of any blood sample.

~~(e) Chemically clean sterile disposable needles shall be used for the withdrawal of all samples of blood. The containers for blood samples, oral swabs, and the samples obtained by noninvasive procedures shall be sealed and labeled with the subject's name, social security number, date of birth, race, and gender plus the name of the person collecting the sample and the date and place of collection. The containers shall be secured to prevent tampering with the contents. The steps set forth in this subsection relating to the taking, handling, identification, and disposition of samples are procedural and not substantive. Substantial compliance therewith shall be deemed to be sufficient. The samples shall be transported to the division not more than 15 days following withdrawal and shall be analyzed and stored in the DNA data bank in accordance with Code Sections 35-3-162 and 35-3-163.~~

(c)(1) Unless a DNA sample has already been collected by the department or another agency or entity, each DNA sample required by paragraph (1) of subsection (a) of this Code section shall be collected and forwarded to the division as follows:

(A) If the individual is incarcerated, such DNA sample shall be collected within the

first 30 days of incarceration at the receiving unit of the detention facility or at such other place as is designated by the department;

(B) If the individual is to be released from a detention facility and has not had a DNA sample collected, it shall be collected within the 12 months preceding his or her release at a place designated by the department; and

(C) If the individual is not sentenced to a term of confinement, it shall be collected as a condition of probation.

(2) Unless a DNA sample has already been collected by the department or another agency or entity, each DNA sample required by paragraph (2) of subsection (a) of this Code section shall be collected by the law enforcement agency that arrested the accused within ten days of the date set for his or her arraignment.

(d) Personnel at detention facilities and law enforcement officials shall implement the provisions of this Code section as part of the regular processing of offenders.

(e) DNA samples shall be transported to the division as soon as practical but not more than 15 days after being obtained.

(f) DNA analysis shall be performed by the division. The division shall be authorized to contract with individuals or organizations for services to perform such analysis. The identification characteristics of the profile resulting from the DNA analysis shall be stored and maintained by the bureau in a DNA data bank in accordance with Code Sections 35-3-162 and 35-3-163 and shall be made available only as provided in Code Section 35-3-163.

(g) The division shall publish in its quality manuals the procedures for the collection, handling, identification, and transfer of samples to the division pursuant to Code Section 35-3-154.

(h) The steps set forth in this Code section relating to the collecting, transfer, handling, identification, and disposition of DNA samples are procedural and not substantive. Substantial compliance therewith shall be deemed to be sufficient."

#### **SECTION 4.**

Said article is further amended by revising Code Section 35-3-162, relating to the procedure and analysis of blood samples, as follows:

"35-3-162.

Whether or not the results of an analysis are to be included in the data bank, the bureau shall conduct the DNA analysis of samples submitted pursuant to Code Section 35-3-161 in accordance with procedures adopted by the bureau to determine identification characteristics specific to the individual whose DNA sample is being analyzed. The director or his or her designated representative shall complete and maintain on file a form indicating the name of the ~~person~~ individual whose DNA sample is to be analyzed, the date and by whom ~~the~~ such sample was received and examined, and a statement that the seal on the container containing ~~the~~ such sample had not been broken or otherwise tampered with. The remainder of a DNA sample submitted for analysis and inclusion in the data bank ~~pursuant to Code Section 35-3-160~~ may be divided, if possible, labeled as provided for the original sample, and securely stored by the bureau

in accordance with specific procedures of the bureau to ensure the integrity and confidentiality of ~~the~~ DNA samples. All or part of the remainder of ~~that~~ a sample may be used only to create a statistical data base, provided that no identifying information on the individual whose sample is being analyzed is included, or for retesting by the bureau to validate or update the original analysis. A report of the results of a DNA analysis conducted by the bureau ~~as authorized~~, including the identifying information, shall be made and maintained at the bureau. Except as specifically provided in this Code section and Code Section 35-3-163, the results of the analysis shall be securely stored and shall remain confidential."

#### SECTION 5.

Said article is further amended by revising Code Section 35-3-163, relating to dissemination of information in data bank to law enforcement officials, as follows:

"35-3-163.

(a) It shall be the duty of the bureau to receive DNA samples and to analyze, classify, and file the results of DNA identification characteristics of samples submitted pursuant to Code Section ~~35-3-160~~ 35-3-161 and to make such information available as provided in this Code section. The results of an analysis and comparison of the identification of the characteristics from two or more biological samples shall be made available directly to federal, state, and local law enforcement officers upon a request made in furtherance of an official investigation of any criminal offense. A request may be made by personal contact, mail, or electronic means. The name of the requestor and the purpose for which the information is requested shall be maintained on file with the bureau.

(b) Upon request from a ~~prosecutor~~ prosecuting attorney or law enforcement agency, the bureau may compare a DNA profile from an analysis of a sample from a suspect in a criminal investigation ~~where~~ when the sample was obtained through a search warrant, consent of the suspect, court order, or other lawful means to DNA profiles lawfully collected and maintained by the bureau. The bureau shall not add a DNA profile of any such suspect to any DNA data bank except ~~upon conviction~~ as provided in this article.

(c)(1) Upon his or her request, a copy of the request for search shall be furnished to any ~~person~~ individual identified and charged with an offense as the result of a search of information in the data bank. Only when a sample or DNA profile supplied by the requestor satisfactorily matches the requestor's profile in the data bank shall the existence of data in the data bank be confirmed or identifying information from the data bank be disseminated.

(2) The name of the ~~convicted felon~~ individual whose profile is contained in the data bank may be related to any other data bases which are constructed for law enforcement purposes and may be disseminated only for law enforcement purposes.

(3) Upon a showing by the accused in a criminal proceeding that access to the DNA data bank is material to the investigation, preparation, or presentation of a defense at trial or in a postconviction proceeding, a superior court having proper jurisdiction over such criminal proceeding shall direct the bureau to compare a DNA profile which has been generated by the accused through an independent test against the data

bank, provided that such DNA profile has been generated in accordance with standards for forensic DNA analysis adopted pursuant to 42 U.S.C. Section 14131.

(d) The bureau shall develop procedures governing the methods of obtaining information from the data bank in accordance with this Code section and procedures for verification of the identity and authority of the requestor. The bureau shall specify the positions in that agency which require regular access to the data bank and samples submitted as a necessary function of the job.

(e) The bureau may create a separate statistical data base composed of DNA profiles of samples of ~~persons~~ individuals whose ~~identity is~~ identities are unknown. Nothing in this Code section or Code Section 35-3-164 shall prohibit the bureau from sharing or otherwise disseminating the information in the statistical data base with law enforcement or criminal justice agencies within or outside ~~the~~ this state.

(f) The bureau may charge a reasonable fee to search and provide a comparative analysis of DNA profiles in the data bank to any authorized law enforcement agency outside of this state."

#### SECTION 6.

Said article is further amended by revising Code Section 35-3-165, relating to expungement of profile in data bank upon reversal and dismissal of conviction, as follows:

"35-3-165.

(a) An individual ~~A person~~ whose DNA profile has been included in the data bank pursuant to this article ~~may request that~~ shall have it be expunged on the grounds that:

(1) The ~~the~~ conviction on which the authority for including his or her DNA profile was based has been reversed and the case dismissed;

(2) The individual has been acquitted of the felony charges;

(3) All of the felony charges have been reduced to misdemeanors;

(4) The felony charges have been placed on the dead docket for more than 12 months unless the court has issued a bench warrant for a defendant's or codefendant's failure to appear; or

(5) The prosecuting attorney has otherwise dismissed the charges.

(b) Within 30 days of an event occurring as described in subsection (a) of this Code section, the clerk of court shall provide the bureau with a copy of:

(1) The court order reversing and dismissing the conviction;

(2) The judgment of acquittal;

(3) The sentencing order showing that all of the felony charges were reduced to misdemeanors;

(4) The court order dead docketing the felony charges; or

(5) Documentation from the prosecuting attorney stating that the charges were dismissed.

(c) The bureau shall purge all records and identifiable information in the data bank pertaining to the ~~person~~ individual described in subsection (a) of this Code section and destroy all samples from ~~the person upon~~ such individual within 30 days of the receipt

~~of a written request that such data be expunged, pursuant to this Code section, and a certified copy of the court order reversing and dismissing the conviction the documentation described in subsection (b) of this Code section. If a prosecuting attorney fails to comply with subsection (b) of this Code section, the individual whose DNA was collected may submit a certified copy of the documentation described in subsection (b) of this Code section to the bureau.~~

~~(b)(d)~~ A DNA sample obtained in good faith shall be deemed to have been obtained in accordance with the requirements of this article, and its use in accordance with this article is shall be authorized until a court order directing expungement is obtained and the documentation set forth in subsection (b) of this Code section is submitted to the bureau."

**SECTION 7.**

This Act shall become effective only if funds are specifically appropriated for purposes of this Act in an appropriations Act enacted by the General Assembly. If funds are so appropriated, then this Act shall become effective on the later of:

- (1) The date on which such appropriations Act becomes effective; or
- (2) The beginning date of the fiscal year for which such appropriations are made.

**SECTION 8.**

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

Senator Stone of the 23rd offered the following amendment #1:

*Amend the Senate Judiciary, Non-civil Committee substitute to SB 77 (LC 29 7028S) by replacing "prosecuting attorney" with "clerk of court" on line 256.*

On the adoption of the amendment, there were no objections, and the Stone amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
E Burke	Y Jackson, L	Shafer (PRS)

Y Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	E Thompson, B
E Dugan	Jones, H	Y Thompson, C
E Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	VanNess
Y Harbin	Lucas	Y Walker
Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 42, nays 4.

SB 77, having received the requisite constitutional majority, was passed by substitute.

SB 328. By Senators Jones of the 10th, Sims of the 12th, Davenport of the 44th, Jackson of the 2nd, Seay of the 34th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide that students who are subject to compulsory attendance shall not be assigned to an alternative education program for more than two semesters; to provide for students to remain in an alternative education program at their option; to remove the funding cap on alternative education programs; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Education and Youth offered the following substitute to SB 328:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide that students who are subject to compulsory attendance shall not be assigned to an alternative education program for more than two semesters; to provide for related matters; to repeal conflicting laws; and for other purposes.

## BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, is amended by revising subsection (a) of Code Section 20-2-154.1, relating to alternative education programs, as follows:

"(a) It is the policy of this state that the alternative education program shall provide a learning environment that includes the objectives of the content standards and that the instruction in an alternative education program shall enable students to return to a general or career education program as quickly as possible. Course credit shall be earned in an alternative education program in the same manner as in other education programs. It is the policy of this state that it is preferable to reassign disruptive students who are subject to mandatory attendance pursuant to Code Section 20-2-690.1 shall not be suspended or expelled without assignment to an alternative education program rather than suspending or expelling such students from school. It is further the policy of this state that, except as otherwise provided for in Code Section 20-2-751.1 and except for serious offenses, the duration of any assignment of a disruptive student to an alternative education program shall not exceed the remainder of the semester in which the student is suspended or expelled and the following semester. As used in this subsection, serious offenses include physical assault or battery of school personnel or other students, bullying, and unlawful use or possession of illegal drugs or alcohol; provided, however, that any student assigned to an alternative education program for a serious offense shall have the right to request a hearing pursuant to the procedures provided for in Code Section 20-2-754 after two semesters in such alternative education program for purposes of returning to a regular classroom."

**SECTION 2.**

Said chapter is further amended in Code Section 20-2-735, relating to adoption of policies by local boards to improve student learning environment, by revising subsection (f) as follows:

"(f) It is the policy of this state that it is preferable to reassign disruptive students who are subject to mandatory attendance pursuant to Code Section 20-2-690.1 shall not be suspended or expelled without assignment to alternative educational settings rather than to suspend or expel such students from school. It is further the policy of this state that, except as otherwise provided for in Code Section 20-2-751.1 and except for serious offenses, the duration of any assignment of a disruptive student to an alternative educational setting shall not exceed the remainder of the semester in which the student is suspended or expelled and the following semester. As used in this subsection, serious offenses include physical assault or battery of school personnel or other students, bullying, and unlawful use or possession of illegal drugs or alcohol; provided, however, that any student assigned to an alternative educational setting for a serious offense shall have the right to request a hearing pursuant to the procedures provided for in Code Section 20-2-754 after two semesters in such alternative educational setting for purposes of returning to a regular classroom."

**SECTION 3.**

Said chapter is further amended in Code Section 20-2-751.5, relating to student codes of conduct, by revising subsection (d) as follows:

"(d) Local board policies relating to student codes of conduct shall provide that each local school superintendent shall fully support the authority of principals and teachers in the school system to remove a student from the classroom pursuant to Code Section 20-2-738, including establishing and disseminating procedures. It is the policy of this state that it is preferable to reassign disruptive students who are subject to mandatory attendance pursuant to Code Section 20-2-690.1 shall not be suspended or expelled without assignment to alternative educational settings rather than to suspend or expel such students from school. It is further the policy of this state that, except as otherwise provided for in Code Section 20-2-751.1 and except for serious offenses, the duration of any assignment of a disruptive student to an alternative educational setting shall not exceed the remainder of the semester in which the student is suspended or expelled and the following semester. As used in this subsection, serious offenses include physical assault or battery of school personnel or other students, bullying, and unlawful use or possession of illegal drugs or alcohol; provided, however, that any student assigned to an alternative educational setting for a serious offense shall have the right to request a hearing pursuant to the procedures provided for in Code Section 20-2-754 after two semesters in such alternative educational setting for purposes of returning to a regular classroom."

**SECTION 4.**

Said chapter is further amended in Code Section 20-2-768, relating to expulsion or suspension of students for felonies, as follows:

"20-2-768.

(a) Each local board of education is authorized to refuse to readmit or enroll any student who has been suspended or expelled for being convicted of, being adjudicated to have committed, being indicted for, or having information filed for the commission of any felony or any delinquent act under Code Sections 15-11-602 and 15-11-707 which would be a felony if committed by an adult. If refused readmission or enrollment, the student or the student's parent or legal guardian has the right to request a hearing pursuant to the procedures provided for in Code Section 20-2-754.

(b) A hearing officer, tribunal, panel, superintendent, or local board of education shall be authorized to place a student denied enrollment in a local school system under subsection (a) of this Code section in an alternative educational ~~system~~ setting as appropriate and in the best interest of the student and the education of other students within the school system. Except as otherwise provided for in Code Section 20-2-751.1 and except for serious offenses, the duration of any assignment of a disruptive student to an alternative educational setting shall not exceed the remainder of the semester in which the student is suspended or expelled and the following semester. As used in this subsection, serious offenses include physical assault or battery of school personnel or other students, bullying, and unlawful use or possession of illegal drugs or alcohol;



provided, however, that any student assigned to an alternative educational setting for a serious offense shall have the right to request a hearing pursuant to the procedures provided for in Code Section 20-2-754 after two semesters in such alternative educational setting for purposes of returning to a regular classroom.

(c) It is the policy of this state that ~~it is preferable to reassign~~ disruptive students who are subject to mandatory attendance pursuant to Code Section 20-2-690.1 shall not be suspended or expelled without assignment to alternative educational settings rather than to suspend or expel such students from school."

### SECTION 5.

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

Senators Tippins of the 37th and Jones of the 10th offered the following amendment #1:

*Amend the Senate Committee on Education and Youth substitute to SB 328 (LC 33 6528S) by inserting on lines 23, 40, 60, and 85 after "following semester" the following: as long as the student exhibits acceptable behavior while in the alternative education program*

On the adoption of the amendment, there were no objections, and the Tippins, Jones of the 10th amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
E Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	E Thompson, B
E Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	N Ligon	VanNess

N Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 43, nays 5.

SB 328, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

2/29/16

Due to business outside the Senate Chamber, I missed the vote on SB 328. Had I been present, I would have voted "NO".

/s/ Steve Gooch  
District 51

Feb. 29, 2016

Due to business outside the Senate Chamber, I missed the vote on SB 328. Had I been present, I would have voted "yes".

/s/ Nan G. Orrock  
District 36

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has passed by the requisite constitutional majority the following Bills and Resolution of the House:

HB 654. By Representatives Scott of the 76th, Jordan of the 77th, Stovall of the 74th, Waites of the 60th, Anderson of the 92nd and others:

A BILL to be entitled an Act to amend Chapter 40 of Title 31 of the Official Code of Georgia Annotated, relating to tattoo studios, so as to require such studios to post notification that certain tattoos could disqualify the wearer from military service; to repeal conflicting laws; and for other purposes.

HB 1037. By Representatives Clark of the 101st, Cooper of the 43rd, Taylor of the 173rd, Efstoration of the 104th, Broadrick of the 4th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 31 of the Official Code of Georgia Annotated, relating to the Department of Community Health, so as to expand the certified nurse aide registry to nurse aides who provide services in private residences; to provide for inquiries and complaints; to provide that the registry be easily located on the department's website; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1053. By Representative Taylor of the 173rd:

A BILL to be entitled an Act to amend an Act creating a new board of education of Grady County, approved March 5, 1968 (Ga. L. 1968, p. 2120), as amended, so as to provide that members of the board of education shall be elected on a nonpartisan basis; to provide for continuation in office of current members of the board; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HR 1052. By Representative Cheokas of the 138th:

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

The President resumed the Chair.

The Calendar was resumed.

SB 304. By Senators Parent of the 42nd and Jones II of the 22nd:

A BILL to be entitled an Act to amend Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System, so as to allow for the preservation of a person's involuntary hospitalization information received by the Georgia Crime Information Center; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate Committee on Public Safety offered the following substitute to SB 304:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System, so as to allow for the preservation of a person's involuntary hospitalization information received by the Georgia Crime Information Center; to provide for exceptions; to provide for a judicial procedure for purging a person's involuntary hospitalization information received by the Georgia Crime Information Center; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System, is amended by revising paragraph (2) of subsection (e) as follows:

"(2)(A) The records of the Georgia Crime Information Center shall include information as to whether a person has been involuntarily hospitalized. Notwithstanding any other provisions of law and in order to carry out the provisions of this Code section and Code Section 16-11-172, the Georgia Crime Information Center shall be provided such information and no other mental health information from the involuntary hospitalization records of the probate courts concerning persons involuntarily hospitalized after March 22, 1995, in a manner agreed upon by the Probate Judges Training Council and the Georgia Bureau of Investigation to preserve the confidentiality of patients' rights in all other respects. Further, notwithstanding any other provisions of law and in order to carry out the provisions of this Code section and Code Section 16-11-172, the center shall be provided information as to whether a person has been adjudicated mentally incompetent to stand trial or not guilty by reason of insanity at the time of the crime, has been involuntarily hospitalized, or both from the records of the clerks of the superior courts concerning persons involuntarily hospitalized after March 22, 1995, in a manner agreed upon by The Council of Superior Court Clerks of Georgia and the Georgia Bureau of Investigation to preserve the confidentiality of patients' rights in all other respects. ~~After five years have elapsed from the date that a person's involuntary hospitalization information has been received by the Georgia Crime Information Center, the center shall purge its records of such information as soon as practicable and in any event purge such records within 30 days after the expiration of such five-year period~~ Pursuant to this Code section, such person may petition the

court in which such hospitalization proceedings occurred for relief. A copy of such petition for relief shall be served as notice upon the opposing civil party or the prosecuting attorney for the state, as the case may be, or their successors, who appeared in the underlying case. Within 30 days of the receipt of such petition for relief, such court shall hold a hearing on such petition for relief. Such prosecuting attorney for the state may represent the interests of the state at such hearing.

(B) At the hearing provided for under subparagraph (A) of this paragraph, the court shall receive and consider evidence in a closed proceeding concerning:

(i) The circumstances which caused the person to be subject to such hospitalization;

(ii) The person's mental health and criminal history records, if any. The judge of such court may require any such person to sign a waiver authorizing the superintendent of any mental hospital or treatment center to make to the judge a recommendation regarding whether such person is a threat to the safety of himself or herself or others;

(iii) The person's reputation, which shall be established through character witness statements, testimony, or other character evidence; and

(iv) Changes in the person's condition or circumstances since such hospitalization.

(C)(i) The judge shall issue an order of his or her decision on the petition for relief provided for under subparagraph (A) of this paragraph no later than 30 days after the hearing.

(ii) The court shall grant the petition for relief if such court finds by a preponderance of the evidence that the person will not likely act in a manner dangerous to himself or herself or public safety and that granting the relief will not be contrary to the public interest. A record shall be kept of the hearing; provided, however, that such record shall remain confidential and be disclosed only to a court or to the parties in the event of an appeal. Any appeal of the court's ruling on the petition for relief shall be de novo review.

(iii) If the court grants such person's petition for relief, the clerk of such court shall report such order to the Georgia Crime Information Center immediately, but in no case later than ten business days after the date of such order, and the center shall purge such record that is the subject of the order as soon as practicable but not later than 30 days after receipt of such order.

(D) A person may petition for relief under this paragraph not more than once every two years. In the case of a person who has been hospitalized, such person shall not petition for relief prior to being discharged from such hospitalization and may first petition for relief only after 12 months from the date on which his or her involuntary hospitalization commenced."

## **SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
E Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
N Cowsert	N Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	E Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	N Mullis	

On the passage of the bill, the yeas were 48, nays 5.

SB 304, having received the requisite constitutional majority, was passed by substitute.

Senator Cowsert of the 46th moved that the Senate stand in recess until 12:00 midnight, and then stand adjourned, pursuant to HR 1114, until 10:00 a.m. Wednesday, March 2, 2016. The motion prevailed, and at 7:03 p.m. the President announced the Senate in recess.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 285. By Representatives Stephens of the 164th and England of the 116th:

A BILL to be entitled an Act to amend Code Section 48-7-40.26 of the Official Code of Georgia Annotated, relating to an income tax credit for film, video, or digital production in Georgia, so as to change certain qualifications for such credit; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 725. By Representatives Cantrell of the 22nd, Spencer of the 180th, Ballinger of the 23rd, Weldon of the 3rd, Evans of the 42nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to child abuse and deprivation records, so as to provide for greater confidentiality of child abuse records; to provide for and revise definitions; to change provisions relating to persons and agencies permitted access to records of child abuse; to provide for contents of a protective order; to provide for immunity for child advocacy centers in releasing child abuse records under certain circumstances; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 895. By Representatives Mayo of the 84th, Dudgeon of the 25th, Evans of the 42nd and Casas of the 107th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to require finance directors of charter schools to participate in initial and annual training in financially operating a charter school; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 957. By Representatives Abrams of the 89th, Deffenbaugh of the 1st, Bentley of the 139th and Sharper of the 177th:

A BILL to be entitled an Act to amend Article 3 of Chapter 9 of Title 15 of the Official Code of Georgia Annotated, relating to cost and compensation regarding the probate courts, so as to require that the judges and clerks of the probate courts publicly post notice of the availability of the affidavit of indigence; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1043. By Representatives Kelley of the 16th and Cooper of the 43rd:

A BILL to be entitled an Act to amend Code Section 43-34-26.1 of the Official Code of Georgia Annotated, relating to vaccine protocol agreements, so as to exempt activities conducted by a hospital or health system with respect to influenza vaccinations from certain requirements; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

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

HB 381. By Representatives Welch of the 110th, Willard of the 51st, Jacobs of the 80th, Atwood of the 179th and Strickland of the 111th:

A BILL to be entitled an Act to amend Title 45 of the O.C.G.A., relating to public officers and employees, so as to repeal Chapter 17, relating to notaries public, and enact the "Revised Georgia Law on Notarial Acts of 2015"; to amend Article 2 of Chapter 6 of Title 15 of the Official Code of Georgia Annotated, relating to clerks of superior courts, so as to revise cross-references; to provide for related matters; to provide effective dates; to repeal conflicting laws; and for other purposes.

HB 862. By Representatives Knight of the 130th, Powell of the 171st, Harrell of the 106th, Hitchens of the 161st and Houston of the 170th:

A BILL to be entitled an Act to amend Code Section 48-5-48 of the Official Code of Georgia Annotated, relating to the homestead exemption for disabled veterans, so as to clarify the definition of disabled veteran; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 922. By Representatives Williamson of the 115th, Knight of the 130th, Kelley of the 16th, Harrell of the 106th, Coomer of the 14th and others:

A BILL to be entitled an Act to amend Code Section 48-7-40.17 of the Official Code of Georgia Annotated, relating to a tax credit for creating quality jobs, so as to add a definition of taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.



HB 924. By Representatives Epps of the 144th, Stephens of the 164th, Peake of the 141st, Dickey of the 140th, Randall of the 142nd and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use tax, so as to provide for a limited period of time an exemption from state sales and use tax only with respect to certain sales to a qualified job training organization; to provide for procedures, conditions, and limitations; to provide an effective date and sunset date; to repeal conflicting laws; and for other purposes.

Mr. President:

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

HB 54. By Representatives Waites of the 60th, Powell of the 32nd, Scott of the 76th, Jones of the 53rd and Fludd of the 64th:

A BILL to be entitled an Act to amend Subpart 7 of Part 3 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to grants to children of law enforcement officers, firefighters, and prison guards, so as to provide for undergraduate full tuition grants to children of law enforcement officers, firefighters, prison guards, and Highway Emergency Response Operators of the Department of Transportation who were killed in the line of duty who attend institutions of the University System of Georgia and who meet certain eligibility requirements; to provide a definition; to provide for voluntary donations through state income tax returns and drivers' licenses for funding; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 960. By Representatives Kelley of the 16th, Sims of the 123rd, Dempsey of the 13th, Harrell of the 106th, Houston of the 170th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 48 of the O.C.G.A., relating to state administration and collection of revenue, so as to provide for confidentiality of certain tax information; to provide for an interest rate on delinquent payments that adjusts to reflect changes in the prime rate; to adjust the penalties for nonpayment of ad valorem taxes to offset the reduction in interest rate; to make distribution of penalties equitable between taxing jurisdictions; to provide for additional procedures, conditions, and limitations; to provide for notice to political subdivisions upon the filing of certain tax refund requests; to provide for confidentiality

of taxpayer information; to provide for automatic transfer to the Georgia Tax Tribunal in certain cases; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 982. By Representatives Stephens of the 164th, Petrea of the 166th, Hitchens of the 161st, Stephens of the 165th and Gordon of the 163rd:

A BILL to be entitled an Act to amend Article 1 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions concerning ad valorem taxation of property, so as to change certain definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1025. By Representatives Taylor of the 79th, Willard of the 51st, Drenner of the 85th, Henson of the 86th, Kendrick of the 93rd and others:

A BILL to be entitled an Act to amend Article 4 of Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to violation of ordinances of counties and state authorities, so as to change provisions relating to service of accusations of or citations for violations of ordinances under certain circumstances; to provide for judgments when service is perfected under such circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

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

HB 229. By Representatives Strickland of the 111th, Welch of the 110th, Meadows of the 5th, Fleming of the 121st, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, so as to expand grandparent rights to visitation and intervention to great-grandparents and siblings of parents; to conform cross-references relating to adoption; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 365. By Representatives Knight of the 130th, Harbin of the 122nd, Harrell of the 106th and Stephens of the 164th:

A BILL to be entitled an Act to amend Chapter 5C of Title 48 of the Official Code of Georgia Annotated, relating to alternative ad valorem tax

on motor vehicles, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 605. By Representatives Weldon of the 3rd and Welch of the 110th:

A BILL to be entitled an Act to amend Code Section 47-23-63 of the Official Code of Georgia Annotated, relating to definition and effect of full-time and part-time service and calculations, so as to provide that a member of the Georgia Judicial Retirement System who was serving in a full-time position on his or her retirement may use prior part-time service for vesting; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1058. By Representatives Price of the 48th, Hawkins of the 27th, Cooper of the 43rd, Dempsey of the 13th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Chapters 17 and 22 of Title 31 and Code Section 24-12-21 of the O.C.G.A., relating to control of venereal disease, clinical laboratories, and the disclosure of AIDS confidential information, respectively, so as to revise various statutes relating to HIV and AIDS; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

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

HB 943. By Representatives Rogers of the 29th, Pak of the 108th and Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Chapter 8 of Title 13 of the Official Code of Georgia Annotated, relating to illegal and void contracts generally, so as to provide for additional limitations on indemnification and duty to defend clauses which are void and unenforceable in contracts for engineering or architectural services; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1036. By Representatives Hitchens of the 161st, Stephens of the 164th, Petrea of the 166th, Williams of the 168th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 22 of the O.C.G.A., relating to the exercise of power of eminent domain for special

purposes, so as to change certain provisions relating to the exercise of power of eminent domain for construction of petroleum pipelines and the environmental permitting requirements for petroleum pipelines; to enact a temporary moratorium on the use of eminent domain for construction of petroleum pipelines and the permitting for construction of such pipelines so that a commission of elected officials and field experts can conduct a detailed study; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Pursuant to an earlier adopted motion, the Senate stood adjourned at 12:00 midnight.

Senate Chamber, Atlanta, Georgia  
Wednesday, March 2, 2016  
Thirty-first Legislative Day

The Senate met pursuant to adjournment at 10:06 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SR 1091. By Senators Bethel of the 54th, Unterman of the 45th, Henson of the 41st, Butler of the 55th, Shafer of the 48th and others:

A RESOLUTION creating the Senate Study Committee on Hearing Aids for Children; and for other purposes.

Referred to the Committee on Insurance and Labor.

SR 1098. By Senators VanNess of the 43rd and Mullis of the 53rd:

A RESOLUTION creating the Senate Crime Study Committee; and for other purposes.

Referred to the Committee on Public Safety.

The following House legislation was read the first time and referred to committee:

HB 12. By Representatives Rogers of the 10th, Yates of the 73rd, Meadows of the 5th, Holcomb of the 81st, Hitchens of the 161st and others:

A BILL to be entitled an Act to amend Article 4 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to fraud and related offenses, so as to establish the criminal offense of fraudulent representation of military service; to provide for a short title; to provide for definitions; to provide for penalties; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Veterans, Military and Homeland Security.

- HB 54. By Representatives Waites of the 60th, Powell of the 32nd, Scott of the 76th, Jones of the 53rd and Fludd of the 64th:

A BILL to be entitled an Act to amend Subpart 7 of Part 3 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to grants to children of law enforcement officers, firefighters, and prison guards, so as to provide for undergraduate full tuition grants to children of law enforcement officers, firefighters, prison guards, and Highway Emergency Response Operators of the Department of Transportation who were killed in the line of duty who attend institutions of the University System of Georgia and who meet certain eligibility requirements; to provide a definition; to provide for voluntary donations through state income tax returns and drivers' licenses for funding; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Higher Education.

- HB 171. By Representatives Hightower of the 68th, Ramsey of the 72nd, Jasperse of the 11th, Atwood of the 179th, Allison of the 8th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 1 of the O.C.G.A., relating to laws and statutes, so as to revise provisions relating to the effect and enforcement of foreign laws; to provide that no court, arbitration panel, administrative agency, or other tribunal shall enforce a foreign law if doing so would violate a right guaranteed by the United States Constitution or the Georgia Constitution; to provide for definitions; to provide for exceptions; to change provisions relating to forum non conveniens; to amend Part 1 of Article 2 of Chapter 10 of Title 9 of the Official Code of Georgia Annotated, relating to general provisions relating to venue, so as to provide for a cross-reference; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Special Judiciary.

- HB 229. By Representatives Strickland of the 111th, Welch of the 110th, Meadows of the 5th, Fleming of the 121st, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, so as to expand grandparent rights to visitation and intervention to great-grandparents and siblings of parents; to conform cross-references relating to adoption; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 285. By Representatives Stephens of the 164th and England of the 116th:

A BILL to be entitled an Act to amend Code Section 48-7-40.26 of the Official Code of Georgia Annotated, relating to an income tax credit for film, video, or digital production in Georgia, so as to change certain qualifications for such credit; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 364. By Representatives Knight of the 130th, Harbin of the 122nd, Harrell of the 106th, Stephens of the 164th, Powell of the 171st and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of intangibles, so as to change certain provisions regarding the real estate transfer tax; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 365. By Representatives Knight of the 130th, Harbin of the 122nd, Harrell of the 106th and Stephens of the 164th:

A BILL to be entitled an Act to amend Chapter 5C of Title 48 of the Official Code of Georgia Annotated, relating to alternative ad valorem tax on motor vehicles, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 381. By Representatives Welch of the 110th, Willard of the 51st, Jacobs of the 80th, Atwood of the 179th and Strickland of the 111th:

A BILL to be entitled an Act to amend Title 45 of the O.C.G.A., relating to public officers and employees, so as to repeal Chapter 17, relating to notaries public, and enact the "Revised Georgia Law on Notarial Acts of 2015"; to amend Article 2 of Chapter 6 of Title 15 of the Official Code of Georgia Annotated, relating to clerks of superior courts, so as to revise cross-references; to provide for related matters; to provide effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Special Judiciary.

HB 471. By Representative Stephens of the 164th:

A BILL to be entitled an Act to amend Article 10A of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of heavy-duty motor vehicles, so as to add a definition of certain vehicles; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 513. By Representative Stephens of the 164th:

A BILL to be entitled an Act to amend Article 3 of Chapter 11 of Title 9 of the Official Code of Georgia Annotated, relating to pleadings and motions, so as to revise provisions regarding the procedure for claims asserted against a person or entity arising from an act by that person or entity which could reasonably be construed as an act in furtherance of the right of free speech or the right to petition government for a redress of grievances; to revise definitions; to amend Chapter 5 of Title 51 of the Official Code of Georgia Annotated, relating to libel and slander, so as to revise a cross-reference; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Economic Development and Tourism.

HB 605. By Representatives Weldon of the 3rd and Welch of the 110th:

A BILL to be entitled an Act to amend Code Section 47-23-63 of the Official Code of Georgia Annotated, relating to definition and effect of full-time and part-time service and calculations, so as to provide that a member of the Georgia Judicial Retirement System who was serving in a full-time position on his or her retirement may use prior part-time service for vesting; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

HB 654. By Representatives Scott of the 76th, Jordan of the 77th, Stovall of the 74th, Waites of the 60th, Anderson of the 92nd and others:

A BILL to be entitled an Act to amend Chapter 40 of Title 31 of the Official Code of Georgia Annotated, relating to tattoo studios, so as to require such studios to post notification that certain tattoos could disqualify the wearer from military service; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Veterans, Military and Homeland Security.



HB 722. By Representatives Peake of the 141st, Powell of the 32nd, Meadows of the 5th, England of the 116th, Gravley of the 67th and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to provide for a patient registry program for the use of medical cannabis; to authorize rule making; to establish duties of patients, designated caregivers, physicians, and manufacturers of medical cannabis; to establish a medical cannabis tracking system; to provide for confidentiality of records; to establish patient protections; to impose penalties; to provide for nursing facilities; to establish fees; to establish a task force; to require impact assessment of medical cannabis therapeutic research; to require reports and audits; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 725. By Representatives Cantrell of the 22nd, Spencer of the 180th, Ballinger of the 23rd, Weldon of the 3rd, Evans of the 42nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to child abuse and deprivation records, so as to provide for greater confidentiality of child abuse records; to provide for and revise definitions; to change provisions relating to persons and agencies permitted access to records of child abuse; to provide for contents of a protective order; to provide for immunity for child advocacy centers in releasing child abuse records under certain circumstances; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRicca of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the collection of such excise tax; to provide

for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety.

HB 734. By Representatives Spencer of the 180th, Stephens of the 165th, Stephens of the 164th, Jones of the 167th, Corbett of the 174th and others:

A BILL to be entitled an Act to amend Titles 36, 41, and 51 of the Official Code of Georgia Annotated, relating to local government, nuisances, and torts, respectively, so as to provide for the facilitation of space flight activities in this state; to provide for definitions; to prohibit local government regulation of noise associated with space flight operations; to provide that space flight operations shall not constitute nuisances under certain conditions; to limit the liability of space flight entities related to injuries sustained by participants who have agreed in writing to such a limitation; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Science and Technology.

HB 779. By Representatives Tanner of the 9th, Lumsden of the 12th, Watson of the 172nd, Prince of the 127th and Broadrick of the 4th:

A BILL to be entitled an Act to amend Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, so as to regulate the use of unmanned aircraft systems and images captured by such systems; to provide for definitions; to provide for exceptions; to provide for penalties and a civil right of action; to provide for venue; to amend Code Section 27-3-151 of the Official Code of Georgia Annotated, relating to activity prohibited in the taking of wildlife, so as to regulate the use of unmanned aircraft systems in connection to hunting and fishing; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Science and Technology.

HB 825. By Representatives Smith of the 125th, Holcomb of the 81st, Carter of the 175th, Shaw of the 176th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 19 of the Official Code of Georgia Annotated, relating to parent and child relationship general provisions, so as to provide that in the event of a report of child abuse by a military parent or guardian, the child welfare agency shall notify the Department of Defense Family Advocacy Program; to add filing a report of

child abuse to military law enforcement to the reporting of child abuse to an appropriate police authority; to extend immunity provisions to reporting child abuse to military law enforcement; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 828. By Representatives Fludd of the 64th, Hawkins of the 27th, Mosby of the 83rd, Buckner of the 137th, Greene of the 151st and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of and exemptions from state income taxes, so as to create an income tax credit for employers who hire certain qualified parolees for full-time jobs; to provide for rules and regulations and an application process related to such income tax credit; to provide for certain conditions and limitations; to provide for definitions; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 862. By Representatives Knight of the 130th, Powell of the 171st, Harrell of the 106th, Hitchens of the 161st and Houston of the 170th:

A BILL to be entitled an Act to amend Code Section 48-5-48 of the Official Code of Georgia Annotated, relating to the homestead exemption for disabled veterans, so as to clarify the definition of disabled veteran; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

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

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

Referred to the Committee on Education and Youth.

HB 889. By Representative Kidd of the 145th:

A BILL to be entitled an Act to amend Part 4 of Article 1 of Chapter 18 of Title 43 of the Official Code of Georgia Annotated, relating to the operation of funeral establishments and crematories, so as to authorize certain advertisements related to crematories and cremation services; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

HB 895. By Representatives Mayo of the 84th, Dudgeon of the 25th, Evans of the 42nd and Casas of the 107th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to require finance directors of charter schools to participate in initial and annual training in financially operating a charter school; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

HB 922. By Representatives Williamson of the 115th, Knight of the 130th, Kelley of the 16th, Harrell of the 106th, Coomer of the 14th and others:

A BILL to be entitled an Act to amend Code Section 48-7-40.17 of the Official Code of Georgia Annotated, relating to a tax credit for creating quality jobs, so as to add a definition of taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 924. By Representatives Epps of the 144th, Stephens of the 164th, Peake of the 141st, Dickey of the 140th, Randall of the 142nd and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use tax, so as to provide for a limited period of time an exemption from state sales and use tax only with respect to certain sales to a qualified job training organization; to provide for procedures, conditions, and limitations; to provide an effective date and sunset date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 934. By Representatives Kirby of the 114th, Benton of the 31st, Dawkins-Haigler of the 91st, Dickerson of the 113th, Stephenson of the 90th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 49 of the Official Code of Georgia Annotated, relating to general provisions applicable to social services, so as to authorize the Department of Human Services to provide a separate link or portal on its website providing kinship caregivers with information and access necessary to apply for public assistance benefits; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 935. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to exemptions from ad valorem tax, so as to add certain fulfillment centers to properties eligible for a freeport exemption; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 936. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from income taxes, so as to clarify certain terms in respect to the wages necessary to qualify for a jobs tax credit; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 937. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Williamson of the 115th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use tax, so as to change the sunset provision for the exemption for projects of regional significance; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 943. By Representatives Rogers of the 29th, Pak of the 108th and Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Chapter 8 of Title 13 of the Official Code of Georgia Annotated, relating to illegal and void contracts generally, so as to provide for additional limitations on indemnification and duty to defend clauses which are void and unenforceable in contracts for engineering or architectural services; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Insurance and Labor.

HB 957. By Representatives Abrams of the 89th, Deffenbaugh of the 1st, Bentley of the 139th and Sharper of the 177th:

A BILL to be entitled an Act to amend Article 3 of Chapter 9 of Title 15 of the Official Code of Georgia Annotated, relating to cost and compensation regarding the probate courts, so as to require that the judges and clerks of the probate courts publicly post notice of the availability of the affidavit of indigence; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Special Judiciary.

HB 960. By Representatives Kelley of the 16th, Sims of the 123rd, Dempsey of the 13th, Harrell of the 106th, Houston of the 170th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 48 of the O.C.G.A., relating to state administration and collection of revenue, so as to provide for confidentiality of certain tax information; to provide for an interest rate on delinquent payments that adjusts to reflect changes in the prime rate; to adjust the penalties for nonpayment of ad valorem taxes to offset the reduction in interest rate; to make distribution of penalties equitable between taxing jurisdictions; to provide for additional procedures, conditions, and limitations; to provide for notice to political subdivisions upon the filing of certain tax refund requests; to provide for confidentiality of taxpayer information; to provide for automatic transfer to the Georgia Tax Tribunal in certain cases; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 976. By Representatives Hitchens of the 161st, Willard of the 51st, Powell of the 32nd, Caldwell of the 131st, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Article 5 of Chapter 18 of Title 50 of the Official Code of Georgia Annotated, relating to state records management, so as to provide for minimum retention periods for video recordings from law enforcement surveillance devices, law enforcement body-worn devices, or devices located on or inside of a law enforcement vehicle; to provide for a definition; to provide for exceptions; to provide for presumptions, civil liability, and fees; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary Non-Civil.

HB 982. By Representatives Stephens of the 164th, Petrea of the 166th, Hitchens of the 161st, Stephens of the 165th and Gordon of the 163rd:

A BILL to be entitled an Act to amend Article 1 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions concerning ad valorem taxation of property, so as to change certain definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 990. By Representative Powell of the 171st:

A BILL to be entitled an Act to amend Chapter 5C of Title 48 of the Official Code of Georgia Annotated, relating to alternative ad valorem tax on motor vehicles, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 1004. By Representatives Jasperse of the 11th, Weldon of the 3rd, Powell of the 32nd, Maxwell of the 17th and Ballinger of the 23rd:

A BILL to be entitled an Act to amend Titles 15 and 44 of the O.C.G.A., relating to courts and property, respectively, so as to provide requirements for maps, plats, and plans to be filed for record; to provide for filing of electronic images of maps, plats, and plans; to provide for delivery of plats to the clerk of superior court; to change certain provisions relating to recordation and notations of plats; to provide an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Special Judiciary.

HB 1014. By Representatives Powell of the 171st and Williamson of the 115th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from state income taxes, so as to extend the sunset date of the existing exemption for donation of real property for conservation use; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Finance.

HB 1025. By Representatives Taylor of the 79th, Willard of the 51st, Drenner of the 85th, Henson of the 86th, Kendrick of the 93rd and others:

A BILL to be entitled an Act to amend Article 4 of Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to violation of ordinances of counties and state authorities, so as to change provisions relating to service of accusations of or citations for violations of ordinances under certain circumstances; to provide for judgments when service is perfected under such circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 1028. By Representatives Werkheiser of the 157th, Nimmer of the 178th, Burns of the 159th, Abrams of the 89th, Caldwell of the 20th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to general provisions relative to waste management, so as to require the Environmental Protection Division of the Department of Natural Resources to provide notice to affected localities upon the occurrence of certain events relating to permitted solid or hazardous waste facilities; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Natural Resources and the Environment.

HB 1036. By Representatives Hitchens of the 161st, Stephens of the 164th, Petrea of the 166th, Williams of the 168th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 22 of the O.C.G.A., relating to the exercise of power of eminent domain for special purposes, so as to change certain provisions relating to the exercise of power of eminent



domain for construction of petroleum pipelines and the environmental permitting requirements for petroleum pipelines; to enact a temporary moratorium on the use of eminent domain for construction of petroleum pipelines and the permitting for construction of such pipelines so that a commission of elected officials and field experts can conduct a detailed study; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries and Utilities.

HB 1037. By Representatives Clark of the 101st, Cooper of the 43rd, Taylor of the 173rd, Efstoration of the 104th, Broadrick of the 4th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 31 of the Official Code of Georgia Annotated, relating to the Department of Community Health, so as to expand the certified nurse aide registry to nurse aides who provide services in private residences; to provide for inquiries and complaints; to provide that the registry be easily located on the department's website; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 1043. By Representatives Kelley of the 16th and Cooper of the 43rd:

A BILL to be entitled an Act to amend Code Section 43-34-26.1 of the Official Code of Georgia Annotated, relating to vaccine protocol agreements, so as to exempt activities conducted by a hospital or health system with respect to influenza vaccinations from certain requirements; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 1053. By Representative Taylor of the 173rd:

A BILL to be entitled an Act to amend an Act creating a new board of education of Grady County, approved March 5, 1968 (Ga. L. 1968, p. 2120), as amended, so as to provide that members of the board of education shall be elected on a nonpartisan basis; to provide for continuation in office of current members of the board; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1058. By Representatives Price of the 48th, Hawkins of the 27th, Cooper of the 43rd, Dempsey of the 13th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Chapters 17 and 22 of Title 31 and Code Section 24-12-21 of the O.C.G.A., relating to control of venereal disease, clinical laboratories, and the disclosure of AIDS confidential information, respectively, so as to revise various statutes relating to HIV and AIDS; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HB 1060. By Representatives Jasperse of the 11th, Meadows of the 5th, Powell of the 32nd, Ballinger of the 23rd, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the O.C.G.A., relating to carrying and possession of firearms; to amend Article 3 of Chapter 5 of Title 17 of the O.C.G.A., relating to disposition of property seized; to amend Code Section 35-3-34 of the O.C.G.A., relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System; to amend Chapter 1 of Title 51 of the O.C.G.A., relating to general provisions regarding torts; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 1066. By Representatives Powell of the 32nd, Taylor of the 173rd, Jasperse of the 11th and Blackmon of the 146th:

A BILL to be entitled an Act to amend Code Section 42-2-8 of the Official Code of Georgia Annotated, relating to additional duties of the commissioner of corrections, so as to authorize the chief of staff to the commissioner to issue warrants for the arrest of an offender who has escaped from the custody of the department; to provide for an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Institutions and Property.

HB 1070. By Representatives Dempsey of the 13th, Houston of the 170th, Willard of the 51st, Thomas of the 39th, Oliver of the 82nd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 19 of the Official Code of Georgia Annotated, relating to adoption, so as to permit the

department to use certain information in the department's records concerning the adopted child's biological parents; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Health and Human Services.

HR 1052. By Representative Cheokas of the 138th:

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

Referred to the Committee on Transportation.

The following committee report was read by the Secretary:

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 857	Do Pass by substitute	HB 890	Do Pass
HB 1020	Do Pass	HB 1038	Do Pass
HB 1042	Do Pass	HB 1044	Do Pass
SB 412	Do Pass	SB 421	Do Pass by substitute

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Senator Hill of the 6th was excused for business outside the Senate Chamber.

Senator Kirk of the 13th asked unanimous consent that Senators VanNess of the 43rd and Thompson of the 14th be excused. The consent was granted, and Senators VanNess and Thompson were excused.

Senator Martin of the 9th asked unanimous consent that Senator Williams of the 27th be excused. The consent was granted, and Senator Williams was excused.

Senator Unterman of the 45th asked unanimous consent that Senator Hufstetler of the 52nd be excused. The consent was granted, and Senator Hufstetler was excused.

Senator Stone of the 23rd asked unanimous consent that Senator Jones of the 25th be excused. The consent was granted, and Senator Jones was excused.

The roll was called and the following Senators answered to their names:

Albers	Heath	Millar
Beach	Henson	Miller
Bethel	Hill, Jack	Orrock
Black	Hill, Judson	Parent
Burke	Jackson, B	Rhett
Butler	Jackson, L	Seay
Cowsert	James	Shafer
Crane	Jeffares	Sims
Davenport	Jones, E	Stone
Dugan	Jones, H	Tate
Fort	Kennedy	Tippins
Ginn	Kirk	Unterman
Gooch	Ligon	Walker
Harbin	Lucas	Watson
Harbison	Martin	Wilkinson
Harper	McKoon	Williams, T

Not answering were Senators:

Hill, H. (Excused)	Hufstetler (Excused)	Jones, B. (Excused)
Mullis	Thompson, B. (Excused)	Thompson, C.
VanNess (Excused)	Williams, M. (Excused)	

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Orrock of the 36th introduced the chaplain of the day, Rabbi Mario Karpuj of Sandy Springs, Georgia, who offered scripture reading and prayer.

Senator Parent of the 42nd recognized the month of April, 2016, as Genocide Prevention and Awareness Month at the Capitol, commended by SR 991, adopted previously. Georgia Coalition to Prevent Genocide Chair Melanie Melkin addressed the Senate briefly.

Senator Harper of the 7th recognized March 2, 2016, as Law Enforcement Appreciation Day at the state capitol and honored certified peace officers in Georgia, commended by SR 1050 adopted previously.

Senator Mullis of the 53rd recognized March 2, 2016, as Georgia Music Day at the state capitol, commended by SR 1017, adopted previously. John Driskell Hopkins of the Zac Brown Band addressed the Senate briefly.

Senator Burke of the 11th honored Georgia CORE and recognized March 2, 2016, as Georgia CORE Day at the state capitol, commended by SR 1007, adopted previously. Dr. Roland Matthews addressed the Senate briefly.

Senator Tate of the 38th introduced the doctor of the day, Dr. Aisha Redmond.

Senator Gooch of the 51st congratulated James F. Grubiak, commended by SR 1005, adopted previously. Gwinnett County Board of Commissioners Chairman Charlotte Nash and James F. Grubiak addressed the Senate briefly.

Senator Kirk of the 13th recognized March 2, 2016, as Georgia Southwestern State University Day at the state capitol, commended by SR 1070, adopted previously. Interim President Charles E. Patterson addressed the Senate briefly.

Senator Jackson of the 24th addressed the Senate on serving his last year in the Georgia State Senate.

Senator Williams of the 19th addressed the Senate on serving his last year in the Georgia State Senate.

The President addressed the Senate on the departure of the Senators Jackson of the 24th and Williams of the 19th.

The following resolutions were read and adopted:

SR 1090. By Senators Hill of the 4th, Hill of the 6th, Harbison of the 15th and Rhett of the 33rd:

A RESOLUTION honoring the life and memory of Robert Ray Hendrix; and for other purposes.

SR 1092. By Senators James of the 35th, Rhett of the 33rd, Orrock of the 36th and Davenport of the 44th:

A RESOLUTION commending and recognizing the Georgia High School for Accelerated Learning for its leadership and commitment to serving young adults in Fulton County who have recently dropped out or are at risk of dropping out of high school with an innovative, nontraditional, and supportive program; and for other purposes.

SR 1093. By Senators Hill of the 4th and Williams of the 19th:

A RESOLUTION recognizing and commending David Ball upon being named the Rotary Club's Citizen of the Year; and for other purposes.

SR 1094. By Senators Orrock of the 36th, Henson of the 41st, Parent of the 42nd, Tate of the 38th, Butler of the 55th and others:

A RESOLUTION recognizing and commending Ms. Patricia Puckett on the occasion of her retirement; and for other purposes.

SR 1095. By Senator Tate of the 38th:

A RESOLUTION honoring the life and memory of Cathy Lilnell Jinks Richards; and for other purposes.

SR 1096. By Senator Tate of the 38th:

A RESOLUTION recognizing the Honorable Elaine Carlisle upon the occasion of her retirement; and for other purposes.

SR 1097. By Senators Ginn of the 47th, Tippins of the 37th, Kirk of the 13th, Jeffares of the 17th, Sims of the 12th and others:

A RESOLUTION recognizing the 15th anniversary of the Metropolitan North Georgia Water Planning District; and for other purposes.

Senator Harper of the 7th was excused for business outside the Senate Chamber.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Wednesday March 2, 2016  
Thirty-first Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 412                      Lucas of the 26th  
**HANCOCK COUNTY**

A BILL to be entitled an Act to amend an Act to create a board of elections and registration for Hancock County and to provide for its powers and duties, approved April 20, 2011 (Ga. L. 2011, p. 3710), so as to change the manner of appointment of the board; to change the manner of selection of the chairperson; to provide for the continuation in office of the current members of the board; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 421

Butler of the 55th  
Henson of the 41st  
Parent of the 42nd  
Jones of the 10th  
Davenport of the 44th  
Millar of the 40th  
VanNess of the 43rd  
**DEKALB COUNTY**

A BILL to be entitled an Act to create the DeKalb County Charter Review Commission; to provide for its membership, officers, purpose, meetings, hearings, functions, powers, expenses, and duties; to provide for a final report; to provide for the abolishment of such commission; to provide for definitions; to provide for an effective date; to repeal conflicting laws; and for other purposes.

**SUBSTITUTE**

HB 890

Hill of the 4th  
Williams of the 19th  
**TATTNALL COUNTY**

A BILL to be entitled an Act to amend an Act providing for the election of the members of the board of education of Tattnall County, approved February 29, 1968 (Ga. L. 1968, p. 2077), as amended, particularly by an Act approved April 11, 2002 (Ga. L. 2002, p. 3922), so as to stagger the terms of the members of the board of education; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1020

Crane of the 28th  
**CITY OF HOGANSVILLE**

A BILL to be entitled an Act to provide a new charter for the City of Hogansville; to provide for incorporation and boundaries; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1038

Jones of the 25th  
**CITY OF EATONTON**

A BILL to be entitled an Act to authorize the governing authority of the City of Eatonton to levy an excise tax pursuant to subsection (b) of Code Section 48-13-51 of the O.C.G.A.; to provide procedures,

conditions, and limitations; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1042

Heath of the 31st  
**POLK COUNTY**

A BILL to be entitled an Act to amend an Act to create a Board of Commissioners of Roads and Revenues in and for the County of Polk, approved August 19, 1919 (Ga. L. 1919, p. 719), so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1044

Black of the 8th  
**LOWNDES COUNTY**

A BILL to be entitled an Act to repeal the amendment to the Constitution of Georgia providing for the election of the Board of Tax Assessors of Lowndes County and thereby end the elective terms of members of the Board of Tax Assessors of Lowndes County on December 31, 2020; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

**Pursuant to Article VII, Section II, Paragraph IV of the Constitution, the following local bill relating to homestead exemptions requires a two-thirds roll-call vote for passage:**

HB 857

Stone of the 23rd  
**MCDUFFIE COUNTY**

A BILL to be entitled an Act to provide a homestead exemption from McDuffie County school district ad valorem taxes for educational purposes in the amount of half the assessed value of the homestead for residents of that school district who are 70 years of age or older and in the full amount of the assessed value of the homestead for residents of that school district who are 75 years of age or older; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

**SUBSTITUTE**



The substitute to the following bill was put upon its adoption:

\*SB 421:

The Senate Committee on State and Local Governmental Operations offered the following substitute to SB 421:

**A BILL TO BE ENTITLED  
AN ACT**

To create the DeKalb County Charter Review Commission; to provide for its membership, officers, purpose, meetings, hearings, functions, powers, expenses, and duties; to provide for a final report; to provide for the abolishment of such commission; to provide for definitions; to provide for an effective date; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**SECTION 1.**  
Definitions.

- (1) "Organizational Act" as used in this act refers to the Organizational Act of DeKalb County, Georgia, Georgia Laws 1981, p. 4301, et seq., and all properly enacted amendments thereto.
- (2) "Governing Authority" as used in this act refers to the governing authority of DeKalb County, Georgia, as defined in Section 1 of the Organizational Act.
- (3) Any reference to the members of the General Assembly from DeKalb County, or to members of either the Senate or House of Representatives from DeKalb County refers to members of both houses, or of the identified house, whose senatorial or representative districts lie wholly or partially in DeKalb County.

**SECTION 2.**  
Commission creation.

- (1) There is hereby created the DeKalb County Government Charter Commission, hereinafter referred to as the "Commission."
- (2) It shall be the duty of the Commission to review the Organizational Act and to make such recommendations as the Commission deems appropriate to ensure that the government of DeKalb County, Georgia is:
  - (A) Representative of all of the citizens of DeKalb County;
  - (B) Responsive to the needs and demands of the citizens of DeKalb County; and
  - (C) Delivers governmental services to all of the citizens of DeKalb County in an efficient and effective way.

(3) It shall further be the duty of the Commission to make such recommendations as it may deem necessary to harmonize all parts of the Organizational Act.

(4) The Commission shall refer to all previous studies of the DeKalb County government. It shall specifically consider the reports of the two previous Charter Commissions created by the General Assembly: the Local Government Commission (1954), the DeKalb County Government Reorganization Commission (1979); and the 2014 DeKalb Operations Task Force.

(5) In addition to the foregoing resources, within budgetary limitations the Commission shall have complete authority to gather information from whatever source it deems necessary or appropriate to enable it to carry out its duties outlined in this Act. Officials and employees of the State of Georgia shall be authorized to provide information and assistance to the Commission to enable the Commission to carry out its duties under this Act. Should any official of the State of Georgia or DeKalb County refuse the reasonable request of the Commission, or undertake, directly or indirectly, to hinder the Commission in the proper performance of its duties, the Commission, by majority vote, may refer the matter to the Chief Judge of the Superior Court of DeKalb County who may be asked to order the information released.

(6) The Commission, within budgetary limitations, shall hold such number of public meetings and hearings as the Commission deems necessary to obtain the opinions of the citizens of DeKalb County relative to the organization and functioning of the government of DeKalb County, and to inform the citizens of DeKalb County of the work of the Commission. If practicable, the Commission should hold at least one public hearing in each Commission District in DeKalb County. The Commission shall publicize the time, place, date and purpose of each such public hearing in advance of the date of such public hearing.

### **SECTION 3.**

#### **Membership.**

(1) Because a legitimate government can exist only by the consent of the governed, it is the intention of the General Assembly that the Commission shall be composed of twenty-one citizens of DeKalb County who have been residents of DeKalb County for at least one year immediately preceding the date of taking office and who remain residents of DeKalb County while in office who shall be selected as follows:

(A) One member shall be appointed by the board of directors of Leadership DeKalb;

(B) One member shall be appointed by the DeKalb Bar Association, chosen from the attorney members of the association;

(C) One member shall be appointed by the board of directors of the DeKalb County Chamber of Commerce;

(D) One member shall be appointed by the DeKalb County branch of the NAACP;

(E) One member shall be appointed by the Chief Executive;

- (F) Two members shall be appointed by a majority vote of the Board of Commissioners of DeKalb County;
  - (G) Five members shall be appointed by a majority vote of the DeKalb County delegation in the House of Representatives of the General Assembly, provided that each member resides in a separate regular commission district of DeKalb County and only one may be a member of the DeKalb County delegation in the House of Representatives of the General Assembly;
  - (H) Five members shall be appointed by a majority vote of the DeKalb County delegation in the Senate of the General Assembly, provided that each member resides in a separate regular commission district of DeKalb County and only one may be a member of the DeKalb County delegation in the Senate of the General Assembly;
  - (I) One member shall be appointed by the DeKalb Municipal Association;
  - (J) One member shall be appointed by the League of Women Voters of DeKalb;
  - (K) One member shall be appointed by the DeKalb Republican Party;
  - (L) One member shall be appointed by the DeKalb Democratic Party; and
  - (M) The chairs of the DeKalb County delegation of the House of Representatives and Senate shall be members ex officio.
- (2) Each organization named in subparagraphs (A) through (L) of paragraph (1) of this section shall determine the manner in which said organization shall act to elect its respective member or members to the Commission. Each organization shall act to elect its respective member or members prior to July 1, 2016, and shall notify the respective chairs of the DeKalb County delegation in the House of Representatives and Senate of the names and addresses of those elected not later than July 1, 2016.
- (3) It shall be the duty of the respective chairs of the Senate and House legislative delegations from DeKalb County to timely call a meeting of the respective delegations at the State Capitol at least one week prior to July 1, 2016, and that members of the Commission shall be selected prior to July 1, 2016.
- (4) In the event any member of the Commission, without good cause, fails to attend three consecutive meetings of the Commission, the member's position on the Commission shall become vacant. After proper notice, the authority which originally elected or appointed the member shall fill the vacancy in the same manner.
- (5) Members shall serve without compensation, but, subject to budgetary limitations, the Commission may authorize reimbursement for travel expenses at not more than that rate per mile at which members of the General Assembly are reimbursed.

#### **SECTION 4.** Organization.

- (1) By August 1, 2016, from the list of names and addresses submitted to the Secretary of the Senate pursuant to Section 3 of this Act, it shall be the duty of the chair of the DeKalb Senate delegation to call an organizational meeting of the Commission. The chair of the DeKalb Senate delegation shall convene the meeting

and shall preside until a chairperson is elected by majority vote, which election shall be the first order of business. Upon election, the chairperson shall become the presiding officer, and shall preside over the election of a vice chair, a secretary, and such other officers as the Commission deems necessary, by majority vote.

(2) The chair shall have full authority to preside over meetings, to lead and direct the Commission and its activities, and act for the Commission when so authorized by the Commission. The vice chair shall have the same authority as the chair in the chair's absence.

(3) Ten members of the Commission shall constitute a quorum for the transaction of business. However, any recommendation from the Commission to add, eliminate, modify or change any provision of the Organizational Act must be approved by a majority of the membership of the whole Commission. No vacancy on the Commission shall impair the authority of the Commission to carry out its duties under this Act.

(4) Unless expressly provided herein to the contrary, the Commission shall have the authority to adopt by-laws, rules or regulations governing its own operation, and it may organize itself into such committees and sub-committees as it deems necessary and appropriate.

#### **SECTION 5.**

##### **Funding, expenses, and budget.**

(1) The Funds necessary for the operation of the Commission may come from funds of DeKalb County, and it is hereby declared that the expenditure of such funds is for a public purpose and for a necessary governmental function.

(2) Subject to budgetary limitations, the Commission shall be authorized to employ such staff and clerical personnel as may be necessary for it to efficiently and effectively carry out its duties and responsibilities under this Act.

(3) As soon as practicable following its organization, the Commission shall prepare a budget, showing in detail anticipated expenditures for staff, employees, rent, equipment, supplies, printing, travel and other incidental expenses. DeKalb County is requested to financially assist in the operation of the Commission during its entire period of operation. The Carl Vinson Institute is also requested to assist in the operation of the Commission. If available, funds from other public sources may be utilized.

(4) When prepared, the budget shall be submitted to the Governing Authority for approval. At any time prior to final approval, the budget may be returned to the Commission with comments. Once adopted, the budget may be amended from time to time, if necessary, but only any such amendment must be approved by the Governing Authority.

**SECTION 6.**

Final report; commission abolished.

- (1) The Commission shall complete its review and deliberations, and shall issue its final report to the General Assembly not later than October 1, 2017.
- (2) The final report shall set forth the Commission's recommendations for modifying or revising the Organizational Act, and shall include a detailed explanation of said plan, including an explanation of the plan for implementation of all changes proposed by the Commission.
- (3) A copy of the final report shall be presented to each Member of the General Assembly from DeKalb County.
- (4) During the month following the issuance of its final report, the Commission shall meet at least once with the members of the General Assembly from DeKalb County. The chair of the Commission shall coordinate the date, time and place of said meetings with the chairs of the Senate and House delegations, who shall issue the formal call of said meetings to the members of the respective delegations.
- (5) The Commission shall stand abolished at the end of the session of the General Assembly following the issuance of the Commission's final Report.

**SECTION 7.**

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

**SECTION 8.**

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

On the adoption of the substitute, the yeas were 48, nays 2, and the committee substitute was adopted.

The substitute to the following bill was put upon its adoption:

\*HB 857:

The Senate Committee on State and Local Governmental Operations offered the following substitute to HB 857:

**A BILL TO BE ENTITLED  
AN ACT**

To provide a homestead exemption from McDuffie County school district ad valorem taxes for educational purposes in the amount of \$30,000.00 of the assessed value of that homestead for residents of such school district who are 65 years of age or older; to provide for definitions; to specify the terms and conditions of the exemption and the

procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

- (a) As used in this Act, the term:
- (1) "Ad valorem taxes for educational purposes" means all ad valorem taxes for educational purposes levied by, for, or on behalf of the McDuffie County school district, including, but not limited to, any ad valorem taxes to pay interest on and to retire county school district bonded indebtedness.
  - (2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.
  - (3) "Senior citizen" means a person who is 65 years of age or older on or before January 1 of the year in which application for the exemption under subsection (b) of this section is made.
- (b) Each resident of the McDuffie County school district who is a senior citizen is granted an exemption on such person's homestead from McDuffie County school district ad valorem taxes for educational purposes in the amount of \$30,000.00 of the assessed value of that homestead.
- (c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless such person or person's agent files an application with the governing authority of McDuffie County, or the designee thereof, giving the person's age and such additional information relative to receiving such exemption as will enable the governing authority of McDuffie County, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such person for such exemption. The governing authority of McDuffie County, or the designee thereof, shall provide application forms for this purpose.
- (d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the person granted the homestead exemption under subsection (b) of this section occupies the residence as a homestead. After a person has filed the proper application as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year, and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of McDuffie County, or the designee thereof, in the event such person for any reason becomes ineligible for such exemption.
- (e) The exemption granted by subsection (b) of this section shall not apply to or affect any state ad valorem taxes, county ad valorem taxes for county purposes, or municipal ad valorem taxes for municipal purposes. The homestead exemption granted by subsection (b) of this section shall be in lieu of any other homestead exemption applicable to McDuffie County school district ad valorem taxes for educational purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2017.

### **SECTION 2.**

The election superintendent of McDuffie County shall call and conduct an election as provided in this section for the purpose of submitting this Act to the electors of the McDuffie County school district for approval or rejection. The election superintendent shall conduct that election on the date of the general primary in May, 2016, and shall issue the call and conduct that election as provided by general law. The election superintendent shall cause the date and purpose of the election to be published once a week for two weeks immediately preceding the date thereof in the official organ of McDuffie County. The ballot shall have written or printed thereon the words:

- "( ) YES Shall the Act be approved which provides a homestead exemption from McDuffie County school district ad valorem taxes for educational purposes in the amount of \$30,000.00 of the assessed value of that homestead for residents of such school district who are 65 years of age or older?"  
( ) NO

All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, Section 1 of this Act shall become of full force and effect on January 1, 2017. If the Act is not so approved or if the election is not conducted as provided in this section, Section 1 of this Act shall not become effective, and this Act shall be automatically repealed on the first day of January immediately following such election date. The expense of such election shall be borne by McDuffie County. It shall be the election superintendent's duty to certify the result thereof to the Secretary of State.

### **SECTION 3.**

Except as otherwise provided in Section 2 of this Act, this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

### **SECTION 4.**

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

On the adoption of the substitute, the yeas were 48, nays 2, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bills as reported, was agreed to.

On the passage of the bills on the Local Consent Calendar, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Harbison	Y Martin	Y Watson
E Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the local bills, the yeas were 48, nays 2.

The bills on the Local Consent Calendar, except SB 421 and HB 857, having received the requisite constitutional majority, were passed.

SB 421 and HB 857, having received the requisite constitutional majority, were passed by substitute.

Senator Cowsert of the 46th moved to engross HB 370, which was on today's Senate Rules Calendar.

Senator Henson of the 41st objected.

On the motion a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Beach	Y Hill, Judson	N Parent
Y Bethel	Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Burke	N Jackson, L	Y Shafer



N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
E Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 34, nays 17; the motion prevailed, and HB 370 was engrossed.

SENATE RULES CALENDAR  
WEDNESDAY, MARCH 2, 2016  
THIRTY-FIRST LEGISLATIVE DAY

HB 172	Watercraft; operation while under the influence of alcohol, toxic vapors, or drugs; revise types of vessels (Substitute)(NR&E-51st) Lumsden-12th
HB 370	Elections; provide for waivers of certain civil penalties and fees incurred by candidates for local elected office; provisions (Substitute)(ETHICS-11th) Fleming-121st

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

Senator Cowsert of the 46th asked unanimous consent that HB 172 and HB 370 be placed on the Table. The consent was granted, and HB 172 and HB 370 were placed on the Table.

Senator Cowsert of the 46th moved that the Senate stand adjourned pursuant to HR 1114 until 10:00 a.m. Monday, March 7, 2016; the motion prevailed, and at 12:35 p.m. the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Monday, March 7, 2016  
Thirty-second Legislative Day

The Senate met pursuant to adjournment at 10:10 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 423. By Senators Jeffares of the 17th and VanNess of the 43rd:

A BILL to be entitled an Act to reestablish the Board of Commissioners of Newton County; to supersede the laws pertaining to the governing authority of Newton County; to provide for a board of commissioners, commissioner districts, a chair of the board, a county manager, a clerk to the board, and ethics provisions; to provide for meetings, agendas, and the conduct of meetings; to provide for budgeting, audits, financial condition, and approval of expenditures; to provide for the repeal of existing enabling legislation and other conflicting laws; to provide for related matters; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 424. By Senators Fort of the 39th, Tate of the 38th, Parent of the 42nd, Davenport of the 44th, Hill of the 6th and others:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Atlanta, approved April 15, 1996 (Ga. L. 1996, p. 4469), as amended, so as to provide for the rebate of excess public safety access assessments; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 425. By Senator Mullis of the 53rd:

A BILL to be entitled an Act to amend an Act to provide for a new charter for the City of Ringgold, approved May 6, 2009 (Ga. L. 2009, p. 3624), so as to

modify compensation and expenses, rules of procedure, a quorum, removal of the city manager, council interference with administration, and selection of the mayor and mayor pro tempore; to modify membership of boards, commissions, and authorities; to modify provisions for vacancies; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Appropriations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 751 Do Pass by substitute

Respectfully submitted,  
Senator Hill of the 4th District, Chairman

Mr. President:

The Committee on Economic Development and Tourism has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 951 Do Pass

Respectfully submitted,  
Senator Beach of the 21st District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 588	Do Pass	HB 649	Do Pass by substitute
HB 770	Do Pass	HB 775	Do Pass
HB 885	Do Pass by substitute	HB 886	Do Pass

Respectfully submitted,  
Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 59      Do Pass by substitute  
HB 87      Do Pass

Respectfully submitted,  
Senator McKoon of the 29th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SB 221      Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Senator Jeffares of the 17th asked unanimous consent that Senator Jones of the 25th be excused. The consent was granted, and Senator Jones was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, H	Mullis
Beach	Hill, Jack	Orrock
Bethel	Hill, Judson	Parent
Black	Hufstetler	Rhett
Burke	Jackson, B	Seay
Butler	Jackson, L	Shafer
Cowsert	James	Sims
Crane	Jeffares	Stone
Davenport	Jones, E	Tate
Dugan	Jones, H	Thompson, B
Fort	Kennedy	Thompson, C
Ginn	Kirk	Unterman
Gooch	Ligon	VanNess
Harbin	Lucas	Walker
Harbison	Martin	Watson

Harper	McKoon	Wilkinson
Heath	Millar	Williams, M
Henson	Miller	Williams, T

Not answering were Senators:

Jones, B. (Excused)                      Tippins

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Jones of the 10th introduced the chaplain of the day, Reverend Augusta H. Hall, Jr. of Atlanta, Georgia, who offered scripture reading and prayer.

Senator Henson of the 41st honored the life and memory of Detective Robert Shane Wilson, commended by SR 938, adopted previously. Jim Hanson, Stepfather of Detective Wilson, addressed the Senate briefly.

Senator Rhett of the 33rd introduced the doctor of the day, Dr. Marvin D. Tark.

Senator Beach of the 21st honored Sheriff Roger D. Garrison, commended by SR 905, adopted previously. Sheriff Garrison addressed the Senate briefly.

The following resolution was read and adopted:

SR 1105. By Senator Shafer of the 48th:

A RESOLUTION congratulating the winners of the David Shafer Essay Scholarship Contest; and for other purposes.

Senator Shafer of the 48th congratulated Contest Winners Jason Park, T.K. Nguyen, and Linsey Sauls.

Senator Hill of the 4th recognized the Georgia Southern University Eagles, commended by SR 1081, adopted previously. President Dr. Jean Bartels addressed the Senate briefly.

The following resolutions were read and adopted:

SR 1099. By Senators Wilkinson of the 50th, Harper of the 7th, Black of the 8th, Burke of the 11th and Kirk of the 13th:

A RESOLUTION commending the Georgia peanut industry and recognizing March 16, 2016, as Peanut Butter and Jelly Day at the capitol; and for other purposes.

SR 1100. By Senators James of the 35th, Jones of the 10th, Rhett of the 33rd, Parent of the 42nd and Davenport of the 44th:

A RESOLUTION recognizing and commending Officer Larry E. Lock, Sr.; and for other purposes.

SR 1101. By Senators James of the 35th, Jones of the 10th, Rhett of the 33rd, Parent of the 42nd and Davenport of the 44th:

A RESOLUTION commending the Georgia Council of Chiropractic and recognizing March 10, 2016, as Chiropractic Day at the capitol; and for other purposes.

SR 1102. By Senators Harbison of the 15th and McKoon of the 29th:

A RESOLUTION recognizing Mr. Jimbo Martin; and for other purposes.

SR 1103. By Senator Butler of the 55th:

A RESOLUTION recognizing and commending the 2015-2016 Teacher of the Year Award recipients from Gwinnett County Schools, District 55; and for other purposes.

SR 1104. By Senator Butler of the 55th:

A RESOLUTION recognizing and commending the 2015-2016 Teacher of the Year Award recipients from DeKalb County Schools, District 55; and for other purposes.

SR 1106. By Senators Jones of the 10th, Harbison of the 15th, Thompson of the 5th, Jackson of the 2nd, Jones II of the 22nd and others:

A RESOLUTION congratulating Pastor Horatious Harris upon being named the Senior Pastor of New Birth Charlotte; and for other purposes.

SR 1107. By Senators Jones of the 10th, Harbison of the 15th, Thompson of the 5th, Jackson of the 2nd, Jones II of the 22nd and others:

A RESOLUTION commending the many contributions Caribbean Americans have made to the State of Georgia and recognizing March 11, 2016, as Caribbean American Legislative Day at the state capitol; and for other purposes.

SR 1108. By Senator James of the 35th:

A RESOLUTION recognizing and congratulating Reverend Doctor Gloria Ward Wright; and for other purposes.

SR 1109. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Mrs. Irene M. Richardson; and for other purposes.

SR 1110. By Senators Jackson of the 2nd and Watson of the 1st:

A RESOLUTION honoring the life and memory of Representative Robert "Bob" Bryant; and for other purposes.

SR 1111. By Senators Miller of the 49th, Ginn of the 47th, Gooch of the 51st and Wilkinson of the 50th:

A RESOLUTION honoring the life and memory of Daniel Summer; and for other purposes.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

**SENATE LOCAL CONSENT CALENDAR**

Monday March 7, 2016  
Thirty-second Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 221                   Davenport of the 44th  
                              Jones of the 10th  
                              Parent of the 42nd  
                              VanNess of the 43rd  
**CITY OF GREENHAVEN**

A BILL to be entitled an Act to provide for the incorporation of the City of Greenhaven in DeKalb County, Georgia; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Black	Y Jackson, B	Y Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	N Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 37, nays 13.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3-7-16

Due to business outside the Senate Chamber, I missed the vote on Consent Calendar. Had I been present, I would have voted "Yes".

/s/ Jesse Stone  
District 23

Senator Gooch of the 51st asked unanimous consent that the following bill, having been placed on the Table on March 2, 2016, be taken from the Table:



HB 172. By Representatives Lumsden of the 12th, Powell of the 32nd, Hitchens of the 161st, Caldwell of the 131st, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 52 of the Official Code of Georgia Annotated, relating to general provisions relative to the registration, operation, and sale of watercraft, so as to revise the types of vessels that are applicable to the operation of watercraft while under the influence of alcohol, toxic vapors, or drugs; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Gooch of the 51st.

The consent was granted, and HB 172, having been taken from the Table, was put upon its passage.

The Senate Committee on Natural Resources and the Environment offered the following substitute to HB 172:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 7 of Title 52 of the Official Code of Georgia Annotated, relating to general provisions relative to the registration, operation, and sale of watercraft, so as to allow for the operation of certain watercraft without a personal flotation device on board; to revise the types of vessels that are applicable to the operation of watercraft while under the influence of alcohol, toxic vapors, or drugs; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 1 of Chapter 7 of Title 52 of the Official Code of Georgia Annotated, relating to general provisions relative to the registration, operation, and sale of watercraft, is amended by revising subsection (d) of Code Section 52-7-8, relating to classification of vessels and required equipment, as follows:

"(d) **Lifesaving devices.**

(1) Every vessel shall be equipped with and carry aboard, at all times, at least one Type I, II, III, or V (hybrid) personal flotation device for each person on board; provided, however, that Type V (hybrid) devices are acceptable only when worn and securely fastened. In addition to the individual personal flotation device, each vessel 16 feet or more in length, except for canoes and kayaks, must at all times be equipped with at least one Type IV (throwable) device.

(2) No person may use a vessel upon the waters of this state unless the personal

flotation devices as required in paragraph (1) of this subsection are readily accessible to the occupants of the vessel, are in good and serviceable condition, are legibly marked with the United States Coast Guard approved number, and are of an appropriate size for the occupants of the vessel for whom they are intended; provided, however, that the provisions of this subsection shall not apply to racing sculls, racing shells, and racing sweeps, or homemade or inflatable rafts, as defined in subsection (o) of Code Section 52-7-12, if such rafts are operated no more than 100 feet from shore on a lake, pond, or other nonflowing body of water.

(3) No person shall operate a moving vessel upon the waters of this state with a child under the age of 13 years on board such vessel unless such child is wearing an appropriately sized personal flotation device, as required by this subsection to be on board the vessel. This requirement shall not apply when the child is within a fully enclosed roofed cabin or other fully enclosed roofed compartment or structure on the vessel."

### SECTION 2.

Said article is further amended by revising subsection (o) of Code Section 52-7-12, relating to the operation of watercraft while under the influence of alcohol, toxic vapors, or drugs, as follows:

"(o) As used in this Code section, the term 'personal watercraft':

(1) 'Homemade or inflatable raft' means any platform which floats on the water for purposes of providing buoyancy to a person and which renders transportation with only the aid of such person's hands, arms, legs, or feet.

(2) 'Personal watercraft' shall have the same meaning as set forth in Code Section 52-7-8.2.

(3) 'Vessel' means every description of watercraft, other than a sailboard or homemade or inflatable raft, used or capable of being used as a means of transportation on water."

### SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 49, nays 1.

HB 172, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/7/16

Due to business outside the Senate Chamber, I missed the vote on HB 172. Had I been present, I would have voted "yes".

/s/ William Jackson  
District 24

Senator Burke of the 11th asked unanimous consent that the following bill, having been placed on the Table on March 2, 2016, be taken from the Table:

HB 370. By Representatives Fleming of the 121st, Wilkerson of the 38th, Fludd of the 64th, England of the 116th, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Chapter 5 of Title 21 of the Official Code of Georgia Annotated, relating to ethics in government, so as to provide for waivers of certain civil penalties and fees incurred by candidates for local elected office; to provide for exceptions; to provide for refunds of certain civil penalties and fees; to provide for legislative findings; to provide for related

matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Burke of the 11th.

The consent was granted, and HB 370, having been taken from the Table, was put upon its passage.

The Senate Committee on Ethics offered the following substitute to HB 370:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 5 of Title 21 of the Official Code of Georgia Annotated, relating to ethics in government, so as to provide a grace period for certain candidate and public officer disclosure filings; to provide for a waiver of fines, late fees, and penalties in certain cases; to provide for refund of previously paid fines, late fees, and penalties under certain circumstances; to provide for review of filings; to provide for certain forms and filing fees; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 5 of Title 21 of the Official Code of Georgia Annotated, relating to ethics in government, is amended by adding a new Code section to read as follows:

"21-5-7.2.

(a) With regard to campaign contribution disclosure report and personal financial disclosure statement filings required by this chapter between January 1, 2010, and January 10, 2014, for public officers for those offices defined in subparagraphs (F) and (G) of paragraph (22) of Code Section 21-5-3 or candidates for public office for those offices defined in subparagraphs (F) and (G) of paragraph (22) of Code Section 21-5-3, there shall be a grace period for such persons to file such reports from the effective date of this Code section through December 31, 2016. Any public officer for those offices defined in subparagraphs (F) and (G) of paragraph (22) of Code Section 21-5-3 or candidate for public office for those offices defined in subparagraphs (F) and (G) of paragraph (22) of Code Section 21-5-3 who did not file, filed late, or filed an incomplete report which was required by this chapter between January 1, 2010, and January 10, 2014, and subsequently files complete and proper reports for such time period by December 31, 2016, shall be deemed in compliance with this chapter with regard to such reports and all fines, late fees, and penalties imposed as a result of the failure to file, late filing, or incomplete filing of such reports shall be waived upon the approval of such reports by the commission. Such reports may be filed electronically

or in paper format; provided, however, that the commission shall be authorized to impose a filing fee of not more than \$40.00 for reports filed in paper format. The commission shall notify by mail, at the last address for such individuals on file with the commission, each public officer or candidate who is shown on the records of the commission to have failed to file, filed late, or made an incomplete filing of a report and who is subject to the provisions of this subsection of the provisions and requirements of this Code section. The failure by an individual to receive such notice shall not affect any such public officer's or candidate's rights, duties, or obligations under this Code section. The commission shall have until December 31, 2017, to review such reports to determine their sufficiency under this chapter. The commission is authorized and required to promulgate forms for the purpose of filing reports under this subsection such that one report can be used to cover the entire period between January 1, 2010, and January 10, 2014, for each type of filing. The commission shall begin accepting reports under this subsection not later than July 1, 2016. Filings under this subsection which contain technical defects shall be handled in accordance with Code Section 21-5-7.1.

(b) Upon the filing of reports by a public officer or candidate pursuant to subsection (a) of this Code section, the public officer's or candidate's name shall be removed from the commission's web page listing of persons who owe late fees, fines, or penalties for such reports. If the commission determines that such reports are incomplete or not in compliance with the provisions of this chapter, such names may be restored to the web page.

(c) Any public officer for those offices defined in subparagraphs (F) and (G) of paragraph (22) of Code Section 21-5-3 or candidate for public office for those offices defined in subparagraphs (F) and (G) of paragraph (22) of Code Section 21-5-3 who did not file, filed late, or filed an incomplete report which was required by this chapter between January 1, 2010, and January 10, 2014, and subsequently filed reports for such time period and paid a fine, late fee, or other penalty shall, upon the filing of complete reports for such time period and upon the appropriation by the General Assembly of specific appropriations to the commission, have such fine, late fee, or other penalty refunded to him or her when the commission approves such reports as being complete and in compliance with the provisions of this chapter.

(d) If the commission does not make a determination as to the completeness and sufficiency of the reports filed in accordance with this Code section by December 31, 2017, such reports shall be deemed complete and sufficient and no further action to impose or collect late fees shall be taken by the commission with regard to such reports.

(e) Nothing in this Code section shall prevent the commission from pursuing any action against any other public officer or candidate not subject to this Code section at any time or against any public officer or candidate who is subject to this Code section who does not make a complete and proper filing by December 31, 2016, or from pursuing any action against any public officer for those offices defined in subparagraphs (F) and (G) of paragraph (22) of Code Section 21-5-3 or candidate for public office for those offices defined in subparagraphs (F) and (G) of paragraph (22) of

Code Section 21-5-3 which relate to violations of the Georgia Government Transparency and Campaign Finance Act unrelated to such public officer's or candidate's failure to file, late filing, or filing of an incomplete report which was required by this chapter."

### SECTION 2.

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

### SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
N Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	N Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 6.

HB 370, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

March 7, 2016

Due to business outside the Senate Chamber, I missed the vote on HB 370. Had I been present, I would have voted “yes”.

/s/ Nan Orrock  
District 36

Senator Cowser of the 46th moved that the Senate adjourn until 10:00 a.m. Tuesday, March 8, 2016.

The motion prevailed, and the President announced the Senate adjourned at 11:22 a.m.

Senate Chamber, Atlanta, Georgia  
Tuesday, March 8, 2016  
Thirty-third Legislative Day

The Senate met pursuant to adjournment at 10:09 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 283. By Senators Kennedy of the 18th, Jones of the 25th, Miller of the 49th, Stone of the 23rd, Rhett of the 33rd and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 45 of the Official Code of Georgia Annotated, relating to accounting for public funds, so as to provide for multibank pooling of depositories for the acceptance of deposits of public funds from public bodies; to provide for definitions, procedures, conditions, and limitations on the establishment of such pools; to provide for multiple effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 426. By Senator Unterman of the 45th:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Sugar Hill, approved May 14, 2003 (Ga. L. 2003, p. 3546), so as to change provisions relating to municipal property ownership; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.



SB 427. By Senator Unterman of the 45th:

A BILL to be entitled an Act to amend an Act providing a new charter for the City of Buford, approved June 3, 2003 (Ga. L. 2003, p. 4622), so as to change the corporate limits of the city; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 428. By Senator Mullis of the 53rd:

A BILL to be entitled an Act to amend Chapter 2 of Title 2 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide that high schools receiving funding under the Quality Basic Education Act shall not participate in, sponsor, or provide coaching staff for interscholastic sports events conducted under the authority or rules of or scheduled by any athletic association unless such athletic association, when composed of both public and private high schools, shall provide that the public high schools shall compete only against other public high schools, and the private high schools shall compete only against other private high schools; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

SB 429. By Senator Mullis of the 53rd:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide that high schools receiving funding under the Quality Basic Education Act shall not participate in, sponsor, or provide coaching staff for interscholastic sports events conducted under the authority or rules of or scheduled by any athletic association unless such athletic association, when composed of both public and private high schools, shall provide that the public high schools shall compete only against other public high schools, and the private high schools shall compete only against other private high schools; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Education and Youth.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Agriculture and Consumer Affairs has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 219      Do Pass by substitute  
HB 579      Do Pass  
HB 800      Do Pass

Respectfully submitted,  
Senator Wilkinson of the 50th District, Chairman

Mr. President:

The Committee on Finance has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 408      Do Pass by substitute  
SR 988      Do Pass

Respectfully submitted,  
Senator Hill of the 32nd District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 34	Do Pass	HB 555	Do Pass by substitute
HB 725	Do Pass	HB 887	Do Pass by substitute
HB 944	Do Pass	HB 962	Do Pass by substitute
HB 1037	Do Pass	HB 1085	Do Pass

Respectfully submitted,  
Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Insurance and Labor has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 818 Do Pass  
HB 975 Do Pass

HB 883 Do Pass  
SR 1043 Do Pass

Respectfully submitted,  
Senator Bethel of the 54th District, Chairman

Mr. President:

The Committee on Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 859 Do Pass

Respectfully submitted,  
Senator McKoon of the 29th District, Chairman

The following communication was received by the Secretary:

To: David Cook, Secretary of the Senate  
From: Sen. Vincent Fort  
Re: Minority Report on HB 859  
Date: March 8, 2016

Mr. Secretary:

Pursuant to Senate Rule 2-1.6, I hereby give notice that I will introduce a minority report to be read along with the majority report of House Bill 859.

/s/ Vincent D. Fort  
Sen. Vincent Fort, Democratic Whip

Mr. President:

The Committee on Public Safety has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 764 Do Pass  
HB 806 Do Pass

HB 767 Do Pass by substitute  
HB 970 Do Pass

Respectfully submitted,  
Senator Harper of the 7th District, Chairman

Mr. President:

The Committee on Regulated Industries and Utilities has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 869     Do Pass  
HB 952     Do Pass by substitute  
HB 1036    Do Pass by substitute

Respectfully submitted,  
Senator Jeffares of the 17th District, Chairman

Mr. President:

The Committee on Science and Technology has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 676     Do Pass by substitute

Respectfully submitted,  
Senator Kennedy of the 18th District, Vice-Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 782     Do Pass  
SB 425     Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

The following legislation was read the second time:

HB 59           HB 87           HB 588           HB 649           HB 751           HB 770  
HB 775           HB 885           HB 886           HB 951

Senator McKoon of the 29th asked unanimous consent that Senator Crane of the 28th be excused. The consent was granted, and Senator Crane was excused.

Senator Kennedy of the 18th asked unanimous consent that Senator Jeffares of the 17th be excused. The consent was granted, and Senator Jeffares was excused.

Senator Harbison of the 15th asked unanimous consent that Senator Thompson of the 5th be excused. The consent was granted, and Senator Thompson was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Mullis
Beach	Hill, Judson	Parent
Bethel	Hufstetler	Rhett
Black	Jackson, B	Seay
Burke	Jackson, L	Shafer
Butler	James	Sims
Cowsert	Jones, B	Stone
Davenport	Jones, E	Tate
Dugan	Jones, H	Thompson, B
Fort	Kennedy	Tippins
Ginn	Kirk	Unterman
Gooch	Ligon	VanNess
Harbin	Lucas	Walker
Harbison	Martin	Watson
Harper	McKoon	Wilkinson
Heath	Millar	Williams, M
Henson	Miller	Williams, T
Hill, H		

Not answering were Senators:

Crane (Excused)	Jeffares (Excused)	Orrock
Thompson, C. (Excused)		

Senator Orrock of the 36th was off the floor of the Senate when the roll was called and wished to be recorded as present.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Jackson of the 24th introduced the chaplain of the day, Pastor Bryan Cockrell of Evans, Georgia, who offered scripture reading and prayer.

Senator Seay of the 34th recognized Mrs. Gerrian Hawes on her outstanding public service, commended by SR 682, adopted previously. Mrs. Gerrian Hawes addressed the Senate briefly.

Senator Jones of the 10th recognized Coach Napoleon B. Cobb, commended by SR 473, adopted previously. Jabari B. Cobb, Coach Cobb's son, addressed the Senate briefly.

Senator James of the 35th recognized the Georgia Athletic Trainers' Association, commended by SR 992, adopted previously. President Eric Gunderson addressed the Senate briefly.

Senator James of the 35th recognized the Brain Injury Association of Georgia, commended by SR 1012, adopted previously. Director of Programming and Development Paige Havens addressed the Senate briefly.

Senator Martin of the 9th recognized the Green Ribbon Schools. Pharr Elementary School Principal Mary M. Thomas addressed the Senate briefly.

Senator Hill of the 6th introduced the doctor of the day, Dr. Andrew B. Dott.

The following resolutions were read and adopted:

SR 1112. By Senator James of the 35th:

A RESOLUTION commending and congratulating Colin Joseph Dickens; and for other purposes.

SR 1113. By Senators Thompson of the 14th, Mullis of the 53rd, Hill of the 4th, Burke of the 11th, Gooch of the 51st and others:

A RESOLUTION honoring the life and memory of Mrs. Vickie Crowley Pettit; and for other purposes.

SR 1114. By Senators Butler of the 55th, Stone of the 23rd and Jones II of the 22nd:

A RESOLUTION recognizing and commending the Richmond County Child Fatality Review Committee; and for other purposes.

SR 1115. By Senators Davenport of the 44th, Fort of the 39th, Tate of the 38th, James of the 35th, Orrock of the 36th and others:

A RESOLUTION recognizing Hank and Billye Aaron and celebrating the 755 Restaurant Corporation on the grand occasion of its 20th anniversary; and for other purposes.

SR 1116. By Senator Butler of the 55th:

A RESOLUTION recognizing and commending the 2015-2016 Teacher of the Year Award recipients from DeKalb County Schools, District 55; and for other purposes.

SR 1117. By Senator Shafer of the 48th:

A RESOLUTION recognizing October 1 as Georgia's Phil Payne Day of Independence; and for other purposes.

SR 1118. By Senator Shafer of the 48th:

A RESOLUTION recognizing and commending Captain William M. Edge, Jr., on the occasion of his retirement; and for other purposes.

SR 1119. By Senators Orrock of the 36th, Miller of the 49th, Williams of the 27th, Fort of the 39th, Henson of the 41st and others:

A RESOLUTION honoring the life and memory of Ms. Naomi Tsipora Walker; and for other purposes.

SR 1120. By Senators Ligon, Jr. of the 3rd, Williams of the 27th, Walker III of the 20th, Jones of the 25th, Wilkinson of the 50th and others:

A RESOLUTION recognizing and commending the Camden County High School Wildcat wrestling team; and for other purposes.

Senator Albers of the 56th asked unanimous consent that the following resolution be withdrawn from the Senate Committee on State and Local Governmental Operations and committed to the Senate Committee on Rules:

SR 1084. By Senators VanNess of the 43rd, Mullis of the 53rd, Rhett of the 33rd and Harper of the 7th:

A RESOLUTION creating the Senate Study Committee on Vacant Structures; and for other purposes.

The consent was granted, and SR 1084 was committed to the Senate Committee on Rules.

Senator McKoon of the 29th asked unanimous consent that the following bill be withdrawn from the Senate Committee on Judiciary Non-Civil and committed to the Senate Committee on Judiciary:

HB 927. By Representatives Coomer of the 14th, Willard of the 51st, Dickey of the 140th, Nimmer of the 178th, Rogers of the 10th and others:

A BILL to be entitled an Act to amend Title 15 of the O.C.G.A., relating to courts; to amend Chapter 6 of Title 5, Part 7 of Article 1 of Chapter 1 of Title 7, Chapter 6 of Title 9, Chapter 2 of Title 21, Article 3 of Chapter 4 of Title 23, Chapter 2 of Title 44, and Code Section 48-5-17, relating to certiorari and appeals to appellate courts generally, receivership powers and procedures generally, extraordinary writs, elections and primaries generally, decrees, recordation and registration of deeds and other instruments, and proceedings to determine county entitled to return and payment; to amend Chapter 2 of Title 15 of the O.C.G.A., relating to the Supreme Court; to provide for related matters; to repeal conflicting laws; and for other purposes.

The consent was granted, and HB 927 was committed to the Senate Committee on Judiciary.

The following Senators were excused for business outside the Senate Chamber:

Bethel of the 54th

Martin of the 9th

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Tuesday March 8, 2016  
Thirty-third Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 425

Mullis of the 53rd

#### **CITY OF RINGGOLD**

A BILL to be entitled an Act to amend an Act to provide for a new charter for the City of Ringgold, approved May 6, 2009 (Ga. L. 2009, p. 3624), so as to modify compensation and expenses, rules of procedure, a quorum, removal of the city manager, council interference with administration, and selection of the mayor and



mayor pro tempore; to modify membership of boards, commissions, and authorities; to modify provisions for vacancies; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 782

Miller of the 49th

Wilkinson of the 50th

Unterman of the 45th

**HALL COUNTY, GAINESVILLE COUNTY, AND CITY OF  
BUFORD SCHOOL DISTRICTS**

A BILL to be entitled an Act to provide for the continuation of an alternative method of distribution of the net proceeds of the sales and use tax for educational purposes authorized under Article VIII, Section VI, Paragraph IV of the Constitution among the Hall County School District, Gainesville City School District, and Buford City School District; to provide for an effective date, applicability, and automatic repeal; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 53, nays 0.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

Senator Orrock of the 36th was excused for business outside the Senate Chamber.

SENATE RULES CALENDAR  
TUESDAY, MARCH 8, 2016  
THIRTY-THIRD LEGISLATIVE DAY

- HB 697      Unsolicited merchandise; solicitors to receive from consumers affirmative assent to continued receipt of certain merchandise following a free trial before charging; require (Substitute)(AG&CA-43rd) Kirby-114th
- HB 840      Conservation and natural resources; rules and regulations used to establish criminal violations; change provisions (NR&E-47th) Stephens-164th

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

- HB 697. By Representatives Kirby of the 114th, Harden of the 148th, Caldwell of the 20th, Burns of the 159th, Jasperse of the 11th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to unsolicited merchandise, so as to require solicitors to receive from consumers affirmative assent to continued receipt of certain merchandise following a free trial before charging; to provide for remedies; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator VanNess of the 43rd.

The Senate Committee on Agriculture and Consumer Affairs offered the following substitute to HB 697:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 3 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to unsolicited merchandise, so as to require solicitors to receive from consumers affirmative assent to continued receipt of certain merchandise following a free trial before charging; to provide for remedies; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 3 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to unsolicited merchandise, is amended by revising Code Section 10-1-50, relating to regulations regarding the sending of unsolicited merchandise, as follows:

"10-1-50.

(a) As used in this Code section, the term 'person' shall have the meaning as provided in Code Section 10-1-2.

(b) No person, ~~firm, partnership, association, or corporation, or agent or employee thereof,~~ shall, in any manner or by any means, offer for sale goods, wares, or merchandise where the offer includes the voluntary and unsolicited sending of such goods, wares, or merchandise not actually ordered or requested by the recipient, either orally or in writing. The receipt of any such goods, wares, or merchandise shall for all purposes be deemed an unconditional gift to the recipient, who may use or dispose of such goods, wares, or merchandise, unless such goods, wares, or merchandise were delivered to the recipient as a result of a bona fide mistake, in any manner he or she sees fit without any obligation ~~on his part~~ to the sender.

(c) No person shall require payment for the continued provision of any goods, wares, or merchandise following the expiration of a trial period during which similar goods, wares, or merchandise were provided free of charge unless the recipient of such goods, wares, or merchandise provides affirmative oral, written, or electronic assent to the continued receipt thereof on a paid basis. In the absence of any such assent, the receipt of any such goods, wares, or merchandise following such trial period shall for all purposes be deemed an unconditional gift to the recipient, who may use or dispose of such goods, wares, or merchandise, unless such goods, wares, or merchandise were delivered to the recipient as a result of a bona fide mistake, in any manner he or she sees fit without any obligation to the sender.

(d) If, after any such receipt deemed to be an unconditional gift under this Code section, the sender continues to send bill statements or requests for payment with respect thereto, an action may be brought by the recipient to enjoin such conduct, in which action there may also be awarded reasonable attorneys' fees and costs to the prevailing party. Punitive damages in an amount not to exceed \$10,000.00 may also be awarded if the sender showed willful misconduct, fraud, or indifference in violating the provisions of this Code section."

**SECTION 2.**

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

Senator VanNess of the 43rd offered the following amendment #1:

*Amend the substitute to HB 697 (LC 40 1122S) by replacing lines 33 through 38 with the following:*

~~If, after any such receipt deemed to be an unconditional gift under this Code section, the sender continues to send bill statements or requests for payment with respect thereto, an action may be brought by the recipient to enjoin such conduct, in which action there may also be awarded reasonable attorneys' fees and costs to the prevailing party.~~

(d) Any violation of this Code section shall be considered a violation of Part 2 of Article 15 of this chapter, the 'Fair Business Practices Act of 1975.' Any remedy available under such part shall be available to any recipient under this Code section, and any action by the Attorney General authorized under such part for a violation thereof shall be authorized for a violation of this Code section."

On the adoption of the amendment, there were no objections, and the VanNess amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker

Y Harbison  
Y Harper  
Y Heath  
Y Henson  
Y Hill, H

E Martin  
Y McKoon  
Y Millar  
Miller  
Y Mullis

Y Watson  
Y Wilkinson  
Y Williams, M  
Y Williams, T

On the passage of the bill, the yeas were 50, nays 0.

HB 697, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

3/8/16

Due to business outside the Senate Chamber, I missed the vote on HB 697. Had I been present, I would have voted "yes".

/s/ Judson H. Hill  
District 32

3/8/16

Due to business outside the Senate Chamber, I missed the vote on HB 697. Had I been present, I would have voted "yea".

/s/ John F. Kennedy  
District 18

3/8/16

Due to business outside the Senate Chamber, I missed the vote on HB 697. Had I been present, I would have voted "yes".

/s/ Butch Miller  
District 49

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 362. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for an exception; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Calendar was resumed.

HB 840. By Representatives Stephens of the 164th, McCall of the 33rd, Greene of the 151st, Parrish of the 158th and Smith of the 70th:

A BILL to be entitled an Act to amend Title 12 and Title 27 of the Official Code of Georgia Annotated, relating to conservation and natural resources and game and fish, respectively, so as to change provisions relating to rules and regulations used to establish criminal violations; to authorize the grant of wildlife exhibition permits for use by the film industry; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Ginn of the 47th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	N Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	N James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker

Y Harbison  
Y Harper  
Heath  
N Henson  
Y Hill, H

N Martin  
N McKoon  
Y Millar  
Y Miller  
Y Mullis

Y Watson  
Y Wilkinson  
N Williams, M  
Y Williams, T

On the passage of the bill, the yeas were 42, nays 11.

HB 840, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator P.K. Martin to serve as Ex-Officio for the Senate Banking and Financial Institutions Committee meeting on March 8, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

Senator Albers of the 56th moved that the Senate stand adjourned pursuant to HR 1114 until 10:00 a.m. Thursday, March 10, 2016; the motion prevailed, and at 11:47 a.m. the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Thursday, March 10, 2016  
Thirty-fourth Legislative Day

The Senate met pursuant to adjournment at 10:12 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following communication was received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**  
240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Mike Dugan to serve as Ex-Officio for the Senate Judiciary Non-Civil Committee meeting on March 9, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

The following message was received from the House through Mr. Reilly, the Clerk thereof:



Mr. President:

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

HB 1092. By Representatives Rogers of the 10th and Gasaway of the 28th:

A BILL to be entitled an Act to repeal an Act creating the Habersham County Airport Authority, approved April 20, 2011 (Ga. L. 2011, p. 3684); to provide for the assets and encumbrances thereof; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1093. By Representatives Hightower of the 68th, Nix of the 69th, Cooke of the 18th and Smith of the 70th:

A BILL to be entitled an Act to amend an Act providing that the tax commissioner of Carroll County shall retain 1 percent of educational funds collected by said officer and remit the same to the governing authority of Carroll County to reimburse the county for the cost of collecting school taxes, approved March 27, 1998 (Ga. L. 1998, p. 3698), so as to increase the percentage of educational funds retained and remitted by said officer for said purpose to the governing authority of Carroll County; to provide a statement of intention and authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1097. By Representatives Yates of the 73rd, Fludd of the 64th, Mabra of the 63rd and Ramsey of the 72nd:

A BILL to be entitled an Act to amend an Act providing for the compensation and expenses of the chairperson and members of the Board of Education of Fayette County, approved March 30, 1993 (Ga. L. 1993, p. 4308), so as to increase the compensation of the chairperson and members of the Fayette County Board of Education; to repeal conflicting laws; and for other purposes.

HB 1101. By Representative Parrish of the 158th:

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

- HB 1102. By Representatives Dudgeon of the 25th, Gilligan of the 24th, Duncan of the 26th, Cantrell of the 22nd and Tanner of the 9th:

A BILL to be entitled an Act to amend an Act to provide a homestead exemption from all Forsyth County school district ad valorem taxes for educational purposes for the full value of the homestead of certain residents of that school district, approved April 19, 2000 (Ga. L. 2000, p. 4268), so as to revise the eligibility of residents for such homestead exemption; to provide for related matters; to provide for a referendum, effective dates, and automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

- HB 1104. By Representatives Smyre of the 135th, Hugley of the 136th, Smith of the 134th, Buckner of the 137th and Pezold of the 133rd:

A BILL to be entitled an Act to revise the homestead exemption for Muscogee County formerly provided for by a local constitutional amendment duly ratified at the 1982 general election (Res. Act No. 76, House Resolution No. 271, Ga. L. 1981, p. 1926), which local constitutional amendment was continued in force and effect as statutory law pursuant to Article VII, Section II, Paragraph IV of the Constitution and provides for the valuation of certain homestead property of Muscogee County for purposes of ad valorem taxation for school and consolidated city-county government purposes; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

- HB 1105. By Representatives Carson of the 46th, Cantrell of the 22nd, Ballinger of the 23rd, Caldwell of the 20th and Turner of the 21st:

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

- HB 1108. By Representatives Shaw of the 176th, Corbett of the 174th and Spencer of the 180th:

A BILL to be entitled an Act to amend an Act to create the Waycross and Ware County Development Authority, approved March 7, 1955 (Ga. L. 1955, p. 2840), as amended, so as to provide for the composition, qualifications, appointment, filling of vacancies, terms and limits thereon,

officers, and compensation; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1109. By Representatives Setzler of the 35th, Ehrhart of the 36th, Reeves of the 34th, Carson of the 46th, Cooper of the 43rd and others:

A BILL to be entitled an Act to amend an Act entitled "An Act to reincorporate and provide a new charter for the City of Acworth," approved February 17, 1989 (Ga. L. 1989, p. 3512), as amended, particularly by an Act approved May 12, 2015 (Ga. L. 2015, p. 4201), so as to adopt by reference a certain map; to repeal conflicting laws; and for other purposes.

HB 1111. By Representatives Setzler of the 35th, Reeves of the 34th, Ehrhart of the 36th and Parsons of the 44th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Kennesaw, approved May 6, 2013 (Ga. L. 2013, p. 4234), as amended, so as to revise the powers and duties of the mayor; to provide for the removal of officers under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 339. By Senator Parent of the 42nd:

A BILL to be entitled an Act to amend an Act providing a homestead exemption from certain City of Decatur ad valorem taxes, approved April 19, 2000 (Ga. L. 2000, p. 4285), so as modify the amount of a homestead exemption from City of Decatur ad valorem taxes for municipal purposes except for ad valorem taxes levied to pay interest on and to retire municipal bonded indebtedness in the amount of \$25,000.00 of the assessed value of the homestead for residents of that city; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 340. By Senator Parent of the 42nd:

A BILL to be entitled an Act to amend an Act providing an additional \$2,000.00 homestead exemption from City of Decatur ad valorem taxes for certain residents of said city, approved March 27, 1985 (Ga. L. 1985, p. 4140), as amended, particularly by an Act approved March 25, 1986 (Ga. L. 1986, p. 4475), and by an Act approved April 13, 2001 (Ga. L. 2001, p. 4259); to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 341. By Senator Parent of the 42nd:

A BILL to be entitled an Act to repeal a former local constitutional amendment, Ga. L. 1981, p. 1914, which former local constitutional amendment was continued in effect as statutory law pursuant to Article VII, Section II, Paragraph IV of the Constitution of Georgia and which provides for a homestead exemption from certain city ad valorem taxes for residents of the City of Decatur in an amount to be fixed by the governing authority of the city at not more than \$2,000.00 for the first year, and which may be increased periodically, but which exemption shall not exceed \$10,000.00; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 342. By Senator Parent of the 42nd:

A BILL to be entitled an Act to provide for a homestead exemption from City of Decatur ad valorem taxes for municipal purposes except for ad valorem taxes levied to pay interest on and to retire municipal bonded indebtedness in the amount of \$15,000.00 of the assessed value of the homestead for residents of that city who are 62 years of age or older and whose income does not exceed \$50,000.00; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 358. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, particularly by an Act approved May 6, 2005 (Ga. L. 2005, p. 3832), so as to provide for an oath of office and its administration; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 359. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to terminate the employment of appointed officers upon such persons qualifying to seek public office; to provide for the termination of employees upon qualifying to seek public office in certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 360. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to prohibit the mayor and councilmembers from holding any other elective or appointive office in the city or otherwise be employed by said government or any agency thereof during the term for which that official was elected; to prohibit any former mayor or former councilmember from holding any appointive office in the city or being employed by the city until one year after the expiration of the term for which that official was elected; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 361. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to provide for a city manager; to provide for manner of selection, appointment, qualifications, compensation, and removal; to provide for an acting city manager; to provide for powers and duties; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 380. By Senator Gooch of the 51st:

A BILL to be entitled an Act to amend an Act to reconstitute the Board of Commissioners of White County, approved May 13, 2008 (Ga. L. 2008, p. 4205), as amended, so as to provide for compensation increases for members of the board; to provide for an effective date; to repeal conflicting laws; and for other purposes.

SB 390. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to provide for the override of a mayoral veto under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

SB 225. By Senator Henson of the 41st:

A BILL to be entitled an Act to amend an Act creating one or more community improvement districts within DeKalb County, approved May 13, 2008 (Ga. L. 2008, p. 3817), as amended, so as to change certain provisions so that community improvement districts may be created within municipalities in DeKalb County; to provide for a millage rate cap; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 430. By Senators Thompson of the 14th and Hufstetler of the 52nd:

A BILL to be entitled an Act to amend an Act creating the office of commissioner of Bartow County, approved July 28, 1924 (Ga. L. 1924, p. 276), as amended, particularly by an Act approved April 20, 2001 (Ga. L. 2001, p. 4414), so as to change the cost-of-living adjustment for the commissioner's compensation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 431. By Senators Thompson of the 14th and Hufstetler of the 52nd:

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

Referred to the Committee on State and Local Governmental Operations.

SB 432. By Senators Thompson of the 14th and Hufstetler of the 52nd:

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

Referred to the Committee on State and Local Governmental Operations.

SB 433. By Senators Thompson of the 14th and Hufstetler of the 52nd:

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

Referred to the Committee on State and Local Governmental Operations.

SB 434. By Senators Thompson of the 14th and Hufstetler of the 52nd:

A BILL to be entitled an Act to amend an Act providing for the compensation of the chief magistrate of the Magistrate Court of Bartow County, approved March 18, 1985 (Ga. L. 1985, p. 3788), as amended, particularly by an Act approved April 28, 2006 (Ga. L. 2006, p. 3817), so as to change provisions relating to cost-of-living adjustments to the compensation of the chief magistrate; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 435. By Senators Thompson of the 14th and Hufstetler of the 52nd:

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

Referred to the Committee on State and Local Governmental Operations.

SB 436. By Senators Thompson of the 14th and Hufstetler of the 52nd:

A BILL to be entitled an Act to amend an Act placing certain of the county officers of Bartow County upon an annual salary, approved March 21, 1958 (Ga. L. 1958, p. 2866), as amended, particularly by an Act approved March 27, 1998 (Ga. L. 1998, p. 4046), so as to change provisions relating to cost-of-living adjustments to the compensation of the clerk of the superior court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SR 1131. By Senator Beach of the 21st:

A RESOLUTION creating the Senate Affordability of Death Study Committee; and for other purposes.

Referred to the Committee on Rules.

SR 1132. By Senator Beach of the 21st:

A RESOLUTION creating the Senate Study Committee on Venture Capital Investments in Georgia; and for other purposes.

Referred to the Committee on Rules.

The following House legislation was read the first time and referred to committee:

HB 1092. By Representatives Rogers of the 10th and Gasaway of the 28th:

A BILL to be entitled an Act to repeal an Act creating the Habersham County Airport Authority, approved April 20, 2011 (Ga. L. 2011, p. 3684); to provide for the assets and encumbrances thereof; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1093. By Representatives Hightower of the 68th, Nix of the 69th, Cooke of the 18th and Smith of the 70th:

A BILL to be entitled an Act to amend an Act providing that the tax commissioner of Carroll County shall retain 1 percent of educational funds collected by said officer and remit the same to the governing authority of Carroll County to reimburse the county for the cost of collecting school taxes, approved March 27, 1998 (Ga. L. 1998, p. 3698), so as to increase the percentage of educational funds retained and remitted by said officer for said purpose to the governing authority of Carroll County; to provide a statement of intention and authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1097. By Representatives Yates of the 73rd, Fludd of the 64th, Mabra of the 63rd and Ramsey of the 72nd:

A BILL to be entitled an Act to amend an Act providing for the compensation and expenses of the chairperson and members of the Board of Education of



Fayette County, approved March 30, 1993 (Ga. L. 1993, p. 4308), so as to increase the compensation of the chairperson and members of the Fayette County Board of Education; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1101. By Representative Parrish of the 158th:

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

Referred to the Committee on State and Local Governmental Operations.

HB 1102. By Representatives Dudgeon of the 25th, Gilligan of the 24th, Duncan of the 26th, Cantrell of the 22nd and Tanner of the 9th:

A BILL to be entitled an Act to amend an Act to provide a homestead exemption from all Forsyth County school district ad valorem taxes for educational purposes for the full value of the homestead of certain residents of that school district, approved April 19, 2000 (Ga. L. 2000, p. 4268), so as to revise the eligibility of residents for such homestead exemption; to provide for related matters; to provide for a referendum, effective dates, and automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1104. By Representatives Smyre of the 135th, Hugley of the 136th, Smith of the 134th, Buckner of the 137th and Pezold of the 133rd:

A BILL to be entitled an Act to revise the homestead exemption for Muscogee County formerly provided for by a local constitutional amendment duly ratified at the 1982 general election (Res. Act No. 76, House Resolution No. 271, Ga. L. 1981, p. 1926), which local constitutional amendment was continued in force and effect as statutory law pursuant to Article VII, Section II, Paragraph IV of the Constitution and provides for the valuation of certain homestead property of Muscogee County for purposes of ad valorem taxation for school and consolidated city-county government purposes; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1105. By Representatives Carson of the 46th, Cantrell of the 22nd, Ballinger of the 23rd, Caldwell of the 20th and Turner of the 21st:

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

Referred to the Committee on State and Local Governmental Operations.

HB 1108. By Representatives Shaw of the 176th, Corbett of the 174th and Spencer of the 180th:

A BILL to be entitled an Act to amend an Act to create the Waycross and Ware County Development Authority, approved March 7, 1955 (Ga. L. 1955, p. 2840), as amended, so as to provide for the composition, qualifications, appointment, filling of vacancies, terms and limits thereon, officers, and compensation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1109. By Representatives Setzler of the 35th, Ehrhart of the 36th, Reeves of the 34th, Carson of the 46th, Cooper of the 43rd and others:

A BILL to be entitled an Act to amend an Act entitled "An Act to reincorporate and provide a new charter for the City of Acworth," approved February 17, 1989 (Ga. L. 1989, p. 3512), as amended, particularly by an Act approved May 12, 2015 (Ga. L. 2015, p. 4201), so as to adopt by reference a certain map; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1111. By Representatives Setzler of the 35th, Reeves of the 34th, Ehrhart of the 36th and Parsons of the 44th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Kennesaw, approved May 6, 2013 (Ga. L. 2013, p. 4234), as amended, so as to revise the powers and duties of the mayor; to provide for the removal of officers under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Assignments has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

Governor's Appointments      Confirm as submitted

Respectfully submitted,  
Honorable Casey Cagle, Chairman

Mr. President:

The Committee on Banking and Financial Institutions has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 759      Do Pass

Respectfully submitted,  
Senator Jones of the 25th District, Chairman

Mr. President:

The Committee on Finance has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 763      Do Pass

HB 768      Do Pass

HB 922      Do Pass

Respectfully submitted,  
Senator Hill of the 32nd District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 212	Do Pass by substitute	HB 509	Do Pass by substitute
HB 765	Do Pass	HB 902	Do Pass
HB 910	Do Pass	HB 954	Do Pass by substitute
HB 1043	Do Pass by substitute	HB 1058	Do Pass by substitute

Respectfully submitted,  
 Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Higher Education has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 54	Do Pass	HB 798	Do Pass by substitute
HB 801	Do Pass by substitute	HB 1072	Do Pass

Respectfully submitted,  
 Senator Millar of the 40th District, Chairman

Mr. President:

The Committee on Insurance and Labor has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 402	Do Pass	HB 784	Do Pass by substitute
HB 866	Do Pass by substitute	HB 884	Do Pass by substitute
HB 903	Do Pass	HB 904	Do Pass
HB 965	Do Pass	SR 1091	Do Pass

Respectfully submitted,  
 Senator Bethel of the 54th District, Chairman

Mr. President:

The Committee on Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 792	Do Pass by substitute
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Respectfully submitted,  
 Senator McKoon of the 29th District, Chairman

Mr. President:

The Committee on Judiciary Non-Civil has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 304	Do Pass by substitute	HB 948	Do Pass
HB 949	Do Pass by substitute	HB 976	Do Pass
HB 979	Do Pass		

Respectfully submitted,  
Senator Stone of the 23rd District, Chairman

Mr. President:

The Committee on Natural Resources and the Environment has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 1028 Do Pass by substitute

Respectfully submitted,  
Senator Ginn of the 47th District, Chairman

Mr. President:

The Committee on Public Safety has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 93	Do Pass by substitute	HB 166	Do Pass
HB 228	Do Pass	HB 727	Do Pass by substitute
HB 736	Do Pass by substitute	HB 777	Do Pass
HB 1064	Do Pass by substitute		

Respectfully submitted,  
Senator Harper of the 7th District, Chairman

Mr. President:

The Committee on Retirement has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 508 Do Pass  
HB 605 Do Pass  
HB 635 Do Pass

Respectfully submitted,  
Senator Hufstetler of the 52nd District, Chairman

Mr. President:

The Committee on Special Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 486	Do Pass	HB 804	Do Pass by substitute
HB 851	Do Pass	HB 957	Do Pass
HB 1004	Do Pass by substitute		

Respectfully submitted,  
Senator Thompson of the 5th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 947 Do Pass as amended  
HB 1083 Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations (General) has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 691 Do Pass by substitute  
HB 856 Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Mr. President:

The Committee on Transportation has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HR 1052 Do Pass by substitute  
SR 1085 Do Pass by substitute

Respectfully submitted,  
Senator Gooch of the 51st District, Vice-Chairman

The following legislation was read the second time:

HB 34	HB 219	HB 555	HB 579	HB 676	HB 725
HB 764	HB 767	HB 800	HB 806	HB 818	HB 859
HB 869	HB 883	HB 887	HB 944	HB 952	HB 962
HB 970	HB 975	HB 1036	HB 1037	HB 1085	SR 988
SR 1043					

Senator Harper of the 7th asked unanimous consent that Senator Miller of the 49th be excused. The consent was granted, and Senator Miller was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, H	Orrock
Beach	Hill, Jack	Parent
Bethel	Hill, Judson	Rhett
Black	Jackson, B	Seay
Burke	Jackson, L	Shafer
Butler	James	Sims
Cowsert	Jeffares	Stone
Crane	Jones, B	Tate
Davenport	Jones, E	Thompson, B
Dugan	Jones, H	Tippins
Fort	Kennedy	Unterman
Ginn	Kirk	VanNess
Gooch	Ligon	Walker
Harbin	Martin	Watson
Harbison	McKoon	Wilkinson
Harper	Millar	Williams, M
Heath	Mullis	Williams, T
Henson		

Not answering were Senators:

Hufstetler  
Thompson, C.

Lucas

Miller (Excused)

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Lucas of the 26th introduced the chaplain of the day, Reverend Benjamin Ridley of Gray, Georgia, who offered scripture reading and prayer.

Senator Orrock of the 36th introduced the doctor of the day, Dr. LaJune Oliver.

The following resolutions were read and adopted:

SR 1135. By Senator Tippins of the 37th:

A RESOLUTION recognizing and commending the students, coaches, and staff involved with the inaugural football season at Kennesaw State University; and for other purposes.

SR 1136. By Senator Tippins of the 37th:

A RESOLUTION recognizing and commending Dr. Thomas Currin, Dean of the College of Southern Polytechnic College of Engineering and Engineering Technology at Kennesaw State University, and students Valerie Washington and Kurt Jacobson for earning three of the top six annual awards from the Georgia Society of Professional Engineers; and for other purposes.

Senator Tippins of the 37th recognized Kennesaw State University. President Dr. Dan Papp addressed the Senate briefly.

Senator Davenport of the 44th recognized the Atlanta Chapter of the National Alumnae Association of Spelman College, commended by SR 1076, adopted previously. Atlanta Chapter President Pamela Cooper addressed the Senate briefly.

Senator Fort of the 39th honored the life and memory of Mr. Julian Bond, commended by SR 832, adopted previously. Michael Julian Bond addressed the Senate briefly.

Senator James of the 35th recognized Ms. Damacia Howard, commended by SR 1047, adopted previously. Ms. Howard addressed the Senate briefly.



Senator Black of the 8th recognized Mr. Eddie B. Tucker, commended by SR 909, adopted previously. Jerome Tucker, Mr. Tucker's son, addressed the Senate briefly.

The following resolutions were read and adopted:

SR 1121. By Senator Martin of the 9th:

A RESOLUTION commending Paideia School for being a 2016 Georgia Green Ribbon School and for its great work in environmental education and sustainability; and for other purposes.

SR 1122. By Senator Martin of the 9th:

A RESOLUTION commending and recognizing Lanier High School for being a 2016 Georgia Green Ribbon School and for its great work in environmental education and sustainability; and for other purposes.

SR 1123. By Senator Martin of the 9th:

A RESOLUTION commending Atlanta Neighborhood Charter School for being named a 2016 Georgia Green Ribbon School; and for other purposes.

SR 1124. By Senator Martin of the 9th:

A RESOLUTION recognizing Kinchafoonee Primary School for being named a 2016 Georgia Green Ribbon School and for its great work in environmental education and sustainability; and for other purposes.

SR 1125. By Senator Martin of the 9th:

A RESOLUTION commending and recognizing Pharr Elementary School for being named a 2016 Georgia Green Ribbon School; and for other purposes.

SR 1126. By Senators Jackson of the 2nd and Sims of the 12th:

A RESOLUTION recognizing Mr. Malcolm G. Thomas, Sr.; and for other purposes.

SR 1127. By Senators Jackson of the 2nd and Sims of the 12th:

A RESOLUTION commending and congratulating Ms. Albertha Moore Smith; and for other purposes.

SR 1128. By Senators Bethel of the 54th, Tippins of the 37th and Millar of the 40th:

A RESOLUTION recognizing the Dalton High School Boys Soccer Team; and for other purposes.

SR 1129. By Senators Tippins of the 37th, Hill of the 6th, Thompson of the 14th, Hill of the 32nd, Tate of the 38th and others:

A RESOLUTION honoring the life and memory of Mr. Joe Kirby; and for other purposes.

SR 1130. By Senators Albers of the 56th, Thompson of the 14th, Kennedy of the 18th, Parent of the 42nd, Seay of the 34th and others:

A RESOLUTION commending science, technology, engineering, and math (STEM) and recognizing May 6, 2016, as Georgia STEM Day at the state capitol; and for other purposes.

SR 1133. By Senator Beach of the 21st:

A RESOLUTION recognizing the international representatives of the Georgia Department of Economic Development; and for other purposes.

SR 1134. By Senator Jackson of the 2nd:

A RESOLUTION recognizing and commending the Memorial Day Blue Thunder football team; and for other purposes.

Senator Tate of the 38th was excused for business outside the Senate Chamber.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Thursday March 10, 2016  
Thirty-fourth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

HB 947                   Black of the 8th  
**ECHOLS COUNTY**

A BILL to be entitled an Act to authorize the assessment and collection of a technology fee by the Probate Court of Echols County; to identify the authorized uses of said technology fee; to provide for the maintenance of said technology fee funds; to authorize collaboration of the clerk of the Probate Court of Echols County with the finance director of Echols County; to provide for reports of income and expenditures; to provide for fund history reviews; to provide for lowering of the amount of said technology fee; to repeal conflicting laws; and for other purposes.

**AMENDMENT**

HB 1083                 Kirk of the 13th  
**TIFT COUNTY**

A BILL to be entitled an Act to amend an Act creating and establishing the State Court of Tift County, approved March 30, 1971 (Ga. L. 1971, p. 2468), so as to change the office of the solicitor of the state court to a full-time position; to repeal conflicting laws; and for other purposes.

The amendment to the following bill was put upon its adoption:

\*HB 947:

The Senate Committee on State and Local Governmental Operations offered the following amendment:

*Amend HB 947 (LC 44 0048) by replacing lines 32 through 34 with the following:*  
County shall review the history of the fund established by this section.

*By inserting between lines 39 and 40 the following:*

(g) The authority to assess a technology fee pursuant to this section shall terminate on July 1, 2020, and any residual funds remaining in the fund established by this section shall remain dedicated to general Echols County technology uses.

On the adoption of the amendment, the yeas were 43, nays 3, and the committee amendment was adopted.

The report of the committee, which was favorable to the passage of the bills as reported, was agreed to.

On the passage of the bills on the Local Consent Calendar, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	E Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local bills, the yeas were 43, nays 3.

The legislation on the Local Consent Calendar, except HB 947, having received the requisite constitutional majority, was passed.

HB 947, having received the requisite constitutional majority, was passed as amended.

Senator Cowsert of the 46th moved to suspend Senate Rule 3-3.1 for the purpose of confirming the Governor's Appointments.

Senator Heath of the 31st objected.

On the motion, the yeas were 26, nays 11, the motion prevailed, and the Senate suspended Rule 3-3.1 for the purpose of confirming the Governor's Appointments.

Senator Cowsert of the 46th asked unanimous consent that the Senate dispense with the reading of the Governor's Appointments and that one roll call suffice for the confirmation of the appointments in their entirety.

There was no objection and the reading of the Governor's Appointments was dispensed with and the Senate agreed to consider the appointments with one roll call.

Senator Cowsert of the 46th moved that the Governor's Appointments be adopted as submitted.

Senator Henson of the 41st objected.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	James	Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	E Tate
Y Davenport	N Jones, E	Y Thompson, B
Y Dugan	Jones, H	Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 41 nays 8 the motion prevailed, and the Governor's Appointments were confirmed.

The following communication was received by the Secretary:

3/10/16

Due to business outside the Senate Chamber, I missed the vote on the Governor's Appointments. Had I been present, I would have voted "Yes".

/s/ Judson H. Hill  
District 32

The President and Senator Orrock of the 36th recognized Mr. Derreck Kayongo and congratulated him upon his appointment as the new CEO of the Center for Civil and Human Rights, commended by SR 998, adopted previously. Mr. Derreck Kayongo addressed the Senate briefly.

SENATE RULES CALENDAR  
THURSDAY, MARCH 10, 2016  
THIRTY-FOURTH LEGISLATIVE DAY

- HB 844 Georgia Firefighters' Pension Fund; insurance premiums subject to taxation; update certain provisions (RET-12th) Maxwell-17th
- HB 751 General appropriations; State Fiscal Year July 1, 2016 - June 30, 2017 (Substitute)(APPROP-4th) Ralston-7th

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

- HB 844. By Representatives Maxwell of the 17th, Jasperse of the 11th, Buckner of the 137th, Greene of the 151st, Rakestraw of the 19th and others:

A BILL to be entitled an Act to amend Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Firefighters' Pension Fund, so as to update certain provisions related to determining which insurance premiums are subject to taxation related to the fund; to provide that venue for any action brought in the superior court against the fund or the board shall be in the superior court of the board's county of domicile; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Sims of the 12th.

The following Fiscal Note, as required by law, was read by the Secretary:



**Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

February 1, 2016

The Honorable Howard Maxwell  
State Representative  
State Capitol, Room 402  
Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
Substitute to House Bill 844  
(LC 43 0271S)

Dear Representative Maxwell:

This substitute bill would amend provisions relating to the Georgia Firefighters' Pension Fund . Specifically, this bill would update and clarify certain provisions relating to the taxation of insurance premiums which are used the fund the Retirement Fund. Additionally, this bill would clarify that the venue for any actions brought against the Board or the Fund in superior court shall be the superior court in which the Fund is domiciled.

This is to certify that this substitute bill is a nonfiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor



**Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

January 20, 2016

The Honorable Howard Maxwell  
 State Representative  
 State Capitol, Room 402  
 Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
 House Bill 844 (LC 43 0224)

Dear Representative Maxwell:

This bill would amend provisions relating to the Georgia Firefighters' Pension Fund. Specifically, this bill would update and clarify certain provisions relating to the taxation of insurance premiums which are used the fund the Retirement Fund. Additionally, this bill would clarify that the venue for any actions brought against the Board or the Fund in superior court shall be the superior court in which the Fund is domiciled.

This is to certify that this bill is a nonfiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
 State Auditor

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	E Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman



Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

HB 844, having received the requisite constitutional majority, was passed.

The President recognized U.S. Representative Hank Johnson who addressed the Senate briefly.

The Calendar was resumed.

HB 751. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to be entitled an Act to make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 4th.

**SENATE APPROPRIATIONS COMMITTEE SUBSTITUTE TO H.B. 751  
A BILL TO BE ENTITLED AN ACT**

To make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the State government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:  
PART I**

The sums of money hereinafter provided are appropriated for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017, as prescribed hereinafter for such fiscal year:

**HB 751 (FY 2017G)**

	<b>Governor</b>	<b>House</b>	<b>SAC</b>
<b>Revenue Sources Available for Appropriation</b>			
TOTAL STATE FUNDS	\$23,739,409,078	\$23,739,409,078	\$23,739,409,078
State General Funds	\$20,428,002,694	\$20,428,002,694	\$20,428,002,694
State Motor Fuel Funds	\$1,660,064,000	\$1,660,064,000	\$1,660,064,000
Lottery Proceeds	\$1,073,563,561	\$1,073,563,561	\$1,073,563,561
Tobacco Settlement Funds	\$124,490,762	\$124,490,762	\$124,490,762
Brain & Spinal Injury Trust Fund	\$1,325,935	\$1,325,935	\$1,325,935
Nursing Home Provider Fees	\$167,969,114	\$167,969,114	\$167,969,114
Hospital Provider Fee	\$283,993,012	\$283,993,012	\$283,993,012
TOTAL FEDERAL FUNDS	\$13,775,928,433	\$13,783,254,953	\$13,763,715,112
Federal Funds Not Itemized	\$3,881,365,328	\$3,881,365,328	\$3,881,365,328
CCDF Mandatory & Matching Funds CFDA93.596	\$97,618,088	\$97,618,088	\$97,618,088
FFIND CCDF Mandatory & Matching Funds CFDA93.596	\$209,161	\$209,161	\$209,161
Child Care & Development Block Grant CFDA93.575	\$125,696,047	\$125,696,047	\$125,696,047
FFIND Child Care and Development Block Grant CFDA93.575	\$14,420,230	\$14,420,230	\$14,420,230
Community Mental Health Services Block Grant CFDA93.958	\$14,163,709	\$14,163,709	\$14,163,709

Community Services Block Grant CFDA93.569	\$16,735,414	\$16,735,414	\$16,735,414
Federal Highway Admin.-Planning & Construction CFDA20.205	\$1,526,296,548	\$1,526,296,548	\$1,526,296,548
Foster Care Title IV-E CFDA93.658	\$93,370,209	\$93,370,209	\$93,370,209
Low-Income Home Energy Assistance CFDA93.568	\$56,629,642	\$56,629,642	\$56,629,642
Maternal & Child Health Services Block Grant CFDA93.994	\$16,884,236	\$16,884,236	\$16,884,236
Medical Assistance Program CFDA93.778	\$6,976,720,003	\$6,984,046,523	\$6,964,369,002
FFIND Medical Assistance Program CFDA93.778	\$25,838	\$25,838	\$25,838
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$47,733,582	\$47,733,582	\$47,733,582
Preventive Health & Health Services Block Grant CFDA93.991	\$2,403,579	\$2,403,579	\$2,403,579
Social Services Block Grant CFDA93.667	\$52,776,023	\$52,776,023	\$52,776,023
FFIND Social Services Block Grant CFDA93.667	\$40,481,142	\$40,481,142	\$40,481,142
State Children's Insurance Program CFDA93.767	\$458,164,986	\$458,164,986	\$458,302,666
Temporary Assistance for Needy Families	\$331,269,739	\$331,269,739	\$331,269,739
Temporary Assistance for Needy Families Grant CFDA93.558	\$323,620,670	\$323,620,670	\$323,620,670
TANF Transfers to Social Services Block Grant per 42 USC 604	\$7,649,069	\$7,649,069	\$7,649,069
FFIND Temp. Assistance for Needy Families CFDA93.558	\$22,964,929	\$22,964,929	\$22,964,929
TOTAL AGENCY FUNDS	\$6,100,701,695	\$6,101,542,317	\$6,101,542,317
Contributions, Donations, and Forfeitures	\$6,323,465	\$6,323,465	\$6,323,465
Contributions, Donations, and Forfeitures Not Itemized	\$6,323,465	\$6,323,465	\$6,323,465
Reserved Fund Balances	\$5,377,237	\$5,377,237	\$5,377,237
Reserved Fund Balances Not Itemized	\$5,377,237	\$5,377,237	\$5,377,237
Interest and Investment Income	\$3,446,887	\$3,446,887	\$3,446,887
Interest and Investment Income Not Itemized	\$3,446,887	\$3,446,887	\$3,446,887
Intergovernmental Transfers	\$2,890,899,342	\$2,890,599,342	\$2,890,599,342
Hospital Authorities	\$214,057,828	\$214,057,828	\$214,057,828
University System of Georgia Research Funds	\$2,057,910,748	\$2,057,910,748	\$2,057,910,748
Intergovernmental Transfers Not Itemized	\$618,930,766	\$618,630,766	\$618,630,766
Rebates, Refunds, and Reimbursements	\$295,685,146	\$295,685,146	\$295,685,146
Rebates, Refunds, and Reimbursements Not Itemized	\$295,685,146	\$295,685,146	\$295,685,146
Royalties and Rents	\$926,735	\$926,735	\$926,735
Royalties and Rents Not Itemized	\$926,735	\$926,735	\$926,735
Sales and Services	\$2,893,725,194	\$2,895,049,566	\$2,895,049,566
Record Center Storage Fees	\$606,000	\$606,000	\$606,000

Sales and Services Not Itemized	\$672,116,195	\$673,440,567	\$673,440,567
Tuition and Fees for Higher Education	\$2,221,002,999	\$2,221,002,999	\$2,221,002,999
Sanctions, Fines, and Penalties	\$4,317,689	\$4,133,939	\$4,133,939
Sanctions, Fines, and Penalties Not Itemized	\$4,317,689	\$4,133,939	\$4,133,939
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$3,898,012,561</b>	<b>\$3,894,754,024</b>	<b>\$3,895,778,024</b>
State Funds Transfers	\$3,886,938,169	\$3,883,679,632	\$3,884,703,632
State Fund Transfers Not Itemized	\$67,894,017	\$67,894,017	\$67,894,017
Accounting System Assessments	\$21,708,650	\$21,708,650	\$21,706,650
Agency to Agency Contracts	\$15,571,579	\$15,571,579	\$15,571,579
Health Insurance Payments	\$3,294,877,137	\$3,294,877,137	\$3,294,877,137
Liability Funds	\$33,976,915	\$33,976,915	\$33,976,915
Merit System Assessments	\$15,226,753	\$11,968,216	\$12,994,216
Optional Medicaid Services Payments	\$280,857,262	\$280,857,262	\$280,857,262
Retirement Payments	\$56,903,535	\$56,903,535	\$56,903,535
Unemployment Compensation Funds	\$8,080,741	\$8,080,741	\$8,080,741
Workers Compensation Funds	\$91,841,580	\$91,841,580	\$91,841,580
Agency Funds Transfers	\$8,594,362	\$8,594,362	\$8,594,362
Agency Fund Transfers Not Itemized	\$8,594,362	\$8,594,362	\$8,594,362
Federal Funds Transfers	\$2,480,030	\$2,480,030	\$2,480,030
Federal Fund Transfers Not Itemized	\$1,850,225	\$1,850,225	\$1,850,225
FF Medical Assistance Program CFDA93.778	\$629,805	\$629,805	\$629,805
<b>TOTAL PUBLIC FUNDS</b>	<b>\$43,616,039,206</b>	<b>\$43,624,206,348</b>	<b>\$43,604,666,507</b>
<b>Changes in Fund Availability</b>			
<b>TOTAL STATE FUNDS</b>	<b>\$1,911,429,571</b>	<b>\$1,911,429,571</b>	<b>\$1,911,429,571</b>
State General Funds	\$1,163,646,298	\$1,163,646,298	\$1,163,646,298
State Motor Fuel Funds	\$656,710,209	\$656,710,209	\$656,710,209
Lottery Proceeds	\$95,791,385	\$95,791,385	\$95,791,385
Tobacco Settlement Funds	(\$16,323,240)	(\$16,323,240)	(\$16,323,240)
Brain & Spinal Injury Trust Fund	(\$132,632)	(\$132,632)	(\$132,632)
Hospital Provider Fee	\$11,737,551	\$11,737,551	\$11,737,551
<b>TOTAL FEDERAL FUNDS</b>	<b>\$406,341,268</b>	<b>\$413,667,788</b>	<b>\$394,127,947</b>
Federal Funds Not Itemized	\$7,564,414	\$7,564,414	\$7,564,414

Foster Care Title IV-E CFDA93.658	\$14,576,161	\$14,576,161	\$14,576,161
Medical Assistance Program CFDA93.778	\$388,196,163	\$395,522,683	\$375,845,162
State Children's Insurance Program CFDA93.767	\$32,584,008	\$32,584,008	\$32,721,688
Temporary Assistance for Needy Families	(\$36,579,478)	(\$36,579,478)	(\$36,579,478)
Temporary Assistance for Needy Families Grant CFDA93.558	(\$36,579,478)	(\$36,579,478)	(\$36,579,478)
<b>TOTAL AGENCY FUNDS</b>	<b>(\$468,022)</b>	<b>\$372,600</b>	<b>\$372,600</b>
Intergovernmental Transfers	(\$713,673)	(\$1,013,673)	(\$1,013,673)
Intergovernmental Transfers Not Itemized	(\$713,673)	(\$1,013,673)	(\$1,013,673)
Sales and Services	\$245,651	\$1,570,023	\$1,570,023
Sales and Services Not Itemized	\$245,651	\$1,570,023	\$1,570,023
Sanctions, Fines, and Penalties	\$0	(\$183,750)	(\$183,750)
Sanctions, Fines, and Penalties Not Itemized	\$0	(\$183,750)	(\$183,750)
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$77,721,755</b>	<b>\$74,463,218</b>	<b>\$75,487,218</b>
State Funds Transfers	\$77,721,755	\$74,463,218	\$75,487,218
Accounting System Assessments	\$1,843,522	\$1,843,522	\$1,841,522
Agency to Agency Contracts	(\$25,842)	(\$25,842)	(\$25,842)
Health Insurance Payments	\$74,954,438	\$74,954,438	\$74,954,438
Merit System Assessments	\$3,258,537	\$0	\$1,026,000
Retirement Payments	\$191,100	\$191,100	\$191,100
Unemployment Compensation Funds	(\$4,500,000)	(\$4,500,000)	(\$4,500,000)
Workers Compensation Funds	\$2,000,000	\$2,000,000	\$2,000,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$2,395,024,572</b>	<b>\$2,399,933,177</b>	<b>\$2,381,417,336</b>

**Reconciliation of Fund Availability to Fund Application**

*Section 1: Georgia Senate*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$10,770,129	\$10,770,129	\$10,770,129
State General Funds	\$10,770,129	\$10,770,129	\$10,770,129
TOTAL PUBLIC FUNDS	\$10,770,129	\$10,770,129	\$10,770,129
	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	<b>\$10,770,129</b>	<b>\$10,770,129</b>	<b>\$11,002,593</b>

<b>State General Funds</b>	\$10,770,129	\$10,770,129	\$11,002,593
<b>TOTAL PUBLIC FUNDS</b>	\$10,770,129	\$10,770,129	\$11,002,593

**Lieutenant Governor's Office**

**Continuation Budget**

TOTAL STATE FUNDS	\$1,278,792	\$1,278,792	\$1,278,792
State General Funds	\$1,278,792	\$1,278,792	\$1,278,792
<b>TOTAL PUBLIC FUNDS</b>	\$1,278,792	\$1,278,792	\$1,278,792

**1.1**     *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds			\$28,693
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**1.2**     *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds			\$407
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<b>1.100-Lieutenant Governor's Office</b>	<b>Appropriation (HB 751)</b>		
<b>TOTAL STATE FUNDS</b>	\$1,278,792	\$1,278,792	\$1,307,892
<b>State General Funds</b>	\$1,278,792	\$1,278,792	\$1,307,892
<b>TOTAL PUBLIC FUNDS</b>	\$1,278,792	\$1,278,792	\$1,307,892

**Secretary of the Senate's Office**

**Continuation Budget**

TOTAL STATE FUNDS	\$1,170,326	\$1,170,326	\$1,170,326
State General Funds	\$1,170,326	\$1,170,326	\$1,170,326
<b>TOTAL PUBLIC FUNDS</b>	\$1,170,326	\$1,170,326	\$1,170,326

**2.1**     *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds			\$25,290
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**2.2**     *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds			\$359
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<b>2.100-Secretary of the Senate's Office</b>	<b>Appropriation (HB 751)</b>		
<b>TOTAL STATE FUNDS</b>	\$1,170,326	\$1,170,326	\$1,195,975
<b>State General Funds</b>	\$1,170,326	\$1,170,326	\$1,195,975
<b>TOTAL PUBLIC FUNDS</b>	\$1,170,326	\$1,170,326	\$1,195,975

**Senate**

**Continuation Budget**

TOTAL STATE FUNDS	\$7,228,476	\$7,228,476	\$7,228,476
State General Funds	\$7,228,476	\$7,228,476	\$7,228,476
TOTAL PUBLIC FUNDS	\$7,228,476	\$7,228,476	\$7,228,476

**3.1**     *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds \$144,133

**3.2**     *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds \$2,047

<b>3.100-Senate</b>	<b>Appropriation (HB 751)</b>		
<b>TOTAL STATE FUNDS</b>	\$7,228,476	\$7,228,476	\$7,374,656
<b>State General Funds</b>	\$7,228,476	\$7,228,476	\$7,374,656
<b>TOTAL PUBLIC FUNDS</b>	\$7,228,476	\$7,228,476	\$7,374,656

**Senate Budget and Evaluation Office**

**Continuation Budget**

*The purpose of this appropriation is to provide budget development and evaluation expertise to the State Senate.*

TOTAL STATE FUNDS	\$1,092,535	\$1,092,535	\$1,092,535
State General Funds	\$1,092,535	\$1,092,535	\$1,092,535
TOTAL PUBLIC FUNDS	\$1,092,535	\$1,092,535	\$1,092,535

**4.1**     *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds \$31,093

- 4.2** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds \$442

<b>4.100-Senate Budget and Evaluation Office</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide budget development and evaluation expertise to the State Senate.*

<b>TOTAL STATE FUNDS</b>	\$1,092,535	\$1,092,535	\$1,124,070
State General Funds	\$1,092,535	\$1,092,535	\$1,124,070
<b>TOTAL PUBLIC FUNDS</b>	\$1,092,535	\$1,092,535	\$1,124,070

**Section 2: Georgia House of Representatives**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$18,967,403	\$18,967,403	\$18,967,403
State General Funds	\$18,967,403	\$18,967,403	\$18,967,403
TOTAL PUBLIC FUNDS	\$18,967,403	\$18,967,403	\$18,967,403

**Section Total - Final**

TOTAL STATE FUNDS	\$18,967,403	\$19,363,581	\$19,361,657
State General Funds	\$18,967,403	\$19,363,581	\$19,361,657
TOTAL PUBLIC FUNDS	\$18,967,403	\$19,363,581	\$19,361,657

**House of Representatives**

**Continuation Budget**

TOTAL STATE FUNDS	\$18,967,403	\$18,967,403	\$18,967,403
State General Funds	\$18,967,403	\$18,967,403	\$18,967,403
TOTAL PUBLIC FUNDS	\$18,967,403	\$18,967,403	\$18,967,403

- 5.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds \$388,481      \$388,481

- 5.2** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds \$7,697      \$5,773



<b>5.100-House of Representatives</b>	<b>Appropriation (HB 751)</b>		
<b>TOTAL STATE FUNDS</b>	\$18,967,403	\$19,363,581	\$19,361,657
<b>State General Funds</b>	\$18,967,403	\$19,363,581	\$19,361,657
<b>TOTAL PUBLIC FUNDS</b>	\$18,967,403	\$19,363,581	\$19,361,657

*Section 3: Georgia General Assembly Joint Offices*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$10,542,093	\$10,542,093	\$10,542,093
State General Funds	\$10,542,093	\$10,542,093	\$10,542,093
TOTAL PUBLIC FUNDS	\$10,542,093	\$10,542,093	\$10,542,093

**Section Total - Final**

TOTAL STATE FUNDS	\$10,542,093	\$10,954,840	\$10,964,722
State General Funds	\$10,542,093	\$10,954,840	\$10,964,722
TOTAL PUBLIC FUNDS	\$10,542,093	\$10,954,840	\$10,964,722

**Ancillary Activities**

**Continuation Budget**

*The purpose of this appropriation is to provide services for the legislative branch of government.*

TOTAL STATE FUNDS	\$5,777,046	\$5,777,046	\$5,777,046
State General Funds	\$5,777,046	\$5,777,046	\$5,777,046
TOTAL PUBLIC FUNDS	\$5,777,046	\$5,777,046	\$5,777,046

**6.1**     *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$45,659	\$45,659
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**6.2**     *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$1,181
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<b>6.100-Ancillary Activities</b>	<b>Appropriation (HB 751)</b>		
<i>The purpose of this appropriation is to provide services for the legislative branch of government.</i>			
<b>TOTAL STATE FUNDS</b>	\$5,777,046	\$5,822,705	\$5,823,886
<b>State General Funds</b>	\$5,777,046	\$5,822,705	\$5,823,886
<b>TOTAL PUBLIC FUNDS</b>	\$5,777,046	\$5,822,705	\$5,823,886

**Legislative Fiscal Office****Continuation Budget**

*The purpose of this appropriation is to act as the bookkeeper-comptroller for the legislative branch of government and maintain an account of legislative expenditures and commitments.*

TOTAL STATE FUNDS	\$1,307,716	\$1,307,716	\$1,307,716
State General Funds	\$1,307,716	\$1,307,716	\$1,307,716
TOTAL PUBLIC FUNDS	\$1,307,716	\$1,307,716	\$1,307,716

**7.1**    *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$23,953	\$23,953
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**7.2**    *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds		(\$26,275)	(\$26,275)
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**7.3**    *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds		\$11,980	\$11,980
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**7.4**    *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$4,229	\$3,172
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**7.5**    *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$620
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**7.100-Legislative Fiscal Office****Appropriation (HB 751)**

*The purpose of this appropriation is to act as the bookkeeper-comptroller for the legislative branch of government and maintain an account of legislative expenditures and commitments.*

<b>TOTAL STATE FUNDS</b>	\$1,307,716	\$1,321,603	\$1,321,166
<b>State General Funds</b>	\$1,307,716	\$1,321,603	\$1,321,166
<b>TOTAL PUBLIC FUNDS</b>	\$1,307,716	\$1,321,603	\$1,321,166

**Office of Legislative Counsel**

**Continuation Budget**

*The purpose of this appropriation is to provide bill-drafting services, advice and counsel for members of the General Assembly.*

TOTAL STATE FUNDS	\$3,457,331	\$3,457,331	\$3,457,331
State General Funds	\$3,457,331	\$3,457,331	\$3,457,331
TOTAL PUBLIC FUNDS	\$3,457,331	\$3,457,331	\$3,457,331

**8.1**     *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$353,201	\$353,201
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**8.2**     *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$9,138
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**8.100-Office of Legislative Counsel**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide bill-drafting services, advice and counsel for members of the General Assembly.*

TOTAL STATE FUNDS	\$3,457,331	\$3,810,532	\$3,819,670
State General Funds	\$3,457,331	\$3,810,532	\$3,819,670
TOTAL PUBLIC FUNDS	\$3,457,331	\$3,810,532	\$3,819,670

**Section 4: Audits and Accounts, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$34,993,596	\$34,993,596	\$34,993,596
State General Funds	\$34,993,596	\$34,993,596	\$34,993,596
TOTAL AGENCY FUNDS	\$640,000	\$640,000	\$640,000
Intergovernmental Transfers	\$640,000	\$640,000	\$640,000
Intergovernmental Transfers Not Itemized	\$640,000	\$640,000	\$640,000
TOTAL PUBLIC FUNDS	\$35,633,596	\$35,633,596	\$35,633,596

**Section Total - Final**

TOTAL STATE FUNDS	\$35,728,596	\$35,838,419	\$35,847,552
State General Funds	\$35,728,596	\$35,838,419	\$35,847,552
TOTAL AGENCY FUNDS	\$640,000	\$340,000	\$340,000
Intergovernmental Transfers	\$640,000	\$340,000	\$340,000

<b>Intergovernmental Transfers Not Itemized</b>	\$640,000	\$340,000	\$340,000
<b>TOTAL PUBLIC FUNDS</b>	\$36,368,596	\$36,178,419	\$36,187,552

**Audit and Assurance Services****Continuation Budget**

*The purpose of this appropriation is to provide audit and assurance services for State Agencies, Authorities, Commissions, Bureaus, and higher education systems to facilitate Auditor's reports for the State of Georgia Comprehensive Annual Financial Report, the State of Georgia Single Audit Report, and the State of Georgia Budgetary Compliance Report; to conduct audits of public school systems in Georgia; to perform special examinations and investigations; to conduct performance audits and evaluations at the request of the General Assembly; to conduct reviews of audits reports conducted by other independent auditors of local governments and non-profit organizations contracting with the State; to audit Medicaid provider claims; and to provide state financial information online to promote transparency in government.*

TOTAL STATE FUNDS	\$29,920,865	\$29,920,865	\$29,920,865
State General Funds	\$29,920,865	\$29,920,865	\$29,920,865
TOTAL AGENCY FUNDS	\$640,000	\$640,000	\$640,000
Intergovernmental Transfers	\$640,000	\$640,000	\$640,000
Intergovernmental Transfers Not Itemized	\$640,000	\$640,000	\$640,000
TOTAL PUBLIC FUNDS	\$30,560,865	\$30,560,865	\$30,560,865

**9.1** *Increase funds to conduct the financial audit, Single Audit, and State Health Benefit Plan audit for the Department of Community Health (DCH). (H and S: YES; Utilize existing funds to conduct the financial audit, Single Audit, and State Health Benefit Plan audit for the Department of Community Health)*

State General Funds	\$735,000	\$0	\$0
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**9.2** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$682,774	\$682,774
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**9.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds		(\$14,633)	(\$14,633)
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**9.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds		\$6,478	\$6,478
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**9.5** *Redirect existing funds to comply with O.C.G.A. 50-6-6 to perform local education audits. (H: YES)(S: YES)*

State General Funds	\$0	\$0
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**9.6** *Reduce agency funds to reflect projected receipts.*

Intergovernmental Transfers Not Itemized	(\$300,000)	(\$300,000)
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**9.7** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds		\$12,870
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<b>9.100-Audit and Assurance Services</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide audit and assurance services for State Agencies, Authorities, Commissions, Bureaus, and higher education systems to facilitate Auditor's reports for the State of Georgia Comprehensive Annual Financial Report, the State of Georgia Single Audit Report, and the State of Georgia Budgetary Compliance Report; to conduct audits of public school systems in Georgia; to perform special examinations and investigations; to conduct performance audits and evaluations at the request of the General Assembly; to conduct reviews of audits reports conducted by other independent auditors of local governments and non-profit organizations contracting with the State; to audit Medicaid provider claims; and to provide state financial information online to promote transparency in government.*

<b>TOTAL STATE FUNDS</b>	\$30,655,865	\$30,595,484	\$30,608,354
<b>State General Funds</b>	\$30,655,865	\$30,595,484	\$30,608,354
<b>TOTAL AGENCY FUNDS</b>	\$640,000	\$340,000	\$340,000
<b>Intergovernmental Transfers</b>	\$640,000	\$340,000	\$340,000
<b>Intergovernmental Transfers Not Itemized</b>	\$640,000	\$340,000	\$340,000
<b>TOTAL PUBLIC FUNDS</b>	\$31,295,865	\$30,935,484	\$30,948,354

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all Department programs.*

TOTAL STATE FUNDS	\$2,380,309	\$2,380,309	\$2,380,309
State General Funds	\$2,380,309	\$2,380,309	\$2,380,309
TOTAL PUBLIC FUNDS	\$2,380,309	\$2,380,309	\$2,380,309

**10.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$72,000	\$72,000
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**10.2** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$977)	(\$977)
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**10.3** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$500	\$500
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**10.4** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$6,023	\$6,023
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**10.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds	\$25,502	\$19,127
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**10.6** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds		\$1,357
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<b>10.100-Departmental Administration</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide administrative support to all Department programs.*

<b>TOTAL STATE FUNDS</b>	\$2,380,309	\$2,483,357	\$2,478,339
<b>State General Funds</b>	\$2,380,309	\$2,483,357	\$2,478,339
<b>TOTAL PUBLIC FUNDS</b>	\$2,380,309	\$2,483,357	\$2,478,339

**Immigration Enforcement Review Board**

**Continuation Budget**

*The purpose of this appropriation is to reimburse members of the Immigration Enforcement Review Board for expenses incurred in connection with the investigation and review of complaints alleging failure of public agencies or employees to properly adhere to federal and state laws related to the federal work authorization program E-Verify.*

TOTAL STATE FUNDS	\$20,000	\$20,000	\$20,000
State General Funds	\$20,000	\$20,000	\$20,000
TOTAL PUBLIC FUNDS	\$20,000	\$20,000	\$20,000

**11.100-Immigration Enforcement Review Board** **Appropriation (HB 751)**

*The purpose of this appropriation is to reimburse members of the Immigration Enforcement Review Board for expenses incurred in connection with the investigation and review of complaints alleging failure of public agencies or employees to properly adhere to federal and state laws related to the federal work authorization program E-Verify.*

<b>TOTAL STATE FUNDS</b>	\$20,000	\$20,000	\$20,000
<b>State General Funds</b>	\$20,000	\$20,000	\$20,000
<b>TOTAL PUBLIC FUNDS</b>	\$20,000	\$20,000	\$20,000

**Legislative Services**

**Continuation Budget**

*The purpose of this appropriation is to analyze proposed legislation affecting state retirement systems for fiscal impact and review actuarial investigations and to prepare fiscal notes upon request on other legislation having a significant impact on state revenues and/or expenditures.*

TOTAL STATE FUNDS	\$252,560	\$252,560	\$252,560
State General Funds	\$252,560	\$252,560	\$252,560
TOTAL PUBLIC FUNDS	\$252,560	\$252,560	\$252,560

**12.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$4,000	\$4,000
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**12.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$75
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**12.100-Legislative Services** **Appropriation (HB 751)**

*The purpose of this appropriation is to analyze proposed legislation affecting state retirement systems for fiscal impact and review actuarial investigations and to prepare fiscal notes upon request on other legislation having a significant impact on state revenues and/or expenditures.*

<b>TOTAL STATE FUNDS</b>	\$252,560	\$256,560	\$256,635
<b>State General Funds</b>	\$252,560	\$256,560	\$256,635
<b>TOTAL PUBLIC FUNDS</b>	\$252,560	\$256,560	\$256,635

**Statewide Equalized Adjusted Property Tax Digest**

**Continuation Budget**

*The purpose of this appropriation is to establish an equalized adjusted property tax digest for each county and for the State as a whole for use in allocating state funds for public school systems and equalizing property tax digests for collection of the State 1/4 mill; to*

*provide the Revenue Commissioner statistical data regarding county Tax Assessor compliance with requirements for both uniformity of assessment and level of assessment; and to establish the appropriate level of assessment for centrally assessed public utility companies.*

TOTAL STATE FUNDS	\$2,419,862	\$2,419,862	\$2,419,862
State General Funds	\$2,419,862	\$2,419,862	\$2,419,862
TOTAL PUBLIC FUNDS	\$2,419,862	\$2,419,862	\$2,419,862

**13.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$64,000	\$64,000
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**13.2** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds		(\$1,344)	(\$1,344)
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**13.3** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds		\$500	\$500
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**13.4** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$1,206
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#### **13.100-Statewide Equalized Adjusted Property Tax Digest**

#### **Appropriation (HB 751)**

*The purpose of this appropriation is to establish an equalized adjusted property tax digest for each county and for the State as a whole for use in allocating state funds for public school systems and equalizing property tax digests for collection of the State 1/4 mill; to provide the Revenue Commissioner statistical data regarding county Tax Assessor compliance with requirements for both uniformity of assessment and level of assessment; and to establish the appropriate level of assessment for centrally assessed public utility companies.*

TOTAL STATE FUNDS	\$2,419,862	\$2,483,018	\$2,484,224
State General Funds	\$2,419,862	\$2,483,018	\$2,484,224
TOTAL PUBLIC FUNDS	\$2,419,862	\$2,483,018	\$2,484,224



**Section 5: Appeals, Court of**

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$17,314,958	\$17,314,958	\$17,314,958
State General Funds	\$17,314,958	\$17,314,958	\$17,314,958
TOTAL AGENCY FUNDS	\$150,000	\$150,000	\$150,000
Sales and Services	\$150,000	\$150,000	\$150,000
Sales and Services Not Itemized	\$150,000	\$150,000	\$150,000
TOTAL PUBLIC FUNDS	\$17,464,958	\$17,464,958	\$17,464,958

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$20,399,549	\$20,410,573	\$20,296,377
<b>State General Funds</b>	\$20,399,549	\$20,410,573	\$20,296,377
<b>TOTAL AGENCY FUNDS</b>	\$150,000	\$150,000	\$150,000
<b>Sales and Services</b>	\$150,000	\$150,000	\$150,000
<b>Sales and Services Not Itemized</b>	\$150,000	\$150,000	\$150,000
<b>TOTAL PUBLIC FUNDS</b>	\$20,549,549	\$20,560,573	\$20,446,377

**Court of Appeals**

**Continuation Budget**

*The purpose of this appropriation is for this court to review and exercise appellate and certiorari jurisdiction pursuant to the Constitution of the State of Georgia, Art. VI, Section V, Para. III, in all cases not reserved to the Supreme Court of Georgia or conferred on other courts by law.*

TOTAL STATE FUNDS	\$17,314,958	\$17,314,958	\$17,314,958
State General Funds	\$17,314,958	\$17,314,958	\$17,314,958
TOTAL AGENCY FUNDS	\$150,000	\$150,000	\$150,000
Sales and Services	\$150,000	\$150,000	\$150,000
Sales and Services Not Itemized	\$150,000	\$150,000	\$150,000
TOTAL PUBLIC FUNDS	\$17,464,958	\$17,464,958	\$17,464,958

**14.1** *Increase funds for personnel and operations for three new judgeships per HB279 (2015 Session).*

State General Funds	\$1,729,107	\$1,716,617	\$1,716,617
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**14.2** *Increase funds for a 5% salary adjustment to appellate court judges and 40 days of the adjusted expense allowance (\$34,600) for judges residing 50 miles or more from the Judicial Building per HB279 (2015 Session).*

State General Funds	\$130,786	\$130,786	\$130,786
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**14.3** *Increase funds to complete conversion of microfilm to searchable PDF format for court records. (H and S:Reduce one-time funds for the conversion of microfilm to searchable PDF format for court records)*

State General Funds	\$60,000	(\$60,000)	(\$60,000)
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**14.4** *Increase funds for personnel for one additional procurement and facilities position.*

State General Funds	\$73,190	\$73,190	\$73,190
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**14.5** *Increase funds for personnel to restore two central staff attorney positions. (H:Increase funds for one central staff attorney position)*

State General Funds	\$253,231	\$126,616	\$253,231
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**14.6** *Increase funds for personnel to restore one systems analyst position.*

State General Funds	\$114,801	\$114,801	\$0
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**14.7** *Increase funds for personnel to restore one deputy court administrator/attorney position.*

State General Funds	\$156,296	\$0	\$156,296
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**14.8** *Increase funds for one-time funding to update the audiovisual system that supports the courtroom video streaming project.*

State General Funds	\$139,150	\$139,150	\$0
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**14.9** *Increase funds to provide live streaming of oral arguments and storage for online viewing.*

State General Funds	\$3,500	\$3,500	\$0
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**14.10** *Increase funds for personnel to provide a step increase on the attorney salary scale.*

State General Funds	\$120,967	\$0	\$0
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**14.11** *Increase funds for personnel to share costs for one deputy reporter position and one clerk position with the Supreme Court. (H and S:Increase funds to share costs of one assistant reporter position with the Supreme Court)*

State General Funds	\$112,463	\$78,148	\$78,148
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**14.12** *Increase funds for one-time funding for the purchase of seven servers.*

State General Funds	\$70,000	\$70,000	\$70,000
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**14.13** *Increase funds for one-time funding to update e-filing applications and allow judges to access trial court records from tablet devices.*

State General Funds	\$121,100	\$121,100	\$121,100
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**14.14** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$536,968	\$385,052
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**14.15** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds		(\$3,966)	(\$3,966)
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**14.16** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds		\$1,664	\$1,664
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**14.17** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$12,725	\$9,544
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**14.18** *Increase funds to share costs of one editorial assistant position with the Supreme Court.*

State General Funds		\$34,316	\$34,316
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**14.19** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$15,441
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<b>14.100-Court of Appeals</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is for this court to review and exercise appellate and certiorari jurisdiction pursuant to the Constitution of the State of Georgia, Art. VI, Section V, Para. III, in all cases not reserved to the Supreme Court of Georgia or conferred on other courts by law.*

<b>TOTAL STATE FUNDS</b>	\$20,399,549	\$20,410,573	\$20,296,377
<b>State General Funds</b>	\$20,399,549	\$20,410,573	\$20,296,377
<b>TOTAL AGENCY FUNDS</b>	\$150,000	\$150,000	\$150,000
<b>Sales and Services</b>	\$150,000	\$150,000	\$150,000
<b>Sales and Services Not Itemized</b>	\$150,000	\$150,000	\$150,000
<b>TOTAL PUBLIC FUNDS</b>	\$20,549,549	\$20,560,573	\$20,446,377

**Section 6: Judicial Council**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$14,427,413	\$14,427,413	\$14,427,413
State General Funds	\$14,427,413	\$14,427,413	\$14,427,413
TOTAL FEDERAL FUNDS	\$2,552,935	\$2,552,935	\$2,552,935
Federal Funds Not Itemized	\$2,552,935	\$2,552,935	\$2,552,935
TOTAL AGENCY FUNDS	\$1,144,998	\$1,144,998	\$1,144,998
Sales and Services	\$1,144,998	\$1,144,998	\$1,144,998
Sales and Services Not Itemized	\$1,144,998	\$1,144,998	\$1,144,998
TOTAL PUBLIC FUNDS	\$18,125,346	\$18,125,346	\$18,125,346

**Section Total - Final**

TOTAL STATE FUNDS	\$15,292,449	\$14,816,171	\$14,656,769
State General Funds	\$15,292,449	\$14,816,171	\$14,656,769
TOTAL FEDERAL FUNDS	\$1,627,367	\$1,627,367	\$1,627,367
Federal Funds Not Itemized	\$1,627,367	\$1,627,367	\$1,627,367
TOTAL AGENCY FUNDS	\$1,024,998	\$1,024,998	\$1,024,998
Sales and Services	\$1,024,998	\$1,024,998	\$1,024,998
Sales and Services Not Itemized	\$1,024,998	\$1,024,998	\$1,024,998
TOTAL PUBLIC FUNDS	\$17,944,814	\$17,468,536	\$17,309,134

**Council of Accountability Court Judges**

**Continuation Budget**

*The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, and mental health courts, as well as the Judicial Council Accountability Court Committee. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

TOTAL STATE FUNDS	\$446,319	\$446,319	\$446,319
State General Funds	\$446,319	\$446,319	\$446,319
TOTAL PUBLIC FUNDS	\$446,319	\$446,319	\$446,319

**15.1** *Transfer funds from the Criminal Justice Coordinating Council to the Council of Accountability Court Judges for personnel and operations to support information technology infrastructure, research, case management, and statewide reporting for Council of Accountability Court Judges at the Administrative Office of the Courts pursuant to HB328 (2015 Session).*

State General Funds	\$156,631	\$156,631	\$156,631
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**15.2** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$8,026	\$8,026
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**15.3** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$167
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**15.98** *Change the name of the Accountability Courts program to the Council of Accountability Court Judges program.  
(G: YES)(H: YES)(S: YES)*

State General Funds	\$0	\$0	\$0
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**15.99 SAC:** *The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

**House:** *The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

*Governor: The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

State General Funds	\$0	\$0	\$0
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<b>15.100-Council of Accountability Court Judges</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

<b>TOTAL STATE FUNDS</b>	\$602,950	\$610,976	\$611,143
<b>State General Funds</b>	\$602,950	\$610,976	\$611,143
<b>TOTAL PUBLIC FUNDS</b>	\$602,950	\$610,976	\$611,143

**Georgia Office of Dispute Resolution**

**Continuation Budget**

*The purpose of this appropriation is to oversee the state's court-connected alternative dispute resolution (ADR) services by promoting the establishment of new ADR court programs, providing support to existing programs, establishing and enforcing qualifications and ethical standards, registering ADR professionals and volunteers, providing training, administering statewide grants, and collecting statistical data to monitor program effectiveness.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$172,890	\$172,890	\$172,890
Sales and Services	\$172,890	\$172,890	\$172,890
Sales and Services Not Itemized	\$172,890	\$172,890	\$172,890
TOTAL PUBLIC FUNDS	\$172,890	\$172,890	\$172,890

<b>16.100-Georgia Office of Dispute Resolution</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to oversee the state's court-connected alternative dispute resolution (ADR) services by promoting the establishment of new ADR court programs, providing support to existing programs, establishing and enforcing qualifications and ethical standards, registering ADR professionals and volunteers, providing training, administering statewide grants, and collecting statistical data to monitor program effectiveness.*

<b>TOTAL AGENCY FUNDS</b>	\$172,890	\$172,890	\$172,890
<b>Sales and Services</b>	\$172,890	\$172,890	\$172,890
<b>Sales and Services Not Itemized</b>	\$172,890	\$172,890	\$172,890
<b>TOTAL PUBLIC FUNDS</b>	\$172,890	\$172,890	\$172,890

**Institute of Continuing Judicial Education****Continuation Budget**

*The purpose of this appropriation is to provide basic training and continuing education for Superior Court Judges, Juvenile Court Judges, State Court Judges, Probate Court Judges, Magistrate Court Judges, Municipal Court Judges, Superior Court Clerks, Juvenile Court Clerks, Municipal Court Clerks, and other court personnel.*

TOTAL STATE FUNDS	\$471,789	\$471,789	\$471,789
State General Funds	\$471,789	\$471,789	\$471,789
TOTAL AGENCY FUNDS	\$703,203	\$703,203	\$703,203
Sales and Services	\$703,203	\$703,203	\$703,203
Sales and Services Not Itemized	\$703,203	\$703,203	\$703,203
TOTAL PUBLIC FUNDS	\$1,174,992	\$1,174,992	\$1,174,992

**17.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$4,718	\$19,868	\$19,868
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**17.2** *Increase funds for operations, information technology and licensing for services provided to multiple classes of court.*

State General Funds	\$24,000	\$24,000	\$24,000
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**17.3** *Increase funds for event management software for training support and services provided to multiple classes of court.*

*(H:Provide one-time funds for event management software for training support and services provided to multiple classes of court)(S:YES; Utilize existing funds for event management software for training support and services provided to multiple classes of court)*

State General Funds	\$43,000	\$43,000	\$0
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**17.4** *Increase funds for personnel for one electronic media curriculum designer position to expand delivery of computer-based, online training for judges.*

State General Funds	\$52,000	\$0	\$0
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**17.100-Institute of Continuing Judicial Education****Appropriation (HB 751)**

*The purpose of this appropriation is to provide basic training and continuing education for Superior Court Judges, Juvenile Court Judges, State Court Judges, Probate Court Judges, Magistrate Court Judges, Municipal Court Judges, Superior Court Clerks, Juvenile Court Clerks, Municipal Court Clerks, and other court personnel.*

<b>TOTAL STATE FUNDS</b>	\$595,507	\$558,657	\$515,657
<b>State General Funds</b>	\$595,507	\$558,657	\$515,657
<b>TOTAL AGENCY FUNDS</b>	\$703,203	\$703,203	\$703,203
<b>Sales and Services</b>	\$703,203	\$703,203	\$703,203
<b>Sales and Services Not Itemized</b>	\$703,203	\$703,203	\$703,203
<b>TOTAL PUBLIC FUNDS</b>	\$1,298,710	\$1,261,860	\$1,218,860

**Judicial Council****Continuation Budget**

*The purpose of this appropriation is to support the Administrative Office of the Courts; to support accountability courts and the Judicial Council Accountability Court Committee; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, and the State Court Judges; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, the Commission on Interpreters, the County and Municipal Probation Advisory Council, the Georgia Commission on Family Violence, and the Children and Family Courts division; and to support the Committee on Justice for Children.*

<b>TOTAL STATE FUNDS</b>	\$12,178,882	\$12,178,882	\$12,178,882
<b>State General Funds</b>	\$12,178,882	\$12,178,882	\$12,178,882
<b>TOTAL FEDERAL FUNDS</b>	\$2,552,935	\$2,552,935	\$2,552,935
<b>Federal Funds Not Itemized</b>	\$2,552,935	\$2,552,935	\$2,552,935
<b>TOTAL AGENCY FUNDS</b>	\$268,905	\$268,905	\$268,905
<b>Sales and Services</b>	\$268,905	\$268,905	\$268,905
<b>Sales and Services Not Itemized</b>	\$268,905	\$268,905	\$268,905
<b>TOTAL PUBLIC FUNDS</b>	\$15,000,722	\$15,000,722	\$15,000,722

**18.1** *Increase funds to continue the Cold Case Project to identify children most likely to age out of foster care without a family.*

State General Funds	\$75,000	\$75,000	\$75,000
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**18.2** *Increase funds to create a statewide repository for Probate Court records and a central point of contact for retrieving records.*

State General Funds	\$40,000	\$0	\$0
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**18.3** *Increase funds for grants for civil legal services to victims of domestic violence.*

State General Funds	\$193,125	\$193,125	\$96,562
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**18.4** *Increase funds for the Council of Municipal Court Judges for publication of standard operating procedures, continued strategic business and information technology planning, and executive committee and district representative travel to present low-cost training to judges.*

State General Funds	\$21,795	\$21,795	\$0
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**18.5** *Increase funds for ten parent accountability court coordinator positions. (H and S: YES; Reflect in the Department of Human Services Child Support Services program)*

State General Funds	\$247,267	\$0	\$0
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**18.6** *Increase funds to improve and expand training for members of the Georgia Council of Court Administrators.*

State General Funds	\$7,500	\$7,500	\$7,500
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**18.7** *Reduce funds based on projected revenues.*

Federal Funds Not Itemized	(\$925,568)	(\$925,568)	(\$925,568)
Sales and Services Not Itemized	(\$120,000)	(\$120,000)	(\$120,000)
Total Public Funds:	(\$1,045,568)	(\$1,045,568)	(\$1,045,568)

**18.8** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$153,733	\$153,733
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**18.9** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds		(\$27,510)	(\$27,510)
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**18.10** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds		(\$582)	(\$582)
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**18.11** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$5,959	\$4,469
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**18.12** *Reduce funds to reflect a change in the employer contribution rate for the Judicial Retirement System from 12.19% to 10.48%.*

State General Funds	(\$199,470)	(\$199,470)
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**18.13** *Reduce funds for one-time funding for the implementation of a statewide e-filing portal.*

State General Funds	(\$96,000)	(\$96,000)
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**18.14** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds		\$3,202
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**18.99** *SAC: The purpose of the appropriation is to support the Administrative Office of the Courts; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, the State Court Judges, and the Georgia Council of Court Administrators; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, and the Commission on Interpreters; and to support the Committee on Justice for Children.*

**House:** *The purpose of the appropriation is to support the Administrative Office of the Courts; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, the State Court Judges, and the Georgia Council of Court Administrators; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, and the Commission on Interpreters; and to support the Committee on Justice for Children.*

**Governor:** *The purpose of the appropriation is to support the Administrative Office of the Courts; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, the State Court Judges, and the Georgia Council of Court Administrators; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, the Commission on Interpreters, and the Office of Children, Family and the Courts; and to support the Committee on Justice for Children.*

State General Funds	\$0	\$0	\$0
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<b>18.100-Judicial Council</b>	<b>Appropriation (HB 751)</b>
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*The purpose of the appropriation is to support the Administrative Office of the Courts; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, the State Court Judges, and the Georgia Council of Court Administrators; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, and the Commission on Interpreters; and to support the Committee on Justice for Children.*

<b>TOTAL STATE FUNDS</b>	\$12,763,569	\$12,312,432	\$12,195,786
<b>State General Funds</b>	\$12,763,569	\$12,312,432	\$12,195,786
<b>TOTAL FEDERAL FUNDS</b>	\$1,627,367	\$1,627,367	\$1,627,367

<b>Federal Funds Not Itemized</b>	\$1,627,367	\$1,627,367	\$1,627,367
<b>TOTAL AGENCY FUNDS</b>	\$148,905	\$148,905	\$148,905
<b>Sales and Services</b>	\$148,905	\$148,905	\$148,905
<b>Sales and Services Not Itemized</b>	\$148,905	\$148,905	\$148,905
<b>TOTAL PUBLIC FUNDS</b>	\$14,539,841	\$14,088,704	\$13,972,058

**Judicial Qualifications Commission**

**Continuation Budget**

*The purpose of this appropriation is to investigate complaints filed against a judicial officer, impose and recommend disciplinary sanctions against any judicial officer, and when necessary, file formal charges against that officer and provide a formal trial or hearing. The purpose of this appropriation is also to produce formal and informal advisory opinions; provide training and guidance to judicial candidates regarding the Code of Judicial Conduct; and investigate allegations of unethical campaign practices.*

TOTAL STATE FUNDS	\$530,423	\$530,423	\$530,423
State General Funds	\$530,423	\$530,423	\$530,423
<b>TOTAL PUBLIC FUNDS</b>	\$530,423	\$530,423	\$530,423

**19.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$3,683	\$3,683
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**19.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$77
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<b>19.100-Judicial Qualifications Commission</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to investigate complaints filed against a judicial officer, impose and recommend disciplinary sanctions against any judicial officer, and when necessary, file formal charges against that officer and provide a formal trial or hearing. The purpose of this appropriation is also to produce formal and informal advisory opinions; provide training and guidance to judicial candidates regarding the Code of Judicial Conduct; and investigate allegations of unethical campaign practices.*

<b>TOTAL STATE FUNDS</b>	\$530,423	\$534,106	\$534,183
<b>State General Funds</b>	\$530,423	\$534,106	\$534,183
<b>TOTAL PUBLIC FUNDS</b>	\$530,423	\$534,106	\$534,183

**Resource Center**

**Continuation Budget**

*The purpose of this appropriation is to provide direct representation to death penalty sentenced inmates and to recruit and assist private attorneys to represent plaintiffs in habeas corpus proceedings.*

TOTAL STATE FUNDS	\$800,000	\$800,000	\$800,000
State General Funds	\$800,000	\$800,000	\$800,000
TOTAL PUBLIC FUNDS	\$800,000	\$800,000	\$800,000

<b>20.100-Resource Center</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide direct representation to death penalty sentenced inmates and to recruit and assist private attorneys to represent plaintiffs in habeas corpus proceedings.*

<b>TOTAL STATE FUNDS</b>	\$800,000	\$800,000	\$800,000
<b>State General Funds</b>	\$800,000	\$800,000	\$800,000
<b>TOTAL PUBLIC FUNDS</b>	\$800,000	\$800,000	\$800,000

**Section 7: Juvenile Courts**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$7,606,988	\$7,606,988	\$7,606,988
State General Funds	\$7,606,988	\$7,606,988	\$7,606,988
TOTAL FEDERAL FUNDS	\$447,456	\$447,456	\$447,456
Federal Funds Not Itemized	\$447,456	\$447,456	\$447,456
TOTAL PUBLIC FUNDS	\$8,054,444	\$8,054,444	\$8,054,444

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$10,373,112	\$7,542,148	\$7,542,885
<b>State General Funds</b>	\$10,373,112	\$7,542,148	\$7,542,885
<b>TOTAL PUBLIC FUNDS</b>	\$10,373,112	\$7,542,148	\$7,542,885

**Council of Juvenile Court Judges**

**Continuation Budget**

*The purpose of this appropriation is for the Council of Juvenile Court Judges to represent all the juvenile judges in Georgia. Jurisdiction in cases involving children includes delinquencies, status offenses, and deprivation.*

TOTAL STATE FUNDS	\$1,553,655	\$1,553,655	\$1,553,655
State General Funds	\$1,553,655	\$1,553,655	\$1,553,655
TOTAL FEDERAL FUNDS	\$447,456	\$447,456	\$447,456
Federal Funds Not Itemized	\$447,456	\$447,456	\$447,456
TOTAL PUBLIC FUNDS	\$2,001,111	\$2,001,111	\$2,001,111

**21.1** *Eliminate funds based on projected revenues.*

Federal Funds Not Itemized	(\$447,456)	(\$447,456)	(\$447,456)
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**21.2** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$37,763	\$37,763
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**21.3** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$737
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<b>21.100-Council of Juvenile Court Judges</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is for the Council of Juvenile Court Judges to represent all the juvenile judges in Georgia. Jurisdiction in cases involving children includes delinquencies, status offenses, and deprivation.*

<b>TOTAL STATE FUNDS</b>	\$1,553,655	\$1,591,418	\$1,592,155
<b>State General Funds</b>	\$1,553,655	\$1,591,418	\$1,592,155
<b>TOTAL PUBLIC FUNDS</b>	\$1,553,655	\$1,591,418	\$1,592,155

**Grants to Counties for Juvenile Court Judges**

**Continuation Budget**

*The purpose of this appropriation is for payment of state funds to circuits to pay for juvenile court judges salaries.*

<b>TOTAL STATE FUNDS</b>	\$6,053,333	\$6,053,333	\$6,053,333
State General Funds	\$6,053,333	\$6,053,333	\$6,053,333
<b>TOTAL PUBLIC FUNDS</b>	\$6,053,333	\$6,053,333	\$6,053,333

**22.1** *Increase funds to provide a judicial salary increase.*

State General Funds	\$2,766,124	\$0	\$0
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**22.2** *Reduce funds to reflect a change in the employer contribution rate for the Judicial Retirement System from 12.19% to 10.48%.*

State General Funds		(\$102,603)	(\$102,603)
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<b>22.100-Grants to Counties for Juvenile Court Judges</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is for payment of state funds to circuits to pay for juvenile court judges salaries.*

<b>TOTAL STATE FUNDS</b>	\$8,819,457	\$5,950,730	\$5,950,730
<b>State General Funds</b>	\$8,819,457	\$5,950,730	\$5,950,730
<b>TOTAL PUBLIC FUNDS</b>	\$8,819,457	\$5,950,730	\$5,950,730

**Section 8: Prosecuting Attorneys**

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$71,295,494	\$71,295,494	\$71,295,494
State General Funds	\$71,295,494	\$71,295,494	\$71,295,494
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,047,482	\$2,047,482	\$2,047,482
State Funds Transfers	\$245,355	\$245,355	\$245,355
Agency to Agency Contracts	\$245,355	\$245,355	\$245,355
Federal Funds Transfers	\$1,802,127	\$1,802,127	\$1,802,127
Federal Fund Transfers Not Itemized	\$1,802,127	\$1,802,127	\$1,802,127
TOTAL PUBLIC FUNDS	\$73,342,976	\$73,342,976	\$73,342,976

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$78,690,387	\$76,899,402	\$77,058,700
<b>State General Funds</b>	\$78,690,387	\$76,899,402	\$77,058,700
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,021,640	\$2,021,640	\$2,021,640
<b>State Funds Transfers</b>	\$219,513	\$219,513	\$219,513
<b>Agency to Agency Contracts</b>	\$219,513	\$219,513	\$219,513
<b>Federal Funds Transfers</b>	\$1,802,127	\$1,802,127	\$1,802,127
<b>Federal Fund Transfers Not Itemized</b>	\$1,802,127	\$1,802,127	\$1,802,127
<b>TOTAL PUBLIC FUNDS</b>	\$80,712,027	\$78,921,042	\$79,080,340

**Council of Superior Court Clerks**

**Continuation Budget**

*The purpose of this appropriation is to assist superior court clerks throughout the state in the execution of their duties and to promote and assist in the training of superior court clerks.*

TOTAL STATE FUNDS	\$185,580	\$185,580	\$185,580
State General Funds	\$185,580	\$185,580	\$185,580
TOTAL PUBLIC FUNDS	\$185,580	\$185,580	\$185,580

<b>23.100-Council of Superior Court Clerks</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to assist superior court clerks throughout the state in the execution of their duties and to promote and assist in the training of superior court clerks.*

<b>TOTAL STATE FUNDS</b>	\$185,580	\$185,580	\$185,580
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<b>State General Funds</b>	\$185,580	\$185,580	\$185,580
<b>TOTAL PUBLIC FUNDS</b>	\$185,580	\$185,580	\$185,580

**District Attorneys****Continuation Budget**

*The purpose of this appropriation is for the District Attorney to represent the State of Georgia in the trial and appeal of criminal cases in the Superior Court for the judicial circuit and delinquency cases in the juvenile courts per Ga. Const., Art. VI, Sec. VIII. Para I and OCGA 15-18.*

TOTAL STATE FUNDS	\$64,578,481	\$64,578,481	\$64,578,481
State General Funds	\$64,578,481	\$64,578,481	\$64,578,481
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,047,482	\$2,047,482	\$2,047,482
State Funds Transfers	\$245,355	\$245,355	\$245,355
Agency to Agency Contracts	\$245,355	\$245,355	\$245,355
Federal Funds Transfers	\$1,802,127	\$1,802,127	\$1,802,127
Federal Fund Transfers Not Itemized	\$1,802,127	\$1,802,127	\$1,802,127
TOTAL PUBLIC FUNDS	\$66,625,963	\$66,625,963	\$66,625,963

**24.1** *Increase funds to reflect the adjustment in the employer share for District Attorneys in the Judicial Retirement System from 6.98% to 12.19%. (H and S:Increase funds to reflect an increase in the employer's share for district attorneys in the Judicial Retirement System from 6.98% to 10.48%)*

State General Funds	\$266,719	\$188,501	\$188,501
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**24.2** *Increase funds to annualize the accountability court supplement for district attorneys per HB279 (2015 Session).*

State General Funds	\$183,642	\$183,642	\$183,642
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**24.3** *Increase funds to annualize a salary increase for district attorneys per HB279 (2015 Session).*

State General Funds	\$219,874	\$219,874	\$219,874
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**24.4** *Increase funds to annualize an additional assistant district attorney position for the new judgeship in the Western Judicial Circuit per HB279 (2015 Session).*

State General Funds	\$78,392	\$78,392	\$78,392
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**24.5** *Increase funds for personnel for recruitment, retention and career advancement of assistant district attorneys.*

State General Funds	\$4,332,964	\$1,347,804	\$1,797,059
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**24.6** *Increase funds for personnel to provide one additional assistant district attorney for six newly established accountability courts in the following circuits per HB279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs.*

State General Funds	\$596,211	\$0	\$596,211
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**24.7** *Increase funds to provide an accountability court supplement for district attorneys for six newly established accountability courts in the following circuits per HB279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs.*

State General Funds	\$55,829	\$55,829	\$55,829
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**24.8** *Increase funds for personnel for 15 additional assistant district attorney positions to support juvenile courts across the state. (S:Increase funds for personnel for 5 additional assistant district attorney positions to support juvenile courts across the state)*

State General Funds	\$1,455,049	\$1,455,049	\$485,016
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**24.9** *Reduce funds to reflect a reduction in the contract with the Department of Human Services.*

Agency to Agency Contracts	(\$25,842)	(\$25,842)	(\$25,842)
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**24.10** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$1,574,496	\$1,574,496
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**24.11** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds		\$167,468	\$167,468
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**24.12** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$52,036	\$39,027
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**24.13** *Increase funds to annualize an additional assistant district attorney position for the new judgeship in the Clayton Judicial Circuit per HB804 (2016 Session).*

State General Funds			\$48,600
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**24.14** *Increase funds to reflect an adjustment in merit system increases.*

State General Funds \$45,156

<b>24.100-District Attorneys</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is for the District Attorney to represent the State of Georgia in the trial and appeal of criminal cases in the Superior Court for the judicial circuit and delinquency cases in the juvenile courts per Ga. Const., Art. VI, Sec. VIII. Para I and OCGA 15-18.*

<b>TOTAL STATE FUNDS</b>	\$71,767,161	\$69,901,572	\$70,057,752
<b>State General Funds</b>	\$71,767,161	\$69,901,572	\$70,057,752
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,021,640	\$2,021,640	\$2,021,640
<b>State Funds Transfers</b>	\$219,513	\$219,513	\$219,513
<b>Agency to Agency Contracts</b>	\$219,513	\$219,513	\$219,513
<b>Federal Funds Transfers</b>	\$1,802,127	\$1,802,127	\$1,802,127
<b>Federal Fund Transfers Not Itemized</b>	\$1,802,127	\$1,802,127	\$1,802,127
<b>TOTAL PUBLIC FUNDS</b>	\$73,788,801	\$71,923,212	\$72,079,392

**Prosecuting Attorneys' Council**

**Continuation Budget**

*The purpose of this appropriation is to assist Georgia's District Attorneys and State Court Solicitors.*

TOTAL STATE FUNDS	\$6,531,433	\$6,531,433	\$6,531,433
State General Funds	\$6,531,433	\$6,531,433	\$6,531,433
TOTAL PUBLIC FUNDS	\$6,531,433	\$6,531,433	\$6,531,433

**25.1** *Increase funds to reflect the adjustment in the employer share for Solicitors in the Judicial Retirement System from 6.98% to 12.19%. (H and S: Increase funds to reflect an increase in the employer's share for solicitors in the Judicial Retirement System from 6.98% to 10.48%)*

State General Funds \$206,213      \$141,220      \$141,220

**25.2** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds \$108,726      \$108,726

**25.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds		\$9,841	\$9,841
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**25.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds		\$21,030	\$21,030
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**25.5** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$3,118
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<b>25.100-Prosecuting Attorneys' Council</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to assist Georgia's District Attorneys and State Court Solicitors.*

<b>TOTAL STATE FUNDS</b>	\$6,737,646	\$6,812,250	\$6,815,368
<b>State General Funds</b>	\$6,737,646	\$6,812,250	\$6,815,368
<b>TOTAL PUBLIC FUNDS</b>	\$6,737,646	\$6,812,250	\$6,815,368

**Section 9: Superior Courts****Section Total - Continuation**

TOTAL STATE FUNDS	\$69,084,000	\$69,084,000	\$69,084,000
State General Funds	\$69,084,000	\$69,084,000	\$69,084,000
TOTAL AGENCY FUNDS	\$147,000	\$147,000	\$147,000
Intergovernmental Transfers	\$87,000	\$87,000	\$87,000
Intergovernmental Transfers Not Itemized	\$87,000	\$87,000	\$87,000
Sales and Services	\$60,000	\$60,000	\$60,000
Sales and Services Not Itemized	\$60,000	\$60,000	\$60,000
TOTAL PUBLIC FUNDS	\$69,231,000	\$69,231,000	\$69,231,000

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$71,875,172	\$72,068,202	\$71,887,260
<b>State General Funds</b>	\$71,875,172	\$72,068,202	\$71,887,260
<b>TOTAL AGENCY FUNDS</b>	\$147,000	\$147,000	\$147,000
<b>Intergovernmental Transfers</b>	\$87,000	\$87,000	\$87,000
<b>Intergovernmental Transfers Not Itemized</b>	\$87,000	\$87,000	\$87,000
<b>Sales and Services</b>	\$60,000	\$60,000	\$60,000
<b>Sales and Services Not Itemized</b>	\$60,000	\$60,000	\$60,000
<b>TOTAL PUBLIC FUNDS</b>	\$72,022,172	\$72,215,202	\$72,034,260

**Council of Superior Court Judges**

**Continuation Budget**

*The purpose of this appropriation is for the operations of the Council of Superior Court Judges and is to further the improvement of the Superior Court in the administration of justice through leadership, training, policy development and budgetary and fiscal administration.*

TOTAL STATE FUNDS	\$1,397,409	\$1,397,409	\$1,397,409
State General Funds	\$1,397,409	\$1,397,409	\$1,397,409
TOTAL AGENCY FUNDS	\$60,000	\$60,000	\$60,000
Sales and Services	\$60,000	\$60,000	\$60,000
Sales and Services Not Itemized	\$60,000	\$60,000	\$60,000
TOTAL PUBLIC FUNDS	\$1,457,409	\$1,457,409	\$1,457,409

**26.1** *Increase funds for personnel for one accountant position.*

State General Funds	\$73,257	\$73,257	\$73,257
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**26.2** *Increase funds for personnel for one project coordinator position.*

State General Funds	\$97,679	\$0	\$0
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**26.3** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$38,104	\$38,104
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**26.4** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$3,402
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<b>26.100-Council of Superior Court Judges</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is for the operations of the Council of Superior Court Judges and is to further the improvement of the Superior Court in the administration of justice through leadership, training, policy development and budgetary and fiscal administration.*

<b>TOTAL STATE FUNDS</b>	\$1,568,345	\$1,508,770	\$1,512,172
<b>State General Funds</b>	\$1,568,345	\$1,508,770	\$1,512,172
<b>TOTAL AGENCY FUNDS</b>	\$60,000	\$60,000	\$60,000
<b>Sales and Services</b>	\$60,000	\$60,000	\$60,000

<b>Sales and Services Not Itemized</b>	\$60,000	\$60,000	\$60,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,628,345	\$1,568,770	\$1,572,172

**Judicial Administrative Districts****Continuation Budget**

*The purpose of this appropriation is to provide regional administrative support to the judges of the superior court. This support includes managing budgets, policy, procedure, and providing a liaison between local and state courts.*

TOTAL STATE FUNDS	\$2,550,051	\$2,550,051	\$2,550,051
State General Funds	\$2,550,051	\$2,550,051	\$2,550,051
TOTAL AGENCY FUNDS	\$87,000	\$87,000	\$87,000
Intergovernmental Transfers	\$87,000	\$87,000	\$87,000
Intergovernmental Transfers Not Itemized	\$87,000	\$87,000	\$87,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$2,637,051</b>	<b>\$2,637,051</b>	<b>\$2,637,051</b>

**27.1** *Increase funds to adjust for rising costs and to support new judgeships and accountability courts.*

State General Funds	\$56,536	\$56,536	\$56,536
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**27.2** *Increase funds to promote recruitment and retention of qualified staff.*

State General Funds	\$128,566	\$0	\$0
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**27.3** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$64,452	\$64,452
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**27.100-Judicial Administrative Districts****Appropriation (HB 751)**

*The purpose of this appropriation is to provide regional administrative support to the judges of the superior court. This support includes managing budgets, policy, procedure, and providing a liaison between local and state courts.*

<b>TOTAL STATE FUNDS</b>	\$2,735,153	\$2,671,039	\$2,671,039
<b>State General Funds</b>	\$2,735,153	\$2,671,039	\$2,671,039
<b>TOTAL AGENCY FUNDS</b>	\$87,000	\$87,000	\$87,000
<b>Intergovernmental Transfers</b>	\$87,000	\$87,000	\$87,000
<b>Intergovernmental Transfers Not Itemized</b>	\$87,000	\$87,000	\$87,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$2,822,153</b>	<b>\$2,758,039</b>	<b>\$2,758,039</b>

**Superior Court Judges****Continuation Budget**

*The purpose of this appropriation is to enable Georgia's Superior Courts to be the general jurisdiction trial court and exercise exclusive, constitutional authority over felony cases, divorce, equity and cases regarding title to land, provided that law clerks over the fifty provided by law are to be allocated back to the circuits by caseload ranks.*

TOTAL STATE FUNDS	\$65,136,540	\$65,136,540	\$65,136,540
State General Funds	\$65,136,540	\$65,136,540	\$65,136,540
TOTAL PUBLIC FUNDS	\$65,136,540	\$65,136,540	\$65,136,540

**28.1** *Increase funds for personnel to annualize the cost of the new judgeship in the Western Circuit created by HB279 (2015 Session).*

State General Funds	\$277,880	\$277,880	\$277,880
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**28.2** *Increase funds to annualize the cost of the judicial salary increase for Superior Court judges per HB279 (2015 Session).*

State General Funds	\$1,803,647	\$1,803,647	\$1,803,647
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**28.3** *Increase funds to provide one additional judgeship in the Clayton Circuit.*

State General Funds	\$185,253	\$185,253	\$185,253
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**28.4** *Increase funds to provide supplements to Superior Court Judges in nine circuits that created accountability courts per HB279 (2015 Session). (H and S:Increase funds to provide an accountability court supplement for Superior Court judges for six newly established accountability courts in the following circuits per HB279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs)*

State General Funds	\$221,161	\$175,086	\$175,086
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**28.5** *Increase funds for personnel to restore four law clerk positions. (S:Increase funds for personnel to restore two law clerk positions)*

State General Funds	\$261,044	\$261,044	\$130,522
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**28.6** *Increase funds for personnel to provide a salary increase for 22 secretaries.*

State General Funds	\$180,530	\$0	\$0
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**28.7** *Eliminate funds for one-time equipment costs associated with the Coweta and Waycross judgeships created in HB742 (2014 Session).*

State General Funds	(\$60,500)	(\$60,500)	(\$60,500)
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**28.8** *Reduce funds to reflect the adjustment in the employer share of the Judicial Retirement System from 12.19% to 10.48%.*

State General Funds	(\$433,881)	(\$433,881)	(\$433,881)
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**28.9** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$563,062	\$563,062
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**28.10** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds		(\$46,045)	(\$46,045)
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**28.11** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds		\$9,915	\$9,915
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**28.12** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$16,392	\$12,294
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**28.13** *Reduce funds for senior judges.*

State General Funds			(\$100,000)
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**28.14** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$50,276
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<b>28.100-Superior Court Judges</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to enable Georgia's Superior Courts to be the general jurisdiction trial court and exercise exclusive, constitutional authority over felony cases, divorce, equity and cases regarding title to land, provided that law clerks over the fifty provided by law are to be allocated back to the circuits by caseload ranks.*

<b>TOTAL STATE FUNDS</b>	\$67,571,674	\$67,888,393	\$67,704,049
<b>State General Funds</b>	\$67,571,674	\$67,888,393	\$67,704,049
<b>TOTAL PUBLIC FUNDS</b>	\$67,571,674	\$67,888,393	\$67,704,049

*Section 10: Supreme Court*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$10,312,655	\$10,312,655	\$10,312,655
State General Funds	\$10,312,655	\$10,312,655	\$10,312,655
TOTAL AGENCY FUNDS	\$1,859,823	\$1,859,823	\$1,859,823
Sales and Services	\$1,859,823	\$1,859,823	\$1,859,823
Sales and Services Not Itemized	\$1,859,823	\$1,859,823	\$1,859,823
TOTAL PUBLIC FUNDS	\$12,172,478	\$12,172,478	\$12,172,478

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$11,034,841	\$11,053,820	\$10,904,758
<b>State General Funds</b>	\$11,034,841	\$11,053,820	\$10,904,758
<b>TOTAL AGENCY FUNDS</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>Sales and Services</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>Sales and Services Not Itemized</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>TOTAL PUBLIC FUNDS</b>	\$12,894,664	\$12,913,643	\$12,764,581

**Supreme Court of Georgia**

**Continuation Budget**

*The purpose of this appropriation is to support the Supreme Court of Georgia which exercises exclusive appellate jurisdiction in all cases involving: the construction of a treaty, the Constitution of the State of Georgia or of the United States, the constitutionality of a law, ordinance, or constitutional provision that has been drawn in question, and all cases of election contest per Ga. Const. Art. VI, Section VI, Para. II. The purpose of this appropriation is also to support the Supreme Court of Georgia in its exercise of jurisdiction in cases per Ga. Const. Art. VI, Section VI, Para. III and its administration of the Bar Exam and oversight of the Office of Reporter of Decisions.*

TOTAL STATE FUNDS	\$10,312,655	\$10,312,655	\$10,312,655
State General Funds	\$10,312,655	\$10,312,655	\$10,312,655
TOTAL AGENCY FUNDS	\$1,859,823	\$1,859,823	\$1,859,823
Sales and Services	\$1,859,823	\$1,859,823	\$1,859,823

Sales and Services Not Itemized	\$1,859,823	\$1,859,823	\$1,859,823
TOTAL PUBLIC FUNDS	\$12,172,478	\$12,172,478	\$12,172,478

**29.1** *Increase funds for annual maintenance costs for trial court records in the case management system.*

State General Funds	\$20,000	\$20,000	\$20,000
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**29.2** *Increase funds for personnel for one systems analyst position.*

State General Funds	\$114,801	\$114,801	\$0
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**29.3** *Increase funds to annualize salary, per diem, and commute mileage increases per HB279 (2015 Session).*

State General Funds	\$82,127	\$63,557	\$63,557
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**29.4** *Increase funds for personnel for one procurement and facilities position.*

State General Funds	\$71,237	\$0	\$0
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**29.5** *Increase funds for personnel for one administrative assistant position.*

State General Funds	\$79,532	\$0	\$79,532
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**29.6** *Increase funds for personnel for one assistant position to support the clerk's office and public affairs office.*

State General Funds	\$86,395	\$86,395	\$86,395
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**29.7** *Increase funds to annualize increases in rent, information technology equipment, supplies and publication costs.*

State General Funds	\$33,976	\$33,976	\$0
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**29.8** *Increase funds for personnel to provide a salary adjustment for 24 law assistants.*

State General Funds	\$88,320	\$0	\$0
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**29.9** *Increase funds for continuing professional legal education training for staff attorneys.*

State General Funds	\$4,800	\$4,800	\$4,800
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**29.10** *Increase funds for increased security costs. (H and S:Provide one-time funds for increased security features)*



State General Funds	\$10,969	\$10,969	\$10,969
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**29.11** *Increase funds to repair and replace furniture. (H:Provide one-time funds to repair or replace furniture)*

State General Funds	\$17,565	\$17,565	\$0
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**29.12** *Increase funds for personnel to share costs of one assistant reporter position with the Court of Appeals.*

State General Funds	\$78,148	\$78,148	\$78,148
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**29.13** *Increase funds for personnel to share costs of one editorial assistant position with the Court of Appeals.*

State General Funds	\$34,316	\$34,316	\$34,316
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**29.14** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$267,402	\$199,466
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**29.15** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds		(\$700)	(\$700)
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**29.16** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds		\$1,975	\$1,975
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**29.17** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$7,961	\$5,971
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**29.18** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$7,674
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**29.100-Supreme Court of Georgia**

**Appropriation (HB 751)**

*The purpose of this appropriation is to support the Supreme Court of Georgia which exercises exclusive appellate jurisdiction in all cases involving: the construction of a treaty, the Constitution of the State of Georgia or of the United States, the constitutionality of a*

*law, ordinance, or constitutional provision that has been drawn in question, and all cases of election contest per Ga. Const. Art. VI, Section VI, Para. II. The purpose of this appropriation is also to support the Supreme Court of Georgia in its exercise of jurisdiction in cases per Ga. Const. Art. VI, Section VI, Para. III and its administration of the Bar Exam and oversight of the Office of Reporter of Decisions.*

<b>TOTAL STATE FUNDS</b>	\$11,034,841	\$11,053,820	\$10,904,758
<b>State General Funds</b>	\$11,034,841	\$11,053,820	\$10,904,758
<b>TOTAL AGENCY FUNDS</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>Sales and Services</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>Sales and Services Not Itemized</b>	\$1,859,823	\$1,859,823	\$1,859,823
<b>TOTAL PUBLIC FUNDS</b>	\$12,894,664	\$12,913,643	\$12,764,581

*Section 11: Accounting Office, State*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$7,703,544	\$7,703,544	\$7,703,544
State General Funds	\$7,703,544	\$7,703,544	\$7,703,544
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$20,450,051	\$20,450,051	\$20,450,051
State Funds Transfers	\$20,450,051	\$20,450,051	\$20,450,051
Accounting System Assessments	\$19,865,128	\$19,865,128	\$19,865,128
Agency to Agency Contracts	\$584,923	\$584,923	\$584,923
TOTAL PUBLIC FUNDS	\$28,153,595	\$28,153,595	\$28,153,595

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$7,727,793	\$7,720,609	\$7,651,231
<b>State General Funds</b>	\$7,727,793	\$7,720,609	\$7,651,231
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$22,293,573	\$22,293,573	\$22,291,573
<b>State Funds Transfers</b>	\$22,293,573	\$22,293,573	\$22,291,573
<b>Accounting System Assessments</b>	\$21,708,650	\$21,708,650	\$21,706,650
<b>Agency to Agency Contracts</b>	\$584,923	\$584,923	\$584,923
<b>TOTAL PUBLIC FUNDS</b>	\$30,021,366	\$30,014,182	\$29,942,804

**Administration**

**Continuation Budget**

TOTAL STATE FUNDS	\$0	\$0	\$0
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State General Funds \$0 \$0 \$0

**30.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds \$3,460 \$3,460 \$3,460

**30.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds \$155 \$0 \$97

**30.3** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds \$2,886 \$2,165

**30.98** *Transfer funds and associated positions from the State Accounting Office program to the Administration program.*

State General Funds \$328,455 \$328,455 \$328,455

Accounting System Assessments \$1,269,078 \$1,269,078 \$1,269,078

Total Public Funds: \$1,597,533 \$1,597,533 \$1,597,533

**30.99** *SAC: The purpose of this appropriation is to provide administrative support to all department programs.*

*House: The purpose of this appropriation is to provide administrative support to all department programs.*

*Governor: The purpose of this appropriation is to provide administrative support to all department programs.*

State General Funds \$0 \$0 \$0

<b>30.100-Administration</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide administrative support to all department programs.*

**TOTAL STATE FUNDS** \$332,070 \$334,801 \$334,177

**State General Funds** \$332,070 \$334,801 \$334,177

**TOTAL INTRA-STATE GOVERNMENT TRANSFERS** \$1,269,078 \$1,269,078 \$1,269,078

**State Funds Transfers** \$1,269,078 \$1,269,078 \$1,269,078

**Accounting System Assessments** \$1,269,078 \$1,269,078 \$1,269,078

**TOTAL PUBLIC FUNDS** \$1,601,148 \$1,603,879 \$1,603,255

<b>Financial Systems</b>	<b>Continuation Budget</b>		
TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
<b>31.1</b> <i>Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.</i>			
Accounting System Assessments	\$351,354	\$351,354	\$351,354
<b>31.2</b> <i>Replace funds for personnel for two positions.</i>			
State General Funds	(\$264,306)	(\$264,306)	(\$264,306)
Accounting System Assessments	\$264,306	\$264,306	\$264,306
Total Public Funds:	\$0	\$0	\$0
<b>31.3</b> <i>Increase funds to recognize additional revenue from TeamWorks billings.</i>			
Accounting System Assessments	\$797,179	\$797,179	\$797,179
<b>31.4</b> <i>Transfer two positions from the Shared Services program to the Financial Systems program and utilize agency funds.</i>			
Accounting System Assessments	\$197,670	\$197,670	\$195,670
<b>31.98</b> <i>Transfer funds and associated positions from the State Accounting Office program to the Financial Systems program.</i>			
State General Funds	\$428,306	\$428,306	\$428,306
Accounting System Assessments	\$17,599,617	\$17,599,617	\$17,599,617
Total Public Funds:	\$18,027,923	\$18,027,923	\$18,027,923
<b>31.99</b> <i>SAC: The purpose of this appropriation is to operate, support, monitor, and improve the State's enterprise financial accounting, payroll, and human capital management systems.</i>			
<i>House: The purpose of this appropriation is to operate, support, monitor, and improve the State's enterprise financial accounting, payroll, and human capital management systems.</i>			
<i>Governor: The purpose of this appropriation is to provide operate, support, monitor, and improve the State's enterprise financial accounting, payroll, and human capital management systems.</i>			
State General Funds	\$0	\$0	\$0

<b>31.100-Financial Systems</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to operate, support, monitor, and improve the State's enterprise financial accounting, payroll, and human capital management systems.*

<b>TOTAL STATE FUNDS</b>	\$164,000	\$164,000	\$164,000
<b>State General Funds</b>	\$164,000	\$164,000	\$164,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$19,210,126	\$19,210,126	\$19,208,126
<b>State Funds Transfers</b>	\$19,210,126	\$19,210,126	\$19,208,126
<b>Accounting System Assessments</b>	\$19,210,126	\$19,210,126	\$19,208,126
<b>TOTAL PUBLIC FUNDS</b>	\$19,374,126	\$19,374,126	\$19,372,126

**Shared Services**

**Continuation Budget**

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

**32.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$41,563	\$41,563	\$41,563
Accounting System Assessments	\$12,662	\$12,662	\$12,662
Total Public Funds:	\$54,225	\$54,225	\$54,225

**32.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,864	\$0	\$1,163
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**32.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$5,719)	(\$5,719)	(\$5,719)
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**32.4** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$704	\$704	\$704
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**32.5** *Replace funds for personnel for one payroll shared services position.*

State General Funds	(\$147,913)	(\$147,913)	(\$147,913)
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Accounting System Assessments	\$147,913	\$147,913	\$147,913
Total Public Funds:	\$0	\$0	\$0

**32.6** *Reduce funds for personnel and transfer two positions from the Shared Services program to the Financial Systems program.*

State General Funds	(\$195,670)	(\$195,670)	(\$195,670)
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**32.7** *Increase funds for personnel to fill one vacant payroll technician position.*

Accounting System Assessments	\$72,438	\$72,438	\$72,438
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**32.98** *Transfer funds and associated positions from the State Accounting Office program to the Shared Services program.*

State General Funds	\$1,142,654	\$1,142,654	\$1,142,654
Accounting System Assessments	\$885,421	\$885,421	\$885,421
Agency to Agency Contracts	\$584,923	\$584,923	\$584,923
Total Public Funds:	\$2,612,998	\$2,612,998	\$2,612,998

**32.99 SAC:** *The purpose of this appropriation is to support client agencies in processing payroll and other financial transactions and to implement and support the Statewide Travel Consolidation Program.*

**House:** *The purpose of this appropriation is to support client agencies in processing payroll and other financial transactions and to implement and support the Statewide Travel Consolidation Program.*

**Governor:** *The purpose of this appropriation is to support client agencies in processing payroll and other financial transactions and to implement and support the Statewide Travel Consolidation Program.*

State General Funds	\$0	\$0	\$0
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<b>32.100-Shared Services</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to support client agencies in processing payroll and other financial transactions and to implement and support the Statewide Travel Consolidation Program.*

<b>TOTAL STATE FUNDS</b>	\$837,483	\$835,619	\$836,782
<b>State General Funds</b>	\$837,483	\$835,619	\$836,782
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,703,357	\$1,703,357	\$1,703,357
<b>State Funds Transfers</b>	\$1,703,357	\$1,703,357	\$1,703,357
<b>Accounting System Assessments</b>	\$1,118,434	\$1,118,434	\$1,118,434
<b>Agency to Agency Contracts</b>	\$584,923	\$584,923	\$584,923
<b>TOTAL PUBLIC FUNDS</b>	\$2,540,840	\$2,538,976	\$2,540,139

**State Accounting Office****Continuation Budget**

*The purpose of this appropriation is to prescribe statewide accounting policies, procedures and practices, to provide financial management leadership to state agencies, to prepare and provide annual financial statements, and other statutory or regulatory reports, to develop and maintain the state's financial and human capital management systems, and to improve the accountability and efficiency of various financial and operational processes.*

TOTAL STATE FUNDS	\$4,378,948	\$4,378,948	\$4,378,948
State General Funds	\$4,378,948	\$4,378,948	\$4,378,948
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$20,450,051	\$20,450,051	\$20,450,051
State Funds Transfers	\$20,450,051	\$20,450,051	\$20,450,051
Accounting System Assessments	\$19,865,128	\$19,865,128	\$19,865,128
Agency to Agency Contracts	\$584,923	\$584,923	\$584,923
TOTAL PUBLIC FUNDS	\$24,828,999	\$24,828,999	\$24,828,999

**33.95** *Transfer funds and associated positions from the State Accounting Office program to the Administration program.*

State General Funds	(\$328,455)	(\$328,455)	(\$328,455)
Accounting System Assessments	(\$1,269,078)	(\$1,269,078)	(\$1,269,078)
Total Public Funds:	(\$1,597,533)	(\$1,597,533)	(\$1,597,533)

**33.96** *Transfer funds and associated positions from the State Accounting Office program to the Statewide Accounting and Reporting program.*

State General Funds	(\$2,479,533)	(\$2,479,533)	(\$2,479,533)
Accounting System Assessments	(\$111,012)	(\$111,012)	(\$111,012)
Total Public Funds:	(\$2,590,545)	(\$2,590,545)	(\$2,590,545)

**33.97** *Transfer funds and associated positions from the State Accounting Office program to the Financial Systems program.*

State General Funds	(\$428,306)	(\$428,306)	(\$428,306)
Accounting System Assessments	(\$17,599,617)	(\$17,599,617)	(\$17,599,617)
Total Public Funds:	(\$18,027,923)	(\$18,027,923)	(\$18,027,923)

**33.98** *Transfer funds and associated positions from the State Accounting Office program to the Shared Services program.*

State General Funds	(\$1,142,654)	(\$1,142,654)	(\$1,142,654)
Accounting System Assessments	(\$885,421)	(\$885,421)	(\$885,421)

Agency to Agency Contracts	(\$584,923)	(\$584,923)	(\$584,923)
Total Public Funds:	(\$2,612,998)	(\$2,612,998)	(\$2,612,998)

**Statewide Accounting and Reporting**

**Continuation Budget**

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

**34.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$76,051	\$76,051	\$76,051
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**34.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$3,410	\$0	\$2,127
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**34.98** *Transfer funds and associated positions from the State Accounting Office program to the Statewide Accounting and Reporting program.*

State General Funds	\$2,479,533	\$2,479,533	\$2,479,533
Accounting System Assessments	\$111,012	\$111,012	\$111,012
Total Public Funds:	\$2,590,545	\$2,590,545	\$2,590,545

**34.99 SAC:** *The purpose of this appropriation is to provide financial reporting, accounting policy, business process improvement, and compliance with state and federal fiscal reporting requirements.*

**House:** *The purpose of this appropriation is to provide financial reporting, accounting policy, business process improvement, and compliance with state and federal fiscal reporting requirements.*

**Governor:** *The purpose of this appropriation is to provide financial reporting, accounting policy, business process improvement, and compliance with state and federal fiscal reporting requirements.*

State General Funds	\$0	\$0	\$0
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<b>34.100-Statewide Accounting and Reporting</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide financial reporting, accounting policy, business process improvement, and compliance with state and federal fiscal reporting requirements.*

<b>TOTAL STATE FUNDS</b>	\$2,558,994	\$2,555,584	\$2,557,711
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<b>State General Funds</b>	\$2,558,994	\$2,555,584	\$2,557,711
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$111,012	\$111,012	\$111,012
<b>State Funds Transfers</b>	\$111,012	\$111,012	\$111,012
<b>Accounting System Assessments</b>	\$111,012	\$111,012	\$111,012
<b>TOTAL PUBLIC FUNDS</b>	\$2,670,006	\$2,666,596	\$2,668,723

**Government Transparency and Campaign Finance Commission,  
Georgia**

**Continuation Budget**

*The purpose of this appropriation is to protect the integrity of the democratic process and ensure compliance by candidates, public officials, non-candidate campaign committees, lobbyists and vendors with Georgia's Campaign and Financial Disclosure requirements.*

TOTAL STATE FUNDS	\$2,637,624	\$2,637,624	\$2,637,624
State General Funds	\$2,637,624	\$2,637,624	\$2,637,624
TOTAL PUBLIC FUNDS	\$2,637,624	\$2,637,624	\$2,637,624

**35.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$63,070	\$63,070	\$63,070
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**35.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,487	\$0	\$1,423
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**35.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$331,144	\$331,144	\$331,144
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<b>35.100-Government Transparency and Campaign Finance Commission, Georgia</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to protect the integrity of the democratic process and ensure compliance by candidates, public officials, non-candidate campaign committees, lobbyists and vendors with Georgia's Campaign and Financial Disclosure requirements.*

<b>TOTAL STATE FUNDS</b>	\$3,034,325	\$3,031,838	\$3,033,261
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<b>State General Funds</b>	\$3,034,325	\$3,031,838	\$3,033,261
<b>TOTAL PUBLIC FUNDS</b>	\$3,034,325	\$3,031,838	\$3,033,261

**Georgia State Board of Accountancy****Continuation Budget**

*The purpose of this appropriation is to protect public financial, fiscal, and economic interests by licensing certified public accountants and public accountancy firms; regulating public accountancy practices; and investigating complaints and taking appropriate legal and disciplinary actions when warranted.*

TOTAL STATE FUNDS	\$686,972	\$686,972	\$686,972
State General Funds	\$686,972	\$686,972	\$686,972
TOTAL PUBLIC FUNDS	\$686,972	\$686,972	\$686,972

**36.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$36,795	\$36,795	\$36,795
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**36.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,154	\$0	\$1,533
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**36.3** *Increase funds to perform audits of continuing education credits for licensees.*

State General Funds	\$75,000	\$75,000	\$0
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**36.100-Georgia State Board of Accountancy****Appropriation (HB 751)**

*The purpose of this appropriation is to protect public financial, fiscal, and economic interests by licensing certified public accountants and public accountancy firms; regulating public accountancy practices; and investigating complaints and taking appropriate legal and disciplinary actions when warranted.*

TOTAL STATE FUNDS	\$800,921	\$798,767	\$725,300
State General Funds	\$800,921	\$798,767	\$725,300
TOTAL PUBLIC FUNDS	\$800,921	\$798,767	\$725,300

**Section 12: Administrative Services, Department of****Section Total - Continuation**

TOTAL STATE FUNDS	\$4,170,953	\$4,170,953	\$4,170,953
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State General Funds	\$4,170,953	\$4,170,953	\$4,170,953
<b>TOTAL AGENCY FUNDS</b>	<b>\$23,508,958</b>	<b>\$23,508,958</b>	<b>\$23,508,958</b>
Interest and Investment Income	\$3,106,887	\$3,106,887	\$3,106,887
Interest and Investment Income Not Itemized	\$3,106,887	\$3,106,887	\$3,106,887
Intergovernmental Transfers	\$36,000	\$36,000	\$36,000
Intergovernmental Transfers Not Itemized	\$36,000	\$36,000	\$36,000
Rebates, Refunds, and Reimbursements	\$16,819,462	\$16,819,462	\$16,819,462
Rebates, Refunds, and Reimbursements Not Itemized	\$16,819,462	\$16,819,462	\$16,819,462
Sales and Services	\$3,546,609	\$3,546,609	\$3,546,609
Sales and Services Not Itemized	\$3,546,609	\$3,546,609	\$3,546,609
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$175,837,265</b>	<b>\$175,837,265</b>	<b>\$175,837,265</b>
State Funds Transfers	\$175,837,265	\$175,837,265	\$175,837,265
State Fund Transfers Not Itemized	\$27,469,813	\$27,469,813	\$27,469,813
Liability Funds	\$33,976,915	\$33,976,915	\$33,976,915
Merit System Assessments	\$11,968,216	\$11,968,216	\$11,968,216
Unemployment Compensation Funds	\$12,580,741	\$12,580,741	\$12,580,741
Workers Compensation Funds	\$89,841,580	\$89,841,580	\$89,841,580
<b>TOTAL PUBLIC FUNDS</b>	<b>\$203,517,176</b>	<b>\$203,517,176</b>	<b>\$203,517,176</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	<b>\$4,254,296</b>	<b>\$4,253,663</b>	<b>\$4,545,742</b>
<b>State General Funds</b>	<b>\$4,254,296</b>	<b>\$4,253,663</b>	<b>\$4,545,742</b>
<b>TOTAL AGENCY FUNDS</b>	<b>\$23,508,958</b>	<b>\$23,508,958</b>	<b>\$23,508,958</b>
<b>Interest and Investment Income</b>	<b>\$3,106,887</b>	<b>\$3,106,887</b>	<b>\$3,106,887</b>
<b>Interest and Investment Income Not Itemized</b>	<b>\$3,106,887</b>	<b>\$3,106,887</b>	<b>\$3,106,887</b>
<b>Intergovernmental Transfers</b>	<b>\$36,000</b>	<b>\$36,000</b>	<b>\$36,000</b>
<b>Intergovernmental Transfers Not Itemized</b>	<b>\$36,000</b>	<b>\$36,000</b>	<b>\$36,000</b>
<b>Rebates, Refunds, and Reimbursements</b>	<b>\$16,819,462</b>	<b>\$16,819,462</b>	<b>\$16,819,462</b>
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	<b>\$16,819,462</b>	<b>\$16,819,462</b>	<b>\$16,819,462</b>
<b>Sales and Services</b>	<b>\$3,546,609</b>	<b>\$3,546,609</b>	<b>\$3,546,609</b>
<b>Sales and Services Not Itemized</b>	<b>\$3,546,609</b>	<b>\$3,546,609</b>	<b>\$3,546,609</b>
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$176,595,802</b>	<b>\$173,337,265</b>	<b>\$174,363,265</b>
<b>State Funds Transfers</b>	<b>\$176,595,802</b>	<b>\$173,337,265</b>	<b>\$174,363,265</b>

<b>State Fund Transfers Not Itemized</b>	\$27,469,813	\$27,469,813	\$27,469,813
<b>Liability Funds</b>	\$33,976,915	\$33,976,915	\$33,976,915
<b>Merit System Assessments</b>	\$15,226,753	\$11,968,216	\$12,994,216
<b>Unemployment Compensation Funds</b>	\$8,080,741	\$8,080,741	\$8,080,741
<b>Workers Compensation Funds</b>	\$91,841,580	\$91,841,580	\$91,841,580
<b>TOTAL PUBLIC FUNDS</b>	\$204,359,056	\$201,099,886	\$202,417,965

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all department programs.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$3,826,910	\$3,826,910	\$3,826,910
Intergovernmental Transfers	\$36,000	\$36,000	\$36,000
Intergovernmental Transfers Not Itemized	\$36,000	\$36,000	\$36,000
Rebates, Refunds, and Reimbursements	\$3,351,252	\$3,351,252	\$3,351,252
Rebates, Refunds, and Reimbursements Not Itemized	\$3,351,252	\$3,351,252	\$3,351,252
Sales and Services	\$439,658	\$439,658	\$439,658
Sales and Services Not Itemized	\$439,658	\$439,658	\$439,658
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,938,823	\$1,938,823	\$1,938,823
State Funds Transfers	\$1,938,823	\$1,938,823	\$1,938,823
State Fund Transfers Not Itemized	\$810,846	\$810,846	\$810,846
Merit System Assessments	\$1,127,977	\$1,127,977	\$1,127,977
TOTAL PUBLIC FUNDS	\$5,765,733	\$5,765,733	\$5,765,733

**37.100-Departmental Administration****Appropriation (HB 751)**

*The purpose of this appropriation is to provide administrative support to all department programs.*

<b>TOTAL AGENCY FUNDS</b>	\$3,826,910	\$3,826,910	\$3,826,910
<b>Intergovernmental Transfers</b>	\$36,000	\$36,000	\$36,000
<b>Intergovernmental Transfers Not Itemized</b>	\$36,000	\$36,000	\$36,000
<b>Rebates, Refunds, and Reimbursements</b>	\$3,351,252	\$3,351,252	\$3,351,252
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$3,351,252	\$3,351,252	\$3,351,252

<b>Sales and Services</b>	\$439,658	\$439,658	\$439,658
<b>Sales and Services Not Itemized</b>	\$439,658	\$439,658	\$439,658
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,938,823	\$1,938,823	\$1,938,823
<b>State Funds Transfers</b>	\$1,938,823	\$1,938,823	\$1,938,823
<b>State Fund Transfers Not Itemized</b>	\$810,846	\$810,846	\$810,846
<b>Merit System Assessments</b>	\$1,127,977	\$1,127,977	\$1,127,977
<b>TOTAL PUBLIC FUNDS</b>	\$5,765,733	\$5,765,733	\$5,765,733

**Fleet Management**

**Continuation Budget**

*The purpose of this appropriation is to provide and manage a fuel card program for state and local governments, to implement the Motor Vehicle Contract Maintenance Program to provide repairs, roadside assistance, and maintenance for state and local government fleets, and to establish a motor pool for traveling state employees.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$1,126,977	\$1,126,977	\$1,126,977
Rebates, Refunds, and Reimbursements	\$1,126,977	\$1,126,977	\$1,126,977
Rebates, Refunds, and Reimbursements Not Itemized	\$1,126,977	\$1,126,977	\$1,126,977
TOTAL PUBLIC FUNDS	\$1,126,977	\$1,126,977	\$1,126,977

**38.100-Fleet Management**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide and manage a fuel card program for state and local governments, to implement the Motor Vehicle Contract Maintenance Program to provide repairs, roadside assistance, and maintenance for state and local government fleets, and to establish a motor pool for traveling state employees.*

<b>TOTAL AGENCY FUNDS</b>	\$1,126,977	\$1,126,977	\$1,126,977
<b>Rebates, Refunds, and Reimbursements</b>	\$1,126,977	\$1,126,977	\$1,126,977
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$1,126,977	\$1,126,977	\$1,126,977
<b>TOTAL PUBLIC FUNDS</b>	\$1,126,977	\$1,126,977	\$1,126,977

**Human Resources Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide centralized services for statewide human resources in support of state agencies, the State Personnel Board, and employees; develop human resource policies, create job descriptions and classification, develop fair and consistent compensation practices, and administer the employee benefits program.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$10,840,239	\$10,840,239	\$10,840,239
State Funds Transfers	\$10,840,239	\$10,840,239	\$10,840,239
Merit System Assessments	\$10,840,239	\$10,840,239	\$10,840,239
TOTAL PUBLIC FUNDS	\$10,840,239	\$10,840,239	\$10,840,239

**39.1** *Increase funds to recognize additional revenue from merit system assessments.*

Merit System Assessments	\$3,258,537	\$0	\$1,026,000
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**39.100-Human Resources Administration**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide centralized services for statewide human resources in support of state agencies, the State Personnel Board, and employees; develop human resource policies, create job descriptions and classification, develop fair and consistent compensation practices, and administer the employee benefits program.*

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$14,098,776	\$10,840,239	\$11,866,239
<b>State Funds Transfers</b>	\$14,098,776	\$10,840,239	\$11,866,239
<b>Merit System Assessments</b>	\$14,098,776	\$10,840,239	\$11,866,239
<b>TOTAL PUBLIC FUNDS</b>	\$14,098,776	\$10,840,239	\$11,866,239

**Risk Management**

**Continuation Budget**

*The purpose of this appropriation is to administer a liability insurance program to protect state government and employees from work-related claims, to provide indemnification funds for public officers and public school personnel in case of disability or death, to identify and control risks and hazards to minimize loss, to insure state-owned buildings and property against damage or destruction, to partner with the Department of Labor in administering unemployment claims, and to administer the Workers' Compensation Program.*

TOTAL STATE FUNDS	\$430,000	\$430,000	\$430,000
State General Funds	\$430,000	\$430,000	\$430,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$161,757,398	\$161,757,398	\$161,757,398
State Funds Transfers	\$161,757,398	\$161,757,398	\$161,757,398
State Fund Transfers Not Itemized	\$25,358,162	\$25,358,162	\$25,358,162
Liability Funds	\$33,976,915	\$33,976,915	\$33,976,915

Unemployment Compensation Funds	\$12,580,741	\$12,580,741	\$12,580,741
Workers Compensation Funds	\$89,841,580	\$89,841,580	\$89,841,580
<b>TOTAL PUBLIC FUNDS</b>	<b>\$162,187,398</b>	<b>\$162,187,398</b>	<b>\$162,187,398</b>

**40.1** *Increase funds for billings for workers' compensation premiums to reflect increased claims expenses.*

Workers Compensation Funds	\$2,000,000	\$2,000,000	\$2,000,000
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**40.2** *Reduce funds for billings for unemployment insurance to reflect reduced claims expenses.*

Unemployment Compensation Funds	(\$4,500,000)	(\$4,500,000)	(\$4,500,000)
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**40.3** *Utilize existing funds for the Educators' Professional Liability Insurance program. (G: YES)(H: YES)(S: YES)*

State General Funds	\$0	\$0	\$0
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<b>40.100-Risk Management</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to administer a liability insurance program to protect state government and employees from work-related claims, to provide indemnification funds for public officers and public school personnel in case of disability or death, to identify and control risks and hazards to minimize loss, to insure state-owned buildings and property against damage or destruction, to partner with the Department of Labor in administering unemployment claims, and to administer the Workers' Compensation Program.*

<b>TOTAL STATE FUNDS</b>	\$430,000	\$430,000	\$430,000
<b>State General Funds</b>	\$430,000	\$430,000	\$430,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$159,257,398	\$159,257,398	\$159,257,398
<b>State Funds Transfers</b>	\$159,257,398	\$159,257,398	\$159,257,398
<b>State Fund Transfers Not Itemized</b>	\$25,358,162	\$25,358,162	\$25,358,162
<b>Liability Funds</b>	\$33,976,915	\$33,976,915	\$33,976,915
<b>Unemployment Compensation Funds</b>	\$8,080,741	\$8,080,741	\$8,080,741
<b>Workers Compensation Funds</b>	\$91,841,580	\$91,841,580	\$91,841,580
<b>TOTAL PUBLIC FUNDS</b>	<b>\$159,687,398</b>	<b>\$159,687,398</b>	<b>\$159,687,398</b>

**State Purchasing**

**Continuation Budget**

*The purpose of this appropriation is to publicize government contract opportunities on the Georgia Procurement Registry; to maintain a comprehensive listing of all agency contracts; to manage bids, Requests For Proposals, and Requests For Quotes; to*

*provide and oversee Purchasing Cards; to conduct reverse auctions for non-construction goods and services valued above \$100,000; to leverage the state's purchasing power in obtaining contracts; to train vendors seeking contract opportunities; and to certify Small and/or Minority Business Vendors.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$12,196,233	\$12,196,233	\$12,196,233
Rebates, Refunds, and Reimbursements	\$12,196,233	\$12,196,233	\$12,196,233
Rebates, Refunds, and Reimbursements Not Itemized	\$12,196,233	\$12,196,233	\$12,196,233
TOTAL PUBLIC FUNDS	\$12,196,233	\$12,196,233	\$12,196,233

#### **41.100-State Purchasing**

#### **Appropriation (HB 751)**

*The purpose of this appropriation is to publicize government contract opportunities on the Georgia Procurement Registry; to maintain a comprehensive listing of all agency contracts; to manage bids, Requests For Proposals, and Requests For Quotes; to provide and oversee Purchasing Cards; to conduct reverse auctions for non-construction goods and services valued above \$100,000; to leverage the state's purchasing power in obtaining contracts; to train vendors seeking contract opportunities; and to certify Small and/or Minority Business Vendors.*

<b>TOTAL AGENCY FUNDS</b>	\$12,196,233	\$12,196,233	\$12,196,233
<b>Rebates, Refunds, and Reimbursements</b>	\$12,196,233	\$12,196,233	\$12,196,233
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$12,196,233	\$12,196,233	\$12,196,233
<b>TOTAL PUBLIC FUNDS</b>	\$12,196,233	\$12,196,233	\$12,196,233

#### **Surplus Property**

#### **Continuation Budget**

*The purpose of this appropriation is to reduce cost through maximization of the useful life of state-owned equipment and redistribution of property to state and local governments, qualifying non-profits, and to the public through auction.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$1,643,951	\$1,643,951	\$1,643,951
Sales and Services	\$1,643,951	\$1,643,951	\$1,643,951
Sales and Services Not Itemized	\$1,643,951	\$1,643,951	\$1,643,951
TOTAL PUBLIC FUNDS	\$1,643,951	\$1,643,951	\$1,643,951



**42.100-Surplus Property** **Appropriation (HB 751)**

*The purpose of this appropriation is to reduce cost through maximization of the useful life of state-owned equipment and redistribution of property to state and local governments, qualifying non-profits, and to the public through auction.*

<b>TOTAL AGENCY FUNDS</b>	\$1,643,951	\$1,643,951	\$1,643,951
<b>Sales and Services</b>	\$1,643,951	\$1,643,951	\$1,643,951
<b>Sales and Services Not Itemized</b>	\$1,643,951	\$1,643,951	\$1,643,951
<b>TOTAL PUBLIC FUNDS</b>	\$1,643,951	\$1,643,951	\$1,643,951

**Certificate of Need Appeal Panel** **Continuation Budget**

*The purpose of this appropriation is to review decisions made by the Department of Community Health on Certificate of Need applications.*

<b>TOTAL STATE FUNDS</b>	\$39,506	\$39,506	\$39,506
State General Funds	\$39,506	\$39,506	\$39,506
<b>TOTAL PUBLIC FUNDS</b>	\$39,506	\$39,506	\$39,506

**43.100-Certificate of Need Appeal Panel** **Appropriation (HB 751)**

*The purpose of this appropriation is to review decisions made by the Department of Community Health on Certificate of Need applications.*

<b>TOTAL STATE FUNDS</b>	\$39,506	\$39,506	\$39,506
<b>State General Funds</b>	\$39,506	\$39,506	\$39,506
<b>TOTAL PUBLIC FUNDS</b>	\$39,506	\$39,506	\$39,506

**Administrative Hearings, Office of State** **Continuation Budget**

*The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies, and to create and provide necessary funding for an independent trial court with concurrent jurisdiction with the superior courts of Georgia which will address tax disputes involving the Department of Revenue.*

<b>TOTAL STATE FUNDS</b>	\$3,007,250	\$3,007,250	\$3,007,250
State General Funds	\$3,007,250	\$3,007,250	\$3,007,250
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,300,805	\$1,300,805	\$1,300,805
State Funds Transfers	\$1,300,805	\$1,300,805	\$1,300,805

State Fund Transfers Not Itemized	\$1,300,805	\$1,300,805	\$1,300,805
<b>TOTAL PUBLIC FUNDS</b>	<b>\$4,308,055</b>	<b>\$4,308,055</b>	<b>\$4,308,055</b>

**44.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$71,914	\$71,914	\$71,914
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**44.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,789	\$0	\$1,575
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**44.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$3,394	\$3,394	\$3,394
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**44.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$2,328	\$1,746
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**44.99 SAC:** *The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies.*

**House:** *The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies.*

**Governor:** *The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies.*

State General Funds	\$0	\$0	\$0
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<b>44.100-Administrative Hearings, Office of State</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies.*

<b>TOTAL STATE FUNDS</b>	\$3,085,347	\$3,084,886	\$3,085,879
<b>State General Funds</b>	\$3,085,347	\$3,084,886	\$3,085,879
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,300,805	\$1,300,805	\$1,300,805
<b>State Funds Transfers</b>	\$1,300,805	\$1,300,805	\$1,300,805

<b>State Fund Transfers Not Itemized</b>	\$1,300,805	\$1,300,805	\$1,300,805
<b>TOTAL PUBLIC FUNDS</b>	\$4,386,152	\$4,385,691	\$4,386,684

**State Treasurer, Office of the**

**Continuation Budget**

*The purpose of this appropriation is to set cash management policies for state agencies; assist agencies with bank services and accounts; monitor agency deposits and disbursement patterns; to invest funds for state and local entities; to track warrants, fund agency allotments, and pay state debt service; and to manage state revenue collections; and to manage the Path2College 529 Plan.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$4,714,887	\$4,714,887	\$4,714,887
Interest and Investment Income	\$3,106,887	\$3,106,887	\$3,106,887
Interest and Investment Income Not Itemized	\$3,106,887	\$3,106,887	\$3,106,887
Rebates, Refunds, and Reimbursements	\$145,000	\$145,000	\$145,000
Rebates, Refunds, and Reimbursements Not Itemized	\$145,000	\$145,000	\$145,000
Sales and Services	\$1,463,000	\$1,463,000	\$1,463,000
Sales and Services Not Itemized	\$1,463,000	\$1,463,000	\$1,463,000
TOTAL PUBLIC FUNDS	\$4,714,887	\$4,714,887	\$4,714,887

**45.100-State Treasurer, Office of the**

**Appropriation (HB 751)**

*The purpose of this appropriation is to set cash management policies for state agencies; assist agencies with bank services and accounts; monitor agency deposits and disbursement patterns; to invest funds for state and local entities; to track warrants, fund agency allotments, and pay state debt service; and to manage state revenue collections; and to manage the Path2College 529 Plan.*

TOTAL AGENCY FUNDS	\$4,714,887	\$4,714,887	\$4,714,887
Interest and Investment Income	\$3,106,887	\$3,106,887	\$3,106,887
Interest and Investment Income Not Itemized	\$3,106,887	\$3,106,887	\$3,106,887
Rebates, Refunds, and Reimbursements	\$145,000	\$145,000	\$145,000
Rebates, Refunds, and Reimbursements Not Itemized	\$145,000	\$145,000	\$145,000
Sales and Services	\$1,463,000	\$1,463,000	\$1,463,000
Sales and Services Not Itemized	\$1,463,000	\$1,463,000	\$1,463,000
TOTAL PUBLIC FUNDS	\$4,714,887	\$4,714,887	\$4,714,887

**Payments to Georgia Aviation Authority****Continuation Budget**

*The purpose of this appropriation is to provide oversight and efficient operation of state aircraft and aviation operations to ensure the safety of state air travelers and aviation property.*

TOTAL STATE FUNDS	\$694,197	\$694,197	\$694,197
State General Funds	\$694,197	\$694,197	\$694,197
TOTAL PUBLIC FUNDS	\$694,197	\$694,197	\$694,197

**46.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$5,074	\$5,074	\$5,074
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**46.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$172	\$0	\$86
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**46.3** *Increase funds for flight hour operations.*

State General Funds			\$291,000
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**46.100-Payments to Georgia Aviation Authority****Appropriation (HB 751)**

*The purpose of this appropriation is to provide oversight and efficient operation of state aircraft and aviation operations to ensure the safety of state air travelers and aviation property.*

TOTAL STATE FUNDS	\$699,443	\$699,271	\$990,357
State General Funds	\$699,443	\$699,271	\$990,357
TOTAL PUBLIC FUNDS	\$699,443	\$699,271	\$990,357

**The Department is authorized to assess state agencies the equivalent of .223% of salaries for the cost of departmental operations and may roll forward any unexpended prior years Merit System Assessment balance to be expended in the current fiscal year.**

*Section 13: Agriculture, Department of***Section Total - Continuation**

TOTAL STATE FUNDS	\$46,312,441	\$46,312,441	\$46,312,441
State General Funds	\$46,312,441	\$46,312,441	\$46,312,441

TOTAL FEDERAL FUNDS	\$7,196,157	\$7,196,157	\$7,196,157
Federal Funds Not Itemized	\$7,196,157	\$7,196,157	\$7,196,157
TOTAL AGENCY FUNDS	\$1,601,353	\$1,601,353	\$1,601,353
Intergovernmental Transfers	\$1,190,182	\$1,190,182	\$1,190,182
Intergovernmental Transfers Not Itemized	\$1,190,182	\$1,190,182	\$1,190,182
Sales and Services	\$411,171	\$411,171	\$411,171
Sales and Services Not Itemized	\$411,171	\$411,171	\$411,171
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$225,000	\$225,000	\$225,000
State Funds Transfers	\$225,000	\$225,000	\$225,000
Agency to Agency Contracts	\$225,000	\$225,000	\$225,000
TOTAL PUBLIC FUNDS	\$55,334,951	\$55,334,951	\$55,334,951

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$47,349,179	\$47,407,895	\$47,628,177
<b>State General Funds</b>	\$47,349,179	\$47,407,895	\$47,628,177
<b>TOTAL FEDERAL FUNDS</b>	\$7,196,157	\$7,196,157	\$7,196,157
<b>Federal Funds Not Itemized</b>	\$7,196,157	\$7,196,157	\$7,196,157
<b>TOTAL AGENCY FUNDS</b>	\$1,601,353	\$1,601,353	\$1,601,353
<b>Intergovernmental Transfers</b>	\$1,190,182	\$1,190,182	\$1,190,182
<b>Intergovernmental Transfers Not Itemized</b>	\$1,190,182	\$1,190,182	\$1,190,182
<b>Sales and Services</b>	\$411,171	\$411,171	\$411,171
<b>Sales and Services Not Itemized</b>	\$411,171	\$411,171	\$411,171
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$225,000	\$225,000	\$225,000
<b>State Funds Transfers</b>	\$225,000	\$225,000	\$225,000
<b>Agency to Agency Contracts</b>	\$225,000	\$225,000	\$225,000
<b>TOTAL PUBLIC FUNDS</b>	\$56,371,689	\$56,430,405	\$56,650,687

**Athens and Tifton Veterinary Laboratories**

**Continuation Budget**

*The purpose of this appropriation is to provide payment to the Board of Regents for diagnostic laboratory testing, for veterinary consultation and assistance, for disease surveillance, and for outreach to veterinarians, animal industries, and pet owners within the State of Georgia.*

TOTAL STATE FUNDS	\$2,996,556	\$2,996,556	\$2,996,556
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State General Funds	\$2,996,556	\$2,996,556	\$2,996,556
<b>TOTAL PUBLIC FUNDS</b>	<b>\$2,996,556</b>	<b>\$2,996,556</b>	<b>\$2,996,556</b>

**47.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$89,775	\$89,775	\$89,775
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**47.2** *Increase funds for operations.*

State General Funds		\$200,000	\$200,000
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**47.100-Athens and Tifton Veterinary Laboratories**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide payment to the Board of Regents for diagnostic laboratory testing, for veterinary consultation and assistance, for disease surveillance, and for outreach to veterinarians, animal industries, and pet owners within the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$3,086,331	\$3,286,331	\$3,286,331
<b>State General Funds</b>	\$3,086,331	\$3,286,331	\$3,286,331
<b>TOTAL PUBLIC FUNDS</b>	<b>\$3,086,331</b>	<b>\$3,286,331</b>	<b>\$3,286,331</b>

**Consumer Protection**

**Continuation Budget**

*The purpose of this appropriation is to provide for public health and safety by monitoring, inspecting and regulating the cultivation, processing, and production of livestock, meat, poultry, and other food products; by inspecting establishments that sell food for offsite consumption, food warehouses, wholesale and mobile meat and seafood vendors, dairy farms, and food banks; by certifying organic products, shellfish, and bottled water; by monitoring, inspecting, and regulating the companion animal, bird, and equine industries (including reports of abuse by private owners); by monitoring, inspecting, and regulating the plant and apiary industries including performing phytosanitary inspections; by monitoring, inspecting, and regulating the pesticide and wood treatment industries; and by monitoring, inspecting, and regulating animal feed, pet food, and grains. The purpose of this appropriation is also to ensure accurate commercial transactions by monitoring, inspecting, and regulating weights and measures and fuel sales.*

<b>TOTAL STATE FUNDS</b>	\$26,330,934	\$26,330,934	\$26,330,934
State General Funds	\$26,330,934	\$26,330,934	\$26,330,934
<b>TOTAL FEDERAL FUNDS</b>	\$6,837,012	\$6,837,012	\$6,837,012
Federal Funds Not Itemized	\$6,837,012	\$6,837,012	\$6,837,012
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$225,000	\$225,000	\$225,000
State Funds Transfers	\$225,000	\$225,000	\$225,000

Agency to Agency Contracts	\$225,000	\$225,000	\$225,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$33,392,946</b>	<b>\$33,392,946</b>	<b>\$33,392,946</b>

**48.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$629,365	\$629,365	\$629,365
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**48.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$11,757	\$0	\$1,139
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**48.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$65,811)	(\$65,811)	(\$65,811)
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**48.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$2,441	\$2,441	\$2,441
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**48.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$7,944	\$7,944	\$7,944
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**48.100-Consumer Protection**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide for public health and safety by monitoring, inspecting and regulating the cultivation, processing, and production of livestock, meat, poultry, and other food products; by inspecting establishments that sell food for offsite consumption, food warehouses, wholesale and mobile meat and seafood vendors, dairy farms, and food banks; by certifying organic products, shellfish, and bottled water; by monitoring, inspecting, and regulating the companion animal, bird, and equine industries (including reports of abuse by private owners); by monitoring, inspecting, and regulating the plant and apiary industries including performing phytosanitary inspections; by monitoring, inspecting, and regulating the pesticide and wood treatment industries; and by monitoring, inspecting, and regulating animal feed, pet food, and grains. The purpose of this appropriation is also to ensure accurate commercial transactions by monitoring, inspecting, and regulating weights and measures and fuel sales.*

<b>TOTAL STATE FUNDS</b>	<b>\$26,916,630</b>	<b>\$26,904,873</b>	<b>\$26,906,012</b>
<b>State General Funds</b>	<b>\$26,916,630</b>	<b>\$26,904,873</b>	<b>\$26,906,012</b>
<b>TOTAL FEDERAL FUNDS</b>	<b>\$6,837,012</b>	<b>\$6,837,012</b>	<b>\$6,837,012</b>
<b>Federal Funds Not Itemized</b>	<b>\$6,837,012</b>	<b>\$6,837,012</b>	<b>\$6,837,012</b>

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$225,000	\$225,000	\$225,000
<b>State Funds Transfers</b>	\$225,000	\$225,000	\$225,000
<b>Agency to Agency Contracts</b>	\$225,000	\$225,000	\$225,000
<b>TOTAL PUBLIC FUNDS</b>	\$33,978,642	\$33,966,885	\$33,968,024

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support for all programs of the department.*

TOTAL STATE FUNDS	\$4,617,804	\$4,617,804	\$4,617,804
State General Funds	\$4,617,804	\$4,617,804	\$4,617,804
TOTAL PUBLIC FUNDS	\$4,617,804	\$4,617,804	\$4,617,804

**49.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$116,505	\$116,505	\$116,505
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**49.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,176	\$0	\$211
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**49.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$8,232)	(\$8,232)	(\$8,232)
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**49.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$348	\$348	\$348
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**49.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$1,030	\$1,030	\$1,030
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**49.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$24,041	\$18,031
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**49.7** *Increase funds for Dog and Cat Sterilization program supplements.*

State General Funds			\$75,000
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<b>49.100-Departmental Administration</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide administrative support for all programs of the department.*

<b>TOTAL STATE FUNDS</b>	\$4,729,631	\$4,751,496	\$4,820,697
<b>State General Funds</b>	\$4,729,631	\$4,751,496	\$4,820,697
<b>TOTAL PUBLIC FUNDS</b>	\$4,729,631	\$4,751,496	\$4,820,697

**Marketing and Promotion**

**Continuation Budget**

*The purpose of this appropriation is to manage the state's farmers markets, to promote Georgia's agricultural products domestically and internationally, to administer relevant certification marks, to provide poultry and livestock commodity data, to administer surety bonds, to provide information to the public, and to publish the Market Bulletin.*

TOTAL STATE FUNDS	\$5,893,145	\$5,893,145	\$5,893,145
State General Funds	\$5,893,145	\$5,893,145	\$5,893,145
TOTAL AGENCY FUNDS	\$411,171	\$411,171	\$411,171
Sales and Services	\$411,171	\$411,171	\$411,171
Sales and Services Not Itemized	\$411,171	\$411,171	\$411,171
TOTAL PUBLIC FUNDS	\$6,304,316	\$6,304,316	\$6,304,316

**50.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$105,219	\$105,219	\$105,219
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**50.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,966	\$0	\$190
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**50.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$11,284)	(\$11,284)	(\$11,284)
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**50.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$562	\$562	\$562
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**50.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$1,341	\$1,341	\$1,341
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<b>50.100-Marketing and Promotion</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to manage the state's farmers markets, to promote Georgia's agricultural products domestically and internationally, to administer relevant certification marks, to provide poultry and livestock commodity data, to administer surety bonds, to provide information to the public, and to publish the Market Bulletin.*

<b>TOTAL STATE FUNDS</b>	\$5,990,949	\$5,988,983	\$5,989,173
<b>State General Funds</b>	\$5,990,949	\$5,988,983	\$5,989,173
<b>TOTAL AGENCY FUNDS</b>	\$411,171	\$411,171	\$411,171
<b>Sales and Services</b>	\$411,171	\$411,171	\$411,171
<b>Sales and Services Not Itemized</b>	\$411,171	\$411,171	\$411,171
<b>TOTAL PUBLIC FUNDS</b>	\$6,402,120	\$6,400,154	\$6,400,344

**Poultry Veterinary Diagnostic Labs**

**Continuation Budget**

*The purpose of this appropriation is to pay for operation of the Poultry Diagnostic Veterinary Labs, which conduct disease diagnoses and monitoring.*

<b>TOTAL STATE FUNDS</b>	\$2,830,399	\$2,830,399	\$2,830,399
State General Funds	\$2,830,399	\$2,830,399	\$2,830,399
<b>TOTAL PUBLIC FUNDS</b>	\$2,830,399	\$2,830,399	\$2,830,399

**51.1** *Increase funds for utility costs associated with new lab operations.*

State General Funds	\$81,000	\$81,000	\$81,000
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<b>51.100-Poultry Veterinary Diagnostic Labs</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to pay for operation of the Poultry Diagnostic Veterinary Labs, which conduct disease diagnoses and monitoring.*

<b>TOTAL STATE FUNDS</b>	\$2,911,399	\$2,911,399	\$2,911,399
<b>State General Funds</b>	\$2,911,399	\$2,911,399	\$2,911,399
<b>TOTAL PUBLIC FUNDS</b>	\$2,911,399	\$2,911,399	\$2,911,399

**Payments to Georgia Agricultural Exposition Authority**

**Continuation Budget**

*The purpose of this appropriation is to reduce the rates charged by the Georgia Agricultural Exposition Authority for youth and livestock events.*

TOTAL STATE FUNDS	\$973,518	\$973,518	\$973,518
State General Funds	\$973,518	\$973,518	\$973,518
TOTAL PUBLIC FUNDS	\$973,518	\$973,518	\$973,518

**52.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$23,600	\$23,600	\$23,600
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**52.2** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$451)	(\$451)	(\$451)
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<b>52.100-Payments to Georgia Agricultural Exposition Authority</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to reduce the rates charged by the Georgia Agricultural Exposition Authority for youth and livestock events.*

<b>TOTAL STATE FUNDS</b>	\$996,667	\$996,667	\$996,667
<b>State General Funds</b>	\$996,667	\$996,667	\$996,667
<b>TOTAL PUBLIC FUNDS</b>	\$996,667	\$996,667	\$996,667

**State Soil and Water Conservation Commission**

**Continuation Budget**

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

**53.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$49,090	\$49,090	\$49,090
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**53.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$964	\$0	\$136
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**53.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$5,284)	(\$5,284)	(\$5,284)
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**53.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$2,717	\$2,717	\$2,717
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**53.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$1,538	\$1,154
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**53.6** *Reduce funds for personnel to reflect operational efficiencies and eliminate 10 vacant positions.*

State General Funds		(\$150,000)	\$0
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**53.98** *Transfer funds from the State Soil and Water Conservation Commission: Administration, State Soil and Water Conservation Commission: Conservation of Agricultural Water, State Soil and Water Conservation Commission: Conservation of Soil and Water Resources, State Soil and Water Conservation Commission: USDA Flood Control Watershed Structures, and State Soil and Water Conservation Commission: Water Resources and Land Use Planning programs to the State Soil and Water Conservation Commission.*

State General Funds	\$2,670,085	\$2,670,085	\$2,670,085
Federal Funds Not Itemized	\$359,145	\$359,145	\$359,145
Intergovernmental Transfers Not Itemized	\$1,190,182	\$1,190,182	\$1,190,182
Total Public Funds:	\$4,219,412	\$4,219,412	\$4,219,412

**53.99 SAC:** *The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia; conserve ground and surface water in Georgia by increasing the uniformity and efficiency of agricultural water irrigation systems, by installing meters on sites with permits for agricultural use to obtain data on agricultural water usage, and by administering the use of federal funds to construct and renovate agricultural water catchments; inspect, maintain and provide assistance to owners of USDA flood control structures so that they comply with the state Safe Dams Act; and to provide funds for planning and research on water management, erosion and sedimentation control.*

**House:** *The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia.*

**Governor:** *The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia.*

State General Funds	\$0	\$0	\$0
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**53.100-State Soil and Water Conservation Commission** **Appropriation (HB 751)**

*The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia; conserve ground and surface water in Georgia by increasing the uniformity and efficiency of agricultural water irrigation systems, by installing meters on sites with permits for agricultural use to obtain data on agricultural water usage, and by administering the use of federal funds to construct and renovate agricultural water catchments; inspect, maintain and provide assistance to owners of USDA flood control structures so that they comply with the state Safe Dams Act; and to provide funds for planning and research on water management, erosion and sedimentation control.*

<b>TOTAL STATE FUNDS</b>	\$2,717,572	\$2,568,146	\$2,717,898
<b>State General Funds</b>	\$2,717,572	\$2,568,146	\$2,717,898
<b>TOTAL FEDERAL FUNDS</b>	\$359,145	\$359,145	\$359,145
<b>Federal Funds Not Itemized</b>	\$359,145	\$359,145	\$359,145
<b>TOTAL AGENCY FUNDS</b>	\$1,190,182	\$1,190,182	\$1,190,182
<b>Intergovernmental Transfers</b>	\$1,190,182	\$1,190,182	\$1,190,182
<b>Intergovernmental Transfers Not Itemized</b>	\$1,190,182	\$1,190,182	\$1,190,182
<b>TOTAL PUBLIC FUNDS</b>	\$4,266,899	\$4,117,473	\$4,267,225

**State Soil and Water Conservation Commission: Administration** **Continuation Budget**

*The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia.*

TOTAL STATE FUNDS	\$590,425	\$590,425	\$590,425
State General Funds	\$590,425	\$590,425	\$590,425
TOTAL PUBLIC FUNDS	\$590,425	\$590,425	\$590,425

**54.98** *Transfer funds from the State Soil and Water Conservation Commission: Administration program to the State Soil and Water Conservation Commission.*

State General Funds	(\$590,425)	(\$590,425)	(\$590,425)
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**State Soil and Water Conservation Commission: Conservation of Agricultural Water** **Continuation Budget**

*The purpose of this appropriation is to conserve ground and surface water in Georgia by increasing the uniformity and efficiency of agricultural water irrigation systems, by installing meters on sites with permits for agricultural use to obtain data on agricultural water usage, and by administering the use of federal funds to construct and renovate agricultural water catchments.*

TOTAL STATE FUNDS	\$268,136	\$268,136	\$268,136
State General Funds	\$268,136	\$268,136	\$268,136
TOTAL FEDERAL FUNDS	\$192,737	\$192,737	\$192,737
Federal Funds Not Itemized	\$192,737	\$192,737	\$192,737
TOTAL AGENCY FUNDS	\$1,190,182	\$1,190,182	\$1,190,182
Intergovernmental Transfers	\$1,190,182	\$1,190,182	\$1,190,182
Intergovernmental Transfers Not Itemized	\$1,190,182	\$1,190,182	\$1,190,182
TOTAL PUBLIC FUNDS	\$1,651,055	\$1,651,055	\$1,651,055

**55.98** *Transfer funds from the State Soil and Water Conservation Commission: Conservation of Agricultural Water program to the State Soil and Water Conservation Commission.*

State General Funds	(\$268,136)	(\$268,136)	(\$268,136)
Federal Funds Not Itemized	(\$192,737)	(\$192,737)	(\$192,737)
Intergovernmental Transfers Not Itemized	(\$1,190,182)	(\$1,190,182)	(\$1,190,182)
Total Public Funds:	(\$1,651,055)	(\$1,651,055)	(\$1,651,055)

**State Soil and Water Conservation Commission: Conservation of  
Soil and Water Resources**

**Continuation Budget**

*The purpose of this appropriation is to conserve Georgia's rural and urban natural resources by providing grants to encourage the reduction of erosion and other non-point source pollution from agricultural lands, by providing technical assistance teaching best management practices on erosion and sedimentation control to landowners and local governments, by certifying erosion and sedimentation control personnel, and by reviewing and approving erosion and sedimentation control plans for soil and water conservation districts.*

TOTAL STATE FUNDS	\$1,579,302	\$1,579,302	\$1,579,302
State General Funds	\$1,579,302	\$1,579,302	\$1,579,302
TOTAL FEDERAL FUNDS	\$166,408	\$166,408	\$166,408
Federal Funds Not Itemized	\$166,408	\$166,408	\$166,408
TOTAL PUBLIC FUNDS	\$1,745,710	\$1,745,710	\$1,745,710

**56.98** *Transfer funds from the State Soil and Water Conservation Commission: Conservation of Soil and Water Resources program to the State Soil and Water Conservation Commission.*

State General Funds	(\$1,579,302)	(\$1,579,302)	(\$1,579,302)
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Federal Funds Not Itemized	(\$166,408)	(\$166,408)	(\$166,408)
Total Public Funds:	(\$1,745,710)	(\$1,745,710)	(\$1,745,710)

**State Soil and Water Conservation Commission: USDA Flood Control Watershed Structures**

**Continuation Budget**

*The purpose of this appropriation is to inspect, maintain and provide assistance to owners of USDA flood control structures so that they comply with the state Safe Dams Act.*

TOTAL STATE FUNDS	\$98,502	\$98,502	\$98,502
State General Funds	\$98,502	\$98,502	\$98,502
TOTAL PUBLIC FUNDS	\$98,502	\$98,502	\$98,502

**57.98** *Transfer funds from the State Soil and Water Conservation Commission: USDA Flood Control Watershed Structures program to the State Soil and Water Conservation Commission.*

State General Funds	(\$98,502)	(\$98,502)	(\$98,502)
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**State Soil and Water Conservation Commission: Water Resources and Land Use Planning**

**Continuation Budget**

*The purpose of this appropriation is to provide funds for planning and research on water management, erosion and sedimentation control.*

TOTAL STATE FUNDS	\$133,720	\$133,720	\$133,720
State General Funds	\$133,720	\$133,720	\$133,720
TOTAL PUBLIC FUNDS	\$133,720	\$133,720	\$133,720

**58.98** *Transfer funds from the State Soil and Water Conservation Commission: Water Resources and Land Use Planning program to the State Soil and Water Conservation Commission.*

State General Funds	(\$133,720)	(\$133,720)	(\$133,720)
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**Section 14: Banking and Finance, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$11,905,690	\$11,905,690	\$11,905,690
State General Funds	\$11,905,690	\$11,905,690	\$11,905,690
TOTAL PUBLIC FUNDS	\$11,905,690	\$11,905,690	\$11,905,690

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$12,736,125	\$12,733,541	\$12,701,280
<b>State General Funds</b>	\$12,736,125	\$12,733,541	\$12,701,280
<b>TOTAL PUBLIC FUNDS</b>	\$12,736,125	\$12,733,541	\$12,701,280

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all department programs.*

TOTAL STATE FUNDS	\$2,322,612	\$2,322,612	\$2,322,612
State General Funds	\$2,322,612	\$2,322,612	\$2,322,612
TOTAL PUBLIC FUNDS	\$2,322,612	\$2,322,612	\$2,322,612

**59.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$58,972	\$58,972	\$58,972
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**59.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,215	\$0	\$1,220
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**59.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$522)	(\$522)	(\$522)
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**59.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$693	\$693	\$693
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**59.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$257	\$257	\$257
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**59.6** *Increase funds for personnel for one business analyst (\$114,000) and one desktop support technician (\$98,000).*

State General Funds	\$212,000	\$212,000	\$212,000
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**59.7** *Increase funds for telecommunications expenses associated with the new information technology system.*



State General Funds	\$23,000	\$23,000	\$23,000
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**59.8** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$8,588	\$6,441
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<b>59.100-Departmental Administration</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide administrative support to all department programs.*

<b>TOTAL STATE FUNDS</b>	\$2,619,227	\$2,625,600	\$2,624,673
<b>State General Funds</b>	\$2,619,227	\$2,625,600	\$2,624,673
<b>TOTAL PUBLIC FUNDS</b>	\$2,619,227	\$2,625,600	\$2,624,673

**Financial Institution Supervision**

**Continuation Budget**

*The purpose of this appropriation is to examine and regulate depository financial institutions, state-chartered banks, trust companies, credit unions, bank holding companies, and international banking organizations; to track performance of financial service providers operating in Georgia, to monitor industry trends, respond to negative trends, and establish operating guidelines; and to collaborate with law enforcement, federal regulators, and other regulatory agencies on examination findings.*

TOTAL STATE FUNDS	\$7,561,890	\$7,561,890	\$7,561,890
State General Funds	\$7,561,890	\$7,561,890	\$7,561,890
TOTAL PUBLIC FUNDS	\$7,561,890	\$7,561,890	\$7,561,890

**60.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$190,223	\$190,223	\$190,223
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**60.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$7,144	\$0	\$3,935
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**60.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$2,836)	(\$2,836)	(\$2,836)
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**60.4** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$1,363	\$1,363	\$1,363
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**60.5** *Increase funds for personnel for the retention of financial examiners.*

State General Funds	\$288,198	\$288,198	\$251,930
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**60.100-Financial Institution Supervision****Appropriation (HB 751)**

*The purpose of this appropriation is to examine and regulate depository financial institutions, state-chartered banks, trust companies, credit unions, bank holding companies, and international banking organizations; to track performance of financial service providers operating in Georgia, to monitor industry trends, respond to negative trends, and establish operating guidelines; and to collaborate with law enforcement, federal regulators, and other regulatory agencies on examination findings.*

<b>TOTAL STATE FUNDS</b>	\$8,045,982	\$8,038,838	\$8,006,505
<b>State General Funds</b>	\$8,045,982	\$8,038,838	\$8,006,505
<b>TOTAL PUBLIC FUNDS</b>	\$8,045,982	\$8,038,838	\$8,006,505

**Non-Depository Financial Institution Supervision****Continuation Budget**

*The purpose of this appropriation is to protect consumers from unfair, deceptive, or fraudulent residential mortgage lending practices and money service businesses, protect consumers by licensing, regulating, and enforcing applicable laws and regulations, and provide efficient and flexible application, registrations, and notification procedures for non-depository financial institutions.*

TOTAL STATE FUNDS	\$2,021,188	\$2,021,188	\$2,021,188
State General Funds	\$2,021,188	\$2,021,188	\$2,021,188
TOTAL PUBLIC FUNDS	\$2,021,188	\$2,021,188	\$2,021,188

**61.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$48,276	\$48,276	\$48,276
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**61.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,813	\$0	\$999
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**61.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds (\$716) (\$716) (\$716)

**61.4** Increase funds to reflect an adjustment in payroll shared services billings.

State General Funds \$355 \$355 \$355

**61.100-Non-Depository Financial Institution Supervision** **Appropriation (HB 751)**

*The purpose of this appropriation is to protect consumers from unfair, deceptive, or fraudulent residential mortgage lending practices and money service businesses, protect consumers by licensing, regulating, and enforcing applicable laws and regulations, and provide efficient and flexible application, registrations, and notification procedures for non-depository financial institutions.*

<b>TOTAL STATE FUNDS</b>	\$2,070,916	\$2,069,103	\$2,070,102
<b>State General Funds</b>	\$2,070,916	\$2,069,103	\$2,070,102
<b>TOTAL PUBLIC FUNDS</b>	\$2,070,916	\$2,069,103	\$2,070,102

**Section 15: Behavioral Health and Developmental Disabilities, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$988,416,162	\$988,416,162	\$988,416,162
State General Funds	\$978,161,024	\$978,161,024	\$978,161,024
Tobacco Settlement Funds	\$10,255,138	\$10,255,138	\$10,255,138
TOTAL FEDERAL FUNDS	\$144,666,334	\$144,666,334	\$144,666,334
Federal Funds Not Itemized	\$5,081,397	\$5,081,397	\$5,081,397
Community Mental Health Services Block Grant CFDA93.958	\$14,163,709	\$14,163,709	\$14,163,709
Medical Assistance Program CFDA93.778	\$25,361,291	\$25,361,291	\$25,361,291
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$47,482,075	\$47,482,075	\$47,482,075
FFIND Social Services Block Grant CFDA93.667	\$40,481,142	\$40,481,142	\$40,481,142
Temporary Assistance for Needy Families	\$528,000	\$528,000	\$528,000
Temporary Assistance for Needy Families Grant CFDA93.558	\$528,000	\$528,000	\$528,000
FFIND Temp. Assistance for Needy Families CFDA93.558	\$11,568,720	\$11,568,720	\$11,568,720
TOTAL AGENCY FUNDS	\$25,771,962	\$25,771,962	\$25,771,962
Intergovernmental Transfers	\$200,000	\$200,000	\$200,000
Intergovernmental Transfers Not Itemized	\$200,000	\$200,000	\$200,000
Rebates, Refunds, and Reimbursements	\$257,036	\$257,036	\$257,036
Rebates, Refunds, and Reimbursements Not Itemized	\$257,036	\$257,036	\$257,036
Royalties and Rents	\$668,024	\$668,024	\$668,024

Royalties and Rents Not Itemized	\$668,024	\$668,024	\$668,024
Sales and Services	\$24,646,902	\$24,646,902	\$24,646,902
Sales and Services Not Itemized	\$24,646,902	\$24,646,902	\$24,646,902
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$5,004,491	\$5,004,491	\$5,004,491
State Funds Transfers	\$4,956,393	\$4,956,393	\$4,956,393
State Fund Transfers Not Itemized	\$2,357,130	\$2,357,130	\$2,357,130
Agency to Agency Contracts	\$2,599,263	\$2,599,263	\$2,599,263
Federal Funds Transfers	\$48,098	\$48,098	\$48,098
Federal Fund Transfers Not Itemized	\$48,098	\$48,098	\$48,098
<b>TOTAL PUBLIC FUNDS</b>	\$1,163,858,949	\$1,163,858,949	\$1,163,858,949

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$1,031,298,993	\$1,032,135,542	\$1,031,591,538
<b>State General Funds</b>	\$1,021,043,855	\$1,021,880,404	\$1,021,336,400
<b>Tobacco Settlement Funds</b>	\$10,255,138	\$10,255,138	\$10,255,138
<b>TOTAL FEDERAL FUNDS</b>	\$144,666,334	\$144,666,334	\$144,666,334
<b>Federal Funds Not Itemized</b>	\$5,081,397	\$5,081,397	\$5,081,397
<b>Community Mental Health Services Block Grant CFDA93.958</b>	\$14,163,709	\$14,163,709	\$14,163,709
<b>Medical Assistance Program CFDA93.778</b>	\$25,361,291	\$25,361,291	\$25,361,291
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	\$47,482,075	\$47,482,075	\$47,482,075
<b>FFIND Social Services Block Grant CFDA93.667</b>	\$40,481,142	\$40,481,142	\$40,481,142
<b>Temporary Assistance for Needy Families</b>	\$528,000	\$528,000	\$528,000
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$528,000	\$528,000	\$528,000
<b>FFIND Temp. Assistance for Needy Families CFDA93.558</b>	\$11,568,720	\$11,568,720	\$11,568,720
<b>TOTAL AGENCY FUNDS</b>	\$25,771,962	\$25,771,962	\$25,771,962
<b>Intergovernmental Transfers</b>	\$200,000	\$200,000	\$200,000
<b>Intergovernmental Transfers Not Itemized</b>	\$200,000	\$200,000	\$200,000
<b>Rebates, Refunds, and Reimbursements</b>	\$257,036	\$257,036	\$257,036
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$257,036	\$257,036	\$257,036
<b>Royalties and Rents</b>	\$668,024	\$668,024	\$668,024
<b>Royalties and Rents Not Itemized</b>	\$668,024	\$668,024	\$668,024
<b>Sales and Services</b>	\$24,646,902	\$24,646,902	\$24,646,902
<b>Sales and Services Not Itemized</b>	\$24,646,902	\$24,646,902	\$24,646,902

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$5,004,491	\$5,004,491	\$5,004,491
<b>State Funds Transfers</b>	\$4,956,393	\$4,956,393	\$4,956,393
<b>State Fund Transfers Not Itemized</b>	\$2,357,130	\$2,357,130	\$2,357,130
<b>Agency to Agency Contracts</b>	\$2,599,263	\$2,599,263	\$2,599,263
<b>Federal Funds Transfers</b>	\$48,098	\$48,098	\$48,098
<b>Federal Fund Transfers Not Itemized</b>	\$48,098	\$48,098	\$48,098
<b>TOTAL PUBLIC FUNDS</b>	\$1,206,741,780	\$1,207,578,329	\$1,207,034,325

**Adult Addictive Diseases Services****Continuation Budget**

*The purpose of this appropriation is to provide a continuum of programs, services and supports for adults who abuse alcohol and other drugs, have a chemical dependency and who need assistance for compulsive gambling.*

TOTAL STATE FUNDS	\$45,207,774	\$45,207,774	\$45,207,774
State General Funds	\$45,207,774	\$45,207,774	\$45,207,774
TOTAL FEDERAL FUNDS	\$44,254,231	\$44,254,231	\$44,254,231
Medical Assistance Program CFDA93.778	\$50,000	\$50,000	\$50,000
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$29,607,511	\$29,607,511	\$29,607,511
FFIND Social Services Block Grant CFDA93.667	\$2,500,000	\$2,500,000	\$2,500,000
Temporary Assistance for Needy Families	\$528,000	\$528,000	\$528,000
Temporary Assistance for Needy Families Grant CFDA93.558	\$528,000	\$528,000	\$528,000
FFIND Temp. Assistance for Needy Families CFDA93.558	\$11,568,720	\$11,568,720	\$11,568,720
TOTAL AGENCY FUNDS	\$434,903	\$434,903	\$434,903
Intergovernmental Transfers	\$200,000	\$200,000	\$200,000
Intergovernmental Transfers Not Itemized	\$200,000	\$200,000	\$200,000
Rebates, Refunds, and Reimbursements	\$234,903	\$234,903	\$234,903
Rebates, Refunds, and Reimbursements Not Itemized	\$234,903	\$234,903	\$234,903
TOTAL PUBLIC FUNDS	\$89,896,908	\$89,896,908	\$89,896,908

**62.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$363,207	\$363,207	\$363,207
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**62.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds \$4,528 \$0 (\$3,370)

**62.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds (\$48,470) (\$48,470) (\$48,470)

**62.4** *Increase funds to provide one-time funds for the Highland Rivers Health CSB Home Again pilot program to serve residents in region one.*

State General Funds \$750,000 \$357,990

**62.100-Adult Addictive Diseases Services** **Appropriation (HB 751)**

*The purpose of this appropriation is to provide a continuum of programs, services and supports for adults who abuse alcohol and other drugs, have a chemical dependency and who need assistance for compulsive gambling.*

<b>TOTAL STATE FUNDS</b>	\$45,527,039	\$46,272,511	\$45,877,131
<b>State General Funds</b>	\$45,527,039	\$46,272,511	\$45,877,131
<b>TOTAL FEDERAL FUNDS</b>	\$44,254,231	\$44,254,231	\$44,254,231
<b>Medical Assistance Program CFDA93.778</b>	\$50,000	\$50,000	\$50,000
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	\$29,607,511	\$29,607,511	\$29,607,511
<b>FFIND Social Services Block Grant CFDA93.667</b>	\$2,500,000	\$2,500,000	\$2,500,000
<b>Temporary Assistance for Needy Families</b>	\$528,000	\$528,000	\$528,000
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$528,000	\$528,000	\$528,000
<b>FFIND Temp. Assistance for Needy Families CFDA93.558</b>	\$11,568,720	\$11,568,720	\$11,568,720
<b>TOTAL AGENCY FUNDS</b>	\$434,903	\$434,903	\$434,903
<b>Intergovernmental Transfers</b>	\$200,000	\$200,000	\$200,000
<b>Intergovernmental Transfers Not Itemized</b>	\$200,000	\$200,000	\$200,000
<b>Rebates, Refunds, and Reimbursements</b>	\$234,903	\$234,903	\$234,903
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$234,903	\$234,903	\$234,903
<b>TOTAL PUBLIC FUNDS</b>	\$90,216,173	\$90,961,645	\$90,566,265

**Adult Developmental Disabilities Services**

**Continuation Budget**

*The purpose of this appropriation is to promote independence of adults with significant development disabilities through institutional care, community support and respite, job readiness, training, and a crisis and access line.*

TOTAL STATE FUNDS	\$286,219,960	\$286,219,960	\$286,219,960
State General Funds	\$275,964,822	\$275,964,822	\$275,964,822
Tobacco Settlement Funds	\$10,255,138	\$10,255,138	\$10,255,138
TOTAL FEDERAL FUNDS	\$42,980,753	\$42,980,753	\$42,980,753
Medical Assistance Program CFDA93.778	\$12,336,582	\$12,336,582	\$12,336,582
FFIND Social Services Block Grant CFDA93.667	\$30,644,171	\$30,644,171	\$30,644,171
TOTAL AGENCY FUNDS	\$12,960,000	\$12,960,000	\$12,960,000
Sales and Services	\$12,960,000	\$12,960,000	\$12,960,000
Sales and Services Not Itemized	\$12,960,000	\$12,960,000	\$12,960,000
TOTAL PUBLIC FUNDS	\$342,160,713	\$342,160,713	\$342,160,713

**63.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$4,596,844	\$4,596,844	\$4,596,844
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**63.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$27,638	\$0	(\$20,570)
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**63.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$426,144)	(\$426,144)	(\$426,144)
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**63.4** *Increase funds for 100 additional slots for the New Options Waiver (NOW).*

State General Funds	\$1,223,897	\$1,223,897	\$1,223,897
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**63.5** *Eliminate one-time funds for Georgia Options for the severely disabled.*

State General Funds	(\$150,000)	(\$150,000)	(\$150,000)
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**63.6** *Transfer funds from the Adult Developmental Disabilities Services program to the Direct Care Support Services program to align with projected expenditures due to the closing of one hospital unit.*

State General Funds	(\$5,400,000)	(\$5,400,000)	(\$5,400,000)
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**63.7** *Increase funds for 93 additional direct care staff at the Gracewood Campus in Augusta to remain in compliance with federal guidelines.*

State General Funds	\$2,843,506	\$2,843,506	\$2,843,506
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**63.8** *Increase funds to provide for an additional salary increase for health aides to address recruitment and retention issues in highest turnover job classes.*

State General Funds	\$1,228,271	\$1,228,271	\$1,228,271
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**63.9** *Reduce funds to reflect an increase in Federal Medical Assistance Percentage (FMAP) from 67.55% to 67.89%.*

State General Funds	(\$2,676,130)	(\$2,676,130)	(\$2,676,130)
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**63.10** *Increase funds to provide six months of funding to reflect a provider rate increase for the Comprehensive Supports Waiver Program (COMP).*

State General Funds	\$11,900,000	\$11,900,000	\$11,900,000
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**63.11** *Increase funds for Rockdale Cares.*

State General Funds			\$10,000
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**63.100-Adult Developmental Disabilities Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to promote independence of adults with significant development disabilities through institutional care, community support and respite, job readiness, training, and a crisis and access line.*

<b>TOTAL STATE FUNDS</b>	\$299,387,842	\$299,360,204	\$299,349,634
<b>State General Funds</b>	\$289,132,704	\$289,105,066	\$289,094,496
<b>Tobacco Settlement Funds</b>	\$10,255,138	\$10,255,138	\$10,255,138
<b>TOTAL FEDERAL FUNDS</b>	\$42,980,753	\$42,980,753	\$42,980,753
<b>Medical Assistance Program CFDA93.778</b>	\$12,336,582	\$12,336,582	\$12,336,582
<b>FFIND Social Services Block Grant CFDA93.667</b>	\$30,644,171	\$30,644,171	\$30,644,171
<b>TOTAL AGENCY FUNDS</b>	\$12,960,000	\$12,960,000	\$12,960,000
<b>Sales and Services</b>	\$12,960,000	\$12,960,000	\$12,960,000
<b>Sales and Services Not Itemized</b>	\$12,960,000	\$12,960,000	\$12,960,000
<b>TOTAL PUBLIC FUNDS</b>	\$355,328,595	\$355,300,957	\$355,290,387



**Adult Forensic Services**

**Continuation Budget**

*The purpose of this appropriation is to provide psychological evaluations of defendants, mental health screening and evaluations, inpatient mental health treatment, competency remediation, forensic evaluation services, and supportive housing for forensic consumers.*

TOTAL STATE FUNDS	\$91,100,073	\$91,100,073	\$91,100,073
State General Funds	\$91,100,073	\$91,100,073	\$91,100,073
TOTAL AGENCY FUNDS	\$26,500	\$26,500	\$26,500
Sales and Services	\$26,500	\$26,500	\$26,500
Sales and Services Not Itemized	\$26,500	\$26,500	\$26,500
TOTAL PUBLIC FUNDS	\$91,126,573	\$91,126,573	\$91,126,573

**64.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$1,517,486	\$1,517,486	\$1,517,486
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**64.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$9,124	\$0	(\$6,791)
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**64.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$46,673)	(\$46,673)	(\$46,673)
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**64.4** *Increase funds to provide for an additional salary increase for health aides to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$4,764,199	\$4,764,199	\$4,764,199
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**64.100-Adult Forensic Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide psychological evaluations of defendants, mental health screening and evaluations, inpatient mental health treatment, competency remediation, forensic evaluation services, and supportive housing for forensic consumers.*

<b>TOTAL STATE FUNDS</b>	\$97,344,209	\$97,335,085	\$97,328,294
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<b>State General Funds</b>	\$97,344,209	\$97,335,085	\$97,328,294
<b>TOTAL AGENCY FUNDS</b>	\$26,500	\$26,500	\$26,500
<b>Sales and Services</b>	\$26,500	\$26,500	\$26,500
<b>Sales and Services Not Itemized</b>	\$26,500	\$26,500	\$26,500
<b>TOTAL PUBLIC FUNDS</b>	\$97,370,709	\$97,361,585	\$97,354,794

**Adult Mental Health Services****Continuation Budget**

*The purpose of this appropriation is to provide evaluation, treatment, crisis stabilization, and residential services to facilitate rehabilitation and recovery for adults with mental illnesses.*

TOTAL STATE FUNDS	\$351,717,528	\$351,717,528	\$351,717,528
State General Funds	\$351,717,528	\$351,717,528	\$351,717,528
TOTAL FEDERAL FUNDS	\$11,858,953	\$11,858,953	\$11,858,953
Federal Funds Not Itemized	\$3,062,355	\$3,062,355	\$3,062,355
Community Mental Health Services Block Grant CFDA93.958	\$6,726,178	\$6,726,178	\$6,726,178
Medical Assistance Program CFDA93.778	\$2,070,420	\$2,070,420	\$2,070,420
TOTAL AGENCY FUNDS	\$1,090,095	\$1,090,095	\$1,090,095
Sales and Services	\$1,090,095	\$1,090,095	\$1,090,095
Sales and Services Not Itemized	\$1,090,095	\$1,090,095	\$1,090,095
TOTAL PUBLIC FUNDS	\$364,666,576	\$364,666,576	\$364,666,576

**65.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$5,858,685	\$5,858,685	\$5,858,685
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**65.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$77,404	\$0	(\$57,608)
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**65.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$277,135)	(\$277,135)	(\$277,135)
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**65.4** *Increase funds for one Behavioral Health Crisis Center to provide community-based emergency/urgent mental health services.*

State General Funds	\$5,700,000	\$5,700,000	\$5,700,000
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**65.5** *Increase funds to provide for an additional salary increase for health aides to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$2,233,218	\$2,233,218	\$2,233,218
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**65.6** *Utilize existing Projects for Assistance in Transition from Homelessness (PATH) funds to increase access to supportive housing. (S:YES)*

State General Funds			\$0
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<b>65.100-Adult Mental Health Services</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide evaluation, treatment, crisis stabilization, and residential services to facilitate rehabilitation and recovery for adults with mental illnesses.*

<b>TOTAL STATE FUNDS</b>	\$365,309,700	\$365,232,296	\$365,174,688
<b>State General Funds</b>	\$365,309,700	\$365,232,296	\$365,174,688
<b>TOTAL FEDERAL FUNDS</b>	\$11,858,953	\$11,858,953	\$11,858,953
<b>Federal Funds Not Itemized</b>	\$3,062,355	\$3,062,355	\$3,062,355
<b>Community Mental Health Services Block Grant CFDA93.958</b>	\$6,726,178	\$6,726,178	\$6,726,178
<b>Medical Assistance Program CFDA93.778</b>	\$2,070,420	\$2,070,420	\$2,070,420
<b>TOTAL AGENCY FUNDS</b>	\$1,090,095	\$1,090,095	\$1,090,095
<b>Sales and Services</b>	\$1,090,095	\$1,090,095	\$1,090,095
<b>Sales and Services Not Itemized</b>	\$1,090,095	\$1,090,095	\$1,090,095
<b>TOTAL PUBLIC FUNDS</b>	\$378,258,748	\$378,181,344	\$378,123,736

**Child and Adolescent Addictive Diseases Services**

**Continuation Budget**

*The purpose of this appropriation is to provide services to children and adolescents for the safe withdrawal from abused substances and promote a transition to productive living.*

<b>TOTAL STATE FUNDS</b>	\$3,281,399	\$3,281,399	\$3,281,399
State General Funds	\$3,281,399	\$3,281,399	\$3,281,399
<b>TOTAL FEDERAL FUNDS</b>	\$7,928,149	\$7,928,149	\$7,928,149
Medical Assistance Program CFDA93.778	\$50,000	\$50,000	\$50,000
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$7,878,149	\$7,878,149	\$7,878,149

TOTAL PUBLIC FUNDS	\$11,209,548	\$11,209,548	\$11,209,548
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**66.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$26,363	\$26,363	\$26,363
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**66.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$329	\$0	(\$245)
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<b>66.100-Child and Adolescent Addictive Diseases Services</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide services to children and adolescents for the safe withdrawal from abused substances and promote a transition to productive living.*

<b>TOTAL STATE FUNDS</b>	\$3,308,091	\$3,307,762	\$3,307,517
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State General Funds	\$3,308,091	\$3,307,762	\$3,307,517
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<b>TOTAL FEDERAL FUNDS</b>	\$7,928,149	\$7,928,149	\$7,928,149
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Medical Assistance Program CFDA93.778	\$50,000	\$50,000	\$50,000
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Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$7,878,149	\$7,878,149	\$7,878,149
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<b>TOTAL PUBLIC FUNDS</b>	\$11,236,240	\$11,235,911	\$11,235,666
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**Child and Adolescent Developmental Disabilities**

**Continuation Budget**

*The purpose of this appropriation is to provide evaluation, residential, support, and education services to promote independence for children and adolescents with developmental disabilities.*

TOTAL STATE FUNDS	\$8,840,683	\$8,840,683	\$8,840,683
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State General Funds	\$8,840,683	\$8,840,683	\$8,840,683
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TOTAL FEDERAL FUNDS	\$3,588,692	\$3,588,692	\$3,588,692
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Medical Assistance Program CFDA93.778	\$3,588,692	\$3,588,692	\$3,588,692
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<b>TOTAL PUBLIC FUNDS</b>	\$12,429,375	\$12,429,375	\$12,429,375
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**67.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$147,262	\$147,262	\$147,262
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**67.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$885	\$0	(\$659)
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**67.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$4,529)	(\$4,529)	(\$4,529)
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<b>67.100-Child and Adolescent Developmental Disabilities</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide evaluation, residential, support, and education services to promote independence for children and adolescents with developmental disabilities.*

<b>TOTAL STATE FUNDS</b>	\$8,984,301	\$8,983,416	\$8,982,757
<b>State General Funds</b>	\$8,984,301	\$8,983,416	\$8,982,757
<b>TOTAL FEDERAL FUNDS</b>	\$3,588,692	\$3,588,692	\$3,588,692
<b>Medical Assistance Program CFDA93.778</b>	\$3,588,692	\$3,588,692	\$3,588,692
<b>TOTAL PUBLIC FUNDS</b>	\$12,572,993	\$12,572,108	\$12,571,449

**Child and Adolescent Forensic Services**

**Continuation Budget**

*The purpose of this appropriation is to provide evaluation, treatment and residential services to children and adolescents clients referred by Georgia's criminal justice or corrections system.*

<b>TOTAL STATE FUNDS</b>	\$5,230,226	\$5,230,226	\$5,230,226
State General Funds	\$5,230,226	\$5,230,226	\$5,230,226
<b>TOTAL PUBLIC FUNDS</b>	\$5,230,226	\$5,230,226	\$5,230,226

**68.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$42,020	\$42,020	\$42,020
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**68.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$524	\$0	(\$390)
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**68.3** *Increase funds to implement the juvenile code rewrite.*

State General Funds	\$1,200,000	\$1,200,000	\$1,200,000
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**68.100-Child and Adolescent Forensic Services****Appropriation (HB 751)**

*The purpose of this appropriation is to provide evaluation, treatment and residential services to children and adolescents clients referred by Georgia's criminal justice or corrections system.*

<b>TOTAL STATE FUNDS</b>	\$6,472,770	\$6,472,246	\$6,471,856
<b>State General Funds</b>	\$6,472,770	\$6,472,246	\$6,471,856
<b>TOTAL PUBLIC FUNDS</b>	\$6,472,770	\$6,472,246	\$6,471,856

**Child and Adolescent Mental Health Services****Continuation Budget**

*The purpose of this appropriation is to provide evaluation, treatment, crisis stabilization, and residential services to children and adolescents with mental illness.*

TOTAL STATE FUNDS	\$49,342,643	\$49,342,643	\$49,342,643
State General Funds	\$49,342,643	\$49,342,643	\$49,342,643
TOTAL FEDERAL FUNDS	\$10,324,515	\$10,324,515	\$10,324,515
Community Mental Health Services Block Grant CFDA93.958	\$7,437,531	\$7,437,531	\$7,437,531
Medical Assistance Program CFDA93.778	\$2,886,984	\$2,886,984	\$2,886,984
TOTAL AGENCY FUNDS	\$85,000	\$85,000	\$85,000
Sales and Services	\$85,000	\$85,000	\$85,000
Sales and Services Not Itemized	\$85,000	\$85,000	\$85,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,584,781	\$2,584,781	\$2,584,781
State Funds Transfers	\$2,536,683	\$2,536,683	\$2,536,683
Agency to Agency Contracts	\$2,536,683	\$2,536,683	\$2,536,683
Federal Funds Transfers	\$48,098	\$48,098	\$48,098
Federal Fund Transfers Not Itemized	\$48,098	\$48,098	\$48,098
TOTAL PUBLIC FUNDS	\$62,336,939	\$62,336,939	\$62,336,939

**69.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$821,918	\$821,918	\$821,918
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**69.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds \$4,942 \$0 (\$3,678)

**69.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds (\$25,280) (\$25,280) (\$25,280)

**69.4** *Increase funds to provide for an additional salary increase for health aides to address recruitment and retention issues in the highest turnover job classes.*

State General Funds \$133,995 \$133,995 \$133,995

**69.100-Child and Adolescent Mental Health Services** **Appropriation (HB 751)**

*The purpose of this appropriation is to provide evaluation, treatment, crisis stabilization, and residential services to children and adolescents with mental illness.*

<b>TOTAL STATE FUNDS</b>	\$50,278,218	\$50,273,276	\$50,269,598
<b>State General Funds</b>	\$50,278,218	\$50,273,276	\$50,269,598
<b>TOTAL FEDERAL FUNDS</b>	\$10,324,515	\$10,324,515	\$10,324,515
<b>Community Mental Health Services Block Grant CFDA93.958</b>	\$7,437,531	\$7,437,531	\$7,437,531
<b>Medical Assistance Program CFDA93.778</b>	\$2,886,984	\$2,886,984	\$2,886,984
<b>TOTAL AGENCY FUNDS</b>	\$85,000	\$85,000	\$85,000
<b>Sales and Services</b>	\$85,000	\$85,000	\$85,000
<b>Sales and Services Not Itemized</b>	\$85,000	\$85,000	\$85,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,584,781	\$2,584,781	\$2,584,781
<b>State Funds Transfers</b>	\$2,536,683	\$2,536,683	\$2,536,683
<b>Agency to Agency Contracts</b>	\$2,536,683	\$2,536,683	\$2,536,683
<b>Federal Funds Transfers</b>	\$48,098	\$48,098	\$48,098
<b>Federal Fund Transfers Not Itemized</b>	\$48,098	\$48,098	\$48,098
<b>TOTAL PUBLIC FUNDS</b>	\$63,272,514	\$63,267,572	\$63,263,894

**Departmental Administration-Behavioral Health**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support for all mental health, developmental disabilities and addictive diseases programs of the department.*

TOTAL STATE FUNDS	\$37,465,230	\$37,465,230	\$37,465,230
State General Funds	\$37,465,230	\$37,465,230	\$37,465,230
TOTAL FEDERAL FUNDS	\$11,715,584	\$11,715,584	\$11,715,584
Medical Assistance Program CFDA93.778	\$4,378,613	\$4,378,613	\$4,378,613
FFIND Social Services Block Grant CFDA93.667	\$7,336,971	\$7,336,971	\$7,336,971
TOTAL AGENCY FUNDS	\$22,133	\$22,133	\$22,133
Rebates, Refunds, and Reimbursements	\$22,133	\$22,133	\$22,133
Rebates, Refunds, and Reimbursements Not Itemized	\$22,133	\$22,133	\$22,133
TOTAL PUBLIC FUNDS	\$49,202,947	\$49,202,947	\$49,202,947

**70.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$326,958	\$326,958	\$326,958
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**70.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$5,378	\$0	(\$4,003)
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**70.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$165,501)	(\$165,501)	(\$165,501)
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**70.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$113,279	\$113,279	\$113,279
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**70.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$220,390	\$165,293
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**70.100-Departmental Administration-Behavioral Health**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide administrative support for all mental health, developmental disabilities and addictive diseases programs of the department.*

<b>TOTAL STATE FUNDS</b>	\$37,745,344	\$37,960,356	\$37,901,256
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<b>State General Funds</b>	\$37,745,344	\$37,960,356	\$37,901,256
<b>TOTAL FEDERAL FUNDS</b>	\$11,715,584	\$11,715,584	\$11,715,584
<b>Medical Assistance Program CFDA93.778</b>	\$4,378,613	\$4,378,613	\$4,378,613
<b>FFIND Social Services Block Grant CFDA93.667</b>	\$7,336,971	\$7,336,971	\$7,336,971
<b>TOTAL AGENCY FUNDS</b>	\$22,133	\$22,133	\$22,133
<b>Rebates, Refunds, and Reimbursements</b>	\$22,133	\$22,133	\$22,133
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$22,133	\$22,133	\$22,133
<b>TOTAL PUBLIC FUNDS</b>	\$49,483,061	\$49,698,073	\$49,638,973

**Direct Care Support Services**

**Continuation Budget**

*The purpose of this appropriation is to operate five state-owned and operated hospitals.*

TOTAL STATE FUNDS	\$108,858,524	\$108,858,524	\$108,858,524
State General Funds	\$108,858,524	\$108,858,524	\$108,858,524
TOTAL AGENCY FUNDS	\$11,153,331	\$11,153,331	\$11,153,331
Royalties and Rents	\$668,024	\$668,024	\$668,024
Royalties and Rents Not Itemized	\$668,024	\$668,024	\$668,024
Sales and Services	\$10,485,307	\$10,485,307	\$10,485,307
Sales and Services Not Itemized	\$10,485,307	\$10,485,307	\$10,485,307
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,419,710	\$2,419,710	\$2,419,710
State Funds Transfers	\$2,419,710	\$2,419,710	\$2,419,710
State Fund Transfers Not Itemized	\$2,357,130	\$2,357,130	\$2,357,130
Agency to Agency Contracts	\$62,580	\$62,580	\$62,580
TOTAL PUBLIC FUNDS	\$122,431,565	\$122,431,565	\$122,431,565

**71.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$874,587	\$874,587	\$874,587
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**71.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$10,902	\$0	(\$8,114)
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**71.3** *Increase funds to provide for an additional salary increase for health aides to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$535,971	\$535,971	\$535,971
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**71.4** *Transfer funds from the Adult Developmental Disabilities Services program to the Direct Care Support Services program to align with projected expenditures due to the closing of one hospital unit.*

State General Funds	\$5,400,000	\$5,400,000	\$5,400,000
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<b>71.100-Direct Care Support Services</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to operate five state-owned and operated hospitals.*

<b>TOTAL STATE FUNDS</b>	\$115,679,984	\$115,669,082	\$115,660,968
<b>State General Funds</b>	\$115,679,984	\$115,669,082	\$115,660,968
<b>TOTAL AGENCY FUNDS</b>	\$11,153,331	\$11,153,331	\$11,153,331
<b>Royalties and Rents</b>	\$668,024	\$668,024	\$668,024
<b>Royalties and Rents Not Itemized</b>	\$668,024	\$668,024	\$668,024
<b>Sales and Services</b>	\$10,485,307	\$10,485,307	\$10,485,307
<b>Sales and Services Not Itemized</b>	\$10,485,307	\$10,485,307	\$10,485,307
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,419,710	\$2,419,710	\$2,419,710
<b>State Funds Transfers</b>	\$2,419,710	\$2,419,710	\$2,419,710
<b>State Fund Transfers Not Itemized</b>	\$2,357,130	\$2,357,130	\$2,357,130
<b>Agency to Agency Contracts</b>	\$62,580	\$62,580	\$62,580
<b>TOTAL PUBLIC FUNDS</b>	\$129,253,025	\$129,242,123	\$129,234,009

**Substance Abuse Prevention**

**Continuation Budget**

*The purpose of this appropriation is to promote the health and well-being of children, youth, families and communities through preventing the use and/or abuse of alcohol, tobacco and drugs.*

TOTAL STATE FUNDS	\$234,588	\$234,588	\$234,588
State General Funds	\$234,588	\$234,588	\$234,588
TOTAL FEDERAL FUNDS	\$9,996,415	\$9,996,415	\$9,996,415
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$9,996,415	\$9,996,415	\$9,996,415
TOTAL PUBLIC FUNDS	\$10,231,003	\$10,231,003	\$10,231,003

**72.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$1,885	\$1,885	\$1,885
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**72.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$23	\$0	(\$17)
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<b>72.100-Substance Abuse Prevention</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to promote the health and well-being of children, youth, families and communities through preventing the use and/or abuse of alcohol, tobacco and drugs.*

<b>TOTAL STATE FUNDS</b>	\$236,496	\$236,473	\$236,456
<b>State General Funds</b>	\$236,496	\$236,473	\$236,456
<b>TOTAL FEDERAL FUNDS</b>	\$9,996,415	\$9,996,415	\$9,996,415
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	\$9,996,415	\$9,996,415	\$9,996,415
<b>TOTAL PUBLIC FUNDS</b>	\$10,232,911	\$10,232,888	\$10,232,871

**Developmental Disabilities, Georgia Council on**

**Continuation Budget**

*The purpose of this appropriation is to promote quality services and support for people with developmental disabilities and their families.*

<b>TOTAL STATE FUNDS</b>	\$244,153	\$244,153	\$244,153
State General Funds	\$244,153	\$244,153	\$244,153
<b>TOTAL FEDERAL FUNDS</b>	\$2,019,042	\$2,019,042	\$2,019,042
Federal Funds Not Itemized	\$2,019,042	\$2,019,042	\$2,019,042
<b>TOTAL PUBLIC FUNDS</b>	\$2,263,195	\$2,263,195	\$2,263,195

**73.1** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds	\$8,891	\$6,668
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<b>73.100-Developmental Disabilities, Georgia Council on</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to promote quality services and support for people with developmental disabilities and their families.*

<b>TOTAL STATE FUNDS</b>	\$244,153	\$253,044	\$250,821
<b>State General Funds</b>	\$244,153	\$253,044	\$250,821

<b>TOTAL FEDERAL FUNDS</b>	\$2,019,042	\$2,019,042	\$2,019,042
<b>Federal Funds Not Itemized</b>	\$2,019,042	\$2,019,042	\$2,019,042
<b>TOTAL PUBLIC FUNDS</b>	\$2,263,195	\$2,272,086	\$2,269,863

**Sexual Offender Review Board**

**Continuation Budget**

*The purpose of this appropriation is to protect Georgia's children by identifying convicted sexual offenders that present the greatest risk of sexually reoffending.*

TOTAL STATE FUNDS	\$673,381	\$673,381	\$673,381
State General Funds	\$673,381	\$673,381	\$673,381
TOTAL PUBLIC FUNDS	\$673,381	\$673,381	\$673,381

**74.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$16,859	\$16,859	\$16,859
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**74.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,055	\$0	\$771
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**74.3** *Increase funds for personnel for one clinical evaluator.*

State General Funds	\$89,551	\$89,551	\$89,551
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<b>74.100-Sexual Offender Review Board</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to protect Georgia's children by identifying convicted sexual offenders that present the greatest risk of sexually reoffending.*

<b>TOTAL STATE FUNDS</b>	\$780,846	\$779,791	\$780,562
<b>State General Funds</b>	\$780,846	\$779,791	\$780,562
<b>TOTAL PUBLIC FUNDS</b>	\$780,846	\$779,791	\$780,562

**Section 16: Community Affairs, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$71,890,242	\$71,890,242	\$71,890,242
State General Funds	\$71,890,242	\$71,890,242	\$71,890,242
TOTAL FEDERAL FUNDS	\$192,544,116	\$192,544,116	\$192,544,116

Federal Funds Not Itemized	\$192,544,116	\$192,544,116	\$192,544,116
<b>TOTAL AGENCY FUNDS</b>	<b>\$15,952,778</b>	<b>\$15,952,778</b>	<b>\$15,952,778</b>
Reserved Fund Balances	\$440,951	\$440,951	\$440,951
Reserved Fund Balances Not Itemized	\$440,951	\$440,951	\$440,951
Intergovernmental Transfers	\$14,756,490	\$14,756,490	\$14,756,490
Intergovernmental Transfers Not Itemized	\$14,756,490	\$14,756,490	\$14,756,490
Sales and Services	\$755,337	\$755,337	\$755,337
Sales and Services Not Itemized	\$755,337	\$755,337	\$755,337
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$206,374</b>	<b>\$206,374</b>	<b>\$206,374</b>
State Funds Transfers	\$191,520	\$191,520	\$191,520
Agency to Agency Contracts	\$191,520	\$191,520	\$191,520
Agency Funds Transfers	\$14,854	\$14,854	\$14,854
Agency Fund Transfers Not Itemized	\$14,854	\$14,854	\$14,854
<b>TOTAL PUBLIC FUNDS</b>	<b>\$280,593,510</b>	<b>\$280,593,510</b>	<b>\$280,593,510</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$91,826,346	\$81,956,441	\$81,882,032
<b>State General Funds</b>	\$91,826,346	\$81,956,441	\$81,882,032
<b>TOTAL FEDERAL FUNDS</b>	<b>\$192,544,116</b>	<b>\$192,544,116</b>	<b>\$192,544,116</b>
<b>Federal Funds Not Itemized</b>	<b>\$192,544,116</b>	<b>\$192,544,116</b>	<b>\$192,544,116</b>
<b>TOTAL AGENCY FUNDS</b>	<b>\$15,952,778</b>	<b>\$15,952,778</b>	<b>\$15,952,778</b>
<b>Reserved Fund Balances</b>	<b>\$440,951</b>	<b>\$440,951</b>	<b>\$440,951</b>
<b>Reserved Fund Balances Not Itemized</b>	<b>\$440,951</b>	<b>\$440,951</b>	<b>\$440,951</b>
<b>Intergovernmental Transfers</b>	<b>\$14,756,490</b>	<b>\$14,756,490</b>	<b>\$14,756,490</b>
<b>Intergovernmental Transfers Not Itemized</b>	<b>\$14,756,490</b>	<b>\$14,756,490</b>	<b>\$14,756,490</b>
<b>Sales and Services</b>	<b>\$755,337</b>	<b>\$755,337</b>	<b>\$755,337</b>
<b>Sales and Services Not Itemized</b>	<b>\$755,337</b>	<b>\$755,337</b>	<b>\$755,337</b>
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$206,374</b>	<b>\$206,374</b>	<b>\$206,374</b>
<b>State Funds Transfers</b>	<b>\$191,520</b>	<b>\$191,520</b>	<b>\$191,520</b>
<b>Agency to Agency Contracts</b>	<b>\$191,520</b>	<b>\$191,520</b>	<b>\$191,520</b>
<b>Agency Funds Transfers</b>	<b>\$14,854</b>	<b>\$14,854</b>	<b>\$14,854</b>
<b>Agency Fund Transfers Not Itemized</b>	<b>\$14,854</b>	<b>\$14,854</b>	<b>\$14,854</b>
<b>TOTAL PUBLIC FUNDS</b>	<b>\$300,529,614</b>	<b>\$290,659,709</b>	<b>\$290,585,300</b>

**Building Construction****Continuation Budget**

*The purpose of this appropriation is to maintain up-to-date minimum building construction standards for all new structures built in the state; to inspect factory built (modular) buildings to ensure Georgia's minimum construction codes are met; to review proposed enhancements to local government construction codes; and to provide professional training to building inspectors and builders on Georgia's construction codes.*

TOTAL STATE FUNDS	\$246,966	\$246,966	\$246,966
State General Funds	\$246,966	\$246,966	\$246,966
TOTAL AGENCY FUNDS	\$224,020	\$224,020	\$224,020
Sales and Services	\$224,020	\$224,020	\$224,020
Sales and Services Not Itemized	\$224,020	\$224,020	\$224,020
TOTAL PUBLIC FUNDS	\$470,986	\$470,986	\$470,986

**75.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$6,593	\$6,593	\$6,593
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**75.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$189	\$0	\$77
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**75.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$250)	(\$250)	(\$250)
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**75.100-Building Construction****Appropriation (HB 751)**

*The purpose of this appropriation is to maintain up-to-date minimum building construction standards for all new structures built in the state; to inspect factory built (modular) buildings to ensure Georgia's minimum construction codes are met; to review proposed enhancements to local government construction codes; and to provide professional training to building inspectors and builders on Georgia's construction codes.*

<b>TOTAL STATE FUNDS</b>	\$253,498	\$253,309	\$253,386
<b>State General Funds</b>	\$253,498	\$253,309	\$253,386
<b>TOTAL AGENCY FUNDS</b>	\$224,020	\$224,020	\$224,020
<b>Sales and Services</b>	\$224,020	\$224,020	\$224,020

<b>Sales and Services Not Itemized</b>	\$224,020	\$224,020	\$224,020
<b>TOTAL PUBLIC FUNDS</b>	\$477,518	\$477,329	\$477,406

**Coordinated Planning**

**Continuation Budget**

*The purpose of this appropriation is to ensure that county and city governments meet the requirements of the Georgia Planning Act of 1989 by establishing standards and procedures for comprehensive plans and reviewing plans submitted by local governments; to provide training and assistance to local governments in completing comprehensive plans for quality growth by offering mapping and Geographical Information System (GIS) services, online planning tools, and resource teams, and funding the regional planning efforts of Regional Commissions; and to provide annexation reports from Georgia cities to the U.S. Census Bureau.*

TOTAL STATE FUNDS	\$3,773,704	\$3,773,704	\$3,773,704
State General Funds	\$3,773,704	\$3,773,704	\$3,773,704
TOTAL FEDERAL FUNDS	\$242,503	\$242,503	\$242,503
Federal Funds Not Itemized	\$242,503	\$242,503	\$242,503
TOTAL AGENCY FUNDS	\$60,190	\$60,190	\$60,190
Sales and Services	\$60,190	\$60,190	\$60,190
Sales and Services Not Itemized	\$60,190	\$60,190	\$60,190
<b>TOTAL PUBLIC FUNDS</b>	<b>\$4,076,397</b>	<b>\$4,076,397</b>	<b>\$4,076,397</b>

**76.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$29,434	\$29,434	\$29,434
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**76.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$839	\$0	\$342
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**76.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$996)	(\$996)	(\$996)
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**76.4** *Increase funds for environmental projects.*

State General Funds		\$50,000	\$100,000
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<b>76.100-Coordinated Planning</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to ensure that county and city governments meet the requirements of the Georgia Planning Act of 1989 by establishing standards and procedures for comprehensive plans and reviewing plans submitted by local governments; to provide training and assistance to local governments in completing comprehensive plans for quality growth by offering mapping and Geographical Information System (GIS) services, online planning tools, and resource teams, and funding the regional planning efforts of Regional Commissions; and to provide annexation reports from Georgia cities to the U.S. Census Bureau.*

<b>TOTAL STATE FUNDS</b>	\$3,802,981	\$3,852,142	\$3,902,484
<b>State General Funds</b>	\$3,802,981	\$3,852,142	\$3,902,484
<b>TOTAL FEDERAL FUNDS</b>	\$242,503	\$242,503	\$242,503
<b>Federal Funds Not Itemized</b>	\$242,503	\$242,503	\$242,503
<b>TOTAL AGENCY FUNDS</b>	\$60,190	\$60,190	\$60,190
<b>Sales and Services</b>	\$60,190	\$60,190	\$60,190
<b>Sales and Services Not Itemized</b>	\$60,190	\$60,190	\$60,190
<b>TOTAL PUBLIC FUNDS</b>	\$4,105,674	\$4,154,835	\$4,205,177

**Departmental Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support for all programs of the department.*

<b>TOTAL STATE FUNDS</b>	\$1,128,518	\$1,128,518	\$1,128,518
State General Funds	\$1,128,518	\$1,128,518	\$1,128,518
<b>TOTAL FEDERAL FUNDS</b>	\$3,348,158	\$3,348,158	\$3,348,158
Federal Funds Not Itemized	\$3,348,158	\$3,348,158	\$3,348,158
<b>TOTAL AGENCY FUNDS</b>	\$3,298,215	\$3,298,215	\$3,298,215
Reserved Fund Balances	\$110,951	\$110,951	\$110,951
Reserved Fund Balances Not Itemized	\$110,951	\$110,951	\$110,951
Intergovernmental Transfers	\$2,975,476	\$2,975,476	\$2,975,476
Intergovernmental Transfers Not Itemized	\$2,975,476	\$2,975,476	\$2,975,476
Sales and Services	\$211,788	\$211,788	\$211,788
Sales and Services Not Itemized	\$211,788	\$211,788	\$211,788
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$14,854	\$14,854	\$14,854
Agency Funds Transfers	\$14,854	\$14,854	\$14,854
Agency Fund Transfers Not Itemized	\$14,854	\$14,854	\$14,854
<b>TOTAL PUBLIC FUNDS</b>	\$7,789,745	\$7,789,745	\$7,789,745



**77.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$1,193	\$1,193	\$1,193
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**77.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$34	\$0	\$14
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**77.3** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$2,103	\$2,103	\$2,103
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**77.4** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$1,124	\$1,124	\$1,124
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**77.5** *Transfer funds from the Georgia Advocacy Office contract from the Departmental Administration program to the Special Housing Initiatives program for the Home Access initiative.*

State General Funds	(\$224,902)	(\$224,902)	(\$224,902)
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**77.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$3,986	\$2,990
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<b>77.100-Departmental Administration</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide administrative support for all programs of the department.*

<b>TOTAL STATE FUNDS</b>	\$908,070	\$912,022	\$911,040
<b>State General Funds</b>	\$908,070	\$912,022	\$911,040
<b>TOTAL FEDERAL FUNDS</b>	\$3,348,158	\$3,348,158	\$3,348,158
<b>Federal Funds Not Itemized</b>	\$3,348,158	\$3,348,158	\$3,348,158
<b>TOTAL AGENCY FUNDS</b>	\$3,298,215	\$3,298,215	\$3,298,215
<b>Reserved Fund Balances</b>	\$110,951	\$110,951	\$110,951
<b>Reserved Fund Balances Not Itemized</b>	\$110,951	\$110,951	\$110,951
<b>Intergovernmental Transfers</b>	\$2,975,476	\$2,975,476	\$2,975,476
<b>Intergovernmental Transfers Not Itemized</b>	\$2,975,476	\$2,975,476	\$2,975,476
<b>Sales and Services</b>	\$211,788	\$211,788	\$211,788

<b>Sales and Services Not Itemized</b>	\$211,788	\$211,788	\$211,788
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$14,854	\$14,854	\$14,854
Agency Funds Transfers	\$14,854	\$14,854	\$14,854
Agency Fund Transfers Not Itemized	\$14,854	\$14,854	\$14,854
<b>TOTAL PUBLIC FUNDS</b>	\$7,569,297	\$7,573,249	\$7,572,267

**Federal Community and Economic Development Programs****Continuation Budget**

*The purpose of this appropriation is to administer federal grant and loan programs to promote volunteerism and community and economic development among local governments, development authorities, and private entities.*

TOTAL STATE FUNDS	\$1,604,758	\$1,604,758	\$1,604,758
State General Funds	\$1,604,758	\$1,604,758	\$1,604,758
TOTAL FEDERAL FUNDS	\$51,572,530	\$51,572,530	\$51,572,530
Federal Funds Not Itemized	\$51,572,530	\$51,572,530	\$51,572,530
TOTAL AGENCY FUNDS	\$305,415	\$305,415	\$305,415
Intergovernmental Transfers	\$275,415	\$275,415	\$275,415
Intergovernmental Transfers Not Itemized	\$275,415	\$275,415	\$275,415
Sales and Services	\$30,000	\$30,000	\$30,000
Sales and Services Not Itemized	\$30,000	\$30,000	\$30,000
TOTAL PUBLIC FUNDS	\$53,482,703	\$53,482,703	\$53,482,703

**78.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$38,008	\$38,008	\$38,008
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**78.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,083	\$0	\$442
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**78.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$1,411)	(\$1,411)	(\$1,411)
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**78.100-Federal Community and Economic Development Programs** **Appropriation (HB 751)**

*The purpose of this appropriation is to administer federal grant and loan programs to promote volunteerism and community and economic development among local governments, development authorities, and private entities.*

<b>TOTAL STATE FUNDS</b>	\$1,642,438	\$1,641,355	\$1,641,797
<b>State General Funds</b>	\$1,642,438	\$1,641,355	\$1,641,797
<b>TOTAL FEDERAL FUNDS</b>	\$51,572,530	\$51,572,530	\$51,572,530
<b>Federal Funds Not Itemized</b>	\$51,572,530	\$51,572,530	\$51,572,530
<b>TOTAL AGENCY FUNDS</b>	\$305,415	\$305,415	\$305,415
<b>Intergovernmental Transfers</b>	\$275,415	\$275,415	\$275,415
<b>Intergovernmental Transfers Not Itemized</b>	\$275,415	\$275,415	\$275,415
<b>Sales and Services</b>	\$30,000	\$30,000	\$30,000
<b>Sales and Services Not Itemized</b>	\$30,000	\$30,000	\$30,000
<b>TOTAL PUBLIC FUNDS</b>	\$53,520,383	\$53,519,300	\$53,519,742

**Homeownership Programs****Continuation Budget**

*The purpose of this appropriation is to expand the supply of affordable housing through rehabilitation and construction financing, and to promote homeownership for low and moderate-income individuals by providing sustainable housing grants to local governments, administering mortgage and down payment assistance programs for low and moderate-income homebuyers, and offering homeownership counseling and home buyer education programs through a partnership with private providers.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
<b>State General Funds</b>	\$0	\$0	\$0
<b>TOTAL FEDERAL FUNDS</b>	\$8,768,721	\$8,768,721	\$8,768,721
<b>Federal Funds Not Itemized</b>	\$8,768,721	\$8,768,721	\$8,768,721
<b>TOTAL AGENCY FUNDS</b>	\$5,574,739	\$5,574,739	\$5,574,739
<b>Intergovernmental Transfers</b>	\$5,574,739	\$5,574,739	\$5,574,739
<b>Intergovernmental Transfers Not Itemized</b>	\$5,574,739	\$5,574,739	\$5,574,739
<b>TOTAL PUBLIC FUNDS</b>	\$14,343,460	\$14,343,460	\$14,343,460

**79.100-Homeownership Programs** **Appropriation (HB 751)**

*The purpose of this appropriation is to expand the supply of affordable housing through rehabilitation and construction financing, and to promote homeownership for low and moderate-income individuals by providing sustainable housing grants to local governments, administering mortgage and down payment assistance programs for low and moderate-income homebuyers, and offering homeownership counseling and home buyer education programs through a partnership with private providers.*

<b>TOTAL FEDERAL FUNDS</b>	\$8,768,721	\$8,768,721	\$8,768,721
<b>Federal Funds Not Itemized</b>	\$8,768,721	\$8,768,721	\$8,768,721
<b>TOTAL AGENCY FUNDS</b>	\$5,574,739	\$5,574,739	\$5,574,739
<b>Intergovernmental Transfers</b>	\$5,574,739	\$5,574,739	\$5,574,739
<b>Intergovernmental Transfers Not Itemized</b>	\$5,574,739	\$5,574,739	\$5,574,739
<b>TOTAL PUBLIC FUNDS</b>	\$14,343,460	\$14,343,460	\$14,343,460

**Regional Services****Continuation Budget**

*The purpose of this appropriation is to promote access to Department services and assistance through a statewide network of regional representatives, to provide technical assistance and grants to local communities to achieve goals relating to housing and community and economic development projects and services that are in-line with the community's comprehensive plan, and to develop leadership infrastructure across local governments.*

TOTAL STATE FUNDS	\$1,055,291	\$1,055,291	\$1,055,291
State General Funds	\$1,055,291	\$1,055,291	\$1,055,291
TOTAL FEDERAL FUNDS	\$108,000	\$108,000	\$108,000
Federal Funds Not Itemized	\$108,000	\$108,000	\$108,000
TOTAL AGENCY FUNDS	\$188,650	\$188,650	\$188,650
Intergovernmental Transfers	\$175,000	\$175,000	\$175,000
Intergovernmental Transfers Not Itemized	\$175,000	\$175,000	\$175,000
Sales and Services	\$13,650	\$13,650	\$13,650
Sales and Services Not Itemized	\$13,650	\$13,650	\$13,650
TOTAL PUBLIC FUNDS	\$1,351,941	\$1,351,941	\$1,351,941

**80.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$27,625	\$27,625	\$27,625
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**80.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$787	\$0	\$321
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**80.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$747)	(\$747)	(\$747)
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**80.100-Regional Services** **Appropriation (HB 751)**

*The purpose of this appropriation is to promote access to Department services and assistance through a statewide network of regional representatives, to provide technical assistance and grants to local communities to achieve goals relating to housing and community and economic development projects and services that are in-line with the community's comprehensive plan, and to develop leadership infrastructure across local governments.*

<b>TOTAL STATE FUNDS</b>	\$1,082,956	\$1,082,169	\$1,082,490
<b>State General Funds</b>	\$1,082,956	\$1,082,169	\$1,082,490
<b>TOTAL FEDERAL FUNDS</b>	\$108,000	\$108,000	\$108,000
<b>Federal Funds Not Itemized</b>	\$108,000	\$108,000	\$108,000
<b>TOTAL AGENCY FUNDS</b>	\$188,650	\$188,650	\$188,650
<b>Intergovernmental Transfers</b>	\$175,000	\$175,000	\$175,000
<b>Intergovernmental Transfers Not Itemized</b>	\$175,000	\$175,000	\$175,000
<b>Sales and Services</b>	\$13,650	\$13,650	\$13,650
<b>Sales and Services Not Itemized</b>	\$13,650	\$13,650	\$13,650
<b>TOTAL PUBLIC FUNDS</b>	\$1,379,606	\$1,378,819	\$1,379,140

**Rental Housing Programs**

**Continuation Budget**

*The purpose of this appropriation is to provide affordable rental housing to very low, and moderate-income households by allocating federal and state housing tax credits on a competitive basis, by administering low-interest loans for affordable rental housing, by researching affordable housing issues, and by providing tenant-based assistance to low-income individuals and families allowing them to rent safe, decent, and sanitary dwelling units in the private rental market.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
<b>State General Funds</b>	\$0	\$0	\$0
<b>TOTAL FEDERAL FUNDS</b>	\$126,017,466	\$126,017,466	\$126,017,466
<b>Federal Funds Not Itemized</b>	\$126,017,466	\$126,017,466	\$126,017,466
<b>TOTAL AGENCY FUNDS</b>	\$4,969,527	\$4,969,527	\$4,969,527
<b>Intergovernmental Transfers</b>	\$4,890,638	\$4,890,638	\$4,890,638
<b>Intergovernmental Transfers Not Itemized</b>	\$4,890,638	\$4,890,638	\$4,890,638
<b>Sales and Services</b>	\$78,889	\$78,889	\$78,889
<b>Sales and Services Not Itemized</b>	\$78,889	\$78,889	\$78,889
<b>TOTAL PUBLIC FUNDS</b>	\$130,986,993	\$130,986,993	\$130,986,993

**81.100-Rental Housing Programs** **Appropriation (HB 751)**

*The purpose of this appropriation is to provide affordable rental housing to very low, and moderate-income households by allocating federal and state housing tax credits on a competitive basis, by administering low-interest loans for affordable rental housing, by researching affordable housing issues, and by providing tenant-based assistance to low-income individuals and families allowing them to rent safe, decent, and sanitary dwelling units in the private rental market.*

<b>TOTAL FEDERAL FUNDS</b>	\$126,017,466	\$126,017,466	\$126,017,466
<b>Federal Funds Not Itemized</b>	\$126,017,466	\$126,017,466	\$126,017,466
<b>TOTAL AGENCY FUNDS</b>	\$4,969,527	\$4,969,527	\$4,969,527
<b>Intergovernmental Transfers</b>	\$4,890,638	\$4,890,638	\$4,890,638
<b>Intergovernmental Transfers Not Itemized</b>	\$4,890,638	\$4,890,638	\$4,890,638
<b>Sales and Services</b>	\$78,889	\$78,889	\$78,889
<b>Sales and Services Not Itemized</b>	\$78,889	\$78,889	\$78,889
<b>TOTAL PUBLIC FUNDS</b>	\$130,986,993	\$130,986,993	\$130,986,993

**Research and Surveys**

**Continuation Budget**

*The purpose of this appropriation is to conduct surveys and collect financial and management data from local governments and authorities in accordance with Georgia law.*

<b>TOTAL STATE FUNDS</b>	\$396,775	\$396,775	\$396,775
State General Funds	\$396,775	\$396,775	\$396,775
<b>TOTAL AGENCY FUNDS</b>	\$42,213	\$42,213	\$42,213
Sales and Services	\$42,213	\$42,213	\$42,213
Sales and Services Not Itemized	\$42,213	\$42,213	\$42,213
<b>TOTAL PUBLIC FUNDS</b>	\$438,988	\$438,988	\$438,988

**82.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$10,697	\$10,697	\$10,697
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**82.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$305	\$0	\$124
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**82.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$332)	(\$332)	(\$332)
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<b>82.100-Research and Surveys</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to conduct surveys and collect financial and management data from local governments and authorities in accordance with Georgia law.*

<b>TOTAL STATE FUNDS</b>	\$407,445	\$407,140	\$407,264
<b>State General Funds</b>	\$407,445	\$407,140	\$407,264
<b>TOTAL AGENCY FUNDS</b>	\$42,213	\$42,213	\$42,213
<b>Sales and Services</b>	\$42,213	\$42,213	\$42,213
<b>Sales and Services Not Itemized</b>	\$42,213	\$42,213	\$42,213
<b>TOTAL PUBLIC FUNDS</b>	\$449,658	\$449,353	\$449,477

**Special Housing Initiatives**

**Continuation Budget**

*The purpose of this appropriation is to fund the State Housing Trust Fund; to provide grants for providers of shelter and services to the homeless; to administer loans and grants for affordable housing; to offer local communities collaboration and technical assistance in the development and implementation of an affordable housing plan; and to provide for other special housing initiatives.*

<b>TOTAL STATE FUNDS</b>	\$2,962,892	\$2,962,892	\$2,962,892
State General Funds	\$2,962,892	\$2,962,892	\$2,962,892
<b>TOTAL FEDERAL FUNDS</b>	\$2,391,738	\$2,391,738	\$2,391,738
Federal Funds Not Itemized	\$2,391,738	\$2,391,738	\$2,391,738
<b>TOTAL AGENCY FUNDS</b>	\$753,852	\$753,852	\$753,852
Reserved Fund Balances	\$330,000	\$330,000	\$330,000
Reserved Fund Balances Not Itemized	\$330,000	\$330,000	\$330,000
Intergovernmental Transfers	\$398,852	\$398,852	\$398,852
Intergovernmental Transfers Not Itemized	\$398,852	\$398,852	\$398,852
Sales and Services	\$25,000	\$25,000	\$25,000
Sales and Services Not Itemized	\$25,000	\$25,000	\$25,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$191,520	\$191,520	\$191,520
State Funds Transfers	\$191,520	\$191,520	\$191,520
Agency to Agency Contracts	\$191,520	\$191,520	\$191,520
<b>TOTAL PUBLIC FUNDS</b>	\$6,300,002	\$6,300,002	\$6,300,002

**83.1** *Transfer funds from the Georgia Advocacy Office contract from the Departmental Administration program to the Special Housing Initiatives program for the Home Access initiative.*

State General Funds	\$224,902	\$224,902	\$224,902
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**83.100-Special Housing Initiatives**

**Appropriation (HB 751)**

*The purpose of this appropriation is to fund the State Housing Trust Fund; to provide grants for providers of shelter and services to the homeless; to administer loans and grants for affordable housing; to offer local communities collaboration and technical assistance in the development and implementation of an affordable housing plan; and to provide for other special housing initiatives.*

<b>TOTAL STATE FUNDS</b>	\$3,187,794	\$3,187,794	\$3,187,794
<b>State General Funds</b>	\$3,187,794	\$3,187,794	\$3,187,794
<b>TOTAL FEDERAL FUNDS</b>	\$2,391,738	\$2,391,738	\$2,391,738
<b>Federal Funds Not Itemized</b>	\$2,391,738	\$2,391,738	\$2,391,738
<b>TOTAL AGENCY FUNDS</b>	\$753,852	\$753,852	\$753,852
<b>Reserved Fund Balances</b>	\$330,000	\$330,000	\$330,000
<b>Reserved Fund Balances Not Itemized</b>	\$330,000	\$330,000	\$330,000
<b>Intergovernmental Transfers</b>	\$398,852	\$398,852	\$398,852
<b>Intergovernmental Transfers Not Itemized</b>	\$398,852	\$398,852	\$398,852
<b>Sales and Services</b>	\$25,000	\$25,000	\$25,000
<b>Sales and Services Not Itemized</b>	\$25,000	\$25,000	\$25,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$191,520	\$191,520	\$191,520
<b>State Funds Transfers</b>	\$191,520	\$191,520	\$191,520
<b>Agency to Agency Contracts</b>	\$191,520	\$191,520	\$191,520
<b>TOTAL PUBLIC FUNDS</b>	\$6,524,904	\$6,524,904	\$6,524,904

**State Community Development Programs**

**Continuation Budget**

*The purpose of this appropriation is to assist Georgia cities, small towns, and neighborhoods in the development of their core commercial areas, and to champion new development opportunities for rural Georgia.*

TOTAL STATE FUNDS	\$764,225	\$764,225	\$764,225
State General Funds	\$764,225	\$764,225	\$764,225
TOTAL AGENCY FUNDS	\$149,849	\$149,849	\$149,849
Intergovernmental Transfers	\$149,849	\$149,849	\$149,849
Intergovernmental Transfers Not Itemized	\$149,849	\$149,849	\$149,849
TOTAL PUBLIC FUNDS	\$914,074	\$914,074	\$914,074



**84.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$18,008	\$18,008	\$18,008
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**84.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$513	\$0	\$209
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**84.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$498)	(\$498)	(\$498)
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**84.4** *Increase funds for the Second Harvest of South Georgia food bank to fund a study to maximize distribution of food utilizing existing local resources and available federal dollars.*

State General Funds			\$25,000
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**84.5** *Increase funds for Central State Hospital Redevelopment Authority for Environmental Phase I studies.*

State General Funds			\$75,000
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<b>84.100-State Community Development Programs</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to assist Georgia cities, small towns, and neighborhoods in the development of their core commercial areas, and to champion new development opportunities for rural Georgia.*

<b>TOTAL STATE FUNDS</b>	\$782,248	\$781,735	\$881,944
<b>State General Funds</b>	\$782,248	\$781,735	\$881,944
<b>TOTAL AGENCY FUNDS</b>	\$149,849	\$149,849	\$149,849
<b>Intergovernmental Transfers</b>	\$149,849	\$149,849	\$149,849
<b>Intergovernmental Transfers Not Itemized</b>	\$149,849	\$149,849	\$149,849
<b>TOTAL PUBLIC FUNDS</b>	\$932,097	\$931,584	\$1,031,793

**State Economic Development Programs**

**Continuation Budget**

*The purpose of this appropriation is to provide grants and loans to local governments and businesses and to leverage private investment in order to attract and promote economic development and job creation.*

TOTAL STATE FUNDS	\$26,092,153	\$26,092,153	\$26,092,153
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State General Funds	\$26,092,153	\$26,092,153	\$26,092,153
<b>TOTAL FEDERAL FUNDS</b>	\$95,000	\$95,000	\$95,000
Federal Funds Not Itemized	\$95,000	\$95,000	\$95,000
<b>TOTAL AGENCY FUNDS</b>	\$240,587	\$240,587	\$240,587
Intergovernmental Transfers	\$171,000	\$171,000	\$171,000
Intergovernmental Transfers Not Itemized	\$171,000	\$171,000	\$171,000
Sales and Services	\$69,587	\$69,587	\$69,587
Sales and Services Not Itemized	\$69,587	\$69,587	\$69,587
<b>TOTAL PUBLIC FUNDS</b>	\$26,427,740	\$26,427,740	\$26,427,740

**85.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$4,963	\$4,963	\$4,963
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**85.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$141	\$0	\$58
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**85.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$208)	(\$208)	(\$208)
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**85.4** *Increase funds for Regional Economic Business Assistance (REBA) grants.*

State General Funds	\$10,000,000	\$0	\$0
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<b>85.100-State Economic Development Programs</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide grants and loans to local governments and businesses and to leverage private investment in order to attract and promote economic development and job creation.*

<b>TOTAL STATE FUNDS</b>	\$36,097,049	\$26,096,908	\$26,096,966
<b>State General Funds</b>	\$36,097,049	\$26,096,908	\$26,096,966
<b>TOTAL FEDERAL FUNDS</b>	\$95,000	\$95,000	\$95,000
<b>Federal Funds Not Itemized</b>	\$95,000	\$95,000	\$95,000
<b>TOTAL AGENCY FUNDS</b>	\$240,587	\$240,587	\$240,587
<b>Intergovernmental Transfers</b>	\$171,000	\$171,000	\$171,000

<b>Intergovernmental Transfers Not Itemized</b>	\$171,000	\$171,000	\$171,000
<b>Sales and Services</b>	\$69,587	\$69,587	\$69,587
<b>Sales and Services Not Itemized</b>	\$69,587	\$69,587	\$69,587
<b>TOTAL PUBLIC FUNDS</b>	\$36,432,636	\$26,432,495	\$26,432,553

**Payments to Georgia Environmental Finance Authority**

**Continuation Budget**

*The purpose of this appropriation is to provide funds for water, wastewater, solid waste, energy, and land conservation projects.*

TOTAL STATE FUNDS	\$983,495	\$983,495	\$983,495
State General Funds	\$983,495	\$983,495	\$983,495
TOTAL PUBLIC FUNDS	\$983,495	\$983,495	\$983,495

**86.1** *Reduce funds for one-time funding for the Metropolitan North Georgia Water Planning District.*

State General Funds	(\$250,000)	(\$250,000)	(\$500,000)
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**86.2** *Increase funds for the Georgia Rural Water Association.*

State General Funds		\$25,000	\$50,000
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**86.3** *Increase funds for the grants for Resource Conservation and Development districts.*

State General Funds		\$55,000	\$55,000
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<b>86.100-Payments to Georgia Environmental Finance Authority</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide funds for water, wastewater, solid waste, energy, and land conservation projects.*

<b>TOTAL STATE FUNDS</b>	\$733,495	\$813,495	\$588,495
<b>State General Funds</b>	\$733,495	\$813,495	\$588,495
<b>TOTAL PUBLIC FUNDS</b>	\$733,495	\$813,495	\$588,495

**Payments to Georgia Regional Transportation Authority**

**Continuation Budget**

*The purpose of this appropriation is to improve Georgia's mobility, air quality, and land use practices by operating the Xpress bus service, conducting transportation improvement studies, producing an annual Air Quality Report, and reviewing Developments of Regional Impact.*

TOTAL STATE FUNDS	\$12,881,465	\$12,881,465	\$12,881,465
State General Funds	\$12,881,465	\$12,881,465	\$12,881,465
TOTAL PUBLIC FUNDS	\$12,881,465	\$12,881,465	\$12,881,465

**87.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$48,430	\$48,430	\$48,430
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**87.2** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$2,004)	(\$2,004)	(\$2,004)
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**87.3** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$481	\$481	\$481
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<b>87.100-Payments to Georgia Regional Transportation Authority</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to improve Georgia's mobility, air quality, and land use practices by operating the Xpress bus service, conducting transportation improvement studies, producing an annual Air Quality Report, and reviewing Developments of Regional Impact.*

<b>TOTAL STATE FUNDS</b>	\$12,928,372	\$12,928,372	\$12,928,372
<b>State General Funds</b>	\$12,928,372	\$12,928,372	\$12,928,372
<b>TOTAL PUBLIC FUNDS</b>	\$12,928,372	\$12,928,372	\$12,928,372

**Payments to OneGeorgia Authority**

**Continuation Budget**

*The purpose of this appropriation is to provide funds for the OneGeorgia Authority.*

TOTAL STATE FUNDS	\$20,000,000	\$20,000,000	\$20,000,000
State General Funds	\$20,000,000	\$20,000,000	\$20,000,000
TOTAL AGENCY FUNDS	\$145,521	\$145,521	\$145,521
Intergovernmental Transfers	\$145,521	\$145,521	\$145,521
Intergovernmental Transfers Not Itemized	\$145,521	\$145,521	\$145,521
TOTAL PUBLIC FUNDS	\$20,145,521	\$20,145,521	\$20,145,521

**88.1** *Increase funds for rural economic development projects.*

State General Funds	\$10,000,000	\$10,000,000	\$10,000,000
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**88.2** *Establish a new contract with the Georgia Forestry Commission for \$450,000 for the reading, maintenance, and management of all aspects of the Agricultural Water Metering Program. (H:YES)(S:NO)*

State General Funds		\$0	\$0
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<b>88.100-Payments to OneGeorgia Authority</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide funds for the OneGeorgia Authority.*

<b>TOTAL STATE FUNDS</b>	\$30,000,000	\$30,000,000	\$30,000,000
<b>State General Funds</b>	\$30,000,000	\$30,000,000	\$30,000,000
<b>TOTAL AGENCY FUNDS</b>	\$145,521	\$145,521	\$145,521
<b>Intergovernmental Transfers</b>	\$145,521	\$145,521	\$145,521
<b>Intergovernmental Transfers Not Itemized</b>	\$145,521	\$145,521	\$145,521
<b>TOTAL PUBLIC FUNDS</b>	\$30,145,521	\$30,145,521	\$30,145,521

**Section 17: Community Health, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$3,046,290,885	\$3,046,290,885	\$3,046,290,885
State General Funds	\$2,496,098,053	\$2,496,098,053	\$2,496,098,053
Tobacco Settlement Funds	\$109,968,257	\$109,968,257	\$109,968,257
Nursing Home Provider Fees	\$167,969,114	\$167,969,114	\$167,969,114
Hospital Provider Fee	\$272,255,461	\$272,255,461	\$272,255,461
TOTAL FEDERAL FUNDS	\$6,939,516,559	\$6,939,516,559	\$6,939,516,559
Federal Funds Not Itemized	\$26,643,401	\$26,643,401	\$26,643,401
Medical Assistance Program CFDA93.778	\$6,487,292,180	\$6,487,292,180	\$6,487,292,180
State Children's Insurance Program CFDA93.767	\$425,580,978	\$425,580,978	\$425,580,978
TOTAL AGENCY FUNDS	\$220,957,828	\$220,957,828	\$220,957,828
Intergovernmental Transfers	\$214,057,828	\$214,057,828	\$214,057,828
Hospital Authorities	\$214,057,828	\$214,057,828	\$214,057,828
Sales and Services	\$3,600,000	\$3,600,000	\$3,600,000
Sales and Services Not Itemized	\$3,600,000	\$3,600,000	\$3,600,000
Sanctions, Fines, and Penalties	\$3,300,000	\$3,300,000	\$3,300,000

Sanctions, Fines, and Penalties Not Itemized	\$3,300,000	\$3,300,000	\$3,300,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$3,502,278,480</b>	<b>\$3,502,278,480</b>	<b>\$3,502,278,480</b>
State Funds Transfers	\$3,501,948,480	\$3,501,948,480	\$3,501,948,480
Agency to Agency Contracts	\$1,168,519	\$1,168,519	\$1,168,519
Health Insurance Payments	\$3,219,922,699	\$3,219,922,699	\$3,219,922,699
Optional Medicaid Services Payments	\$280,857,262	\$280,857,262	\$280,857,262
Federal Funds Transfers	\$330,000	\$330,000	\$330,000
FF Medical Assistance Program CFDA93.778	\$330,000	\$330,000	\$330,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$13,709,043,752</b>	<b>\$13,709,043,752</b>	<b>\$13,709,043,752</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	<b>\$3,206,234,359</b>	<b>\$3,209,917,022</b>	<b>\$3,201,998,789</b>
State General Funds	\$2,654,188,252	\$2,657,870,915	\$2,649,952,682
Tobacco Settlement Funds	\$100,083,981	\$100,083,981	\$100,083,981
Nursing Home Provider Fees	\$167,969,114	\$167,969,114	\$167,969,114
Hospital Provider Fee	\$283,993,012	\$283,993,012	\$283,993,012
<b>TOTAL FEDERAL FUNDS</b>	<b>\$7,369,401,907</b>	<b>\$7,376,481,585</b>	<b>\$7,357,188,586</b>
Federal Funds Not Itemized	\$26,643,401	\$26,643,401	\$26,643,401
Medical Assistance Program CFDA93.778	\$6,884,593,520	\$6,891,673,198	\$6,872,242,519
State Children's Insurance Program CFDA93.767	\$458,164,986	\$458,164,986	\$458,302,666
<b>TOTAL AGENCY FUNDS</b>	<b>\$220,957,828</b>	<b>\$220,774,078</b>	<b>\$220,774,078</b>
Intergovernmental Transfers	\$214,057,828	\$214,057,828	\$214,057,828
Hospital Authorities	\$214,057,828	\$214,057,828	\$214,057,828
Sales and Services	\$3,600,000	\$3,600,000	\$3,600,000
Sales and Services Not Itemized	\$3,600,000	\$3,600,000	\$3,600,000
Sanctions, Fines, and Penalties	\$3,300,000	\$3,116,250	\$3,116,250
Sanctions, Fines, and Penalties Not Itemized	\$3,300,000	\$3,116,250	\$3,116,250
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$3,577,232,918</b>	<b>\$3,577,232,918</b>	<b>\$3,577,232,918</b>
State Funds Transfers	\$3,576,902,918	\$3,576,902,918	\$3,576,902,918
Agency to Agency Contracts	\$1,168,519	\$1,168,519	\$1,168,519
Health Insurance Payments	\$3,294,877,137	\$3,294,877,137	\$3,294,877,137
Optional Medicaid Services Payments	\$280,857,262	\$280,857,262	\$280,857,262
Federal Funds Transfers	\$330,000	\$330,000	\$330,000

<b>FF Medical Assistance Program CFDA93.778</b>	\$330,000	\$330,000	\$330,000
<b>TOTAL PUBLIC FUNDS</b>	\$14,373,827,012	\$14,384,405,603	\$14,357,194,371

**Departmental Administration and Program Support****Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all departmental programs.*

TOTAL STATE FUNDS	\$65,283,852	\$65,283,852	\$65,283,852
State General Funds	\$65,283,852	\$65,283,852	\$65,283,852
TOTAL FEDERAL FUNDS	\$296,140,528	\$296,140,528	\$296,140,528
Federal Funds Not Itemized	\$1,921,233	\$1,921,233	\$1,921,233
Medical Assistance Program CFDA93.778	\$267,962,627	\$267,962,627	\$267,962,627
State Children's Insurance Program CFDA93.767	\$26,256,668	\$26,256,668	\$26,256,668
TOTAL AGENCY FUNDS	\$3,300,000	\$3,300,000	\$3,300,000
Sanctions, Fines, and Penalties	\$3,300,000	\$3,300,000	\$3,300,000
Sanctions, Fines, and Penalties Not Itemized	\$3,300,000	\$3,300,000	\$3,300,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$22,810,104	\$22,810,104	\$22,810,104
State Funds Transfers	\$22,480,104	\$22,480,104	\$22,480,104
Agency to Agency Contracts	\$1,168,519	\$1,168,519	\$1,168,519
Health Insurance Payments	\$21,311,585	\$21,311,585	\$21,311,585
Federal Funds Transfers	\$330,000	\$330,000	\$330,000
FF Medical Assistance Program CFDA93.778	\$330,000	\$330,000	\$330,000
TOTAL PUBLIC FUNDS	\$387,534,484	\$387,534,484	\$387,534,484

**89.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$506,412	\$569,537	\$569,537
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**89.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$15,308	\$0	\$6,764
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**89.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$24,343)	(\$67,604)	(\$67,604)
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**89.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$24,035	\$24,035	\$24,035
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**89.5** *Reduce funds to reflect the enhanced Federal Medical Assistance Percentage (FMAP) increase from 76.68% to 100% for PeachCare administrative expenses.*

State General Funds	(\$7,669,673)	(\$7,669,673)	(\$7,669,673)
State Children's Insurance Program CFDA93.767	\$7,669,673	\$7,669,673	\$7,669,673
Total Public Funds:	\$0	\$0	\$0

**89.6** *Increase funds to comply with the Patient Protection and Affordable Care Act (PPACA) requirement that 1095-B forms be provided to individuals enrolled in PeachCare or Medicaid.*

State General Funds	\$1,817,591	\$1,817,591	\$1,817,591
Medical Assistance Program CFDA93.778	\$1,817,591	\$1,817,591	\$1,817,591
State Children's Insurance Program CFDA93.767	\$265,734	\$265,734	\$265,734
Total Public Funds:	\$3,900,916	\$3,900,916	\$3,900,916

**89.7** *Increase funds to replace the loss of federal funds for the Medicaid Management Information System (MMIS).*

State General Funds	\$2,155,857	\$2,155,857	\$2,155,857
Medical Assistance Program CFDA93.778	(\$2,155,857)	(\$2,155,857)	(\$2,155,857)
Total Public Funds:	\$0	\$0	\$0

**89.8** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$20,019	\$15,014
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**89.9** *Reduce funds for contracts.*

State General Funds		(\$275,625)	(\$275,625)
Medical Assistance Program CFDA93.778		(\$275,625)	(\$275,625)
Sanctions, Fines, and Penalties Not Itemized		(\$183,750)	(\$183,750)
Total Public Funds:		(\$735,000)	(\$735,000)

**89.10** *Utilize existing funds to initiate contract services with an external firm for mandatory nursing home audits. (H: YES)(S: YES)*

State General Funds		\$0	\$0
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**89.11** *Transfer funds from the Medicaid: Aged, Blind and Disabled program to the Departmental Administration and Program Support program for positions and operational costs related to the Community Care Services Program (CCSP).*

State General Funds	\$1,407,028	\$1,407,028
Medical Assistance Program CFDA93.778	\$1,407,028	\$1,407,028
Total Public Funds:	\$2,814,056	\$2,814,056

**89.12** *Redirect any administrative savings from the transfer of the Community Care Services Program (CCSP) to fund additional slots and report to the Georgia General Assembly on progress by January 1, 2017. (H:YES)(S:YES)*

State General Funds	\$0	\$0
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**89.13** *The Department of Community Health, pursuant to O.C.G.A. 49-4-142.1 et seq., is hereby authorized to submit a request to the United States Department of Health and Human Services Centers for Medicare and Medicaid Services for a waiver pursuant to Section 1115 of the federal Social Security Act. (H:YES)(S:YES)*

State General Funds	\$0	\$0
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<b>89.100-Departmental Administration and Program Support</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide administrative support to all departmental programs.*

<b>TOTAL STATE FUNDS</b>	\$62,109,039	\$63,265,017	\$63,266,776
<b>State General Funds</b>	\$62,109,039	\$63,265,017	\$63,266,776
<b>TOTAL FEDERAL FUNDS</b>	\$303,737,669	\$304,869,072	\$304,869,072
<b>Federal Funds Not Itemized</b>	\$1,921,233	\$1,921,233	\$1,921,233
<b>Medical Assistance Program CFDA93.778</b>	\$267,624,361	\$268,755,764	\$268,755,764
<b>State Children's Insurance Program CFDA93.767</b>	\$34,192,075	\$34,192,075	\$34,192,075
<b>TOTAL AGENCY FUNDS</b>	\$3,300,000	\$3,116,250	\$3,116,250
<b>Sanctions, Fines, and Penalties</b>	\$3,300,000	\$3,116,250	\$3,116,250
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$3,300,000	\$3,116,250	\$3,116,250
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$22,810,104	\$22,810,104	\$22,810,104
<b>State Funds Transfers</b>	\$22,480,104	\$22,480,104	\$22,480,104
<b>Agency to Agency Contracts</b>	\$1,168,519	\$1,168,519	\$1,168,519
<b>Health Insurance Payments</b>	\$21,311,585	\$21,311,585	\$21,311,585
<b>Federal Funds Transfers</b>	\$330,000	\$330,000	\$330,000
<b>FF Medical Assistance Program CFDA93.778</b>	\$330,000	\$330,000	\$330,000
<b>TOTAL PUBLIC FUNDS</b>	\$391,956,812	\$394,060,443	\$394,062,202

**Georgia Board of Dentistry****Continuation Budget**

*The purpose of this appropriation is to protect public health by licensing qualified applicants as dentists and dental hygienists, regulating the practice of dentistry, investigating complaints, and taking appropriate disciplinary action when warranted.*

TOTAL STATE FUNDS	\$812,629	\$812,629	\$812,629
State General Funds	\$812,629	\$812,629	\$812,629
TOTAL PUBLIC FUNDS	\$812,629	\$812,629	\$812,629

**90.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$6,304	\$6,304	\$6,304
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**90.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$191	\$0	\$84
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**90.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$303)	(\$303)	(\$303)
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**90.100-Georgia Board of Dentistry****Appropriation (HB 751)**

*The purpose of this appropriation is to protect public health by licensing qualified applicants as dentists and dental hygienists, regulating the practice of dentistry, investigating complaints, and taking appropriate disciplinary action when warranted.*

<b>TOTAL STATE FUNDS</b>	\$818,821	\$818,630	\$818,714
<b>State General Funds</b>	\$818,821	\$818,630	\$818,714
<b>TOTAL PUBLIC FUNDS</b>	\$818,821	\$818,630	\$818,714

**Georgia State Board of Pharmacy****Continuation Budget**

*The purpose of this appropriation is to protect public health by licensing qualified pharmacists and pharmacies, regulating the practice of pharmacy, investigating complaints, and taking appropriate disciplinary actions when warranted.*

TOTAL STATE FUNDS	\$750,826	\$750,826	\$750,826
State General Funds	\$750,826	\$750,826	\$750,826
TOTAL PUBLIC FUNDS	\$750,826	\$750,826	\$750,826

**91.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$5,824	\$5,824	\$5,824
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**91.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$176	\$0	\$78
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**91.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$280)	(\$280)	(\$280)
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<b>91.100-Georgia State Board of Pharmacy</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to protect public health by licensing qualified pharmacists and pharmacies, regulating the practice of pharmacy, investigating complaints, and taking appropriate disciplinary actions when warranted.*

<b>TOTAL STATE FUNDS</b>	\$756,546	\$756,370	\$756,448
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<b>State General Funds</b>	\$756,546	\$756,370	\$756,448
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<b>TOTAL PUBLIC FUNDS</b>	\$756,546	\$756,370	\$756,448
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**Health Care Access and Improvement**

**Continuation Budget**

*The purpose of this appropriation is to provide grants and other support services for programs that seek to improve health access and outcomes in rural and underserved areas of Georgia through the State Office of Rural Health, the various commissions of the Office of Health Improvement, and the Office of Health Information Technology and Transparency.*

TOTAL STATE FUNDS	\$10,662,932	\$10,662,932	\$10,662,932
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State General Funds	\$10,662,932	\$10,662,932	\$10,662,932
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TOTAL FEDERAL FUNDS	\$16,446,551	\$16,446,551	\$16,446,551
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Federal Funds Not Itemized	\$16,030,301	\$16,030,301	\$16,030,301
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Medical Assistance Program CFDA93.778	\$416,250	\$416,250	\$416,250
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TOTAL PUBLIC FUNDS	\$27,109,483	\$27,109,483	\$27,109,483
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**92.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$82,713	\$82,713	\$82,713
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**92.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,500	\$0	\$1,105
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**92.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$3,976)	(\$3,976)	(\$3,976)
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**92.4** *Eliminate one-time start-up funds for Federally Qualified Health Centers.*

State General Funds		(\$250,000)	(\$250,000)
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**92.5** *Reduce funds for charity clinics.*

State General Funds		(\$500,000)	\$0
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**92.6** *Increase funds for two Federally Qualified Health Center community start-up grants in Jackson County and Jenkins County.*

State General Funds		\$500,000	\$500,000
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**92.7** *Increase funds for contract services for medically fragile children who do not qualify for the "Katie Beckett" TEFRA/Deeming waiver.*

State General Funds		\$250,000	\$250,000
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**92.8** *Utilize existing funds to continue the Rural Hospital Stabilization Committee's grants to the current pilot sites in Emanuel, Crisp, Appling, and Union counties. (H:YES)(S:YES; Utilize existing funds to continue the Rural Hospital Stabilization Committee's grants, with pilot sites to be selected by the Speaker of the House of Representatives and the President of the Senate)*

State General Funds		\$0	\$0
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**92.9** *Increase one-time funds for the purchase of three telemedicine equipment devices to support middle Georgia EMS services.*

State General Funds			\$42,000
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**92.10** *Increase funds to the Southwest Georgia Cancer Coalition to assist with access to quality cancer care and treatment in southwest Georgia.*

State General Funds			\$25,000
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**92.100-Health Care Access and Improvement****Appropriation (HB 751)**

*The purpose of this appropriation is to provide grants and other support services for programs that seek to improve health access and outcomes in rural and underserved areas of Georgia through the State Office of Rural Health, the various commissions of the Office of Health Improvement, and the Office of Health Information Technology and Transparency.*

<b>TOTAL STATE FUNDS</b>	\$10,744,169	\$10,741,669	\$11,309,774
<b>State General Funds</b>	\$10,744,169	\$10,741,669	\$11,309,774
<b>TOTAL FEDERAL FUNDS</b>	\$16,446,551	\$16,446,551	\$16,446,551
<b>Federal Funds Not Itemized</b>	\$16,030,301	\$16,030,301	\$16,030,301
<b>Medical Assistance Program CFDA93.778</b>	\$416,250	\$416,250	\$416,250
<b>TOTAL PUBLIC FUNDS</b>	\$27,190,720	\$27,188,220	\$27,756,325

**Healthcare Facility Regulation****Continuation Budget**

*The purpose of this appropriation is to inspect and license long term care and health care facilities.*

<b>TOTAL STATE FUNDS</b>	\$10,929,096	\$10,929,096	\$10,929,096
State General Funds	\$10,929,096	\$10,929,096	\$10,929,096
<b>TOTAL FEDERAL FUNDS</b>	\$9,638,318	\$9,638,318	\$9,638,318
Federal Funds Not Itemized	\$5,904,653	\$5,904,653	\$5,904,653
Medical Assistance Program CFDA93.778	\$3,733,665	\$3,733,665	\$3,733,665
<b>TOTAL AGENCY FUNDS</b>	\$100,000	\$100,000	\$100,000
Sales and Services	\$100,000	\$100,000	\$100,000
Sales and Services Not Itemized	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$20,667,414	\$20,667,414	\$20,667,414

**93.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$84,778	\$84,778	\$84,778
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**93.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,563	\$0	\$1,133
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**93.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$4,075)	(\$4,075)	(\$4,075)
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<b>93.100-Healthcare Facility Regulation</b>	<b>Appropriation (HB 751)</b>		
<i>The purpose of this appropriation is to inspect and license long term care and health care facilities.</i>			
<b>TOTAL STATE FUNDS</b>	\$11,012,362	\$11,009,799	\$11,010,932
<b>State General Funds</b>	\$11,012,362	\$11,009,799	\$11,010,932
<b>TOTAL FEDERAL FUNDS</b>	\$9,638,318	\$9,638,318	\$9,638,318
<b>Federal Funds Not Itemized</b>	\$5,904,653	\$5,904,653	\$5,904,653
<b>Medical Assistance Program CFDA93.778</b>	\$3,733,665	\$3,733,665	\$3,733,665
<b>TOTAL AGENCY FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$20,750,680	\$20,748,117	\$20,749,250

<b>Indigent Care Trust Fund</b>	<b>Continuation Budget</b>		
<i>The purpose of this appropriation is to support rural and other healthcare providers, primarily hospitals that serve medically indigent Georgians.</i>			
<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
<b>State General Funds</b>	\$0	\$0	\$0
<b>TOTAL FEDERAL FUNDS</b>	\$257,075,969	\$257,075,969	\$257,075,969
<b>Medical Assistance Program CFDA93.778</b>	\$257,075,969	\$257,075,969	\$257,075,969
<b>TOTAL AGENCY FUNDS</b>	\$142,586,524	\$142,586,524	\$142,586,524
<b>Intergovernmental Transfers</b>	\$139,386,524	\$139,386,524	\$139,386,524
<b>Hospital Authorities</b>	\$139,386,524	\$139,386,524	\$139,386,524
<b>Sales and Services</b>	\$3,200,000	\$3,200,000	\$3,200,000
<b>Sales and Services Not Itemized</b>	\$3,200,000	\$3,200,000	\$3,200,000
<b>TOTAL PUBLIC FUNDS</b>	\$399,662,493	\$399,662,493	\$399,662,493

<b>94.100-Indigent Care Trust Fund</b>	<b>Appropriation (HB 751)</b>		
<i>The purpose of this appropriation is to support rural and other healthcare providers, primarily hospitals that serve medically indigent Georgians.</i>			
<b>TOTAL FEDERAL FUNDS</b>	\$257,075,969	\$257,075,969	\$257,075,969
<b>Medical Assistance Program CFDA93.778</b>	\$257,075,969	\$257,075,969	\$257,075,969

<b>TOTAL AGENCY FUNDS</b>	\$142,586,524	\$142,586,524	\$142,586,524
<b>Intergovernmental Transfers</b>	\$139,386,524	\$139,386,524	\$139,386,524
<b>Hospital Authorities</b>	\$139,386,524	\$139,386,524	\$139,386,524
<b>Sales and Services</b>	\$3,200,000	\$3,200,000	\$3,200,000
<b>Sales and Services Not Itemized</b>	\$3,200,000	\$3,200,000	\$3,200,000
<b>TOTAL PUBLIC FUNDS</b>	\$399,662,493	\$399,662,493	\$399,662,493

**Medicaid: Aged, Blind, and Disabled****Continuation Budget**

*The purpose of this appropriation is to provide health care access primarily to elderly and disabled individuals. There is also hereby appropriated to the Department of Community Health a specific sum of money equal to all the provider fees paid to the Indigent Care Trust Fund created pursuant to Article 6A of chapter 8 of Title 31. The sum of money is appropriated for payments for nursing homes pursuant to Article 6A.*

TOTAL STATE FUNDS	\$1,581,476,106	\$1,581,476,106	\$1,581,476,106
State General Funds	\$1,384,886,844	\$1,384,886,844	\$1,384,886,844
Nursing Home Provider Fees	\$167,969,114	\$167,969,114	\$167,969,114
Hospital Provider Fee	\$28,620,148	\$28,620,148	\$28,620,148
TOTAL FEDERAL FUNDS	\$3,338,438,002	\$3,338,438,002	\$3,338,438,002
Federal Funds Not Itemized	\$2,787,214	\$2,787,214	\$2,787,214
Medical Assistance Program CFDA93.778	\$3,335,650,788	\$3,335,650,788	\$3,335,650,788
TOTAL AGENCY FUNDS	\$62,342,988	\$62,342,988	\$62,342,988
Intergovernmental Transfers	\$62,342,988	\$62,342,988	\$62,342,988
Hospital Authorities	\$62,342,988	\$62,342,988	\$62,342,988
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$267,288,632	\$267,288,632	\$267,288,632
State Funds Transfers	\$267,288,632	\$267,288,632	\$267,288,632
Optional Medicaid Services Payments	\$267,288,632	\$267,288,632	\$267,288,632
TOTAL PUBLIC FUNDS	\$5,249,545,728	\$5,249,545,728	\$5,249,545,728

**95.1** *Reduce funds to reflect an increase in the Federal Medical Assistance Percentage (FMAP) from 67.55% to 67.89%.*

State General Funds	(\$19,643,417)	(\$19,643,417)	(\$19,643,417)
Medical Assistance Program CFDA93.778	\$19,643,417	\$19,643,417	\$19,643,417
Total Public Funds:	\$0	\$0	\$0

**95.2** *Increase funds to cover expenses related to higher pharmacy cost of Hepatitis C drugs (\$23,129,866) and Cystic Fibrosis drugs (\$3,390,400). (S:Increase funds to cover expenses related to higher pharmacy cost of Hepatitis C drugs (\$17,347,400) and Cystic Fibrosis drugs (\$3,390,400))*

State General Funds	\$26,520,266	\$26,520,266	\$20,737,800
Medical Assistance Program CFDA93.778	\$55,155,645	\$55,155,645	\$43,685,313
Total Public Funds:	\$81,675,911	\$81,675,911	\$64,423,113

**95.3** *Reduce funds to reflect an adjustment for growth in Medicaid based on projected need.*

State General Funds	(\$29,497,059)	(\$31,351,260)	(\$31,351,260)
Medical Assistance Program CFDA93.778	(\$62,108,714)	(\$66,043,148)	(\$66,043,148)
Total Public Funds:	(\$91,605,773)	(\$97,394,408)	(\$97,394,408)

**95.4** *Increase funds to reflect a projected increase in the Medicare Part D Clawback payment.*

State General Funds	\$8,212,532	\$8,088,994	\$8,088,994
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**95.5** *Increase funds for the hold harmless provision in Medicare Part B premiums.*

State General Funds	\$21,039,788	\$21,039,788	\$21,039,788
Medical Assistance Program CFDA93.778	\$44,484,309	\$44,484,309	\$44,484,309
Total Public Funds:	\$65,524,097	\$65,524,097	\$65,524,097

**95.6** *Increase funds to reflect additional revenue from hospital provider payments.*

Medical Assistance Program CFDA93.778	\$2,615,600	\$2,615,600	\$2,615,600
Hospital Provider Fee	\$1,242,217	\$1,242,217	\$1,242,217
Total Public Funds:	\$3,857,817	\$3,857,817	\$3,857,817

**95.7** *Reduce funds for previous changes in rate calculations for nursing facility operator changes to reflect projected expenditures.*

State General Funds		(\$4,100,000)	(\$4,100,000)
Medical Assistance Program CFDA93.778		(\$8,636,875)	(\$8,636,875)
Total Public Funds:		(\$12,736,875)	(\$12,736,875)

**95.8** *Increase funds to provide for a 3% inflation adjustment on the 2012 nursing home cost reports.*

State General Funds		\$11,300,000	\$11,300,000
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Medical Assistance Program CFDA93.778	\$23,804,070	\$23,804,070
Total Public Funds:	\$35,104,070	\$35,104,070

**95.9** *Increase funds for the Independent Care Waiver Program (ICWP) Personal Support rates to match the CCSP and SOURCE program rates.*

State General Funds	\$3,774,382	\$3,774,382
Medical Assistance Program CFDA93.778	\$7,950,943	\$7,950,943
Total Public Funds:	\$11,725,325	\$11,725,325

**95.10** *Increase funds for the reimbursement rates for Adult Day Health Centers by 5% to provide parity with other home and community-based service providers.*

State General Funds	\$399,670	\$399,670
Medical Assistance Program CFDA93.778	\$841,927	\$841,927
Total Public Funds:	\$1,241,597	\$1,241,597

**95.11** *Increase funds to increase reimbursement rates for occupational therapy and physical therapy providers within the Medicaid Children's Intervention Services (CIS) program.*

State General Funds	\$1,365,682	\$2,000,000
Medical Assistance Program CFDA93.778	\$2,876,884	\$4,213,110
Total Public Funds:	\$4,242,566	\$6,213,110

**95.12** *Evaluate budget neutral payment methodologies for Medicaid member access to services provided by newly-enrolled long-term acute care and inpatient rehabilitation hospitals. (H:YES)(S:YES)*

State General Funds	\$0	\$0
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**95.13** *Transfer funds from the Medicaid: Aged, Blind, and Disabled program to the Departmental Administration and Program Support program for positions and operational costs related to the Community Care Services Program (CCSP).*

State General Funds	(\$1,407,028)	(\$1,407,028)
Medical Assistance Program CFDA93.778	(\$1,407,028)	(\$1,407,028)
Total Public Funds:	(\$2,814,056)	(\$2,814,056)

**95.14** *Increase funds for a three percent increase in ventilator reimbursement rates.*

State General Funds	\$95,041
Medical Assistance Program CFDA93.778	\$200,209
Total Public Funds:	\$295,250

**95.15** *Transfer funds for the increased reimbursement rates for select primary care and OB/GYN codes from the Medicaid: Low-Income Medicaid program to the Medicaid: Aged, Blind, and Disabled program to reflect the anticipated increase attributable to each program.*

State General Funds	\$9,279,118
Medical Assistance Program CFDA93.778	\$28,826,089
Total Public Funds:	\$38,105,207

**95.16** *Transfer funds for the increase in reimbursement rates for occupational therapy and physical therapy providers within the Medicaid Children's Intervention Services (CIS) program from the Medicaid: Aged, Blind, and Disabled program to the Medicaid: Low-Income Medicaid program to reflect the anticipated increase attributable to each program.*

State General Funds	(\$747,225)
Medical Assistance Program CFDA93.778	(\$1,574,071)
Total Public Funds:	(\$2,321,296)

**95.98** *Transfer the Community Care Services Program (CCSP) from the Elder Community Living Services program in the Department of Human Services to the Department of Community Health Medicaid: Aged, Blind, and Disabled program.*

State General Funds	\$46,488,969	\$46,488,969	\$46,488,969
Tobacco Settlement Funds	\$6,191,806	\$6,191,806	\$6,191,806
Medical Assistance Program CFDA93.778	\$14,335,958	\$14,335,958	\$14,335,958
Total Public Funds:	\$67,016,733	\$67,016,733	\$67,016,733

<b>95.100-Medicaid: Aged, Blind, and Disabled</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide health care access primarily to elderly and disabled individuals. There is also hereby appropriated to the Department of Community Health a specific sum of money equal to all the provider fees paid to the Indigent Care Trust Fund created pursuant to Article 6A of chapter 8 of Title 31. The sum of money is appropriated for payments for nursing homes pursuant to Article 6A.*

<b>TOTAL STATE FUNDS</b>	\$1,642,031,208	\$1,651,386,175	\$1,654,864,961
<b>State General Funds</b>	\$1,438,007,923	\$1,447,362,890	\$1,450,841,676
<b>Tobacco Settlement Funds</b>	\$6,191,806	\$6,191,806	\$6,191,806
<b>Nursing Home Provider Fees</b>	\$167,969,114	\$167,969,114	\$167,969,114

<b>Hospital Provider Fee</b>	\$29,862,365	\$29,862,365	\$29,862,365
<b>TOTAL FEDERAL FUNDS</b>	\$3,412,564,217	\$3,434,059,704	\$3,451,377,825
<b>Federal Funds Not Itemized</b>	\$2,787,214	\$2,787,214	\$2,787,214
<b>Medical Assistance Program CFDA93.778</b>	\$3,409,777,003	\$3,431,272,490	\$3,448,590,611
<b>TOTAL AGENCY FUNDS</b>	\$62,342,988	\$62,342,988	\$62,342,988
<b>Intergovernmental Transfers</b>	\$62,342,988	\$62,342,988	\$62,342,988
<b>Hospital Authorities</b>	\$62,342,988	\$62,342,988	\$62,342,988
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$267,288,632	\$267,288,632	\$267,288,632
<b>State Funds Transfers</b>	\$267,288,632	\$267,288,632	\$267,288,632
<b>Optional Medicaid Services Payments</b>	\$267,288,632	\$267,288,632	\$267,288,632
<b>TOTAL PUBLIC FUNDS</b>	\$5,384,227,045	\$5,415,077,499	\$5,435,874,406

**Medicaid: Low-Income Medicaid****Continuation Budget**

*The purpose of this appropriation is to provide healthcare access primarily to low-income individuals.*

<b>TOTAL STATE FUNDS</b>	\$1,285,085,321	\$1,285,085,321	\$1,285,085,321
State General Funds	\$933,308,971	\$933,308,971	\$933,308,971
Tobacco Settlement Funds	\$109,968,257	\$109,968,257	\$109,968,257
Hospital Provider Fee	\$241,808,093	\$241,808,093	\$241,808,093
<b>TOTAL FEDERAL FUNDS</b>	\$2,622,452,881	\$2,622,452,881	\$2,622,452,881
Medical Assistance Program CFDA93.778	\$2,622,452,881	\$2,622,452,881	\$2,622,452,881
<b>TOTAL AGENCY FUNDS</b>	\$12,328,316	\$12,328,316	\$12,328,316
Intergovernmental Transfers	\$12,328,316	\$12,328,316	\$12,328,316
Hospital Authorities	\$12,328,316	\$12,328,316	\$12,328,316
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$13,416,847	\$13,416,847	\$13,416,847
State Funds Transfers	\$13,416,847	\$13,416,847	\$13,416,847
Optional Medicaid Services Payments	\$13,416,847	\$13,416,847	\$13,416,847
<b>TOTAL PUBLIC FUNDS</b>	\$3,933,283,365	\$3,933,283,365	\$3,933,283,365

**96.1** *Reduce funds to reflect an increase in the Federal Medical Assistance Percentage (FMAP) from 67.55% to 67.89%.*

State General Funds	(\$18,800,043)	(\$18,800,043)	(\$18,800,043)
Medical Assistance Program CFDA93.778	\$18,800,043	\$18,800,043	\$18,800,043
Total Public Funds:	\$0	\$0	\$0

**96.2** *Replace funds.*

State General Funds	\$16,076,082	\$16,076,082	\$16,076,082
Tobacco Settlement Funds	(\$16,076,082)	(\$16,076,082)	(\$16,076,082)
Total Public Funds:	\$0	\$0	\$0

**96.3** *Increase funds for growth in Medicaid based on projected need.*

State General Funds	\$132,393,815	\$98,115,154	\$93,219,542
Medical Assistance Program CFDA93.778	\$278,767,101	\$206,684,952	\$196,372,077
Total Public Funds:	\$411,160,916	\$304,800,106	\$289,591,619

**96.4** *Increase funds to reflect additional revenue from hospital provider payments.*

Medical Assistance Program CFDA93.778	\$22,098,871	\$22,098,871	\$22,098,871
Hospital Provider Fee	\$10,495,334	\$10,495,334	\$10,495,334
Total Public Funds:	\$32,594,205	\$32,594,205	\$32,594,205

**96.5** *Transfer hospital provider payments to reflect an increase in enhanced FMAP from 94.22% to 100% for children who were moved from the PeachCare for Kids program to the Low-Income Medicaid program as of January 1, 2014 per the Patient Protection and Affordable Care Act (PPACA).*

Medical Assistance Program CFDA93.778	\$3,847,376	\$3,847,376	\$3,847,376
Hospital Provider Fee	\$1,827,220	\$1,827,220	\$1,827,220
Total Public Funds:	\$5,674,596	\$5,674,596	\$5,674,596

**96.6** *Increase funds to increase reimbursement rates for select primary care and OB/GYN codes to 100% of 2014 Medicare levels.*

State General Funds		\$26,203,315	\$26,203,315
Medical Assistance Program CFDA93.778		\$55,198,720	\$55,198,720
Total Public Funds:		\$81,402,035	\$81,402,035

**96.7** *Increase funds to increase the Advanced Life Support (ALS) emergency transport code reimbursement rate for EMS providers by 7%.*

State General Funds		\$634,314	\$634,314
Medical Assistance Program CFDA93.778		\$1,336,217	\$1,336,217
Total Public Funds:		\$1,970,531	\$1,970,531

**96.8** *Effective July 1, 2016, Care Management Organizations (CMO) are required to increase their current per unit reimbursement rates for contracted primary care, OB/GYN, and EMS providers at the increased rates mandated by HB751. (H:YES)(S:YES)*

State General Funds	\$0	\$0
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**96.9** *The Department of Community Health is directed to evaluate cost-saving measures through accurate diagnosis of ADHD and report back to the Georgia General Assembly by January 1, 2017. (H:YES)(S:YES)*

State General Funds	\$0	\$0
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**96.10** *Increase funds for a \$250 add-on payment for newborn delivery and newborn admission after delivery in rural counties (population less than 35,000).*

State General Funds		\$387,407
Medical Assistance Program CFDA93.778		\$816,093
Total Public Funds:		\$1,203,500

**96.11** *Increase funds to establish a Patient Centered Medical Home (PCMH) grant program for rural stabilization.*

State General Funds		\$300,000
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**96.12** *Transfer funds for the increased reimbursement rates for select primary care and OB/GYN codes from the Medicaid: Low-Income Medicaid program to the Medicaid: Aged, Blind, and Disabled program to reflect the anticipated increase attributable to each program.*

State General Funds		(\$9,279,118)
Medical Assistance Program CFDA93.778		(\$28,826,089)
Total Public Funds:		(\$38,105,207)

**96.13** *Transfer funds for the increase in reimbursement rates for occupational therapy and physical therapy providers within the Medicaid Children's Intervention Services (CIS) program from the Medicaid: Aged, Blind, and Disabled program to the Medicaid: Low-Income Medicaid program to reflect the anticipated increase attributable to each program.*

State General Funds		\$747,225
Medical Assistance Program CFDA93.778		\$1,574,071
Total Public Funds:		\$2,321,296

<b>96.100-Medicaid: Low-Income Medicaid</b>	<b>Appropriation (HB 751)</b>		
<i>The purpose of this appropriation is to provide healthcare access primarily to low-income individuals.</i>			
<b>TOTAL STATE FUNDS</b>	\$1,411,001,647	\$1,403,560,615	\$1,390,820,517
<b>State General Funds</b>	\$1,062,978,825	\$1,055,537,793	\$1,042,797,695
<b>Tobacco Settlement Funds</b>	\$93,892,175	\$93,892,175	\$93,892,175
<b>Hospital Provider Fee</b>	\$254,130,647	\$254,130,647	\$254,130,647
<b>TOTAL FEDERAL FUNDS</b>	\$2,945,966,272	\$2,930,419,060	\$2,893,670,260
<b>Medical Assistance Program CFDA93.778</b>	\$2,945,966,272	\$2,930,419,060	\$2,893,670,260
<b>TOTAL AGENCY FUNDS</b>	\$12,328,316	\$12,328,316	\$12,328,316
<b>Intergovernmental Transfers</b>	\$12,328,316	\$12,328,316	\$12,328,316
<b>Hospital Authorities</b>	\$12,328,316	\$12,328,316	\$12,328,316
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$13,416,847	\$13,416,847	\$13,416,847
<b>State Funds Transfers</b>	\$13,416,847	\$13,416,847	\$13,416,847
<b>Optional Medicaid Services Payments</b>	\$13,416,847	\$13,416,847	\$13,416,847
<b>TOTAL PUBLIC FUNDS</b>	\$4,382,713,082	\$4,359,724,838	\$4,310,235,940

<b>PeachCare</b>	<b>Continuation Budget</b>		
<i>The purpose of this appropriation is to provide health insurance coverage for qualified low-income Georgia children.</i>			
<b>TOTAL STATE FUNDS</b>	\$24,648,601	\$24,648,601	\$24,648,601
<b>State General Funds</b>	\$22,821,381	\$22,821,381	\$22,821,381
<b>Hospital Provider Fee</b>	\$1,827,220	\$1,827,220	\$1,827,220
<b>TOTAL FEDERAL FUNDS</b>	\$399,324,310	\$399,324,310	\$399,324,310
<b>State Children's Insurance Program CFDA93.767</b>	\$399,324,310	\$399,324,310	\$399,324,310
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$151,783	\$151,783	\$151,783
<b>State Funds Transfers</b>	\$151,783	\$151,783	\$151,783
<b>Optional Medicaid Services Payments</b>	\$151,783	\$151,783	\$151,783
<b>TOTAL PUBLIC FUNDS</b>	\$424,124,694	\$424,124,694	\$424,124,694

**97.1** *Reduce funds to reflect an increase in enhanced Federal Medical Assistance Percentage from 94.22% to 100%.*

State General Funds	(\$22,821,381)	(\$22,821,381)	(\$22,821,381)
State Children's Insurance Program CFDA93.767	\$22,821,381	\$22,821,381	\$22,821,381
Total Public Funds:	\$0	\$0	\$0

**97.2** *Transfer hospital provider payments to reflect an increase in enhanced FMAP from 94.22% to 100% for children who were moved from the PeachCare for Kids program to the Low-Income Medicaid program as of January 1, 2014 per the Patient Protection and Affordable Care Act (PPACA).*

State Children's Insurance Program CFDA93.767	\$1,827,220	\$1,827,220	\$1,827,220
Hospital Provider Fee	(\$1,827,220)	(\$1,827,220)	(\$1,827,220)
Total Public Funds:	\$0	\$0	\$0

**97.3** *Increase funds to increase reimbursement rates for occupational therapy and physical therapy providers within the Medicaid Children's Intervention Services (CIS) program.*

State Children's Insurance Program CFDA93.767			\$137,680
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<b>97.100-PeachCare</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide health insurance coverage for qualified low-income Georgia children.*

<b>TOTAL FEDERAL FUNDS</b>	\$423,972,911	\$423,972,911	\$424,110,591
<b>State Children's Insurance Program CFDA93.767</b>	\$423,972,911	\$423,972,911	\$424,110,591
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$151,783	\$151,783	\$151,783
<b>State Funds Transfers</b>	\$151,783	\$151,783	\$151,783
<b>Optional Medicaid Services Payments</b>	\$151,783	\$151,783	\$151,783
<b>TOTAL PUBLIC FUNDS</b>	\$424,124,694	\$424,124,694	\$424,262,374

**State Health Benefit Plan**

**Continuation Budget**

*The purpose of this appropriation is to provide a healthcare benefit for teachers and state employees that is competitive with other commercial benefit plans in quality of care and access to providers; and to provide for the efficient management of provider fees and utilization rates.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$3,198,611,114	\$3,198,611,114	\$3,198,611,114
State Funds Transfers	\$3,198,611,114	\$3,198,611,114	\$3,198,611,114
Health Insurance Payments	\$3,198,611,114	\$3,198,611,114	\$3,198,611,114
TOTAL PUBLIC FUNDS	\$3,198,611,114	\$3,198,611,114	\$3,198,611,114

**98.1** *Increase funds to reflect updated projections for membership, medical services utilization, and medical trend changes.*

Health Insurance Payments	\$4,252,738	\$4,252,738	\$4,252,738
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**98.2** *Reduce funds for the reduction in employee contribution rates effective January 1, 2016.*

Health Insurance Payments	(\$11,100,000)	(\$11,100,000)	(\$11,100,000)
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**98.3** *Increase funds for Medicare Advantage plans effective January 1, 2016.*

Health Insurance Payments	\$91,600,000	\$91,600,000	\$91,600,000
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**98.4** *Reduce funds by identifying future year plan design changes.*

Health Insurance Payments	(\$32,784,000)	(\$32,784,000)	(\$32,784,000)
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**98.5** *Reduce funds due to a scheduled reduction in the Transitional Reinsurance Fee imposed by the Patient Protection and Affordable Care Act (PPACA).*

Health Insurance Payments	(\$7,420,000)	(\$7,420,000)	(\$7,420,000)
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**98.6** *Increase funds for a scheduled increase of the employer contribution rate for non-certificated school service employees from \$746.20 to \$846.20 effective January 1, 2017.*

Health Insurance Payments	\$30,405,700	\$30,405,700	\$30,405,700
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**98.7** *Authorize a pilot program for non-certificated system-directed health care coverage for a 24-month pilot effective for coverage year January 1, 2017, at the end of which the participating systems may opt to return to the state plan without penalty.*

*(H: YES)(S: YES)*

State General Funds		\$0	\$0
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**98.8** *Reflect a total fund balance for Other Post-Employment Benefits (OPEB) liabilities of \$925,103,053 by recognizing 2015 payments (\$478,094,972) and pending deposits (\$314,627,314). (H: YES)(S: YES)*

State General Funds		\$0	\$0
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**98.100-State Health Benefit Plan**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide a healthcare benefit for teachers and state employees that is competitive with other commercial benefit plans in quality of care and access to providers; and to provide for the efficient management of provider fees and utilization rates.*



<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$3,273,565,552	\$3,273,565,552	\$3,273,565,552
<b>State Funds Transfers</b>	\$3,273,565,552	\$3,273,565,552	\$3,273,565,552
<b>Health Insurance Payments</b>	\$3,273,565,552	\$3,273,565,552	\$3,273,565,552
<b>TOTAL PUBLIC FUNDS</b>	\$3,273,565,552	\$3,273,565,552	\$3,273,565,552

**Physician Workforce, Georgia Board for: Board Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all agency programs.*

TOTAL STATE FUNDS	\$659,458	\$659,458	\$659,458
State General Funds	\$659,458	\$659,458	\$659,458
TOTAL PUBLIC FUNDS	\$659,458	\$659,458	\$659,458

**99.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$13,467	\$13,467	\$13,467
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**99.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$332	\$0	\$105
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**99.3** *Transfer funds from the Georgia Board for Physician Workforce: Graduate Medical Education program to the Georgia Board for Physician Workforce: Board Administration program to support tracking long-term rural capacity needs for physicians and other healthcare providers.*

State General Funds		\$208,779	\$208,779
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**99.4** *Increase funds for personnel for a facilitator position to specialize in emerging residency programs.*

State General Funds		\$100,000	\$100,000
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<b>99.100-Physician Workforce, Georgia Board for: Board Administration</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide administrative support to all agency programs.*

<b>TOTAL STATE FUNDS</b>	\$673,257	\$981,704	\$981,809
<b>State General Funds</b>	\$673,257	\$981,704	\$981,809
<b>TOTAL PUBLIC FUNDS</b>	\$673,257	\$981,704	\$981,809

**Physician Workforce, Georgia Board for: Graduate Medical Education**

**Continuation Budget**

*The purpose of this appropriation is to address the physician workforce needs of Georgia communities through the support and development of medical education programs.*

TOTAL STATE FUNDS	\$10,014,219	\$10,014,219	\$10,014,219
State General Funds	\$10,014,219	\$10,014,219	\$10,014,219
TOTAL PUBLIC FUNDS	\$10,014,219	\$10,014,219	\$10,014,219

**100.1** *Transfer funds for 72 new residency slots in primary care medicine from the Board of Regents of the University System of Georgia Public Service/Special Funding Initiatives program to the Georgia Board for Physician Workforce: Graduate Medical Education program.*

State General Funds	\$1,138,075	\$1,138,075	\$1,138,075
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**100.2** *Transfer funds from the Georgia Board for Physician Workforce: Graduate Medical Education program to the Georgia Board for Physician Workforce: Board Administration program to support tracking long-term rural capacity needs for physicians and other healthcare providers.*

State General Funds		(\$208,779)	(\$208,779)
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**100.3** *Transfer funds from the Georgia Board for Physician Workforce: Graduate Medical Education program to the Georgia Board for Physician Workforce: Physicians for Rural Areas program for the Georgia South Family Medicine Rural Residency Training Program.*

State General Funds		(\$100,000)	(\$100,000)
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**100.4** *Increase funds for an emergency medicine residency program at Memorial Health University Medical Center.*

State General Funds		\$200,000	\$269,684
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**100.5** *Increase funds to provide eight slots total in OB/GYN residency programs with two slots each at Emory, Medical College of Georgia, Morehouse, and Navicent Health Care Macon.*

State General Funds			\$122,664
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<b>100.100-Physician Workforce, Georgia Board for: Graduate Medical Education</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to address the physician workforce needs of Georgia communities through the support and development of medical education programs.*

<b>TOTAL STATE FUNDS</b>	\$11,152,294	\$11,043,515	\$11,235,863
<b>State General Funds</b>	\$11,152,294	\$11,043,515	\$11,235,863
<b>TOTAL PUBLIC FUNDS</b>	\$11,152,294	\$11,043,515	\$11,235,863

<b>Physician Workforce, Georgia Board for: Mercer School of Medicine Grant</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to provide funding for the Mercer University School of Medicine to help ensure an adequate supply of primary and other needed physician specialists through a public/private partnership with the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$24,039,911	\$24,039,911	\$24,039,911
State General Funds	\$24,039,911	\$24,039,911	\$24,039,911
<b>TOTAL PUBLIC FUNDS</b>	\$24,039,911	\$24,039,911	\$24,039,911

<b>101.100-Physician Workforce, Georgia Board for: Mercer School of Medicine Grant</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide funding for the Mercer University School of Medicine to help ensure an adequate supply of primary and other needed physician specialists through a public/private partnership with the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$24,039,911	\$24,039,911	\$24,039,911
<b>State General Funds</b>	\$24,039,911	\$24,039,911	\$24,039,911
<b>TOTAL PUBLIC FUNDS</b>	\$24,039,911	\$24,039,911	\$24,039,911

<b>Physician Workforce, Georgia Board for: Morehouse School of Medicine Grant</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to provide funding for the Morehouse School of Medicine and affiliated hospitals to help ensure an adequate supply of primary and other needed physician specialists through a public/private partnership with the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$23,971,870	\$23,971,870	\$23,971,870
State General Funds	\$23,971,870	\$23,971,870	\$23,971,870
<b>TOTAL PUBLIC FUNDS</b>	\$23,971,870	\$23,971,870	\$23,971,870

<b>102.100-Physician Workforce, Georgia Board for: Morehouse School of Medicine Grant</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide funding for the Morehouse School of Medicine and affiliated hospitals to help ensure an adequate supply of primary and other needed physician specialists through a public/private partnership with the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$23,971,870	\$23,971,870	\$23,971,870
<b>State General Funds</b>	\$23,971,870	\$23,971,870	\$23,971,870
<b>TOTAL PUBLIC FUNDS</b>	\$23,971,870	\$23,971,870	\$23,971,870

<b>Physician Workforce, Georgia Board for: Physicians for Rural Areas</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to ensure an adequate supply of physicians in rural areas of the state, and to provide a program of aid to promising medical students.*

TOTAL STATE FUNDS	\$1,410,000	\$1,410,000	\$1,410,000
State General Funds	\$1,410,000	\$1,410,000	\$1,410,000
TOTAL PUBLIC FUNDS	\$1,410,000	\$1,410,000	\$1,410,000

**103.1** *Eliminate funds for the rural dentistry loan repayment program.*

State General Funds	(\$200,000)	\$0	\$0
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**103.2** *Realign program activities to provide additional Physician Rural Areas Assistance (PRAA) loan repayment awards. (G: YES)(H: YES)(S: YES)*

State General Funds	\$0	\$0	\$0
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**103.3** *Increase funds for a loan repayment program for Physician Assistants and Advanced Practice Registered Nurses practicing in rural and underserved areas.*

State General Funds		\$100,000	\$200,000
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**103.4** *Transfer funds from the Georgia Board for Physician Workforce: Graduate Medical Education program to the Georgia Board for Physician Workforce: Physicians for Rural Areas program for the Georgia South Family Medicine Rural Residency Training Program.*

State General Funds		\$100,000	\$100,000
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**103.5** *Increase funds for the Georgia South Family Medicine Rural Residency Training Program.*

State General Funds \$200,000

<b>103.100-Physician Workforce, Georgia Board for: Physicians for Rural Areas</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to ensure an adequate supply of physicians in rural areas of the state, and to provide a program of aid to promising medical students.*

<b>TOTAL STATE FUNDS</b>	\$1,210,000	\$1,610,000	\$1,910,000
<b>State General Funds</b>	\$1,210,000	\$1,610,000	\$1,910,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,210,000	\$1,610,000	\$1,910,000

**Physician Workforce, Georgia Board for: Undergraduate Medical Education** **Continuation Budget**

*The purpose of this appropriation is to ensure an adequate supply of primary care and other needed physician specialists through a public/private partnership with medical schools in Georgia.*

TOTAL STATE FUNDS	\$2,119,068	\$2,119,068	\$2,119,068
State General Funds	\$2,119,068	\$2,119,068	\$2,119,068
TOTAL PUBLIC FUNDS	\$2,119,068	\$2,119,068	\$2,119,068

**104.1** *Increase funds for the medical student capitation contract for 50 certified residents at Philadelphia College of Osteopathic Medicine.*

State General Funds \$318,150

<b>104.100-Physician Workforce, Georgia Board for: Undergraduate Medical Education</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to ensure an adequate supply of primary care and other needed physician specialists through a public/private partnership with medical schools in Georgia.*

<b>TOTAL STATE FUNDS</b>	\$2,119,068	\$2,119,068	\$2,437,218
<b>State General Funds</b>	\$2,119,068	\$2,119,068	\$2,437,218
<b>TOTAL PUBLIC FUNDS</b>	\$2,119,068	\$2,119,068	\$2,437,218

**Georgia Composite Medical Board****Continuation Budget**

*The purpose of this appropriation is to license qualified applicants as physicians, physician's assistants, respiratory care professionals, perfusionists, acupuncturists, orthotists, prosthetists, and auricular (ear) detoxification specialists. Also, investigate complaints and discipline those who violate the Medical Practice Act or other laws governing the professional behavior of the Board licensees.*

TOTAL STATE FUNDS	\$2,277,486	\$2,277,486	\$2,277,486
State General Funds	\$2,277,486	\$2,277,486	\$2,277,486
TOTAL AGENCY FUNDS	\$300,000	\$300,000	\$300,000
Sales and Services	\$300,000	\$300,000	\$300,000
Sales and Services Not Itemized	\$300,000	\$300,000	\$300,000
TOTAL PUBLIC FUNDS	\$2,577,486	\$2,577,486	\$2,577,486

**105.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$55,818	\$55,818	\$55,818
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**105.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,450	\$0	\$508
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**105.3** *Increase funds for the regulation of the vaccine protocol agreements as established by HB504 (2015 Session).*

State General Funds	\$65,130	\$65,130	\$65,130
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**105.100-Georgia Composite Medical Board****Appropriation (HB 751)**

*The purpose of this appropriation is to license qualified applicants as physicians, physician's assistants, respiratory care professionals, perfusionists, acupuncturists, orthotists, prosthetists, and auricular (ear) detoxification specialists. Also, investigate complaints and discipline those who violate the Medical Practice Act or other laws governing the professional behavior of the Board licensees.*

TOTAL STATE FUNDS	\$2,399,884	\$2,398,434	\$2,398,942
State General Funds	\$2,399,884	\$2,398,434	\$2,398,942
TOTAL AGENCY FUNDS	\$300,000	\$300,000	\$300,000
Sales and Services	\$300,000	\$300,000	\$300,000
Sales and Services Not Itemized	\$300,000	\$300,000	\$300,000

**TOTAL PUBLIC FUNDS** \$2,699,884 \$2,698,434 \$2,698,942

**Drugs and Narcotics Agency, Georgia**

**Continuation Budget**

*The purpose of this appropriation is to protect the health, safety, and welfare of the general public by providing an enforcement presence to oversee all laws and regulations pertaining to controlled substances and dangerous drugs.*

TOTAL STATE FUNDS \$2,149,510 \$2,149,510 \$2,149,510  
 State General Funds \$2,149,510 \$2,149,510 \$2,149,510  
**TOTAL PUBLIC FUNDS** \$2,149,510 \$2,149,510 \$2,149,510

**106.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds \$43,235 \$43,235 \$43,235

**106.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds \$1,538 \$0 \$809

**106.3** *Increase funds for rent.*

State General Funds \$21,500 \$21,500

**106.4** *Reduce funds for one-time funding for information technology.*

State General Funds (\$40,000)

<b>106.100-Drugs and Narcotics Agency, Georgia</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to protect the health, safety, and welfare of the general public by providing an enforcement presence to oversee all laws and regulations pertaining to controlled substances and dangerous drugs.*

**TOTAL STATE FUNDS** \$2,194,283 \$2,214,245 \$2,175,054  
**State General Funds** \$2,194,283 \$2,214,245 \$2,175,054  
**TOTAL PUBLIC FUNDS** \$2,194,283 \$2,214,245 \$2,175,054

**Section 18: Community Supervision, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS \$34,791,312 \$34,791,312 \$34,791,312

State General Funds	\$34,791,312	\$34,791,312	\$34,791,312
<b>TOTAL PUBLIC FUNDS</b>	<b>\$34,791,312</b>	<b>\$34,791,312</b>	<b>\$34,791,312</b>

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$160,858,649	\$159,863,719	\$160,173,193
<b>State General Funds</b>	\$160,858,649	\$159,863,719	\$160,173,193
<b>TOTAL AGENCY FUNDS</b>	\$10,000	\$10,000	\$10,000
<b>Sales and Services</b>	\$10,000	\$10,000	\$10,000
<b>Sales and Services Not Itemized</b>	\$10,000	\$10,000	\$10,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$160,868,649</b>	<b>\$159,873,719</b>	<b>\$160,183,193</b>

**Departmental Administration****Continuation Budget**

TOTAL STATE FUNDS	\$8,213,943	\$8,213,943	\$8,213,943
State General Funds	\$8,213,943	\$8,213,943	\$8,213,943
<b>TOTAL PUBLIC FUNDS</b>	<b>\$8,213,943</b>	<b>\$8,213,943</b>	<b>\$8,213,943</b>

**107.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$171,315	\$171,315	\$171,315
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**107.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$17,217	\$0	\$12,518
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**107.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$15,089	\$15,089	\$15,089
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**107.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$17,427	\$17,427	\$17,427
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**107.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$8,670	\$8,670	\$8,670
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**107.6** *Transfer funds and one position from the Department of Corrections' Departmental Administration program to the Department of Community Supervision's Departmental Administration program.*

State General Funds	\$43,429	\$43,429	\$43,429
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**107.7** *Transfer funds and two positions from the State Board of Pardons and Paroles' Board Administration program to the Department of Community Supervision's Departmental Administration program.*

State General Funds	\$110,920	\$110,920	\$110,920
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**107.8** *Transfer funds and three positions from the Field Services program to the Departmental Administration program.*

State General Funds	\$398,374	\$398,374	\$398,374
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**107.9** *Transfer funds from the Field Services program to the Departmental Administration program to accurately reflect the cost of rent.*

State General Funds	\$64,889	\$64,889	\$64,889
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**107.10** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$117,512	\$88,134
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**107.11** *Reduce funds to reflect administrative efficiencies.*

State General Funds		(\$100,000)	(\$200,000)
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**107.99 SAC:** *The purpose of this appropriation is to provide administrative support for the agency.*

**House:** *The purpose of this appropriation is to provide administrative support for the agency.*

**Governor:** *The purpose of this appropriation is to provide administrative support for the agency.*

State General Funds	\$0	\$0	\$0
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<b>107.100-Departmental Administration</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide administrative support for the agency.*

<b>TOTAL STATE FUNDS</b>	\$9,061,273	\$9,061,568	\$8,944,708
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<b>State General Funds</b>	\$9,061,273	\$9,061,568	\$8,944,708
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<b>TOTAL PUBLIC FUNDS</b>	\$9,061,273	\$9,061,568	\$8,944,708
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**Field Services****Continuation Budget**

TOTAL STATE FUNDS	\$21,851,578	\$21,851,578	\$21,851,578
State General Funds	\$21,851,578	\$21,851,578	\$21,851,578
TOTAL PUBLIC FUNDS	\$21,851,578	\$21,851,578	\$21,851,578

**108.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$3,618,865	\$3,618,865	\$3,618,865
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**108.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$366,284	\$0	\$266,315
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**108.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$321,013	\$321,013	\$321,013
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**108.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$370,721	\$370,721	\$370,721
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**108.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$184,449	\$184,449	\$184,449
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**108.6** *Transfer funds and 1,628 positions from the Department of Corrections' Probation Supervision program to the Department of Community Supervision's Field Services program.*

State General Funds	\$89,674,806	\$89,674,806	\$89,674,806
Sales and Services Not Itemized	\$10,000	\$10,000	\$10,000
Total Public Funds:	\$89,684,806	\$89,684,806	\$89,684,806

**108.7** *Transfer funds and nine positions from the Department of Corrections' Offender Management program to the Department of Community Supervision's Field Services program.*

State General Funds	\$458,707	\$458,707	\$458,707
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**108.8** *Transfer funds and seven positions from the Department of Corrections' State Prisons program to the Department of Community Supervision's Field Services program.*

State General Funds	\$406,678	\$406,678	\$406,678
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**108.9** *Transfer funds and 480 positions from the State Board of Pardons and Paroles' Parole Supervision program to the Department of Community Supervision's Field Services program.*

State General Funds	\$29,217,168	\$29,217,168	\$29,217,168
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**108.10** *Transfer funds and three positions from the Field Services program to the Departmental Administration program.*

State General Funds	(\$398,374)	(\$398,374)	(\$398,374)
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**108.11** *Transfer funds from the Field Services program to the Departmental Administration program to accurately reflect the cost of rent.*

State General Funds	(\$64,889)	(\$64,889)	(\$64,889)
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**108.12** *Transfer funds from the Department of Community Supervision to the State Board of Pardons and Paroles to accurately reflect the cost of rent.*

State General Funds	(\$16,528)	(\$16,528)	(\$16,528)
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**108.13** *Reduce funds to recognize efficiencies in operations.*

State General Funds		(\$472,716)	(\$322,716)
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**108.14** *Reduce funds for one-time funding used to recalibrate the offender supervision risk assessment tool.*

State General Funds		(\$75,000)	(\$75,000)
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**108.15** *Reduce funds for one-time funding for technology infrastructure.*

State General Funds		(\$67,500)	(\$67,500)
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**108.99 SAC:** *The purpose of this appropriation is to protect and serve Georgia citizens through effective and efficient offender supervision in communities, while providing opportunities for successful outcomes.*

**House:** *The purpose of this appropriation is to protect and serve Georgia citizens through effective and efficient offender supervision in communities, while providing opportunities for successful outcomes.*

**Governor:** *The purpose of this appropriation is to protect and serve Georgia citizens through effective and efficient offender supervision in communities, while providing opportunities for successful outcomes.*

State General Funds	\$0	\$0	\$0
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<b>108.100-Field Services</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to protect and serve Georgia citizens through effective and efficient offender supervision in communities, while providing opportunities for successful outcomes.*

<b>TOTAL STATE FUNDS</b>	\$145,990,478	\$145,008,978	\$145,425,293
<b>State General Funds</b>	\$145,990,478	\$145,008,978	\$145,425,293
<b>TOTAL AGENCY FUNDS</b>	\$10,000	\$10,000	\$10,000
<b>Sales and Services</b>	\$10,000	\$10,000	\$10,000
<b>Sales and Services Not Itemized</b>	\$10,000	\$10,000	\$10,000
<b>TOTAL PUBLIC FUNDS</b>	\$146,000,478	\$145,018,978	\$145,435,293

**Misdemeanor Probation****Continuation Budget**

TOTAL STATE FUNDS	\$609,367	\$609,367	\$609,367
State General Funds	\$609,367	\$609,367	\$609,367
TOTAL PUBLIC FUNDS	\$609,367	\$609,367	\$609,367

**109.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$16,254	\$16,254	\$16,254
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**109.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,634	\$0	\$1,188
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**109.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$1,432	\$1,432	\$1,432
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**109.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$1,653	\$1,653	\$1,653
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**109.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$823	\$823	\$823
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**109.99 SAC:** *The purpose of this appropriation is to provide regulation of all governmental and private misdemeanor probation providers through inspection and investigation.*

**House:** *The purpose of this appropriation is to provide regulation of all governmental and private misdemeanor probation providers through inspection and investigation.*

**Governor:** *The purpose of this appropriation is to provide regulation of all governmental and private misdemeanor probation providers through inspection and investigation.*

State General Funds	\$0	\$0	\$0
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<b>109.100-Misdemeanor Probation</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide regulation of all governmental and private misdemeanor probation providers through inspection and investigation.*

<b>TOTAL STATE FUNDS</b>	\$631,163	\$629,529	\$630,717
<b>State General Funds</b>	\$631,163	\$629,529	\$630,717
<b>TOTAL PUBLIC FUNDS</b>	\$631,163	\$629,529	\$630,717

**Family Violence, Georgia Commission on**

**Continuation Budget**

TOTAL STATE FUNDS	\$374,981	\$374,981	\$374,981
State General Funds	\$374,981	\$374,981	\$374,981
TOTAL PUBLIC FUNDS	\$374,981	\$374,981	\$374,981

**110.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$16,380	\$16,380	\$16,380
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**110.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$591	\$0	\$431
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**110.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$461	\$461	\$461
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**110.99 SAC:** *The purpose of this appropriation is to provide for the study and evaluation of needs and services relating to family violence in Georgia, develop models for community task forces on family violence, provide training and continuing education on the dynamics of family violence, and develop standards to be used in the certification and regulation of Family Violence Intervention Programs.*

**House:** *The purpose of this appropriation is to provide for the study and evaluation of needs and services relating to family violence in Georgia, develop models for community task forces on family violence, provide training and continuing education on the dynamics of family violence, and develop standards to be used in the certification and regulation of Family Violence Intervention Programs.*

**Governor:** *The purpose of this appropriation is to provide for the study and evaluation of needs and services relating to family violence in Georgia, develop models for community task forces on family violence, provide training and continuing education on the dynamics of family violence, and develop standards to be used in the certification and regulation of Family Violence Intervention Programs.*

State General Funds	\$0	\$0	\$0
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<b>110.100-Family Violence, Georgia Commission on</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide for the study and evaluation of needs and services relating to family violence in Georgia, develop models for community task forces on family violence, provide training and continuing education on the dynamics of family violence, and develop standards to be used in the certification and regulation of Family Violence Intervention Programs.*

<b>TOTAL STATE FUNDS</b>	\$392,413	\$391,822	\$392,253
<b>State General Funds</b>	\$392,413	\$391,822	\$392,253
<b>TOTAL PUBLIC FUNDS</b>	\$392,413	\$391,822	\$392,253

**Governor's Office of Transition, Support and Reentry**

**Continuation Budget**

TOTAL STATE FUNDS	\$3,741,443	\$3,741,443	\$3,741,443
State General Funds	\$3,741,443	\$3,741,443	\$3,741,443
TOTAL PUBLIC FUNDS	\$3,741,443	\$3,741,443	\$3,741,443

**111.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$92,837	\$92,837	\$92,837
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**111.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$11,500	\$0	\$8,400
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**111.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$5,293	\$5,293	\$5,293
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**111.4** *Transfer funds and two positions from the Department of Corrections to the Governor's Office of Transition, Support, and Reentry.*

State General Funds	\$280,057	\$280,057	\$280,057
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**111.5** *Transfer funds and four positions from the State Board of Pardons and Paroles to the Governor's Office of Transition, Support and Reentry.*

State General Funds	\$392,362	\$392,362	\$392,362
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**111.6** *Increase funds for personnel for five community coordinators to expand the Georgia Prisoner Reentry Initiative.*

State General Funds	\$388,945	\$388,945	\$388,945
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**111.7** *Transfer funds from the Governor's Office of Transition, Support and Reentry to the State Board of Pardons and Paroles to accurately reflect the cost of rent.*

State General Funds	(\$129,115)	(\$129,115)	(\$129,115)
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**111.99 SAC:** *The purpose of this appropriation is to provide a collaboration of governmental and nongovernmental stakeholders to develop and execute a systematic reentry plan for Georgia offenders and ensure the delivery of services to reduce recidivism and support the success of returning citizens.*

**House:** *The purpose of this appropriation is to provide a collaboration of governmental and nongovernmental stakeholders to develop and execute a systematic reentry plan for Georgia offenders and ensure the delivery of services to reduce recidivism and support the success of returning citizens.*

**Governor:** *The purpose of this appropriation is to provide a collaboration of governmental and nongovernmental stakeholders to develop and execute a systematic reentry plan for Georgia offenders and ensure the delivery of services to reduce recidivism and support the success of returning citizens.*

State General Funds	\$0	\$0	\$0
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**111.100-Governor’s Office of Transition, Support and Reentry** **Appropriation (HB 751)**

*The purpose of this appropriation is to provide a collaboration of governmental and nongovernmental stakeholders to develop and execute a systematic reentry plan for Georgia offenders and ensure the delivery of services to reduce recidivism and support the success of returning citizens.*

<b>TOTAL STATE FUNDS</b>	\$4,783,322	\$4,771,822	\$4,780,222
<b>State General Funds</b>	\$4,783,322	\$4,771,822	\$4,780,222
<b>TOTAL PUBLIC FUNDS</b>	\$4,783,322	\$4,771,822	\$4,780,222

**Section 19: Corrections, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$1,168,464,300	\$1,168,464,300	\$1,168,464,300
State General Funds	\$1,168,464,300	\$1,168,464,300	\$1,168,464,300
TOTAL FEDERAL FUNDS	\$170,555	\$170,555	\$170,555
Federal Funds Not Itemized	\$170,555	\$170,555	\$170,555
TOTAL AGENCY FUNDS	\$13,581,649	\$13,581,649	\$13,581,649
Sales and Services	\$13,581,649	\$13,581,649	\$13,581,649
Sales and Services Not Itemized	\$13,581,649	\$13,581,649	\$13,581,649
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,182,216,504</b>	<b>\$1,182,216,504</b>	<b>\$1,182,216,504</b>

**Section Total - Final**

TOTAL STATE FUNDS	\$1,126,295,404	\$1,126,591,861	\$1,121,831,805
<b>State General Funds</b>	\$1,126,295,404	\$1,126,591,861	\$1,121,831,805
<b>TOTAL FEDERAL FUNDS</b>	\$170,555	\$170,555	\$170,555
<b>Federal Funds Not Itemized</b>	\$170,555	\$170,555	\$170,555
<b>TOTAL AGENCY FUNDS</b>	\$13,564,603	\$13,564,603	\$13,564,603
<b>Sales and Services</b>	\$13,564,603	\$13,564,603	\$13,564,603
<b>Sales and Services Not Itemized</b>	\$13,564,603	\$13,564,603	\$13,564,603
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,140,030,562</b>	<b>\$1,140,327,019</b>	<b>\$1,135,566,963</b>

**County Jail Subsidy**

**Continuation Budget**

*The purpose of this appropriation is to reimburse counties for the costs of incarcerating state prisoners in their local facilities after sentencing.*



TOTAL STATE FUNDS	\$50,000	\$50,000	\$50,000
State General Funds	\$50,000	\$50,000	\$50,000
TOTAL PUBLIC FUNDS	\$50,000	\$50,000	\$50,000

**112.1 Reduce funds.**

State General Funds		(\$45,000)	(\$45,000)
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<b>112.100-County Jail Subsidy</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to reimburse counties for the costs of incarcerating state prisoners in their local facilities after sentencing.*

<b>TOTAL STATE FUNDS</b>	\$50,000	\$5,000	\$5,000
<b>State General Funds</b>	\$50,000	\$5,000	\$5,000
<b>TOTAL PUBLIC FUNDS</b>	\$50,000	\$5,000	\$5,000

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to protect and serve the citizens of Georgia by providing an effective and efficient department that administers a balanced correctional system.*

TOTAL STATE FUNDS	\$35,423,197	\$35,423,197	\$35,423,197
State General Funds	\$35,423,197	\$35,423,197	\$35,423,197
TOTAL FEDERAL FUNDS	\$70,555	\$70,555	\$70,555
Federal Funds Not Itemized	\$70,555	\$70,555	\$70,555
TOTAL PUBLIC FUNDS	\$35,493,752	\$35,493,752	\$35,493,752

**113.1 Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.**

State General Funds	\$411,399	\$411,399	\$411,399
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**113.2 Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)**

State General Funds	\$2,432	\$0	(\$4,508)
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**113.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$50,000)	(\$50,000)	(\$50,000)
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**113.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$3,525)	(\$3,525)	(\$3,525)
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**113.5** *Increase funds for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$56,526	\$56,526	\$56,526
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**113.6** *Transfer funds and six positions from the Probation Supervision program to the Departmental Administration program for consolidated banking services.*

State General Funds	\$375,744	\$375,744	\$375,744
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**113.7** *Transfer funds and one position from the Department of Corrections' Departmental Administration program to the Department of Community Supervision's Departmental Administration program.*

State General Funds	(\$43,429)	(\$43,429)	(\$43,429)
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**113.8** *Transfer funds and two positions from the Department of Corrections to the Governor's Office of Transition, Support, and Reentry.*

State General Funds	(\$280,057)	(\$280,057)	(\$280,057)
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**113.9** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$429,898	\$322,424
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**113.10** *Provide a report to the General Assembly regarding the effectiveness of educational programs within the department including county correctional facility GED and vocational certificate programs, the charter high school initiative, vocational/technical programs, and the GED fast track program by January 1, 2017 and a follow-up report by January 1, 2018. (H:YES)(S:YES)*

State General Funds		\$0	\$0
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**113.100-Departmental Administration** **Appropriation (HB 751)**

*The purpose of this appropriation is to protect and serve the citizens of Georgia by providing an effective and efficient department that administers a balanced correctional system.*

<b>TOTAL STATE FUNDS</b>	\$35,892,287	\$36,319,753	\$36,207,771
<b>State General Funds</b>	\$35,892,287	\$36,319,753	\$36,207,771
<b>TOTAL FEDERAL FUNDS</b>	\$70,555	\$70,555	\$70,555
<b>Federal Funds Not Itemized</b>	\$70,555	\$70,555	\$70,555
<b>TOTAL PUBLIC FUNDS</b>	\$35,962,842	\$36,390,308	\$36,278,326

**Detention Centers**

**Continuation Budget**

*The purpose of this appropriation is to provide housing, academic education, vocational training, work details, counseling, and substance abuse treatment for probationers who require more security or supervision than provided by regular community supervision.*

<b>TOTAL STATE FUNDS</b>	\$30,232,566	\$30,232,566	\$30,232,566
State General Funds	\$30,232,566	\$30,232,566	\$30,232,566
<b>TOTAL AGENCY FUNDS</b>	\$450,000	\$450,000	\$450,000
Sales and Services	\$450,000	\$450,000	\$450,000
Sales and Services Not Itemized	\$450,000	\$450,000	\$450,000
<b>TOTAL PUBLIC FUNDS</b>	\$30,682,566	\$30,682,566	\$30,682,566

**114.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$858,702	\$858,702	\$858,702
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**114.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$5,077	\$0	(\$9,412)
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**114.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$104,363)	(\$104,363)	(\$104,363)
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**114.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$7,358)	(\$7,358)	(\$7,358)
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**114.5** *Increase funds for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$1,429,639	\$1,429,639	\$1,429,639
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**114.98** *Transfer funds, 82 positions, and 13 vehicles from the Probation Supervision program to the Detention Centers program to consolidate program operations.*

State General Funds	\$5,930,478	\$5,930,478	\$5,930,478
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**114.100-Detention Centers****Appropriation (HB 751)**

*The purpose of this appropriation is to provide housing, academic education, vocational training, work details, counseling, and substance abuse treatment for probationers who require more security or supervision than provided by regular community supervision.*

<b>TOTAL STATE FUNDS</b>	\$38,344,741	\$38,339,664	\$38,330,252
<b>State General Funds</b>	\$38,344,741	\$38,339,664	\$38,330,252
<b>TOTAL AGENCY FUNDS</b>	\$450,000	\$450,000	\$450,000
<b>Sales and Services</b>	\$450,000	\$450,000	\$450,000
<b>Sales and Services Not Itemized</b>	\$450,000	\$450,000	\$450,000
<b>TOTAL PUBLIC FUNDS</b>	\$38,794,741	\$38,789,664	\$38,780,252

**Food and Farm Operations****Continuation Budget**

*The purpose of this appropriation is to manage timber, raise crops and livestock, and produce dairy items used in preparing meals for offenders.*

TOTAL STATE FUNDS	\$27,555,071	\$27,555,071	\$27,555,071
State General Funds	\$27,555,071	\$27,555,071	\$27,555,071
TOTAL PUBLIC FUNDS	\$27,555,071	\$27,555,071	\$27,555,071

**115.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$34,408	\$34,408	\$34,408
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**115.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$203	\$0	(\$376)
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**115.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$4,182)	(\$4,182)	(\$4,182)
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**115.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$295)	(\$295)	(\$295)
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<b>115.100-Food and Farm Operations</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to manage timber, raise crops and livestock, and produce dairy items used in preparing meals for offenders.*

<b>TOTAL STATE FUNDS</b>	\$27,585,205	\$27,585,002	\$27,584,626
<b>State General Funds</b>	\$27,585,205	\$27,585,002	\$27,584,626
<b>TOTAL PUBLIC FUNDS</b>	\$27,585,205	\$27,585,002	\$27,584,626

**Health**

**Continuation Budget**

*The purpose of this appropriation is to provide the required constitutional level of physical, dental, and mental health care to all inmates of the state correctional system.*

TOTAL STATE FUNDS	\$201,384,166	\$201,384,166	\$201,384,166
State General Funds	\$201,384,166	\$201,384,166	\$201,384,166
TOTAL AGENCY FUNDS	\$390,000	\$390,000	\$390,000
Sales and Services	\$390,000	\$390,000	\$390,000
Sales and Services Not Itemized	\$390,000	\$390,000	\$390,000
TOTAL PUBLIC FUNDS	\$201,774,166	\$201,774,166	\$201,774,166

**116.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$224,399	\$224,399	\$224,399
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**116.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$1,326	\$0	(\$2,458)
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**116.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$27,273)	(\$27,273)	(\$27,273)
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**116.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$1,923)	(\$1,923)	(\$1,923)
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**116.5** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives for Georgia Correctional Healthcare employees effective July 1, 2016.*

State General Funds	\$2,642,834	\$2,642,834	\$2,642,834
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**116.6** *Increase funds to cover expenses related to recently approved Hepatitis C treatments and other bulk prescription medications. (S:Utilize existing funds to provide Hepatitis C treatments and fund actual costs in the Amended FY17 budget, while recognizing potential savings from new therapeutic options)*

State General Funds	\$3,729,131	\$3,729,131	\$0
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<b>116.100-Health</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide the required constitutional level of physical, dental, and mental health care to all inmates of the state correctional system.*

<b>TOTAL STATE FUNDS</b>	\$207,952,660	\$207,951,334	\$204,219,745
<b>State General Funds</b>	\$207,952,660	\$207,951,334	\$204,219,745
<b>TOTAL AGENCY FUNDS</b>	\$390,000	\$390,000	\$390,000
<b>Sales and Services</b>	\$390,000	\$390,000	\$390,000
<b>Sales and Services Not Itemized</b>	\$390,000	\$390,000	\$390,000
<b>TOTAL PUBLIC FUNDS</b>	\$208,342,660	\$208,341,334	\$204,609,745

**Offender Management**

**Continuation Budget**

*The purpose of this appropriation is to coordinate and operate the following agency-wide support services to ensure public safety: canine units, the County Correctional Institutions program, Correctional Emergency Response Teams, inmate classification, inmate diagnostics, the jail coordination unit, the release and agreements unit, and tactical squads.*

TOTAL STATE FUNDS	\$42,568,545	\$42,568,545	\$42,568,545
State General Funds	\$42,568,545	\$42,568,545	\$42,568,545
TOTAL AGENCY FUNDS	\$30,000	\$30,000	\$30,000
Sales and Services	\$30,000	\$30,000	\$30,000
Sales and Services Not Itemized	\$30,000	\$30,000	\$30,000
TOTAL PUBLIC FUNDS	\$42,598,545	\$42,598,545	\$42,598,545

**117.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$97,240	\$97,240	\$97,240
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**117.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$575	\$0	(\$1,066)
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**117.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$11,818)	(\$11,818)	(\$11,818)
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**117.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$833)	(\$833)	(\$833)
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**117.5** *Increase funds for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$25,908	\$25,908	\$25,908
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**117.6** *Increase funds to incentivize county correctional facilities to provide educational opportunities and graduate inmates from GED and vocational programs.*

State General Funds	\$1,325,000	\$1,325,000	\$1,000,000
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**117.7** *Transfer funds and nine positions from the Department of Corrections' Offender Management program to the Department of Community Supervision's Field Services program.*

State General Funds	(\$458,707)	(\$458,707)	(\$458,707)
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**117.8** Utilize existing funds to provide a \$1,000 per student performance-based funding incentive to county correctional facilities for each GED diploma and vocational certificate graduate. (G:YES)(H:YES)(S:YES)

State General Funds	\$0	\$0	\$0
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<b>117.100-Offender Management</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to coordinate and operate the following agency-wide support services to ensure public safety: canine units, the County Correctional Institutions program, Correctional Emergency Response Teams, inmate classification, inmate diagnostics, the jail coordination unit, the release and agreements unit, and tactical squads.*

<b>TOTAL STATE FUNDS</b>	\$43,545,910	\$43,545,335	\$43,219,269
<b>State General Funds</b>	\$43,545,910	\$43,545,335	\$43,219,269
<b>TOTAL AGENCY FUNDS</b>	\$30,000	\$30,000	\$30,000
<b>Sales and Services</b>	\$30,000	\$30,000	\$30,000
<b>Sales and Services Not Itemized</b>	\$30,000	\$30,000	\$30,000
<b>TOTAL PUBLIC FUNDS</b>	\$43,575,910	\$43,575,335	\$43,249,269

<b>Private Prisons</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to contract with private companies to provide cost effective prison facilities that ensure public safety.*

<b>TOTAL STATE FUNDS</b>	\$135,395,608	\$135,395,608	\$135,395,608
State General Funds	\$135,395,608	\$135,395,608	\$135,395,608
<b>TOTAL PUBLIC FUNDS</b>	\$135,395,608	\$135,395,608	\$135,395,608

<b>118.100-Private Prisons</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to contract with private companies to provide cost effective prison facilities that ensure public safety.*

<b>TOTAL STATE FUNDS</b>	\$135,395,608	\$135,395,608	\$135,395,608
<b>State General Funds</b>	\$135,395,608	\$135,395,608	\$135,395,608
<b>TOTAL PUBLIC FUNDS</b>	\$135,395,608	\$135,395,608	\$135,395,608

<b>Probation Supervision</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to supervise probationers in Day Reporting Centers, the Savannah Impact Program, intensive or specialized probation, and field supervision, as well as support the Georgia Commission on Family Violence.*



TOTAL STATE FUNDS	\$95,981,028	\$95,981,028	\$95,981,028
State General Funds	\$95,981,028	\$95,981,028	\$95,981,028
TOTAL AGENCY FUNDS	\$17,046	\$17,046	\$17,046
Sales and Services	\$17,046	\$17,046	\$17,046
Sales and Services Not Itemized	\$17,046	\$17,046	\$17,046
TOTAL PUBLIC FUNDS	\$95,998,074	\$95,998,074	\$95,998,074

**119.1** *Transfer funds and 1,628 positions from the Department of Corrections' Probation Supervision program to the Department of Community Supervision's Field Services program.*

State General Funds	(\$89,674,806)	(\$89,674,806)	(\$89,674,806)
Sales and Services Not Itemized	(\$10,000)	(\$10,000)	(\$10,000)
Total Public Funds:	(\$89,684,806)	(\$89,684,806)	(\$89,684,806)

**119.2** *Transfer funds and six positions from the Probation Supervision program to the Departmental Administration program for consolidated banking services.*

State General Funds	(\$375,744)	(\$375,744)	(\$375,744)
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**119.98** *Transfer funds, 82 positions, and 13 vehicles from the Probation Supervision program to the Detention Centers program to consolidate program operations.*

State General Funds	(\$5,930,478)	(\$5,930,478)	(\$5,930,478)
Sales and Services Not Itemized	(\$7,046)	(\$7,046)	(\$7,046)
Total Public Funds:	(\$5,937,524)	(\$5,937,524)	(\$5,937,524)

**State Prisons**

**Continuation Budget**

*The purpose of this appropriation is to provide housing, academic education, religious support, vocational training, counseling, and substance abuse treatment for violent and/or repeat offenders, or nonviolent offenders who have exhausted all other forms of punishment in a secure, well supervised setting; to assist in the reentry of these offenders back into society; and to provide fire services and work details to the Department, state agencies, and local communities.*

TOTAL STATE FUNDS	\$569,908,384	\$569,908,384	\$569,908,384
State General Funds	\$569,908,384	\$569,908,384	\$569,908,384
TOTAL FEDERAL FUNDS	\$100,000	\$100,000	\$100,000
Federal Funds Not Itemized	\$100,000	\$100,000	\$100,000

TOTAL AGENCY FUNDS	\$12,694,603	\$12,694,603	\$12,694,603
Sales and Services	\$12,694,603	\$12,694,603	\$12,694,603
Sales and Services Not Itemized	\$12,694,603	\$12,694,603	\$12,694,603
TOTAL PUBLIC FUNDS	\$582,702,987	\$582,702,987	\$582,702,987

**120.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$12,699,513	\$12,699,513	\$12,699,513
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**120.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$75,078	\$0	(\$139,177)
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**120.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$1,543,445)	(\$1,543,445)	(\$1,543,445)
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**120.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$108,816)	(\$108,816)	(\$108,816)
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**120.5** *Increase funds for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$21,164,313	\$21,164,313	\$21,164,313
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**120.6** *Increase funds to annualize the cost of operations for the charter high school initiative at two state prisons.*

State General Funds	\$51,500	\$51,500	\$51,500
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**120.7** *Increase funds for personnel and operations for 11 positions to provide educational enhancements to academic programs at four state prisons.*

State General Funds	\$1,411,727	\$1,411,727	\$1,411,727
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**120.8** *Increase funds for contracts to expand vocational/technical programs at four state prisons.*

State General Funds	\$2,620,000	\$2,620,000	\$2,620,000
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**120.9** *Transfer funds and seven positions from the Department of Corrections' State Prisons program to the Department of Community Supervision's Field Services program.*

State General Funds	(\$406,678)	(\$406,678)	(\$406,678)
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**120.10** *Reduce funds for one-time funding for setup costs of the state prison education enhancement.*

State General Funds			(\$374,502)
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**120.11** *Reduce funds to reflect the savings from energy efficiency upgrades.*

State General Funds			(\$60,000)
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**120.100-State Prisons**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide housing, academic education, religious support, vocational training, counseling, and substance abuse treatment for violent and/or repeat offenders, or nonviolent offenders who have exhausted all other forms of punishment in a secure, well supervised setting; to assist in the reentry of these offenders back into society; and to provide fire services and work details to the Department, state agencies, and local communities.*

<b>TOTAL STATE FUNDS</b>	\$605,871,576	\$605,796,498	\$605,222,819
<b>State General Funds</b>	\$605,871,576	\$605,796,498	\$605,222,819
<b>TOTAL FEDERAL FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>Federal Funds Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL AGENCY FUNDS</b>	\$12,694,603	\$12,694,603	\$12,694,603
<b>Sales and Services</b>	\$12,694,603	\$12,694,603	\$12,694,603
<b>Sales and Services Not Itemized</b>	\$12,694,603	\$12,694,603	\$12,694,603
<b>TOTAL PUBLIC FUNDS</b>	\$618,666,179	\$618,591,101	\$618,017,422

**Transition Centers**

**Continuation Budget**

*The purpose of this appropriation is to provide "work release," allowing inmates to obtain and maintain a paying job in the community, while still receiving housing, academic education, counseling, and substance abuse treatment in a structured center.*

TOTAL STATE FUNDS	\$29,965,735	\$29,965,735	\$29,965,735
State General Funds	\$29,965,735	\$29,965,735	\$29,965,735
TOTAL PUBLIC FUNDS	\$29,965,735	\$29,965,735	\$29,965,735

**121.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$634,302	\$634,302	\$634,302
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**121.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$3,750	\$0	(\$6,952)
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**121.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$77,090)	(\$77,090)	(\$77,090)
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**121.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$5,435)	(\$5,435)	(\$5,435)
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**121.5** *Increase funds for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$876,155	\$876,155	\$876,155
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**121.6** *Increase funds to expand the GED fast track program at transition centers.*

State General Funds	\$260,000	\$260,000	\$260,000
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**121.100-Transition Centers**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide "work release," allowing inmates to obtain and maintain a paying job in the community, while still receiving housing, academic education, counseling, and substance abuse treatment in a structured center.*

<b>TOTAL STATE FUNDS</b>	\$31,657,417	\$31,653,667	\$31,646,715
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<b>State General Funds</b>	\$31,657,417	\$31,653,667	\$31,646,715
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<b>TOTAL PUBLIC FUNDS</b>	\$31,657,417	\$31,653,667	\$31,646,715
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**Section 20: Defense, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$10,133,637	\$10,133,637	\$10,133,637
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State General Funds	\$10,133,637	\$10,133,637	\$10,133,637
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TOTAL FEDERAL FUNDS	\$49,366,773	\$49,366,773	\$49,366,773
Federal Funds Not Itemized	\$49,366,773	\$49,366,773	\$49,366,773
TOTAL AGENCY FUNDS	\$3,262,875	\$3,262,875	\$3,262,875
Intergovernmental Transfers	\$1,881,548	\$1,881,548	\$1,881,548
Intergovernmental Transfers Not Itemized	\$1,881,548	\$1,881,548	\$1,881,548
Royalties and Rents	\$171,171	\$171,171	\$171,171
Royalties and Rents Not Itemized	\$171,171	\$171,171	\$171,171
Sales and Services	\$1,210,156	\$1,210,156	\$1,210,156
Sales and Services Not Itemized	\$1,210,156	\$1,210,156	\$1,210,156
TOTAL PUBLIC FUNDS	\$62,763,285	\$62,763,285	\$62,763,285

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$11,516,377	\$11,518,950	\$11,567,070
<b>State General Funds</b>	\$11,516,377	\$11,518,950	\$11,567,070
<b>TOTAL FEDERAL FUNDS</b>	\$53,204,273	\$53,204,273	\$53,204,273
<b>Federal Funds Not Itemized</b>	\$53,204,273	\$53,204,273	\$53,204,273
<b>TOTAL AGENCY FUNDS</b>	\$3,262,875	\$3,262,875	\$3,262,875
<b>Intergovernmental Transfers</b>	\$1,881,548	\$1,881,548	\$1,881,548
<b>Intergovernmental Transfers Not Itemized</b>	\$1,881,548	\$1,881,548	\$1,881,548
<b>Royalties and Rents</b>	\$171,171	\$171,171	\$171,171
<b>Royalties and Rents Not Itemized</b>	\$171,171	\$171,171	\$171,171
<b>Sales and Services</b>	\$1,210,156	\$1,210,156	\$1,210,156
<b>Sales and Services Not Itemized</b>	\$1,210,156	\$1,210,156	\$1,210,156
<b>TOTAL PUBLIC FUNDS</b>	\$67,983,525	\$67,986,098	\$68,034,218

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administration to the organized militia in the State of Georgia.*

TOTAL STATE FUNDS	\$1,143,379	\$1,143,379	\$1,143,379
State General Funds	\$1,143,379	\$1,143,379	\$1,143,379
TOTAL FEDERAL FUNDS	\$723,528	\$723,528	\$723,528
Federal Funds Not Itemized	\$723,528	\$723,528	\$723,528
TOTAL PUBLIC FUNDS	\$1,866,907	\$1,866,907	\$1,866,907

**122.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$32,856	\$32,856	\$32,856
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**122.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$439	\$0	(\$115)
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**122.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$4,248	\$4,248	\$4,248
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**122.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$2,731	\$2,731	\$2,731
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**122.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$4,989	\$3,742
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**122.100-Departmental Administration**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide administration to the organized militia in the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$1,183,653	\$1,188,203	\$1,186,841
<b>State General Funds</b>	\$1,183,653	\$1,188,203	\$1,186,841
<b>TOTAL FEDERAL FUNDS</b>	\$723,528	\$723,528	\$723,528
<b>Federal Funds Not Itemized</b>	\$723,528	\$723,528	\$723,528
<b>TOTAL PUBLIC FUNDS</b>	\$1,907,181	\$1,911,731	\$1,910,369

**Military Readiness**

**Continuation Budget**

*The purpose of this appropriation is to provide an Army National Guard, Air National Guard, and State Defense Force for the state of Georgia that can be activated and deployed at the direction of the President or the Governor for a man-made crisis or natural disaster.*

TOTAL STATE FUNDS	\$5,086,422	\$5,086,422	\$5,086,422
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State General Funds	\$5,086,422	\$5,086,422	\$5,086,422
<b>TOTAL FEDERAL FUNDS</b>	<b>\$34,639,522</b>	<b>\$34,639,522</b>	<b>\$34,639,522</b>
Federal Funds Not Itemized	\$34,639,522	\$34,639,522	\$34,639,522
<b>TOTAL AGENCY FUNDS</b>	<b>\$3,258,997</b>	<b>\$3,258,997</b>	<b>\$3,258,997</b>
Intergovernmental Transfers	\$1,881,548	\$1,881,548	\$1,881,548
Intergovernmental Transfers Not Itemized	\$1,881,548	\$1,881,548	\$1,881,548
Royalties and Rents	\$171,171	\$171,171	\$171,171
Royalties and Rents Not Itemized	\$171,171	\$171,171	\$171,171
Sales and Services	\$1,206,278	\$1,206,278	\$1,206,278
Sales and Services Not Itemized	\$1,206,278	\$1,206,278	\$1,206,278
<b>TOTAL PUBLIC FUNDS</b>	<b>\$42,984,941</b>	<b>\$42,984,941</b>	<b>\$42,984,941</b>

**123.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$76,270	\$76,270	\$76,270
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**123.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$1,020	\$0	(\$267)
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**123.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$12,788	\$12,788	\$12,788
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**123.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$461	\$461	\$461
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**123.5** *Increase funds for equipment for the Georgia State Defense Force.*

State General Funds			\$50,000
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**123.99 SAC:** *The purpose of this appropriation is to provide and maintain facilities for the training of Army National Guard, Air National Guard, and State Defense Force personnel, and to provide an organized militia that can be activated and deployed at the direction of the President or Governor for a man-made crisis or natural disaster.*

*House: The purpose of this appropriation is to provide and maintain facilities for the training of Army National Guard, Air National Guard, and State Defense Force personnel, and to provide an organized militia that can be activated and deployed at the direction of the President or Governor for a man-made crisis or natural disaster.*

*Governor: The purpose of this appropriation is to provide and maintain facilities for the training of Army National Guard, Air National Guard, and State Defense Force personnel, and to provide an organized militia that can be activated and deployed at the direction of the President or Governor for a manmade crisis or natural disaster.*

State General Funds	\$0	\$0	\$0
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<b>123.100-Military Readiness</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide and maintain facilities for the training of Army National Guard, Air National Guard, and State Defense Force personnel, and to provide an organized militia that can be activated and deployed at the direction of the President or Governor for a man-made crisis or natural disaster.*

<b>TOTAL STATE FUNDS</b>	\$5,176,961	\$5,175,941	\$5,225,674
<b>State General Funds</b>	\$5,176,961	\$5,175,941	\$5,225,674
<b>TOTAL FEDERAL FUNDS</b>	\$34,639,522	\$34,639,522	\$34,639,522
<b>Federal Funds Not Itemized</b>	\$34,639,522	\$34,639,522	\$34,639,522
<b>TOTAL AGENCY FUNDS</b>	\$3,258,997	\$3,258,997	\$3,258,997
<b>Intergovernmental Transfers</b>	\$1,881,548	\$1,881,548	\$1,881,548
<b>Intergovernmental Transfers Not Itemized</b>	\$1,881,548	\$1,881,548	\$1,881,548
<b>Royalties and Rents</b>	\$171,171	\$171,171	\$171,171
<b>Royalties and Rents Not Itemized</b>	\$171,171	\$171,171	\$171,171
<b>Sales and Services</b>	\$1,206,278	\$1,206,278	\$1,206,278
<b>Sales and Services Not Itemized</b>	\$1,206,278	\$1,206,278	\$1,206,278
<b>TOTAL PUBLIC FUNDS</b>	\$43,075,480	\$43,074,460	\$43,124,193

<b>Youth Educational Services</b>	<b>Continuation Budget</b>		
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*The purpose of this appropriation is to provide educational and vocational opportunities to at-risk youth through Youth Challenge Academies and Starbase programs.*

TOTAL STATE FUNDS	\$3,903,836	\$3,903,836	\$3,903,836
State General Funds	\$3,903,836	\$3,903,836	\$3,903,836
TOTAL FEDERAL FUNDS	\$14,003,723	\$14,003,723	\$14,003,723
Federal Funds Not Itemized	\$14,003,723	\$14,003,723	\$14,003,723



TOTAL AGENCY FUNDS	\$3,878	\$3,878	\$3,878
Sales and Services	\$3,878	\$3,878	\$3,878
Sales and Services Not Itemized	\$3,878	\$3,878	\$3,878
TOTAL PUBLIC FUNDS	\$17,911,437	\$17,911,437	\$17,911,437

**124.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$71,628	\$71,628	\$71,628
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**124.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$957	\$0	(\$251)
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**124.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$21,848	\$21,848	\$21,848
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**124.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$1,179	\$1,179	\$1,179
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**124.5** *Increase funds for personnel and operations to support the Milledgeville Youth Challenge Academy.*

State General Funds	\$1,156,315	\$1,156,315	\$1,156,315
Federal Funds Not Itemized	\$3,837,500	\$3,837,500	\$3,837,500
Total Public Funds:	\$4,993,815	\$4,993,815	\$4,993,815

<b>124.100-Youth Educational Services</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide educational and vocational opportunities to at-risk youth through Youth Challenge Academies and Starbase programs.*

<b>TOTAL STATE FUNDS</b>	\$5,155,763	\$5,154,806	\$5,154,555
<b>State General Funds</b>	\$5,155,763	\$5,154,806	\$5,154,555
<b>TOTAL FEDERAL FUNDS</b>	\$17,841,223	\$17,841,223	\$17,841,223
<b>Federal Funds Not Itemized</b>	\$17,841,223	\$17,841,223	\$17,841,223
<b>TOTAL AGENCY FUNDS</b>	\$3,878	\$3,878	\$3,878

<b>Sales and Services</b>	\$3,878	\$3,878	\$3,878
<b>Sales and Services Not Itemized</b>	\$3,878	\$3,878	\$3,878
<b>TOTAL PUBLIC FUNDS</b>	\$23,000,864	\$22,999,907	\$22,999,656

*Section 21: Driver Services, Department of*

TOTAL STATE FUNDS	\$67,096,307	\$67,096,307	\$67,096,307
State General Funds	\$67,096,307	\$67,096,307	\$67,096,307
TOTAL AGENCY FUNDS	\$2,844,121	\$2,844,121	\$2,844,121
Sales and Services	\$2,844,121	\$2,844,121	\$2,844,121
Sales and Services Not Itemized	\$2,844,121	\$2,844,121	\$2,844,121
TOTAL PUBLIC FUNDS	\$69,940,428	\$69,940,428	\$69,940,428

**Section Total - Continuation**

<b>TOTAL STATE FUNDS</b>	\$68,270,024	\$67,782,356	\$67,665,779
<b>State General Funds</b>	\$68,270,024	\$67,782,356	\$67,665,779
<b>TOTAL AGENCY FUNDS</b>	\$2,844,121	\$2,844,121	\$2,844,121
<b>Sales and Services</b>	\$2,844,121	\$2,844,121	\$2,844,121
<b>Sales and Services Not Itemized</b>	\$2,844,121	\$2,844,121	\$2,844,121
<b>TOTAL PUBLIC FUNDS</b>	\$71,114,145	\$70,626,477	\$70,509,900

**Section Total - Final**

**Customer Service Support**

**Continuation Budget**

*The purpose of this appropriation is for administration of license issuance, motor vehicle registration, and commercial truck compliance.*

TOTAL STATE FUNDS	\$9,527,809	\$9,527,809	\$9,527,809
State General Funds	\$9,527,809	\$9,527,809	\$9,527,809
TOTAL AGENCY FUNDS	\$500,857	\$500,857	\$500,857
Sales and Services	\$500,857	\$500,857	\$500,857
Sales and Services Not Itemized	\$500,857	\$500,857	\$500,857
TOTAL PUBLIC FUNDS	\$10,028,666	\$10,028,666	\$10,028,666

**125.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$148,246	\$148,246	\$148,246
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**125.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$2,131	\$0	(\$369)
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**125.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$5,359)	(\$5,359)	(\$5,359)
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**125.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$18,145	\$18,145	\$18,145
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<b>125.100-Customer Service Support</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is for administration of license issuance, motor vehicle registration, and commercial truck compliance.*

<b>TOTAL STATE FUNDS</b>	\$9,690,972	\$9,688,841	\$9,688,472
<b>State General Funds</b>	\$9,690,972	\$9,688,841	\$9,688,472
<b>TOTAL AGENCY FUNDS</b>	\$500,857	\$500,857	\$500,857
<b>Sales and Services</b>	\$500,857	\$500,857	\$500,857
<b>Sales and Services Not Itemized</b>	\$500,857	\$500,857	\$500,857
<b>TOTAL PUBLIC FUNDS</b>	\$10,191,829	\$10,189,698	\$10,189,329

**License Issuance**

**Continuation Budget**

*The purpose of this appropriation is to issue and renew drivers' licenses, maintain driver records, operate Customer Service Centers, provide online access to services, provide motorcycle safety instruction, produce driver manuals, and investigate driver's license fraud.*

TOTAL STATE FUNDS	\$56,667,632	\$56,667,632	\$56,667,632
State General Funds	\$56,667,632	\$56,667,632	\$56,667,632
TOTAL AGENCY FUNDS	\$1,827,835	\$1,827,835	\$1,827,835
Sales and Services	\$1,827,835	\$1,827,835	\$1,827,835
Sales and Services Not Itemized	\$1,827,835	\$1,827,835	\$1,827,835
TOTAL PUBLIC FUNDS	\$58,495,467	\$58,495,467	\$58,495,467

**126.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$922,619	\$922,619	\$922,619
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**126.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$13,266	\$0	(\$2,300)
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**126.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$64,905)	(\$64,905)	(\$64,905)
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**126.4** *Increase funds for personnel for two full-time and two part-time driver examiner positions at the Fayetteville Customer Service Center.*

State General Funds	\$104,040	\$104,040	\$104,040
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**126.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$28,258	\$21,194
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**126.6** *Eliminate one-time funds for a commercial driver's license pad in West Georgia.*

State General Funds		(\$500,000)	(\$500,000)
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**126.7** *Utilize existing funds for new vessel endorsement for boating certification. (S:YES)*

State General Funds			\$0
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**126.8** *Reduce funds for start-up costs for the Paulding Customer Service Center.*

State General Funds			(\$106,752)
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**126.100-License Issuance**

**Appropriation (HB 751)**

*The purpose of this appropriation is to issue and renew drivers' licenses, maintain driver records, operate Customer Service Centers, provide online access to services, provide motorcycle safety instruction, produce driver manuals, and investigate driver's license fraud.*

<b>TOTAL STATE FUNDS</b>	\$57,642,652	\$57,157,644	\$57,041,528
<b>State General Funds</b>	\$57,642,652	\$57,157,644	\$57,041,528
<b>TOTAL AGENCY FUNDS</b>	\$1,827,835	\$1,827,835	\$1,827,835
<b>Sales and Services</b>	\$1,827,835	\$1,827,835	\$1,827,835
<b>Sales and Services Not Itemized</b>	\$1,827,835	\$1,827,835	\$1,827,835
<b>TOTAL PUBLIC FUNDS</b>	\$59,470,487	\$58,985,479	\$58,869,363

**Regulatory Compliance**

**Continuation Budget**

*The purpose of this appropriation is to regulate driver safety and education programs for both novice and problem drivers by approving driver education curricula and auditing third-party driver education providers for compliance with state laws and regulations; and to certify ignition interlock device providers.*

TOTAL STATE FUNDS	\$900,866	\$900,866	\$900,866
State General Funds	\$900,866	\$900,866	\$900,866
TOTAL AGENCY FUNDS	\$515,429	\$515,429	\$515,429
Sales and Services	\$515,429	\$515,429	\$515,429
Sales and Services Not Itemized	\$515,429	\$515,429	\$515,429
TOTAL PUBLIC FUNDS	\$1,416,295	\$1,416,295	\$1,416,295

**127.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$36,791	\$36,791	\$36,791
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**127.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$529	\$0	(\$92)
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**127.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$1,786)	(\$1,786)	(\$1,786)
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**127.100-Regulatory Compliance**

**Appropriation (HB 751)**

*The purpose of this appropriation is to regulate driver safety and education programs for both novice and problem drivers by approving driver education curricula and auditing third-party driver education providers for compliance with state laws and regulations; and to certify ignition interlock device providers.*

<b>TOTAL STATE FUNDS</b>	\$936,400	\$935,871	\$935,779
<b>State General Funds</b>	\$936,400	\$935,871	\$935,779
<b>TOTAL AGENCY FUNDS</b>	\$515,429	\$515,429	\$515,429
<b>Sales and Services</b>	\$515,429	\$515,429	\$515,429
<b>Sales and Services Not Itemized</b>	\$515,429	\$515,429	\$515,429
<b>TOTAL PUBLIC FUNDS</b>	\$1,451,829	\$1,451,300	\$1,451,208

*Section 22: Early Care and Learning, Department of*

<b>TOTAL STATE FUNDS</b>	\$376,822,861	\$376,822,861	\$376,822,861
State General Funds	\$55,527,513	\$55,527,513	\$55,527,513
Lottery Proceeds	\$321,295,348	\$321,295,348	\$321,295,348
<b>TOTAL FEDERAL FUNDS</b>	\$378,637,476	\$378,637,476	\$378,637,476
Federal Funds Not Itemized	\$155,323,341	\$155,323,341	\$155,323,341
CCDF Mandatory & Matching Funds CFDA93.596	\$97,618,088	\$97,618,088	\$97,618,088
Child Care & Development Block Grant CFDA93.575	\$125,696,047	\$125,696,047	\$125,696,047
<b>TOTAL AGENCY FUNDS</b>	\$30,000	\$30,000	\$30,000
Rebates, Refunds, and Reimbursements	\$30,000	\$30,000	\$30,000
Rebates, Refunds, and Reimbursements Not Itemized	\$30,000	\$30,000	\$30,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$130,000	\$130,000	\$130,000
State Funds Transfers	\$130,000	\$130,000	\$130,000
Agency to Agency Contracts	\$130,000	\$130,000	\$130,000
<b>TOTAL PUBLIC FUNDS</b>	\$755,620,337	\$755,620,337	\$755,620,337

**Section Total - Continuation**

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$413,427,104	\$413,411,221	\$413,416,866
<b>State General Funds</b>	\$55,568,416	\$55,569,651	\$55,569,679
<b>Lottery Proceeds</b>	\$357,858,688	\$357,841,570	\$357,847,187
<b>TOTAL FEDERAL FUNDS</b>	\$378,637,476	\$378,637,476	\$378,637,476
<b>Federal Funds Not Itemized</b>	\$155,323,341	\$155,323,341	\$155,323,341
<b>CCDF Mandatory &amp; Matching Funds CFDA93.596</b>	\$97,618,088	\$97,618,088	\$97,618,088
<b>Child Care &amp; Development Block Grant CFDA93.575</b>	\$125,696,047	\$125,696,047	\$125,696,047
<b>TOTAL AGENCY FUNDS</b>	\$30,000	\$30,000	\$30,000

<b>Rebates, Refunds, and Reimbursements</b>	\$30,000	\$30,000	\$30,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$30,000	\$30,000	\$30,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$130,000	\$130,000	\$130,000
<b>State Funds Transfers</b>	\$130,000	\$130,000	\$130,000
<b>Agency to Agency Contracts</b>	\$130,000	\$130,000	\$130,000
<b>TOTAL PUBLIC FUNDS</b>	\$792,224,580	\$792,208,697	\$792,214,342

**Child Care Services**

**Continuation Budget**

*The purpose of this appropriation is to regulate, license, and train child care providers; to support the infant and toddler and afterschool networks; and to provide inclusion services for children with disabilities.*

<b>TOTAL STATE FUNDS</b>	\$55,527,513	\$55,527,513	\$55,527,513
State General Funds	\$55,527,513	\$55,527,513	\$55,527,513
<b>TOTAL FEDERAL FUNDS</b>	\$203,084,701	\$203,084,701	\$203,084,701
Federal Funds Not Itemized	\$3,452,681	\$3,452,681	\$3,452,681
CCDF Mandatory & Matching Funds CFDA93.596	\$97,618,088	\$97,618,088	\$97,618,088
Child Care & Development Block Grant CFDA93.575	\$102,013,932	\$102,013,932	\$102,013,932
<b>TOTAL AGENCY FUNDS</b>	\$25,000	\$25,000	\$25,000
Rebates, Refunds, and Reimbursements	\$25,000	\$25,000	\$25,000
Rebates, Refunds, and Reimbursements Not Itemized	\$25,000	\$25,000	\$25,000
<b>TOTAL PUBLIC FUNDS</b>	\$258,637,214	\$258,637,214	\$258,637,214

**128.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$40,903	\$40,903	\$40,903
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**128.2** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$1,235	\$926
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**128.3** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds			\$337
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**128.100-Child Care Services** **Appropriation (HB 751)**

*The purpose of this appropriation is to regulate, license, and train child care providers; to support the infant and toddler and afterschool networks; and to provide inclusion services for children with disabilities.*

<b>TOTAL STATE FUNDS</b>	\$55,568,416	\$55,569,651	\$55,569,679
<b>State General Funds</b>	\$55,568,416	\$55,569,651	\$55,569,679
<b>TOTAL FEDERAL FUNDS</b>	\$203,084,701	\$203,084,701	\$203,084,701
<b>Federal Funds Not Itemized</b>	\$3,452,681	\$3,452,681	\$3,452,681
<b>CCDF Mandatory &amp; Matching Funds CFDA93.596</b>	\$97,618,088	\$97,618,088	\$97,618,088
<b>Child Care &amp; Development Block Grant CFDA93.575</b>	\$102,013,932	\$102,013,932	\$102,013,932
<b>TOTAL AGENCY FUNDS</b>	\$25,000	\$25,000	\$25,000
<b>Rebates, Refunds, and Reimbursements</b>	\$25,000	\$25,000	\$25,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$25,000	\$25,000	\$25,000
<b>TOTAL PUBLIC FUNDS</b>	\$258,678,117	\$258,679,352	\$258,679,380

**Nutrition**

**Continuation Budget**

*The purpose of this appropriation is to ensure that USDA-compliant meals are served to eligible children and adults in day care settings and to eligible youth during the summer.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
<b>State General Funds</b>	\$0	\$0	\$0
<b>TOTAL FEDERAL FUNDS</b>	\$138,000,000	\$138,000,000	\$138,000,000
<b>Federal Funds Not Itemized</b>	\$138,000,000	\$138,000,000	\$138,000,000
<b>TOTAL PUBLIC FUNDS</b>	\$138,000,000	\$138,000,000	\$138,000,000

**129.100-Nutrition** **Appropriation (HB 751)**

*The purpose of this appropriation is to ensure that USDA-compliant meals are served to eligible children and adults in day care settings and to eligible youth during the summer.*

<b>TOTAL FEDERAL FUNDS</b>	\$138,000,000	\$138,000,000	\$138,000,000
<b>Federal Funds Not Itemized</b>	\$138,000,000	\$138,000,000	\$138,000,000
<b>TOTAL PUBLIC FUNDS</b>	\$138,000,000	\$138,000,000	\$138,000,000



**Pre-Kindergarten Program****Continuation Budget**

*The purpose of this appropriation is to provide funding, training, technical assistance, and oversight of Pre-Kindergarten programs operated by public and private providers throughout the state and to improve the quality of early learning and increase school readiness for Georgia's four-year-olds.*

TOTAL STATE FUNDS	\$321,295,348	\$321,295,348	\$321,295,348
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$321,295,348	\$321,295,348	\$321,295,348
TOTAL FEDERAL FUNDS	\$175,000	\$175,000	\$175,000
Federal Funds Not Itemized	\$175,000	\$175,000	\$175,000
TOTAL PUBLIC FUNDS	\$321,470,348	\$321,470,348	\$321,470,348

**130.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

Lottery Proceeds	\$7,927,490	\$7,927,490	\$7,927,490
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**130.2** *Increase funds to reflect an adjustment in merit system assessments.*

Lottery Proceeds	\$17,118	\$0	\$5,617
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**130.3** *Increase funds to reflect an adjustment in TeamWorks billings.*

Lottery Proceeds	\$22,430	\$22,430	\$22,430
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**130.4** *Increase funds to implement a new compensation model to retain lead teachers, increase assistant teacher salaries, and maintain classroom quality.*

Lottery Proceeds	\$26,213,684	\$26,213,684	\$26,213,684
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**130.5** *Increase funds for benefits for Pre-Kindergarten lead and assistant teachers and provide program providers with the flexibility to combine benefits and non-instructional costs as needed.*

Lottery Proceeds	\$2,382,618	\$2,382,618	\$2,382,618
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**130.6** *Utilize existing departmental contract funds (\$1,150,500) to provide a \$300 one-time materials grant for each Pre-Kindergarten classroom. (H:YES)(S:YES)*

State General Funds		\$0	\$0
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**130.100-Pre-Kindergarten Program****Appropriation (HB 751)**

*The purpose of this appropriation is to provide funding, training, technical assistance, and oversight of Pre-Kindergarten programs operated by public and private providers throughout the state and to improve the quality of early learning and increase school readiness for Georgia's four-year-olds.*

<b>TOTAL STATE FUNDS</b>	\$357,858,688	\$357,841,570	\$357,847,187
<b>Lottery Proceeds</b>	\$357,858,688	\$357,841,570	\$357,847,187
<b>TOTAL FEDERAL FUNDS</b>	\$175,000	\$175,000	\$175,000
<b>Federal Funds Not Itemized</b>	\$175,000	\$175,000	\$175,000
<b>TOTAL PUBLIC FUNDS</b>	\$358,033,688	\$358,016,570	\$358,022,187

**Quality Initiatives****Continuation Budget**

*The purpose of this appropriation is to implement innovative strategies and programs that focus on improving the quality of and access to early education, child care, and nutrition for Georgia's children and families.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
<b>TOTAL FEDERAL FUNDS</b>	\$37,377,775	\$37,377,775	\$37,377,775
Federal Funds Not Itemized	\$13,695,660	\$13,695,660	\$13,695,660
Child Care & Development Block Grant CFDA93.575	\$23,682,115	\$23,682,115	\$23,682,115
<b>TOTAL AGENCY FUNDS</b>	\$5,000	\$5,000	\$5,000
Rebates, Refunds, and Reimbursements	\$5,000	\$5,000	\$5,000
Rebates, Refunds, and Reimbursements Not Itemized	\$5,000	\$5,000	\$5,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$130,000	\$130,000	\$130,000
State Funds Transfers	\$130,000	\$130,000	\$130,000
Agency to Agency Contracts	\$130,000	\$130,000	\$130,000
<b>TOTAL PUBLIC FUNDS</b>	\$37,512,775	\$37,512,775	\$37,512,775

**131.100-Quality Initiatives****Appropriation (HB 751)**

*The purpose of this appropriation is to implement innovative strategies and programs that focus on improving the quality of and access to early education, child care, and nutrition for Georgia's children and families.*

<b>TOTAL FEDERAL FUNDS</b>	\$37,377,775	\$37,377,775	\$37,377,775
<b>Federal Funds Not Itemized</b>	\$13,695,660	\$13,695,660	\$13,695,660

<b>Child Care &amp; Development Block Grant CFDA93.575</b>	\$23,682,115	\$23,682,115	\$23,682,115
<b>TOTAL AGENCY FUNDS</b>	\$5,000	\$5,000	\$5,000
<b>Rebates, Refunds, and Reimbursements</b>	\$5,000	\$5,000	\$5,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$5,000	\$5,000	\$5,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$130,000	\$130,000	\$130,000
<b>State Funds Transfers</b>	\$130,000	\$130,000	\$130,000
<b>Agency to Agency Contracts</b>	\$130,000	\$130,000	\$130,000
<b>TOTAL PUBLIC FUNDS</b>	\$37,512,775	\$37,512,775	\$37,512,775

*Section 23: Economic Development, Department of*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$30,822,634	\$30,822,634	\$30,822,634
State General Funds	\$30,822,634	\$30,822,634	\$30,822,634
TOTAL FEDERAL FUNDS	\$74,021,318	\$74,021,318	\$74,021,318
Federal Funds Not Itemized	\$74,021,318	\$74,021,318	\$74,021,318
TOTAL PUBLIC FUNDS	\$104,843,952	\$104,843,952	\$104,843,952

**Section Total - Final**

TOTAL STATE FUNDS	\$31,051,667	\$32,146,155	\$31,713,023
State General Funds	\$31,051,667	\$32,146,155	\$31,713,023
TOTAL FEDERAL FUNDS	\$74,021,318	\$74,021,318	\$74,021,318
Federal Funds Not Itemized	\$74,021,318	\$74,021,318	\$74,021,318
TOTAL PUBLIC FUNDS	\$105,072,985	\$106,167,473	\$105,734,341

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to influence, affect, and enhance economic development in Georgia and provide information to people and companies to promote the state.*

TOTAL STATE FUNDS	\$4,478,642	\$4,478,642	\$4,478,642
State General Funds	\$4,478,642	\$4,478,642	\$4,478,642
TOTAL PUBLIC FUNDS	\$4,478,642	\$4,478,642	\$4,478,642

**132.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$100,795	\$100,795	\$100,795
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**132.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$3,775	\$0	\$2,075
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**132.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$4,637	\$4,637	\$4,637
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**132.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$33,206	\$33,206	\$33,206
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**132.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$597	\$597	\$597
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**132.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$12,816	\$9,612
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**132.100-Departmental Administration****Appropriation (HB 751)**

*The purpose of this appropriation is to influence, affect, and enhance economic development in Georgia and provide information to people and companies to promote the state.*

<b>TOTAL STATE FUNDS</b>	\$4,621,652	\$4,630,693	\$4,629,564
<b>State General Funds</b>	\$4,621,652	\$4,630,693	\$4,629,564
<b>TOTAL PUBLIC FUNDS</b>	\$4,621,652	\$4,630,693	\$4,629,564

**Film, Video, and Music****Continuation Budget**

*The purpose of this appropriation is to increase industry awareness of Georgia business opportunities, financial incentives, infrastructure resources, and natural resources in order to attract film, video, music, and electronic gaming industry projects and businesses to the state.*

TOTAL STATE FUNDS	\$1,096,969	\$1,096,969	\$1,096,969
State General Funds	\$1,096,969	\$1,096,969	\$1,096,969
TOTAL PUBLIC FUNDS	\$1,096,969	\$1,096,969	\$1,096,969

**133.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$21,543	\$21,543	\$21,543
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**133.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$807	\$0	\$443
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**133.3** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$106	\$106	\$106
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<b>133.100-Film, Video, and Music</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to increase industry awareness of Georgia business opportunities, financial incentives, infrastructure resources, and natural resources in order to attract film, video, music, and electronic gaming industry projects and businesses to the state.*

<b>TOTAL STATE FUNDS</b>	\$1,119,425	\$1,118,618	\$1,119,061
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State General Funds	\$1,119,425	\$1,118,618	\$1,119,061
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<b>TOTAL PUBLIC FUNDS</b>	\$1,119,425	\$1,118,618	\$1,119,061
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**Arts, Georgia Council for the**

**Continuation Budget**

*The purpose of this appropriation is to provide for Council operations, fund grants and services for non-profit arts and cultural organizations, and maintain the Georgia State Art Collection and Capitol Galleries.*

TOTAL STATE FUNDS	\$603,360	\$603,360	\$603,360
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State General Funds	\$603,360	\$603,360	\$603,360
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TOTAL FEDERAL FUNDS	\$659,400	\$659,400	\$659,400
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Federal Funds Not Itemized	\$659,400	\$659,400	\$659,400
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<b>TOTAL PUBLIC FUNDS</b>	\$1,262,760	\$1,262,760	\$1,262,760
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**134.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$13,002	\$13,002	\$13,002
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**134.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$487	\$0	\$268
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**134.3** *Increase funds for grants program.*

State General Funds \$100,000

**134.100-Arts, Georgia Council for the Appropriation (HB 751)**

*The purpose of this appropriation is to provide for Council operations, fund grants and services for non-profit arts and cultural organizations, and maintain the Georgia State Art Collection and Capitol Galleries.*

<b>TOTAL STATE FUNDS</b>	\$616,849	\$616,362	\$716,630
<b>State General Funds</b>	\$616,849	\$616,362	\$716,630
<b>TOTAL FEDERAL FUNDS</b>	\$659,400	\$659,400	\$659,400
<b>Federal Funds Not Itemized</b>	\$659,400	\$659,400	\$659,400
<b>TOTAL PUBLIC FUNDS</b>	\$1,276,249	\$1,275,762	\$1,376,030

**Georgia Council for the Arts - Special Project Continuation Budget**

*The purpose of this appropriation is to institute a statewide 'Grassroots' arts program, with the goal to increase the arts participation and support throughout the state with grants no larger than \$5,000.*

TOTAL STATE FUNDS	\$300,000	\$300,000	\$300,000
State General Funds	\$300,000	\$300,000	\$300,000
TOTAL PUBLIC FUNDS	\$300,000	\$300,000	\$300,000

**135.100-Georgia Council for the Arts - Special Project Appropriation (HB 751)**

*The purpose of this appropriation is to institute a statewide 'Grassroots' arts program, with the goal to increase the arts participation and support throughout the state with grants no larger than \$5,000.*

<b>TOTAL STATE FUNDS</b>	\$300,000	\$300,000	\$300,000
<b>State General Funds</b>	\$300,000	\$300,000	\$300,000
<b>TOTAL PUBLIC FUNDS</b>	\$300,000	\$300,000	\$300,000

**Global Commerce Continuation Budget**

*The purpose of this appropriation is to promote Georgia as a state that is appealing to businesses along with being competitive in the international trade market; recruit, retain, and expand businesses in Georgia through a network of statewide and regional project managers, foreign and domestic marketing, and participation in Georgia Allies; help develop international markets for Georgia products and attract international companies to the state through business and trade missions, foreign advertising, a network of overseas offices and representatives, and by providing international technical and educational assistance to businesses.*

TOTAL STATE FUNDS	\$10,881,240	\$10,881,240	\$10,881,240
State General Funds	\$10,881,240	\$10,881,240	\$10,881,240
TOTAL PUBLIC FUNDS	\$10,881,240	\$10,881,240	\$10,881,240

**136.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$179,993	\$179,993	\$179,993
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**136.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$6,741	\$0	\$3,704
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**136.3** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$1,159	\$1,159	\$1,159
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**136.4** *Increase funds for marketing.*

State General Funds	\$200,000	\$200,000	\$200,000
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<b>136.100-Global Commerce</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to promote Georgia as a state that is appealing to businesses along with being competitive in the international trade market; recruit, retain, and expand businesses in Georgia through a network of statewide and regional project managers, foreign and domestic marketing, and participation in Georgia Allies; help develop international markets for Georgia products and attract international companies to the state through business and trade missions, foreign advertising, a network of overseas offices and representatives, and by providing international technical and educational assistance to businesses.*

<b>TOTAL STATE FUNDS</b>	\$11,269,133	\$11,262,392	\$11,266,096
<b>State General Funds</b>	\$11,269,133	\$11,262,392	\$11,266,096
<b>TOTAL PUBLIC FUNDS</b>	\$11,269,133	\$11,262,392	\$11,266,096

**Governor's Office of Workforce Development**

**Continuation Budget**

*The purpose of this appropriation is to improve the job training and marketability of Georgia's workforce.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$73,361,918	\$73,361,918	\$73,361,918

Federal Funds Not Itemized	\$73,361,918	\$73,361,918	\$73,361,918
<b>TOTAL PUBLIC FUNDS</b>	<b>\$73,361,918</b>	<b>\$73,361,918</b>	<b>\$73,361,918</b>

<b>137.100-Governor's Office of Workforce Development</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to improve the job training and marketability of Georgia's workforce.*

<b>TOTAL FEDERAL FUNDS</b>	\$73,361,918	\$73,361,918	\$73,361,918
<b>Federal Funds Not Itemized</b>	\$73,361,918	\$73,361,918	\$73,361,918
<b>TOTAL PUBLIC FUNDS</b>	<b>\$73,361,918</b>	<b>\$73,361,918</b>	<b>\$73,361,918</b>

**Innovation and Technology****Continuation Budget**

*The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses by partnering businesses with the Centers of Innovation, research universities, incubators, and other companies.*

TOTAL STATE FUNDS	\$1,522,960	\$1,522,960	\$1,522,960
State General Funds	\$1,522,960	\$1,522,960	\$1,522,960
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,522,960</b>	<b>\$1,522,960</b>	<b>\$1,522,960</b>

**138.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$19,031	\$19,031	\$19,031
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**138.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$713	\$0	\$392
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**138.3** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$105	\$105	\$105
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**138.99 SAC:** *The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses.*

**House:** *The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses.*

**Governor:** *The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses.*

State General Funds	\$0	\$0	\$0
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**138.100-Innovation and Technology** **Appropriation (HB 751)**

*The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses.*

<b>TOTAL STATE FUNDS</b>	\$1,542,809	\$1,542,096	\$1,542,488
<b>State General Funds</b>	\$1,542,809	\$1,542,096	\$1,542,488
<b>TOTAL PUBLIC FUNDS</b>	\$1,542,809	\$1,542,096	\$1,542,488

**Small and Minority Business Development**

**Continuation Budget**

*The purpose of this appropriation is to assist entrepreneurs and small and minority businesses by providing technical assistance on planning, advocacy, business needs, and identifying potential markets and suppliers, and to provide assistance to local communities in growing small businesses.*

TOTAL STATE FUNDS	\$951,926	\$951,926	\$951,926
State General Funds	\$951,926	\$951,926	\$951,926
TOTAL PUBLIC FUNDS	\$951,926	\$951,926	\$951,926

**139.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$24,058	\$24,058	\$24,058
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**139.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$901	\$0	\$495
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**139.3** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$105	\$105	\$105
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**139.100-Small and Minority Business Development** **Appropriation (HB 751)**

*The purpose of this appropriation is to assist entrepreneurs and small and minority businesses by providing technical assistance on planning, advocacy, business needs, and identifying potential markets and suppliers, and to provide assistance to local communities in growing small businesses.*

<b>TOTAL STATE FUNDS</b>	\$976,990	\$976,089	\$976,584
<b>State General Funds</b>	\$976,990	\$976,089	\$976,584
<b>TOTAL PUBLIC FUNDS</b>	\$976,990	\$976,089	\$976,584

**Tourism****Continuation Budget**

*The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state, operate and maintain state welcome centers, fund the Georgia Historical Society and Georgia Humanities Council, and work with communities to develop and market tourism products in order to attract more tourism to the state.*

TOTAL STATE FUNDS	\$10,987,537	\$10,987,537	\$10,987,537
State General Funds	\$10,987,537	\$10,987,537	\$10,987,537
TOTAL PUBLIC FUNDS	\$10,987,537	\$10,987,537	\$10,987,537

**140.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$130,928	\$130,928	\$130,928
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**140.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$4,904	\$0	\$2,695
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**140.3** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$1,440	\$1,440	\$1,440
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**140.4** *Eliminate funds for one-time funding for the National Infantry Museum. (S:Reduce funds for the National Infantry Museum)*

State General Funds	(\$500,000)	(\$500,000)	(\$400,000)
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**140.5** *Reduce funds for the Georgia Civil War Heritage Trails. (S:Increase funds for the Georgia Civil War Heritage Trails)*

State General Funds	(\$10,000)	(\$10,000)	\$20,000
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**140.6** *Eliminate funds for one-time funding for signage and marketing of the "Vietnam Moving Wall" at the Walk of Heroes.*

State General Funds	(\$10,000)	(\$10,000)	(\$10,000)
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**140.7** *Increase funds for tourism marketing and promotion. (S:Increase funds for tourism marketing, and marketing for the Year of Music in Georgia)*

State General Funds		\$1,000,000	\$200,000
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**140.8** *Increase funds for the Georgia Historical Society for historical markers.*

State General Funds \$100,000 \$100,000

**140.9** *Increase funds for the Historic Chattahoochee Commission.*

State General Funds \$20,000

**140.10** *Increase funds for the Georgia Humanities Council.*

State General Funds \$10,000

**140.11** *Increase funds for one-time funding for the Martin Luther King Jr. Center for Nonviolent Social Change to modernize public space and facilities for tourism to commemorate the life of Martin Luther King Jr. on the 50th anniversary of his death.*

State General Funds \$100,000

**140.99 SAC:** *The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state, operate and maintain state welcome centers, fund the Georgia Historical Society and Georgia Humanities Council, and work with communities to develop and market tourism products in order to attract more tourism to the state.*

**House:** *The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state; operate and maintain state welcome centers; and work with communities to develop and market tourism products in order to attract more tourism to the state.*

**Governor:** *The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state; operate and maintain state welcome centers; and work with communities to develop and market tourism products in order to attract more tourism to the state.*

State General Funds \$0 \$0 \$0

<b>140.100-Tourism</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state, operate and maintain state welcome centers, fund the Georgia Historical Society and Georgia Humanities Council, and work with communities to develop and market tourism products in order to attract more tourism to the state.*

<b>TOTAL STATE FUNDS</b>	\$10,604,809	\$11,699,905	\$11,162,600
<b>State General Funds</b>	\$10,604,809	\$11,699,905	\$11,162,600
<b>TOTAL PUBLIC FUNDS</b>	\$10,604,809	\$11,699,905	\$11,162,600

*Section 24: Education, Department of*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$8,502,129,564	\$8,502,129,564	\$8,502,129,564
State General Funds	\$8,502,129,564	\$8,502,129,564	\$8,502,129,564
TOTAL FEDERAL FUNDS	\$2,057,722,950	\$2,057,722,950	\$2,057,722,950
Federal Funds Not Itemized	\$2,057,703,320	\$2,057,703,320	\$2,057,703,320
Maternal & Child Health Services Block Grant CFDA93.994	\$19,630	\$19,630	\$19,630
TOTAL AGENCY FUNDS	\$46,429,171	\$46,429,171	\$46,429,171
Contributions, Donations, and Forfeitures	\$674,646	\$674,646	\$674,646
Contributions, Donations, and Forfeitures Not Itemized	\$674,646	\$674,646	\$674,646
Intergovernmental Transfers	\$36,860,246	\$36,860,246	\$36,860,246
Intergovernmental Transfers Not Itemized	\$36,860,246	\$36,860,246	\$36,860,246
Rebates, Refunds, and Reimbursements	\$61,006	\$61,006	\$61,006
Rebates, Refunds, and Reimbursements Not Itemized	\$61,006	\$61,006	\$61,006
Sales and Services	\$8,833,273	\$8,833,273	\$8,833,273
Sales and Services Not Itemized	\$8,833,273	\$8,833,273	\$8,833,273
TOTAL PUBLIC FUNDS	\$10,606,281,685	\$10,606,281,685	\$10,606,281,685

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$8,918,109,042	\$8,918,643,825	\$8,918,366,015
<b>State General Funds</b>	\$8,918,109,042	\$8,918,643,825	\$8,918,366,015
<b>TOTAL FEDERAL FUNDS</b>	\$2,057,722,950	\$2,057,722,950	\$2,057,722,950
<b>Federal Funds Not Itemized</b>	\$2,057,703,320	\$2,057,703,320	\$2,057,703,320
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	\$19,630	\$19,630	\$19,630
<b>TOTAL AGENCY FUNDS</b>	\$46,429,171	\$46,753,543	\$46,753,543
<b>Contributions, Donations, and Forfeitures</b>	\$674,646	\$674,646	\$674,646
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$674,646	\$674,646	\$674,646
<b>Intergovernmental Transfers</b>	\$36,860,246	\$36,860,246	\$36,860,246
<b>Intergovernmental Transfers Not Itemized</b>	\$36,860,246	\$36,860,246	\$36,860,246
<b>Rebates, Refunds, and Reimbursements</b>	\$61,006	\$61,006	\$61,006
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$61,006	\$61,006	\$61,006
<b>Sales and Services</b>	\$8,833,273	\$9,157,645	\$9,157,645
<b>Sales and Services Not Itemized</b>	\$8,833,273	\$9,157,645	\$9,157,645

**TOTAL PUBLIC FUNDS** \$11,022,261,163 \$11,023,120,318 \$11,022,842,508

**Agricultural Education**

**Continuation Budget**

*The purpose of this appropriation is to assist local school systems with developing and funding agricultural education programs, and to provide afterschool and summer educational and leadership opportunities for students.*

TOTAL STATE FUNDS	\$8,794,527	\$8,794,527	\$8,794,527
State General Funds	\$8,794,527	\$8,794,527	\$8,794,527
TOTAL FEDERAL FUNDS	\$368,273	\$368,273	\$368,273
Federal Funds Not Itemized	\$368,273	\$368,273	\$368,273
TOTAL AGENCY FUNDS	\$1,492,000	\$1,492,000	\$1,492,000
Intergovernmental Transfers	\$1,492,000	\$1,492,000	\$1,492,000
Intergovernmental Transfers Not Itemized	\$1,492,000	\$1,492,000	\$1,492,000
TOTAL PUBLIC FUNDS	\$10,654,800	\$10,654,800	\$10,654,800

**141.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$11,098	\$11,098	\$11,098
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**141.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$391	\$0	\$226
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**141.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$742)	(\$742)	(\$742)
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**141.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$192	\$192	\$192
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**141.5** *Increase funds for a 3% salary adjustment effective July 1, 2016.*

State General Funds		\$244,504	\$244,504
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**141.6** *Increase funds for the Young Farmers program in Atkinson and Toombs counties.*

State General Funds	\$150,000	\$150,000
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**141.7** *Increase funds for Extended Day.*

State General Funds		\$170,000
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**141.8** *Increase funds for teachers to assist eligible students attending FCCLA camp.*

State General Funds		\$35,000
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<b>141.100-Agricultural Education</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to assist local school systems with developing and funding agricultural education programs, and to provide afterschool and summer educational and leadership opportunities for students.*

<b>TOTAL STATE FUNDS</b>	\$8,805,466	\$9,199,579	\$9,404,805
<b>State General Funds</b>	\$8,805,466	\$9,199,579	\$9,404,805
<b>TOTAL FEDERAL FUNDS</b>	\$368,273	\$368,273	\$368,273
<b>Federal Funds Not Itemized</b>	\$368,273	\$368,273	\$368,273
<b>TOTAL AGENCY FUNDS</b>	\$1,492,000	\$1,492,000	\$1,492,000
<b>Intergovernmental Transfers</b>	\$1,492,000	\$1,492,000	\$1,492,000
<b>Intergovernmental Transfers Not Itemized</b>	\$1,492,000	\$1,492,000	\$1,492,000
<b>TOTAL PUBLIC FUNDS</b>	\$10,665,739	\$11,059,852	\$11,265,078

**Audio-Video Technology and Film Grants**

**Continuation Budget**

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

**142.1** *Increase funds for film and audio-video equipment grants to middle and high schools. (S:Fund film and audio-video equipment through CTAE coursework grants in the Technology/Career Education program)*

State General Funds	\$2,500,000	\$2,500,000	\$0
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**142.99 SAC:** *The purpose of this appropriation is to provide funds for grants for film and audio-video equipment to local school systems.*

**House:** *The purpose of this appropriation is to provide funds for grants for film and audio-video equipment to local school systems.*

**Governor:** *The purpose of this appropriation is to provide funds for grants for film and audio-video equipment to local school systems.*

State General Funds	\$0	\$0	\$0
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<b>142.100-Audio-Video Technology and Film Grants</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide funds for grants for film and audio-video equipment to local school systems.*

<b>TOTAL STATE FUNDS</b>	\$2,500,000	\$2,500,000	\$0
<b>State General Funds</b>	\$2,500,000	\$2,500,000	\$0
<b>TOTAL PUBLIC FUNDS</b>	\$2,500,000	\$2,500,000	\$0

**Business and Finance Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support for business, finance, facilities, and pupil transportation.*

TOTAL STATE FUNDS	\$7,479,770	\$7,479,770	\$7,479,770
State General Funds	\$7,479,770	\$7,479,770	\$7,479,770
TOTAL FEDERAL FUNDS	\$134,330	\$134,330	\$134,330
Federal Funds Not Itemized	\$134,330	\$134,330	\$134,330
TOTAL AGENCY FUNDS	\$22,342,940	\$22,342,940	\$22,342,940
Intergovernmental Transfers	\$22,342,940	\$22,342,940	\$22,342,940
Intergovernmental Transfers Not Itemized	\$22,342,940	\$22,342,940	\$22,342,940
<b>TOTAL PUBLIC FUNDS</b>	<b>\$29,957,040</b>	<b>\$29,957,040</b>	<b>\$29,957,040</b>

**143.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$199,938	\$199,938	\$199,938
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**143.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$7,558	\$0	\$4,371
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**143.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$14,334)	(\$14,334)	(\$14,334)
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**143.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$11,052	\$11,052	\$11,052
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**143.100-Business and Finance Administration****Appropriation (HB 751)**

*The purpose of this appropriation is to provide administrative support for business, finance, facilities, and pupil transportation.*

<b>TOTAL STATE FUNDS</b>	\$7,683,984	\$7,676,426	\$7,680,797
<b>State General Funds</b>	\$7,683,984	\$7,676,426	\$7,680,797
<b>TOTAL FEDERAL FUNDS</b>	\$134,330	\$134,330	\$134,330
<b>Federal Funds Not Itemized</b>	\$134,330	\$134,330	\$134,330
<b>TOTAL AGENCY FUNDS</b>	\$22,342,940	\$22,342,940	\$22,342,940
<b>Intergovernmental Transfers</b>	\$22,342,940	\$22,342,940	\$22,342,940
<b>Intergovernmental Transfers Not Itemized</b>	\$22,342,940	\$22,342,940	\$22,342,940
<b>TOTAL PUBLIC FUNDS</b>	\$30,161,254	\$30,153,696	\$30,158,067

**Central Office****Continuation Budget**

*The purpose of this appropriation is to provide administrative support to the State Board of Education, Departmental programs, and local school systems.*

<b>TOTAL STATE FUNDS</b>	\$4,048,477	\$4,048,477	\$4,048,477
State General Funds	\$4,048,477	\$4,048,477	\$4,048,477
<b>TOTAL FEDERAL FUNDS</b>	\$24,369,593	\$24,369,593	\$24,369,593
Federal Funds Not Itemized	\$24,369,593	\$24,369,593	\$24,369,593
<b>TOTAL AGENCY FUNDS</b>	\$243,929	\$243,929	\$243,929
Contributions, Donations, and Forfeitures	\$243,929	\$243,929	\$243,929
Contributions, Donations, and Forfeitures Not Itemized	\$243,929	\$243,929	\$243,929
<b>TOTAL PUBLIC FUNDS</b>	\$28,661,999	\$28,661,999	\$28,661,999

**144.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$99,446	\$99,446	\$99,446
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**144.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$3,220	\$0	\$1,862
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**144.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$6,089)	(\$6,089)	(\$6,089)
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**144.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$5,786	\$5,786	\$5,786
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**144.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$28,273	\$21,205
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**144.6** *Increase funds for the American Association of Adapted Sports Program.*

State General Funds			\$35,000
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**144.100-Central Office**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide administrative support to the State Board of Education, Departmental programs, and local school systems.*

<b>TOTAL STATE FUNDS</b>	\$4,150,840	\$4,175,893	\$4,205,687
<b>State General Funds</b>	\$4,150,840	\$4,175,893	\$4,205,687
<b>TOTAL FEDERAL FUNDS</b>	\$24,369,593	\$24,369,593	\$24,369,593
<b>Federal Funds Not Itemized</b>	\$24,369,593	\$24,369,593	\$24,369,593
<b>TOTAL AGENCY FUNDS</b>	\$243,929	\$243,929	\$243,929
<b>Contributions, Donations, and Forfeitures</b>	\$243,929	\$243,929	\$243,929
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$243,929	\$243,929	\$243,929
<b>TOTAL PUBLIC FUNDS</b>	\$28,764,362	\$28,789,415	\$28,819,209

**Charter Schools**

**Continuation Budget**

*The purpose of this appropriation is to authorize charter schools and charter systems and to provide funds for competitive grants for planning, implementation, facilities, and operations of those entities.*

TOTAL STATE FUNDS	\$2,146,548	\$2,146,548	\$2,146,548
State General Funds	\$2,146,548	\$2,146,548	\$2,146,548

TOTAL FEDERAL FUNDS	\$153,422	\$153,422	\$153,422
Federal Funds Not Itemized	\$153,422	\$153,422	\$153,422
TOTAL PUBLIC FUNDS	\$2,299,970	\$2,299,970	\$2,299,970

**145.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$13,181	\$13,181	\$13,181
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**145.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$215	\$0	\$124
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**145.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$408)	(\$408)	(\$408)
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**145.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$561	\$561	\$561
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**145.100-Charter Schools**

**Appropriation (HB 751)**

*The purpose of this appropriation is to authorize charter schools and charter systems and to provide funds for competitive grants for planning, implementation, facilities, and operations of those entities.*

<b>TOTAL STATE FUNDS</b>	\$2,160,097	\$2,159,882	\$2,160,006
<b>State General Funds</b>	\$2,160,097	\$2,159,882	\$2,160,006
<b>TOTAL FEDERAL FUNDS</b>	\$153,422	\$153,422	\$153,422
<b>Federal Funds Not Itemized</b>	\$153,422	\$153,422	\$153,422
<b>TOTAL PUBLIC FUNDS</b>	\$2,313,519	\$2,313,304	\$2,313,428

**Communities in Schools**

**Continuation Budget**

*The purpose of this appropriation is to support Performance Learning Centers and maintain a network of local affiliate organizations across the state, and to partner with other state and national organizations to support student success in school and beyond.*

TOTAL STATE FUNDS	\$1,053,100	\$1,053,100	\$1,053,100
State General Funds	\$1,053,100	\$1,053,100	\$1,053,100

TOTAL PUBLIC FUNDS	\$1,053,100	\$1,053,100	\$1,053,100
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**146.1** *Increase funds for local affiliates.*

State General Funds		\$150,000	\$150,000
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**146.100-Communities in Schools**

**Appropriation (HB 751)**

*The purpose of this appropriation is to support Performance Learning Centers and maintain a network of local affiliate organizations across the state, and to partner with other state and national organizations to support student success in school and beyond.*

<b>TOTAL STATE FUNDS</b>	\$1,053,100	\$1,203,100	\$1,203,100
<b>State General Funds</b>	\$1,053,100	\$1,203,100	\$1,203,100
<b>TOTAL PUBLIC FUNDS</b>	\$1,053,100	\$1,203,100	\$1,203,100

**Curriculum Development**

**Continuation Budget**

*The purpose of this appropriation is to develop a statewide, standards-based curriculum to guide instruction and assessment, and to provide training and instructional resources to teachers for implementing this curriculum.*

TOTAL STATE FUNDS	\$3,523,280	\$3,523,280	\$3,523,280
State General Funds	\$3,523,280	\$3,523,280	\$3,523,280
TOTAL FEDERAL FUNDS	\$3,393,490	\$3,393,490	\$3,393,490
Federal Funds Not Itemized	\$3,393,490	\$3,393,490	\$3,393,490
TOTAL AGENCY FUNDS	\$430,717	\$430,717	\$430,717
Contributions, Donations, and Forfeitures	\$430,717	\$430,717	\$430,717
Contributions, Donations, and Forfeitures Not Itemized	\$430,717	\$430,717	\$430,717
TOTAL PUBLIC FUNDS	\$7,347,487	\$7,347,487	\$7,347,487

**147.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$86,323	\$86,323	\$86,323
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**147.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,671	\$0	\$1,545
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**147.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$5,071)	(\$5,071)	(\$5,071)
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**147.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$3,414	\$3,414	\$3,414
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**147.5** *Increase funds for personnel for one computer science specialist position.*

State General Funds	\$133,400	\$133,400	\$133,400
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<b>147.100-Curriculum Development</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to develop a statewide, standards-based curriculum to guide instruction and assessment, and to provide training and instructional resources to teachers for implementing this curriculum.*

<b>TOTAL STATE FUNDS</b>	\$3,744,017	\$3,741,346	\$3,742,891
<b>State General Funds</b>	\$3,744,017	\$3,741,346	\$3,742,891
<b>TOTAL FEDERAL FUNDS</b>	\$3,393,490	\$3,393,490	\$3,393,490
<b>Federal Funds Not Itemized</b>	\$3,393,490	\$3,393,490	\$3,393,490
<b>TOTAL AGENCY FUNDS</b>	\$430,717	\$430,717	\$430,717
<b>Contributions, Donations, and Forfeitures</b>	\$430,717	\$430,717	\$430,717
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$430,717	\$430,717	\$430,717
<b>TOTAL PUBLIC FUNDS</b>	\$7,568,224	\$7,565,553	\$7,567,098

**Federal Programs**

**Continuation Budget**

*The purpose of this appropriation is to coordinate federally funded programs and allocate federal funds to school systems.*

TOTAL STATE FUNDS	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$1,233,343,007	\$1,233,343,007	\$1,233,343,007
Federal Funds Not Itemized	\$1,233,343,007	\$1,233,343,007	\$1,233,343,007
TOTAL AGENCY FUNDS	\$39,957	\$39,957	\$39,957
Intergovernmental Transfers	\$39,957	\$39,957	\$39,957
Intergovernmental Transfers Not Itemized	\$39,957	\$39,957	\$39,957
TOTAL PUBLIC FUNDS	\$1,233,382,964	\$1,233,382,964	\$1,233,382,964

**148.100-Federal Programs** **Appropriation (HB 751)**

*The purpose of this appropriation is to coordinate federally funded programs and allocate federal funds to school systems.*

<b>TOTAL FEDERAL FUNDS</b>	\$1,233,343,007	\$1,233,343,007	\$1,233,343,007
<b>Federal Funds Not Itemized</b>	\$1,233,343,007	\$1,233,343,007	\$1,233,343,007
<b>TOTAL AGENCY FUNDS</b>	\$39,957	\$39,957	\$39,957
<b>Intergovernmental Transfers</b>	\$39,957	\$39,957	\$39,957
<b>Intergovernmental Transfers Not Itemized</b>	\$39,957	\$39,957	\$39,957
<b>TOTAL PUBLIC FUNDS</b>	\$1,233,382,964	\$1,233,382,964	\$1,233,382,964

**Georgia Network for Educational and Therapeutic Support (GNETS)**

**Continuation Budget**

*The purpose of this appropriation is to fund the Georgia Network for Educational and Therapeutic Support (GNETS), which provides services, education, and resources for students ages three to twenty-one with autism or severe emotional behavioral problems and their families.*

<b>TOTAL STATE FUNDS</b>	\$62,246,538	\$62,246,538	\$62,246,538
State General Funds	\$62,246,538	\$62,246,538	\$62,246,538
<b>TOTAL FEDERAL FUNDS</b>	\$8,160,000	\$8,160,000	\$8,160,000
Federal Funds Not Itemized	\$8,160,000	\$8,160,000	\$8,160,000
<b>TOTAL PUBLIC FUNDS</b>	\$70,406,538	\$70,406,538	\$70,406,538

**149.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$1,560,837	\$1,560,837	\$1,560,837
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**149.2** *Increase funds for enrollment growth.*

State General Funds	\$72,462	\$72,462	\$72,462
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**149.3** *Increase funds for personnel and operations for the program manager position to provide state level support.*

State General Funds	\$46,724	\$46,724	\$46,724
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<b>149.100-Georgia Network for Educational and Therapeutic Support (GNETS)</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to fund the Georgia Network for Educational and Therapeutic Support (GNETS), which provides services, education, and resources for students ages three to twenty-one with autism or severe emotional behavioral problems and their families.*

<b>TOTAL STATE FUNDS</b>	\$63,926,561	\$63,926,561	\$63,926,561
<b>State General Funds</b>	\$63,926,561	\$63,926,561	\$63,926,561
<b>TOTAL FEDERAL FUNDS</b>	\$8,160,000	\$8,160,000	\$8,160,000
<b>Federal Funds Not Itemized</b>	\$8,160,000	\$8,160,000	\$8,160,000
<b>TOTAL PUBLIC FUNDS</b>	\$72,086,561	\$72,086,561	\$72,086,561

**Georgia Virtual School****Continuation Budget**

*The purpose of this appropriation is to expand the accessibility and breadth of course offerings so that Georgia students can recover credits, access supplementary resources, enhance their studies, or earn additional credits in a manner not involving on-site interaction with a teacher.*

<b>TOTAL STATE FUNDS</b>	\$3,232,540	\$3,232,540	\$3,232,540
State General Funds	\$3,232,540	\$3,232,540	\$3,232,540
<b>TOTAL AGENCY FUNDS</b>	\$5,600,037	\$5,600,037	\$5,600,037
Sales and Services	\$5,600,037	\$5,600,037	\$5,600,037
Sales and Services Not Itemized	\$5,600,037	\$5,600,037	\$5,600,037
<b>TOTAL PUBLIC FUNDS</b>	\$8,832,577	\$8,832,577	\$8,832,577

**150.1 Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.**

State General Funds	\$92,109	\$92,109	\$92,109
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**150.2 Replace funds. (S:Replace funds, evaluate existing courses, and develop a plan to expand course offerings)**

State General Funds	(\$324,372)	(\$324,372)
Sales and Services Not Itemized	\$324,372	\$324,372
Total Public Funds:	\$0	\$0

<b>150.100-Georgia Virtual School</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to expand the accessibility and breadth of course offerings so that Georgia students can recover credits, access supplementary resources, enhance their studies, or earn additional credits in a manner not involving on-site interaction with a teacher.*

<b>TOTAL STATE FUNDS</b>	\$3,324,649	\$3,000,277	\$3,000,277
<b>State General Funds</b>	\$3,324,649	\$3,000,277	\$3,000,277
<b>TOTAL AGENCY FUNDS</b>	\$5,600,037	\$5,924,409	\$5,924,409
<b>Sales and Services</b>	\$5,600,037	\$5,924,409	\$5,924,409
<b>Sales and Services Not Itemized</b>	\$5,600,037	\$5,924,409	\$5,924,409
<b>TOTAL PUBLIC FUNDS</b>	\$8,924,686	\$8,924,686	\$8,924,686

**Information Technology Services**

**Continuation Budget**

*The purpose of this appropriation is to manage enterprise technology for the department, provide internet access to local school systems, support data collection and reporting needs, and support technology programs that assist local school systems.*

TOTAL STATE FUNDS	\$18,393,696	\$18,393,696	\$18,393,696
State General Funds	\$18,393,696	\$18,393,696	\$18,393,696
TOTAL FEDERAL FUNDS	\$1,371,954	\$1,371,954	\$1,371,954
Federal Funds Not Itemized	\$1,371,954	\$1,371,954	\$1,371,954
TOTAL AGENCY FUNDS	\$7,204,762	\$7,204,762	\$7,204,762
Intergovernmental Transfers	\$7,204,762	\$7,204,762	\$7,204,762
Intergovernmental Transfers Not Itemized	\$7,204,762	\$7,204,762	\$7,204,762
<b>TOTAL PUBLIC FUNDS</b>	\$26,970,412	\$26,970,412	\$26,970,412

**151.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$324,417	\$324,417	\$324,417
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**151.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$10,947	\$0	\$6,331
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**151.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$20,761)	(\$20,761)	(\$20,761)
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**151.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$12,130	\$12,130	\$12,130
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**151.5** *Increase funds to support the information technology applications used by local school systems. (S:Increase funds for information technology supporting local school systems only)*

State General Funds	\$2,838,315	\$1,651,892	\$2,838,315
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**151.100-Information Technology Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to manage enterprise technology for the department, provide internet access to local school systems, support data collection and reporting needs, and support technology programs that assist local school systems.*

<b>TOTAL STATE FUNDS</b>	\$21,558,744	\$20,361,374	\$21,554,128
<b>State General Funds</b>	\$21,558,744	\$20,361,374	\$21,554,128
<b>TOTAL FEDERAL FUNDS</b>	\$1,371,954	\$1,371,954	\$1,371,954
<b>Federal Funds Not Itemized</b>	\$1,371,954	\$1,371,954	\$1,371,954
<b>TOTAL AGENCY FUNDS</b>	\$7,204,762	\$7,204,762	\$7,204,762
<b>Intergovernmental Transfers</b>	\$7,204,762	\$7,204,762	\$7,204,762
<b>Intergovernmental Transfers Not Itemized</b>	\$7,204,762	\$7,204,762	\$7,204,762
<b>TOTAL PUBLIC FUNDS</b>	\$30,135,460	\$28,938,090	\$30,130,844

**Non Quality Basic Education Formula Grants**

**Continuation Budget**

*The purpose of this appropriation is to fund specific initiatives, including children in residential education facilities and sparsity grants.*

<b>TOTAL STATE FUNDS</b>	\$10,683,086	\$10,683,086	\$10,683,086
State General Funds	\$10,683,086	\$10,683,086	\$10,683,086
<b>TOTAL PUBLIC FUNDS</b>	\$10,683,086	\$10,683,086	\$10,683,086

**152.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$118,101	\$93,411	\$93,411
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**152.2** *Increase funds for Residential Treatment Facilities based on attendance.*

State General Funds	\$1,407,368	\$528,121	\$528,121
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**152.100-Non Quality Basic Education Formula Grants**

**Appropriation (HB 751)**

*The purpose of this appropriation is to fund specific initiatives, including children in residential education facilities and sparsity grants.*



<b>TOTAL STATE FUNDS</b>	\$12,208,555	\$11,304,618	\$11,304,618
<b>State General Funds</b>	\$12,208,555	\$11,304,618	\$11,304,618
<b>TOTAL PUBLIC FUNDS</b>	\$12,208,555	\$11,304,618	\$11,304,618

**Nutrition**

**Continuation Budget**

*The purpose of this appropriation is to provide leadership, training, technical assistance, and resources, so local program personnel can deliver meals that support nutritional well-being and performance at school and comply with federal standards.*

TOTAL STATE FUNDS	\$22,862,765	\$22,862,765	\$22,862,765
State General Funds	\$22,862,765	\$22,862,765	\$22,862,765
TOTAL FEDERAL FUNDS	\$714,191,428	\$714,191,428	\$714,191,428
Federal Funds Not Itemized	\$714,191,428	\$714,191,428	\$714,191,428
TOTAL AGENCY FUNDS	\$108,824	\$108,824	\$108,824
Intergovernmental Transfers	\$108,824	\$108,824	\$108,824
Intergovernmental Transfers Not Itemized	\$108,824	\$108,824	\$108,824
<b>TOTAL PUBLIC FUNDS</b>	\$737,163,017	\$737,163,017	\$737,163,017

**153.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$9,924	\$9,924	\$9,924
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**153.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$391	\$0	\$226
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**153.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$742)	(\$742)	(\$742)
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**153.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$365	\$365	\$365
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**153.5** *Increase funds for a 3% salary adjustment for lunchroom workers effective July 1, 2016.*

State General Funds		\$706,079	\$706,079
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**153.100-Nutrition****Appropriation (HB 751)**

*The purpose of this appropriation is to provide leadership, training, technical assistance, and resources, so local program personnel can deliver meals that support nutritional well-being and performance at school and comply with federal standards.*

<b>TOTAL STATE FUNDS</b>	\$22,872,703	\$23,578,391	\$23,578,617
<b>State General Funds</b>	\$22,872,703	\$23,578,391	\$23,578,617
<b>TOTAL FEDERAL FUNDS</b>	\$714,191,428	\$714,191,428	\$714,191,428
<b>Federal Funds Not Itemized</b>	\$714,191,428	\$714,191,428	\$714,191,428
<b>TOTAL AGENCY FUNDS</b>	\$108,824	\$108,824	\$108,824
<b>Intergovernmental Transfers</b>	\$108,824	\$108,824	\$108,824
<b>Intergovernmental Transfers Not Itemized</b>	\$108,824	\$108,824	\$108,824
<b>TOTAL PUBLIC FUNDS</b>	\$737,172,955	\$737,878,643	\$737,878,869

**Preschool Disabilities Services****Continuation Budget**

*The purpose of this appropriation is to provide early educational services to three- and four-year-old students with disabilities so that they enter school better prepared to succeed.*

<b>TOTAL STATE FUNDS</b>	\$31,446,339	\$31,446,339	\$31,446,339
State General Funds	\$31,446,339	\$31,446,339	\$31,446,339
<b>TOTAL PUBLIC FUNDS</b>	\$31,446,339	\$31,446,339	\$31,446,339

**154.1 Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.**

State General Funds	\$816,173	\$816,173	\$816,173
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**154.2 Increase funds for enrollment growth and training and experience.**

State General Funds	\$1,435,782	\$1,435,782	\$1,435,782
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**154.98 Change the name of the Preschool Handicapped program to the Preschool Disabilities Services program.**

*(G: YES)(H: YES)(S: YES)*

State General Funds	\$0	\$0	\$0
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**154.100-Preschool Disabilities Services****Appropriation (HB 751)**

*The purpose of this appropriation is to provide early educational services to three- and four-year-old students with disabilities so that they enter school better prepared to succeed.*

<b>TOTAL STATE FUNDS</b>	\$33,698,294	\$33,698,294	\$33,698,294
State General Funds	\$33,698,294	\$33,698,294	\$33,698,294
<b>TOTAL PUBLIC FUNDS</b>	\$33,698,294	\$33,698,294	\$33,698,294

**Quality Basic Education Equalization**

**Continuation Budget**

*The purpose of this appropriation is to provide additional financial assistance to local school systems ranking below the statewide average of per pupil tax wealth as outlined in O.C.G.A. 20-2-165.*

TOTAL STATE FUNDS	\$498,225,928	\$498,225,928	\$498,225,928
State General Funds	\$498,225,928	\$498,225,928	\$498,225,928
TOTAL PUBLIC FUNDS	\$498,225,928	\$498,225,928	\$498,225,928

**155.1 Increase funds for Equalization grants.**

State General Funds	\$503,108	\$503,108	\$503,108
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**155.100-Quality Basic Education Equalization**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide additional financial assistance to local school systems ranking below the statewide average of per pupil tax wealth as outlined in O.C.G.A. 20-2-165.*

<b>TOTAL STATE FUNDS</b>	\$498,729,036	\$498,729,036	\$498,729,036
State General Funds	\$498,729,036	\$498,729,036	\$498,729,036
<b>TOTAL PUBLIC FUNDS</b>	\$498,729,036	\$498,729,036	\$498,729,036

**Quality Basic Education Local Five Mill Share**

**Continuation Budget**

*The purpose of this program is to recognize the required local portion of the Quality Basic Education program as outlined in O.C.G.A. 20-2-164.*

TOTAL STATE FUNDS	(\$1,664,572,225)	(\$1,664,572,225)	(\$1,664,572,225)
State General Funds	(\$1,664,572,225)	(\$1,664,572,225)	(\$1,664,572,225)
TOTAL PUBLIC FUNDS	(\$1,664,572,225)	(\$1,664,572,225)	(\$1,664,572,225)

**156.1 Adjust funds for the Local Five Mill Share.**

State General Funds	(\$39,490,446)	(\$39,490,446)	(\$39,490,446)
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<b>156.100-Quality Basic Education Local Five Mill Share</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this program is to recognize the required local portion of the Quality Basic Education program as outlined in O.C.G.A. 20-2-164.*

<b>TOTAL STATE FUNDS</b>	(\$1,704,062,671)	(\$1,704,062,671)	(\$1,704,062,671)
<b>State General Funds</b>	(\$1,704,062,671)	(\$1,704,062,671)	(\$1,704,062,671)
<b>TOTAL PUBLIC FUNDS</b>	(\$1,704,062,671)	(\$1,704,062,671)	(\$1,704,062,671)

**Quality Basic Education Program****Continuation Budget**

*The purpose of this appropriation is to provide formula funds to school systems based on full time equivalent students for the instruction of students in grades K-12 as outlined in O.C.G.A. 20-2-161.*

TOTAL STATE FUNDS	\$9,393,786,908	\$9,393,786,908	\$9,393,786,908
State General Funds	\$9,393,786,908	\$9,393,786,908	\$9,393,786,908
TOTAL PUBLIC FUNDS	\$9,393,786,908	\$9,393,786,908	\$9,393,786,908

**157.1** *Increase funds to offset the austerity reduction in order to provide local education authorities the flexibility to eliminate teacher furlough days, increase instructional days, and increase teacher salaries.*

State General Funds	\$300,000,000	\$300,000,000	\$300,000,000
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**157.2** *Increase funds for enrollment growth and training and experience.*

State General Funds	\$124,057,498	\$124,057,498	\$124,057,498
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**157.3** *Increase funds for differentiated pay for newly certified math and science teachers.*

State General Funds	\$307,704	\$307,704	\$307,704
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**157.4** *Increase funds for School Nurses.*

State General Funds	\$220,798	\$220,798	\$220,798
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**157.5** *Increase funds for the State Commission Charter School supplement.*

State General Funds	\$10,528,792	\$10,528,792	\$8,021,294
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**157.6** *Increase funds for charter system grants.*

State General Funds \$2,999,129 \$2,999,129 \$2,999,129

**157.7** *Increase funds for the Special Needs Scholarship. (H and S:YES; Realize savings from program attrition in the Special Needs Scholarship to fund additional growth)*

State General Funds \$2,613,136 \$0 \$0

**157.8** *Transfer funds for the employer share of the Teachers Retirement System of Georgia for non-certificated managers and supervisors (\$5,558,750) from the State Interagency Transfers program to the Quality Basic Education program and increase funds to meet projected expenditures (\$838,723).*

State General Funds \$6,397,473 \$6,397,473 \$6,397,473

**157.9** *Transfer funds from the State Interagency Transfers program to the Quality Basic Education program for special education in state institutions.*

State General Funds \$2,539,213 \$2,539,213 \$2,539,213

**157.10** *Increase funds for a 3% salary adjustment for school nurses effective July 1, 2016.*

State General Funds \$912,932 \$912,932

**157.11** *Increase funds for a 3% salary adjustment for school bus drivers effective July 1, 2016.*

State General Funds \$2,535,333 \$2,535,333

**157.12** *Provide for a scheduled increase of the employer contribution rate for non-certificated school service employees from \$746.20 to \$846.20 effective January 1, 2017. (H:YES)(S:YES)*

State General Funds \$0 \$0

<b>157.100-Quality Basic Education Program</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide formula funds to school systems based on full time equivalent students for the instruction of students in grades K-12 as outlined in O.C.G.A. 20-2-161.*

**TOTAL STATE FUNDS** \$9,843,450,651 \$9,844,285,780 \$9,841,778,282

**State General Funds** \$9,843,450,651 \$9,844,285,780 \$9,841,778,282

**TOTAL PUBLIC FUNDS** \$9,843,450,651 \$9,844,285,780 \$9,841,778,282

**Regional Education Service Agencies****Continuation Budget**

*The purpose of this appropriation is to provide Georgia's sixteen Regional Education Service Agencies with funds to assist local school systems with improving the effectiveness of their educational programs by providing curriculum consultation, skill enhancement, professional development, technology training, and other shared services.*

TOTAL STATE FUNDS	\$10,223,960	\$10,223,960	\$10,223,960
State General Funds	\$10,223,960	\$10,223,960	\$10,223,960
TOTAL PUBLIC FUNDS	\$10,223,960	\$10,223,960	\$10,223,960

**158.1** *Increase funds for a 3% salary adjustment effective July 1, 2016.*

State General Funds		\$286,073	\$286,073
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**158.2** *Increase funds for personnel for Positive Behavioral Intervention Supports (PBIS) trainers.*

State General Funds		\$250,000	\$300,000
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**158.100-Regional Education Service Agencies****Appropriation (HB 751)**

*The purpose of this appropriation is to provide Georgia's sixteen Regional Education Service Agencies with funds to assist local school systems with improving the effectiveness of their educational programs by providing curriculum consultation, skill enhancement, professional development, technology training, and other shared services.*

<b>TOTAL STATE FUNDS</b>	\$10,223,960	\$10,760,033	\$10,810,033
<b>State General Funds</b>	\$10,223,960	\$10,760,033	\$10,810,033
<b>TOTAL PUBLIC FUNDS</b>	\$10,223,960	\$10,760,033	\$10,810,033

**School Improvement****Continuation Budget**

*The purpose of this appropriation is to provide research, technical assistance, resources, teacher professional learning, and leadership training for low- performing schools and local educational agencies to help them design and implement school improvement strategies to improve graduation rates and overall student achievement.*

TOTAL STATE FUNDS	\$8,797,519	\$8,797,519	\$8,797,519
State General Funds	\$8,797,519	\$8,797,519	\$8,797,519
TOTAL FEDERAL FUNDS	\$9,227,301	\$9,227,301	\$9,227,301
Federal Funds Not Itemized	\$9,227,301	\$9,227,301	\$9,227,301
TOTAL PUBLIC FUNDS	\$18,024,820	\$18,024,820	\$18,024,820

**159.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$179,157	\$179,157	\$179,157
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**159.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$5,146	\$0	\$2,976
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**159.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$9,760)	(\$9,760)	(\$9,760)
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**159.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$747	\$747	\$747
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**159.5** *Increase funds for training, professional development, and support for corps members in Teach for America. (S:Increase funds for training for corps members in Teach for America)*

State General Funds	\$406,330	\$406,330	\$125,000
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**159.100-School Improvement**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide research, technical assistance, resources, teacher professional learning, and leadership training for low- performing schools and local educational agencies to help them design and implement school improvement strategies to improve graduation rates and overall student achievement.*

<b>TOTAL STATE FUNDS</b>	\$9,379,139	\$9,373,993	\$9,095,639
<b>State General Funds</b>	\$9,379,139	\$9,373,993	\$9,095,639
<b>TOTAL FEDERAL FUNDS</b>	\$9,227,301	\$9,227,301	\$9,227,301
<b>Federal Funds Not Itemized</b>	\$9,227,301	\$9,227,301	\$9,227,301
<b>TOTAL PUBLIC FUNDS</b>	\$18,606,440	\$18,601,294	\$18,322,940

**State Charter School Commission Administration**

**Continuation Budget**

*The purpose of this appropriation is to focus on the development and support of state charter schools in order to better meet the growing and diverse needs of students in this state and to further ensure that state charter schools of the highest academic quality are approved and supported throughout the state in an efficient manner.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$3,229,392	\$3,229,392	\$3,229,392
Sales and Services	\$3,229,392	\$3,229,392	\$3,229,392
Sales and Services Not Itemized	\$3,229,392	\$3,229,392	\$3,229,392
TOTAL PUBLIC FUNDS	\$3,229,392	\$3,229,392	\$3,229,392

**160.100-State Charter School Commission Administration****Appropriation (HB 751)**

*The purpose of this appropriation is to focus on the development and support of state charter schools in order to better meet the growing and diverse needs of students in this state and to further ensure that state charter schools of the highest academic quality are approved and supported throughout the state in an efficient manner.*

<b>TOTAL AGENCY FUNDS</b>	\$3,229,392	\$3,229,392	\$3,229,392
<b>Sales and Services</b>	\$3,229,392	\$3,229,392	\$3,229,392
<b>Sales and Services Not Itemized</b>	\$3,229,392	\$3,229,392	\$3,229,392
<b>TOTAL PUBLIC FUNDS</b>	\$3,229,392	\$3,229,392	\$3,229,392

**State Interagency Transfers****Continuation Budget**

*The purpose of this appropriation is to pass through funding for special education services in other state agencies, teachers' retirement, and vocational funding for the post-secondary vocational education agency.*

TOTAL STATE FUNDS	\$8,097,963	\$8,097,963	\$8,097,963
State General Funds	\$8,097,963	\$8,097,963	\$8,097,963
TOTAL FEDERAL FUNDS	\$22,847,100	\$22,847,100	\$22,847,100
Federal Funds Not Itemized	\$22,847,100	\$22,847,100	\$22,847,100
TOTAL PUBLIC FUNDS	\$30,945,063	\$30,945,063	\$30,945,063

**161.1** *Transfer funds from the State Interagency Transfers program to the Quality Basic Education program for special education in state institutions.*

State General Funds	(\$2,539,213)	(\$2,539,213)	(\$2,539,213)
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**161.2** *Transfer funds for the employer share of the Teachers Retirement System of Georgia for non-certificated managers and supervisors from the State Interagency Transfers program to the Quality Basic Education program.*



State General Funds	(\$5,558,750)	(\$5,558,750)	(\$5,558,750)
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**161.3** *Transfer funds from the State Interagency Transfers program to the Technology/Career Education program for vocational education at the Technical College System of Georgia.*

Federal Funds Not Itemized	(\$22,847,100)	(\$22,847,100)	(\$22,847,100)
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**State Schools****Continuation Budget**

*The purpose of this appropriation is to prepare sensory-impaired and multi-disabled students to become productive citizens by providing a learning environment addressing their academic, vocational, and social development.*

TOTAL STATE FUNDS	\$26,447,967	\$26,447,967	\$26,447,967
State General Funds	\$26,447,967	\$26,447,967	\$26,447,967
TOTAL FEDERAL FUNDS	\$863,480	\$863,480	\$863,480
Federal Funds Not Itemized	\$843,850	\$843,850	\$843,850
Maternal & Child Health Services Block Grant CFDA93.994	\$19,630	\$19,630	\$19,630
TOTAL AGENCY FUNDS	\$957,589	\$957,589	\$957,589
Intergovernmental Transfers	\$892,739	\$892,739	\$892,739
Intergovernmental Transfers Not Itemized	\$892,739	\$892,739	\$892,739
Rebates, Refunds, and Reimbursements	\$61,006	\$61,006	\$61,006
Rebates, Refunds, and Reimbursements Not Itemized	\$61,006	\$61,006	\$61,006
Sales and Services	\$3,844	\$3,844	\$3,844
Sales and Services Not Itemized	\$3,844	\$3,844	\$3,844
TOTAL PUBLIC FUNDS	\$28,269,036	\$28,269,036	\$28,269,036

**162.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$680,839	\$680,839	\$680,839
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**162.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$38,050	\$0	\$22,005
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**162.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$72,168)	(\$72,168)	(\$72,168)
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**162.4** *Increase funds for training and experience.*

State General Funds	\$203,402	\$203,402	\$203,402
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**162.5** *Increase funds for differentiated pay for newly certified math and science teachers.*

State General Funds	\$12,878	\$12,878	\$12,878
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**162.100-State Schools****Appropriation (HB 751)**

*The purpose of this appropriation is to prepare sensory-impaired and multi-disabled students to become productive citizens by providing a learning environment addressing their academic, vocational, and social development.*

<b>TOTAL STATE FUNDS</b>	\$27,310,968	\$27,272,918	\$27,294,923
<b>State General Funds</b>	\$27,310,968	\$27,272,918	\$27,294,923
<b>TOTAL FEDERAL FUNDS</b>	\$863,480	\$863,480	\$863,480
<b>Federal Funds Not Itemized</b>	\$843,850	\$843,850	\$843,850
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	\$19,630	\$19,630	\$19,630
<b>TOTAL AGENCY FUNDS</b>	\$957,589	\$957,589	\$957,589
<b>Intergovernmental Transfers</b>	\$892,739	\$892,739	\$892,739
<b>Intergovernmental Transfers Not Itemized</b>	\$892,739	\$892,739	\$892,739
<b>Rebates, Refunds, and Reimbursements</b>	\$61,006	\$61,006	\$61,006
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$61,006	\$61,006	\$61,006
<b>Sales and Services</b>	\$3,844	\$3,844	\$3,844
<b>Sales and Services Not Itemized</b>	\$3,844	\$3,844	\$3,844
<b>TOTAL PUBLIC FUNDS</b>	\$29,132,037	\$29,093,987	\$29,115,992

**Technology/Career Education****Continuation Budget**

*The purpose of this appropriation is to equip students with academic, vocational, technical, and leadership skills and to extend learning opportunities beyond the traditional school day and year.*

<b>TOTAL STATE FUNDS</b>	\$17,002,426	\$17,002,426	\$17,002,426
State General Funds	\$17,002,426	\$17,002,426	\$17,002,426
<b>TOTAL FEDERAL FUNDS</b>	\$19,947,771	\$19,947,771	\$19,947,771
Federal Funds Not Itemized	\$19,947,771	\$19,947,771	\$19,947,771
<b>TOTAL AGENCY FUNDS</b>	\$4,779,024	\$4,779,024	\$4,779,024
Intergovernmental Transfers	\$4,779,024	\$4,779,024	\$4,779,024

Intergovernmental Transfers Not Itemized	\$4,779,024	\$4,779,024	\$4,779,024
TOTAL PUBLIC FUNDS	\$41,729,221	\$41,729,221	\$41,729,221

**163.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$41,376	\$41,376	\$41,376
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**163.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,368	\$0	\$791
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**163.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$2,595)	(\$2,595)	(\$2,595)
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**163.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$2,239	\$2,239	\$2,239
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**163.5** *Increase funds for vocational industry certification.*

State General Funds	\$74,051	\$74,051	\$74,051
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**163.6** *Transfer funds from the State Interagency Transfers program to the Technology/Career Education program for vocational education at the Technical College System of Georgia.*

Federal Funds Not Itemized	\$22,847,100	\$22,847,100	\$22,847,100
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**163.7** *Increase funds for a 3% salary adjustment effective July 1, 2016.*

State General Funds		\$371,499	\$371,499
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**163.8** *Increase funds for Career, Technical, and Agricultural Education equipment grants to local school systems.*

State General Funds			\$3,500,000
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<b>163.100-Technology/Career Education</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to equip students with academic, vocational, technical, and leadership skills and to extend learning opportunities beyond the traditional school day and year.*

<b>TOTAL STATE FUNDS</b>	\$17,118,865	\$17,488,996	\$20,989,787
<b>State General Funds</b>	\$17,118,865	\$17,488,996	\$20,989,787
<b>TOTAL FEDERAL FUNDS</b>	\$42,794,871	\$42,794,871	\$42,794,871
<b>Federal Funds Not Itemized</b>	\$42,794,871	\$42,794,871	\$42,794,871
<b>TOTAL AGENCY FUNDS</b>	\$4,779,024	\$4,779,024	\$4,779,024
<b>Intergovernmental Transfers</b>	\$4,779,024	\$4,779,024	\$4,779,024
<b>Intergovernmental Transfers Not Itemized</b>	\$4,779,024	\$4,779,024	\$4,779,024
<b>TOTAL PUBLIC FUNDS</b>	\$64,692,760	\$65,062,891	\$68,563,682

**Testing****Continuation Budget**

*The purpose of this appropriation is to administer the statewide student assessment program and provide related testing instruments and training to local schools.*

TOTAL STATE FUNDS	\$26,656,506	\$26,656,506	\$26,656,506
State General Funds	\$26,656,506	\$26,656,506	\$26,656,506
TOTAL FEDERAL FUNDS	\$19,351,801	\$19,351,801	\$19,351,801
Federal Funds Not Itemized	\$19,351,801	\$19,351,801	\$19,351,801
TOTAL PUBLIC FUNDS	\$46,008,307	\$46,008,307	\$46,008,307

**164.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$62,793	\$62,793	\$62,793
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**164.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,085	\$0	\$1,206
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**164.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$3,954)	(\$3,954)	(\$3,954)
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**164.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$2,708	\$2,708	\$2,708
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**164.100-Testing** **Appropriation (HB 751)**

*The purpose of this appropriation is to administer the statewide student assessment program and provide related testing instruments and training to local schools.*

<b>TOTAL STATE FUNDS</b>	\$26,720,138	\$26,718,053	\$26,719,259
<b>State General Funds</b>	\$26,720,138	\$26,718,053	\$26,719,259
<b>TOTAL FEDERAL FUNDS</b>	\$19,351,801	\$19,351,801	\$19,351,801
<b>Federal Funds Not Itemized</b>	\$19,351,801	\$19,351,801	\$19,351,801
<b>TOTAL PUBLIC FUNDS</b>	\$46,071,939	\$46,069,854	\$46,071,060

**Tuition for Multiple Disability Students**

**Continuation Budget**

*The purpose of this appropriation is to partially reimburse school systems for private residential placements when the school system is unable to provide an appropriate program for a multi-handicapped student.*

TOTAL STATE FUNDS	\$1,551,946	\$1,551,946	\$1,551,946
State General Funds	\$1,551,946	\$1,551,946	\$1,551,946
TOTAL PUBLIC FUNDS	\$1,551,946	\$1,551,946	\$1,551,946

**165.98** *Change the name of the Tuition for Multi-Handicapped program to the Tuition for Multiple Disability Students program.*  
 (G: YES)(H: YES)(S: YES)

State General Funds	\$0	\$0	\$0
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**165.99 SAC:** *The purpose of this appropriation is to partially reimburse school systems for private residential placements when the school system is unable to provide an appropriate program for a multi-disabled student.*

**House:** *The purpose of this appropriation is to partially reimburse school systems for private residential placements when the school system is unable to provide an appropriate program for a multi-disabled student.*

**Governor:** *The purpose of this appropriation is to partially reimburse school systems for private residential placements when the school system is unable to provide an appropriate program for a multi-disabled student.*

State General Funds	\$0	\$0	\$0
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**165.100-Tuition for Multiple Disability Students** **Appropriation (HB 751)**

*The purpose of this appropriation is to partially reimburse school systems for private residential placements when the school system is unable to provide an appropriate program for a multi-disabled student.*

<b>TOTAL STATE FUNDS</b>	\$1,551,946	\$1,551,946	\$1,551,946
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<b>State General Funds</b>	\$1,551,946	\$1,551,946	\$1,551,946
<b>TOTAL PUBLIC FUNDS</b>	\$1,551,946	\$1,551,946	\$1,551,946

**The formula calculation for Quality Basic Education funding assumes a base unit cost of \$2,463.45. In addition, all local school system allotments for Quality Basic Education shall be made in accordance with funds appropriated by this Act.**

*Section 25: Employees' Retirement System of Georgia*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$30,579,930	\$30,579,930	\$30,579,930
State General Funds	\$30,579,930	\$30,579,930	\$30,579,930
TOTAL AGENCY FUNDS	\$4,456,129	\$4,456,129	\$4,456,129
Sales and Services	\$4,456,129	\$4,456,129	\$4,456,129
Sales and Services Not Itemized	\$4,456,129	\$4,456,129	\$4,456,129
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$20,709,689	\$20,709,689	\$20,709,689
State Funds Transfers	\$20,709,689	\$20,709,689	\$20,709,689
Retirement Payments	\$20,709,689	\$20,709,689	\$20,709,689
TOTAL PUBLIC FUNDS	\$55,745,748	\$55,745,748	\$55,745,748

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$28,305,275	\$28,305,275	\$28,305,275
<b>State General Funds</b>	\$28,305,275	\$28,305,275	\$28,305,275
<b>TOTAL AGENCY FUNDS</b>	\$4,856,129	\$4,856,129	\$4,856,129
<b>Sales and Services</b>	\$4,856,129	\$4,856,129	\$4,856,129
<b>Sales and Services Not Itemized</b>	\$4,856,129	\$4,856,129	\$4,856,129
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$20,481,689	\$20,481,689	\$20,481,689
<b>State Funds Transfers</b>	\$20,481,689	\$20,481,689	\$20,481,689
<b>Retirement Payments</b>	\$20,481,689	\$20,481,689	\$20,481,689
<b>TOTAL PUBLIC FUNDS</b>	\$53,643,093	\$53,643,093	\$53,643,093

**Deferred Compensation**

**Continuation Budget**

*The purpose of this appropriation is to provide excellent service to participants in the deferred compensation program for all employees of the state, giving them an effective supplement for their retirement planning.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$4,456,129	\$4,456,129	\$4,456,129
Sales and Services	\$4,456,129	\$4,456,129	\$4,456,129
Sales and Services Not Itemized	\$4,456,129	\$4,456,129	\$4,456,129
TOTAL PUBLIC FUNDS	\$4,456,129	\$4,456,129	\$4,456,129

**166.1** *Increase funds for contracts.*

Sales and Services Not Itemized	\$400,000	\$400,000	\$400,000
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<b>166.100-Deferred Compensation</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide excellent service to participants in the deferred compensation program for all employees of the state, giving them an effective supplement for their retirement planning.*

<b>TOTAL AGENCY FUNDS</b>	\$4,856,129	\$4,856,129	\$4,856,129
<b>Sales and Services</b>	\$4,856,129	\$4,856,129	\$4,856,129
<b>Sales and Services Not Itemized</b>	\$4,856,129	\$4,856,129	\$4,856,129
<b>TOTAL PUBLIC FUNDS</b>	\$4,856,129	\$4,856,129	\$4,856,129

**Georgia Military Pension Fund**

**Continuation Budget**

*The purpose of this appropriation is to provide retirement allowances and other benefits for members of the Georgia National Guard.*

TOTAL STATE FUNDS	\$1,989,530	\$1,989,530	\$1,989,530
State General Funds	\$1,989,530	\$1,989,530	\$1,989,530
TOTAL PUBLIC FUNDS	\$1,989,530	\$1,989,530	\$1,989,530

**167.1** *Increase funds for the actuarially determined employer contribution in accordance with the most recent actuarial report.*

State General Funds	\$28,345	\$28,345	\$28,345
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<b>167.100-Georgia Military Pension Fund</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide retirement allowances and other benefits for members of the Georgia National Guard.*

<b>TOTAL STATE FUNDS</b>	\$2,017,875	\$2,017,875	\$2,017,875
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<b>State General Funds</b>	\$2,017,875	\$2,017,875	\$2,017,875
<b>TOTAL PUBLIC FUNDS</b>	\$2,017,875	\$2,017,875	\$2,017,875

**Public School Employees Retirement System**

**Continuation Budget**

*The purpose of this appropriation is to account for the receipt of retirement contributions, ensure sound investing of system funds, and provide timely and accurate payment of retirement benefits.*

TOTAL STATE FUNDS	\$28,580,000	\$28,580,000	\$28,580,000
State General Funds	\$28,580,000	\$28,580,000	\$28,580,000
TOTAL PUBLIC FUNDS	\$28,580,000	\$28,580,000	\$28,580,000

**168.1** *Reduce funds for the actuarially determined employer contribution in accordance with the most recent actuarial report.*

State General Funds	(\$2,303,000)	(\$2,303,000)	(\$2,303,000)
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**168.2** *Encourage the Public School Employees Retirement System's Board of Trustees to consider a 3% benefit adjustment for retirees. (H:YES)(S:YES; Encourage the Public School Employees Retirement System's Board of Trustees to consider a one-time 3% benefit adjustment for retirees)*

State General Funds		\$0	\$0
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<b>168.100-Public School Employees Retirement System</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to account for the receipt of retirement contributions, ensure sound investing of system funds, and provide timely and accurate payment of retirement benefits.*

<b>TOTAL STATE FUNDS</b>	\$26,277,000	\$26,277,000	\$26,277,000
<b>State General Funds</b>	\$26,277,000	\$26,277,000	\$26,277,000
<b>TOTAL PUBLIC FUNDS</b>	\$26,277,000	\$26,277,000	\$26,277,000

**System Administration**

**Continuation Budget**

*The purpose of this appropriation is to collect employee and employer contributions, invest the accumulated funds, and disburse retirement benefits to members and beneficiaries.*

TOTAL STATE FUNDS	\$10,400	\$10,400	\$10,400
State General Funds	\$10,400	\$10,400	\$10,400
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$20,709,689	\$20,709,689	\$20,709,689



State Funds Transfers	\$20,709,689	\$20,709,689	\$20,709,689
Retirement Payments	\$20,709,689	\$20,709,689	\$20,709,689
<b>TOTAL PUBLIC FUNDS</b>	<b>\$20,720,089</b>	<b>\$20,720,089</b>	<b>\$20,720,089</b>

**169.1** *Eliminate funds for one-time funding used in FY2016 for a network update project.*

Retirement Payments	(\$240,000)	(\$240,000)	(\$240,000)
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**169.2** *Increase funds for contracts.*

Retirement Payments	\$12,000	\$12,000	\$12,000
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**169.3** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees (Total Funds: \$3,499,963). (H:YES)(S:Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees based on the age, income, and disability recommendations stated in the "Model Framework for the Annual Consideration of COLA Adjustments" of the ERS Board)*

State General Funds		\$0	\$0
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<b>169.100-System Administration</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to collect employee and employer contributions, invest the accumulated funds, and disburse retirement benefits to members and beneficiaries.*

<b>TOTAL STATE FUNDS</b>	\$10,400	\$10,400	\$10,400
State General Funds	\$10,400	\$10,400	\$10,400
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$20,481,689	\$20,481,689	\$20,481,689
State Funds Transfers	\$20,481,689	\$20,481,689	\$20,481,689
Retirement Payments	\$20,481,689	\$20,481,689	\$20,481,689
<b>TOTAL PUBLIC FUNDS</b>	<b>\$20,492,089</b>	<b>\$20,492,089</b>	<b>\$20,492,089</b>

**It is the intent of the General Assembly that the employer contribution rate for the Employees' Retirement System shall not exceed 24.88% for New Plan employees and 20.13% for Old Plan employees. For the GSEPS employees, the employer contribution rate shall not exceed 21.85% for the pension portion of the benefit and 3.0% in employer match contributions for the 401(k) portion of the benefit. It is the intent of the General Assembly that the employer contribution for Public School Employees' Retirement System shall not exceed \$727.97 per member for State Fiscal Year 2017.**

*Section 26: Forestry Commission, State*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$35,311,295	\$35,311,295	\$35,311,295
State General Funds	\$35,311,295	\$35,311,295	\$35,311,295
TOTAL FEDERAL FUNDS	\$5,982,769	\$5,982,769	\$5,982,769
Federal Funds Not Itemized	\$5,982,769	\$5,982,769	\$5,982,769
TOTAL AGENCY FUNDS	\$6,941,687	\$6,941,687	\$6,941,687
Intergovernmental Transfers	\$187,000	\$187,000	\$187,000
Intergovernmental Transfers Not Itemized	\$187,000	\$187,000	\$187,000
Royalties and Rents	\$33,000	\$33,000	\$33,000
Royalties and Rents Not Itemized	\$33,000	\$33,000	\$33,000
Sales and Services	\$6,721,687	\$6,721,687	\$6,721,687
Sales and Services Not Itemized	\$6,721,687	\$6,721,687	\$6,721,687
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$210,500	\$210,500	\$210,500
State Funds Transfers	\$210,500	\$210,500	\$210,500
Agency to Agency Contracts	\$210,500	\$210,500	\$210,500
TOTAL PUBLIC FUNDS	\$48,446,251	\$48,446,251	\$48,446,251
	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$36,251,241	\$36,253,012	\$36,253,374
<b>State General Funds</b>	\$36,251,241	\$36,253,012	\$36,253,374
<b>TOTAL FEDERAL FUNDS</b>	\$5,982,769	\$5,982,769	\$5,982,769
<b>Federal Funds Not Itemized</b>	\$5,982,769	\$5,982,769	\$5,982,769
<b>TOTAL AGENCY FUNDS</b>	\$6,941,687	\$6,941,687	\$6,941,687
<b>Intergovernmental Transfers</b>	\$187,000	\$187,000	\$187,000
<b>Intergovernmental Transfers Not Itemized</b>	\$187,000	\$187,000	\$187,000
<b>Royalties and Rents</b>	\$33,000	\$33,000	\$33,000
<b>Royalties and Rents Not Itemized</b>	\$33,000	\$33,000	\$33,000
<b>Sales and Services</b>	\$6,721,687	\$6,721,687	\$6,721,687
<b>Sales and Services Not Itemized</b>	\$6,721,687	\$6,721,687	\$6,721,687
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$210,500	\$210,500	\$210,500
<b>State Funds Transfers</b>	\$210,500	\$210,500	\$210,500
<b>Agency to Agency Contracts</b>	\$210,500	\$210,500	\$210,500

<b>TOTAL PUBLIC FUNDS</b>	\$49,386,197	\$49,387,968	\$49,388,330
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**Commission Administration****Continuation Budget**

*The purpose of this appropriation is to administer work force needs, handle purchasing, accounts receivable and payable, meet information technology needs, and provide oversight that emphasizes customer values and process innovation.*

TOTAL STATE FUNDS	\$3,477,646	\$3,477,646	\$3,477,646
State General Funds	\$3,477,646	\$3,477,646	\$3,477,646
TOTAL FEDERAL FUNDS	\$48,800	\$48,800	\$48,800
Federal Funds Not Itemized	\$48,800	\$48,800	\$48,800
TOTAL AGENCY FUNDS	\$182,780	\$182,780	\$182,780
Sales and Services	\$182,780	\$182,780	\$182,780
Sales and Services Not Itemized	\$182,780	\$182,780	\$182,780
TOTAL PUBLIC FUNDS	\$3,709,226	\$3,709,226	\$3,709,226

**170.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$71,103	\$71,103	\$71,103
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**170.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,688	\$0	\$489
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**170.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$6,142	\$6,142	\$6,142
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**170.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$6,827	\$6,827	\$6,827
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**170.5** *Transfer two Geographic Information System (GIS) positions and associated funds from the Forest Management program (\$84,328) and the Forest Protection program (\$77,411) to the Commission Administration program.*

State General Funds	\$161,739	\$161,739	\$161,739
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**170.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds	\$22,187	\$16,640
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**170.7** *Establish a new contract with the OneGeorgia Authority for \$450,000 for the reading, maintenance, and management of all aspects of the Agricultural Water Metering Program. (H:YES)(S:NO)*

State General Funds	\$0	\$0
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**170.100-Commission Administration**

**Appropriation (HB 751)**

*The purpose of this appropriation is to administer work force needs, handle purchasing, accounts receivable and payable, meet information technology needs, and provide oversight that emphasizes customer values and process innovation.*

<b>TOTAL STATE FUNDS</b>	\$3,725,145	\$3,745,644	\$3,740,586
<b>State General Funds</b>	\$3,725,145	\$3,745,644	\$3,740,586
<b>TOTAL FEDERAL FUNDS</b>	\$48,800	\$48,800	\$48,800
<b>Federal Funds Not Itemized</b>	\$48,800	\$48,800	\$48,800
<b>TOTAL AGENCY FUNDS</b>	\$182,780	\$182,780	\$182,780
<b>Sales and Services</b>	\$182,780	\$182,780	\$182,780
<b>Sales and Services Not Itemized</b>	\$182,780	\$182,780	\$182,780
<b>TOTAL PUBLIC FUNDS</b>	\$3,956,725	\$3,977,224	\$3,972,166

**Forest Management**

**Continuation Budget**

*The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost share assistance programs; to study forest health and invasive species control issues; to manage state-owned forests; to educate private forest landowners and timber harvesters about best management practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass industries, and, during extreme fire danger, to provide logistical, overhead, and direct fire suppression assistance to the Forest Protection program.*

<b>TOTAL STATE FUNDS</b>	\$2,861,831	\$2,861,831	\$2,861,831
State General Funds	\$2,861,831	\$2,861,831	\$2,861,831
<b>TOTAL FEDERAL FUNDS</b>	\$3,553,571	\$3,553,571	\$3,553,571
Federal Funds Not Itemized	\$3,553,571	\$3,553,571	\$3,553,571
<b>TOTAL AGENCY FUNDS</b>	\$950,732	\$950,732	\$950,732

Intergovernmental Transfers	\$187,000	\$187,000	\$187,000
Intergovernmental Transfers Not Itemized	\$187,000	\$187,000	\$187,000
Sales and Services	\$763,732	\$763,732	\$763,732
Sales and Services Not Itemized	\$763,732	\$763,732	\$763,732
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$189,000</b>	<b>\$189,000</b>	<b>\$189,000</b>
State Funds Transfers	\$189,000	\$189,000	\$189,000
Agency to Agency Contracts	\$189,000	\$189,000	\$189,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$7,555,134</b>	<b>\$7,555,134</b>	<b>\$7,555,134</b>

**171.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$69,437	\$69,437	\$69,437
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**171.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,649	\$0	\$477
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**171.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$2,640	\$2,640	\$2,640
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**171.4** *Transfer one GIS position and associated funds from the Forest Management program to the Commission Administration program.*

State General Funds	(\$84,328)	(\$84,328)	(\$84,328)
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**171.99 SAC:** *The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost-share assistance programs; to study forest health and invasive species control issues; to manage state-owned forests; to educate private forest landowners and timber harvesters about best management practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass industries, and, during extreme fire danger, to provide fire suppression assistance to the Forest Protection program.*

**House:** *The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost-share assistance programs; to study forest health and invasive species control issues; to*

*manage state-owned forests; to educate private forest landowners and timber harvesters about best management practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass industries, and, during extreme fire danger, to provide fire suppression assistance to the Forest Protection program.*

***Governor:** The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost-share assistance programs; to study forest health and invasive species control issues; to manage state-owned forests; to educate private forest landowners and timber harvesters about best management practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass industries, and, during extreme fire danger, to provide fire suppression assistance to the Forest Protection program.*

State General Funds \$0                      \$0                      \$0

<b>171.100-Forest Management</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost-share assistance programs; to study forest health and invasive species control issues; to manage state-owned forests; to educate private forest landowners and timber harvesters about best management practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass industries, and, during extreme fire danger, to provide fire suppression assistance to the Forest Protection program.*

<b>TOTAL STATE FUNDS</b>	\$2,851,229	\$2,849,580	\$2,850,057
<b>State General Funds</b>	\$2,851,229	\$2,849,580	\$2,850,057
<b>TOTAL FEDERAL FUNDS</b>	\$3,553,571	\$3,553,571	\$3,553,571
<b>Federal Funds Not Itemized</b>	\$3,553,571	\$3,553,571	\$3,553,571
<b>TOTAL AGENCY FUNDS</b>	\$950,732	\$950,732	\$950,732
<b>Intergovernmental Transfers</b>	\$187,000	\$187,000	\$187,000
<b>Intergovernmental Transfers Not Itemized</b>	\$187,000	\$187,000	\$187,000
<b>Sales and Services</b>	\$763,732	\$763,732	\$763,732
<b>Sales and Services Not Itemized</b>	\$763,732	\$763,732	\$763,732
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$189,000	\$189,000	\$189,000
<b>State Funds Transfers</b>	\$189,000	\$189,000	\$189,000
<b>Agency to Agency Contracts</b>	\$189,000	\$189,000	\$189,000
<b>TOTAL PUBLIC FUNDS</b>	\$7,544,532	\$7,542,883	\$7,543,360

**Forest Protection****Continuation Budget**

*The purpose of this appropriation is to ensure an aggressive and efficient response and suppression of forest fires in the unincorporated areas of the State; to mitigate hazardous forest fuels; to issue burn permits, to provide statewide education in the prevention of wildfires; to perform wildfire arson investigations; to promote community wildland fire planning and protection through cooperative agreements with fire departments; to train and certify firefighters in wildland firefighting; to provide assistance and support to rural fire departments including selling wildland fire engines and tankers; and to support the Forest Management program during periods of low fire danger.*

TOTAL STATE FUNDS	\$28,971,818	\$28,971,818	\$28,971,818
State General Funds	\$28,971,818	\$28,971,818	\$28,971,818
TOTAL FEDERAL FUNDS	\$2,246,681	\$2,246,681	\$2,246,681
Federal Funds Not Itemized	\$2,246,681	\$2,246,681	\$2,246,681
TOTAL AGENCY FUNDS	\$4,741,312	\$4,741,312	\$4,741,312
Royalties and Rents	\$33,000	\$33,000	\$33,000
Royalties and Rents Not Itemized	\$33,000	\$33,000	\$33,000
Sales and Services	\$4,708,312	\$4,708,312	\$4,708,312
Sales and Services Not Itemized	\$4,708,312	\$4,708,312	\$4,708,312
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$15,000	\$15,000	\$15,000
State Funds Transfers	\$15,000	\$15,000	\$15,000
Agency to Agency Contracts	\$15,000	\$15,000	\$15,000
TOTAL PUBLIC FUNDS	\$35,974,811	\$35,974,811	\$35,974,811

**172.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$719,369	\$719,369	\$719,369
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**172.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$17,079	\$0	\$4,943
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**172.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$44,012	\$44,012	\$44,012
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**172.4** *Transfer one GIS position and associated funds from the Forest Protection program to the Commission Administration program.*

State General Funds	(\$77,411)	(\$77,411)	(\$77,411)
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**172.100-Forest Protection**

**Appropriation (HB 751)**

*The purpose of this appropriation is to ensure an aggressive and efficient response and suppression of forest fires in the unincorporated areas of the State; to mitigate hazardous forest fuels; to issue burn permits, to provide statewide education in the prevention of wildfires; to perform wildfire arson investigations; to promote community wildland fire planning and protection through cooperative agreements with fire departments; to train and certify firefighters in wildland firefighting; to provide assistance and support to rural fire departments including selling wildland fire engines and tankers; and to support the Forest Management program during periods of low fire danger.*

<b>TOTAL STATE FUNDS</b>	\$29,674,867	\$29,657,788	\$29,662,731
<b>State General Funds</b>	\$29,674,867	\$29,657,788	\$29,662,731
<b>TOTAL FEDERAL FUNDS</b>	\$2,246,681	\$2,246,681	\$2,246,681
<b>Federal Funds Not Itemized</b>	\$2,246,681	\$2,246,681	\$2,246,681
<b>TOTAL AGENCY FUNDS</b>	\$4,741,312	\$4,741,312	\$4,741,312
<b>Royalties and Rents</b>	\$33,000	\$33,000	\$33,000
<b>Royalties and Rents Not Itemized</b>	\$33,000	\$33,000	\$33,000
<b>Sales and Services</b>	\$4,708,312	\$4,708,312	\$4,708,312
<b>Sales and Services Not Itemized</b>	\$4,708,312	\$4,708,312	\$4,708,312
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$15,000	\$15,000	\$15,000
<b>State Funds Transfers</b>	\$15,000	\$15,000	\$15,000
<b>Agency to Agency Contracts</b>	\$15,000	\$15,000	\$15,000
<b>TOTAL PUBLIC FUNDS</b>	\$36,677,860	\$36,660,781	\$36,665,724

**Tree Seedling Nursery**

**Continuation Budget**

*The purpose of this appropriation is to produce an adequate quantity of high quality forest tree seedlings for sale at reasonable cost to Georgia landowners.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$133,717	\$133,717	\$133,717
Federal Funds Not Itemized	\$133,717	\$133,717	\$133,717



TOTAL AGENCY FUNDS	\$1,066,863	\$1,066,863	\$1,066,863
Sales and Services	\$1,066,863	\$1,066,863	\$1,066,863
Sales and Services Not Itemized	\$1,066,863	\$1,066,863	\$1,066,863
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$6,500	\$6,500	\$6,500
State Funds Transfers	\$6,500	\$6,500	\$6,500
Agency to Agency Contracts	\$6,500	\$6,500	\$6,500
TOTAL PUBLIC FUNDS	\$1,207,080	\$1,207,080	\$1,207,080

<b>173.100-Tree Seedling Nursery</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to produce an adequate quantity of high quality forest tree seedlings for sale at reasonable cost to Georgia landowners.*

<b>TOTAL FEDERAL FUNDS</b>	\$133,717	\$133,717	\$133,717
<b>Federal Funds Not Itemized</b>	\$133,717	\$133,717	\$133,717
<b>TOTAL AGENCY FUNDS</b>	\$1,066,863	\$1,066,863	\$1,066,863
<b>Sales and Services</b>	\$1,066,863	\$1,066,863	\$1,066,863
<b>Sales and Services Not Itemized</b>	\$1,066,863	\$1,066,863	\$1,066,863
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$6,500	\$6,500	\$6,500
<b>State Funds Transfers</b>	\$6,500	\$6,500	\$6,500
<b>Agency to Agency Contracts</b>	\$6,500	\$6,500	\$6,500
<b>TOTAL PUBLIC FUNDS</b>	\$1,207,080	\$1,207,080	\$1,207,080

*Section 27: Governor, Office of the*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$58,303,356	\$58,303,356	\$58,303,356
State General Funds	\$58,303,356	\$58,303,356	\$58,303,356
TOTAL FEDERAL FUNDS	\$30,120,112	\$30,120,112	\$30,120,112
Federal Funds Not Itemized	\$30,120,112	\$30,120,112	\$30,120,112
TOTAL AGENCY FUNDS	\$761,031	\$761,031	\$761,031
Reserved Fund Balances	\$500,000	\$500,000	\$500,000
Reserved Fund Balances Not Itemized	\$500,000	\$500,000	\$500,000
Intergovernmental Transfers	\$100,000	\$100,000	\$100,000
Intergovernmental Transfers Not Itemized	\$100,000	\$100,000	\$100,000

Sales and Services	\$161,031	\$161,031	\$161,031
Sales and Services Not Itemized	\$161,031	\$161,031	\$161,031
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$147,325	\$147,325	\$147,325
State Funds Transfers	\$147,325	\$147,325	\$147,325
Agency to Agency Contracts	\$147,325	\$147,325	\$147,325
TOTAL PUBLIC FUNDS	\$89,331,824	\$89,331,824	\$89,331,824

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$58,162,411	\$58,153,263	\$58,626,786
<b>State General Funds</b>	\$58,162,411	\$58,153,263	\$58,626,786
<b>TOTAL FEDERAL FUNDS</b>	\$30,120,112	\$30,120,112	\$30,120,112
<b>Federal Funds Not Itemized</b>	\$30,120,112	\$30,120,112	\$30,120,112
<b>TOTAL AGENCY FUNDS</b>	\$761,031	\$761,031	\$761,031
<b>Reserved Fund Balances</b>	\$500,000	\$500,000	\$500,000
<b>Reserved Fund Balances Not Itemized</b>	\$500,000	\$500,000	\$500,000
<b>Intergovernmental Transfers</b>	\$100,000	\$100,000	\$100,000
<b>Intergovernmental Transfers Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services</b>	\$161,031	\$161,031	\$161,031
<b>Sales and Services Not Itemized</b>	\$161,031	\$161,031	\$161,031
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$147,325	\$147,325	\$147,325
State Funds Transfers	\$147,325	\$147,325	\$147,325
Agency to Agency Contracts	\$147,325	\$147,325	\$147,325
TOTAL PUBLIC FUNDS	\$89,190,879	\$89,181,731	\$89,655,254

**Governor's Emergency Fund****Continuation Budget**

*The purpose of this appropriation is to provide emergency funds to draw on when disasters create extraordinary demands on government.*

TOTAL STATE FUNDS	\$11,062,041	\$11,062,041	\$11,062,041
State General Funds	\$11,062,041	\$11,062,041	\$11,062,041
TOTAL PUBLIC FUNDS	\$11,062,041	\$11,062,041	\$11,062,041

**174.100-Governor's Emergency Fund** **Appropriation (HB 751)**

*The purpose of this appropriation is to provide emergency funds to draw on when disasters create extraordinary demands on government.*

<b>TOTAL STATE FUNDS</b>	\$11,062,041	\$11,062,041	\$11,062,041
<b>State General Funds</b>	\$11,062,041	\$11,062,041	\$11,062,041
<b>TOTAL PUBLIC FUNDS</b>	\$11,062,041	\$11,062,041	\$11,062,041

**Governor's Office**

**Continuation Budget**

*The purpose of this appropriation is to provide numerous duties including, but not limited to: granting commissions, appointments and vacancies, maintaining order, and temporary transfer of institutions between departments or agencies. The Mansion allowance per O.C.G.A. 45-7-4 shall be \$40,000.*

TOTAL STATE FUNDS	\$6,504,848	\$6,504,848	\$6,504,848
State General Funds	\$6,504,848	\$6,504,848	\$6,504,848
TOTAL AGENCY FUNDS	\$100,000	\$100,000	\$100,000
Intergovernmental Transfers	\$100,000	\$100,000	\$100,000
Intergovernmental Transfers Not Itemized	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$6,604,848	\$6,604,848	\$6,604,848

**175.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$148,647	\$148,647	\$148,647
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**175.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$9,304	\$0	\$6,796
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**175.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$13,680)	(\$13,680)	(\$13,680)
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**175.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$4,177	\$3,133
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**175.100-Governor's Office****Appropriation (HB 751)**

*The purpose of this appropriation is to provide numerous duties including, but not limited to: granting commissions, appointments and vacancies, maintaining order, and temporary transfer of institutions between departments or agencies. The Mansion allowance per O.C.G.A. 45-7-4 shall be \$40,000.*

<b>TOTAL STATE FUNDS</b>	\$6,649,119	\$6,643,992	\$6,649,744
<b>State General Funds</b>	\$6,649,119	\$6,643,992	\$6,649,744
<b>TOTAL AGENCY FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>Intergovernmental Transfers</b>	\$100,000	\$100,000	\$100,000
<b>Intergovernmental Transfers Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$6,749,119	\$6,743,992	\$6,749,744

**Planning and Budget, Governor's Office of****Continuation Budget**

*The purpose of this appropriation is to improve state government operations and services by leading and assisting in the evaluation, development, and implementation of budgets, plans, programs, and policies.*

<b>TOTAL STATE FUNDS</b>	\$8,568,626	\$8,568,626	\$8,568,626
State General Funds	\$8,568,626	\$8,568,626	\$8,568,626
<b>TOTAL PUBLIC FUNDS</b>	\$8,568,626	\$8,568,626	\$8,568,626

**176.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$167,611	\$167,611	\$167,611
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**176.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$7,437	\$0	\$4,609
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**176.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$14,144	\$14,144	\$14,144
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**176.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$17,038)	(\$17,038)	(\$17,038)
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**176.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$6,543	\$6,543	\$6,543
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**176.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$4,868	\$3,651
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<b>176.100-Planning and Budget, Governor's Office of</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to improve state government operations and services by leading and assisting in the evaluation, development, and implementation of budgets, plans, programs, and policies.*

<b>TOTAL STATE FUNDS</b>	\$8,747,323	\$8,744,754	\$8,748,146
<b>State General Funds</b>	\$8,747,323	\$8,744,754	\$8,748,146
<b>TOTAL PUBLIC FUNDS</b>	\$8,747,323	\$8,744,754	\$8,748,146

**Child Advocate, Office of the**

**Continuation Budget**

*The purpose of this appropriation is to provide independent oversight of persons, organizations, and agencies responsible for the protection and well-being of children.*

TOTAL STATE FUNDS	\$981,295	\$981,295	\$981,295
State General Funds	\$981,295	\$981,295	\$981,295
TOTAL FEDERAL FUNDS	\$5,000	\$5,000	\$5,000
Federal Funds Not Itemized	\$5,000	\$5,000	\$5,000
TOTAL PUBLIC FUNDS	\$986,295	\$986,295	\$986,295

**177.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$22,517	\$22,517	\$22,517
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**177.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,409	\$0	\$1,029
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**177.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$1,127)	(\$1,127)	(\$1,127)
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**177.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$677	\$508
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**177.100-Child Advocate, Office of the**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide independent oversight of persons, organizations, and agencies responsible for the protection and well-being of children.*

<b>TOTAL STATE FUNDS</b>	\$1,004,094	\$1,003,362	\$1,004,222
<b>State General Funds</b>	\$1,004,094	\$1,003,362	\$1,004,222
<b>TOTAL FEDERAL FUNDS</b>	\$5,000	\$5,000	\$5,000
<b>Federal Funds Not Itemized</b>	\$5,000	\$5,000	\$5,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,009,094	\$1,008,362	\$1,009,222

**Children and Families, Governor's Office for**

**Continuation Budget**

*The purpose of this appropriation is to enhance coordination and communication among providers and stakeholders of services to families.*

TOTAL STATE FUNDS	\$824,505	\$824,505	\$824,505
State General Funds	\$824,505	\$824,505	\$824,505
TOTAL PUBLIC FUNDS	\$824,505	\$824,505	\$824,505

**178.98** *Transfer funds for supporting Georgia's children and families from the Governor's Office for Children and Families program to the Office for Children and Families program in the Department of Public Health.*

State General Funds	(\$824,505)	(\$824,505)	(\$824,505)
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**Emergency Management Agency, Georgia**

**Continuation Budget**

*The purpose of this appropriation is to provide a disaster, mitigation, preparedness, response, and recovery program by coordinating federal, state, and other resources and supporting local governments to respond to major disasters and emergency events, and to coordinate state resources for the preparation and prevention of threats and acts of terrorism and to serve as the State's point of contact for the federal Department of Homeland Security.*

TOTAL STATE FUNDS	\$2,534,416	\$2,534,416	\$2,534,416
State General Funds	\$2,534,416	\$2,534,416	\$2,534,416
TOTAL FEDERAL FUNDS	\$29,703,182	\$29,703,182	\$29,703,182
Federal Funds Not Itemized	\$29,703,182	\$29,703,182	\$29,703,182
TOTAL AGENCY FUNDS	\$660,531	\$660,531	\$660,531
Reserved Fund Balances	\$500,000	\$500,000	\$500,000
Reserved Fund Balances Not Itemized	\$500,000	\$500,000	\$500,000
Sales and Services	\$160,531	\$160,531	\$160,531
Sales and Services Not Itemized	\$160,531	\$160,531	\$160,531
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$147,325	\$147,325	\$147,325
State Funds Transfers	\$147,325	\$147,325	\$147,325
Agency to Agency Contracts	\$147,325	\$147,325	\$147,325
TOTAL PUBLIC FUNDS	\$33,045,454	\$33,045,454	\$33,045,454

**179.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$39,162	\$39,162	\$39,162
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**179.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,025	\$0	\$364
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**179.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$2,299)	(\$2,299)	(\$2,299)
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**179.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$1,535	\$1,151
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**179.5** *Pursuant to SB416 (2016 Session), increase funds for personnel to add two new analysts to work in the Georgia Information Sharing and Analysis Center to provide for Homeland Security Activity and cyber terrorism intelligence for the prevention and discovery of terrorist threats or attacks.*

State General Funds			\$209,122
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**179.100-Emergency Management Agency, Georgia****Appropriation (HB 751)**

*The purpose of this appropriation is to provide a disaster, mitigation, preparedness, response, and recovery program by coordinating federal, state, and other resources and supporting local governments to respond to major disasters and emergency events, and to coordinate state resources for the preparation and prevention of threats and acts of terrorism and to serve as the State's point of contact for the federal Department of Homeland Security.*

<b>TOTAL STATE FUNDS</b>	\$2,572,304	\$2,572,814	\$2,781,916
<b>State General Funds</b>	\$2,572,304	\$2,572,814	\$2,781,916
<b>TOTAL FEDERAL FUNDS</b>	\$29,703,182	\$29,703,182	\$29,703,182
<b>Federal Funds Not Itemized</b>	\$29,703,182	\$29,703,182	\$29,703,182
<b>TOTAL AGENCY FUNDS</b>	\$660,531	\$660,531	\$660,531
<b>Reserved Fund Balances</b>	\$500,000	\$500,000	\$500,000
<b>Reserved Fund Balances Not Itemized</b>	\$500,000	\$500,000	\$500,000
<b>Sales and Services</b>	\$160,531	\$160,531	\$160,531
<b>Sales and Services Not Itemized</b>	\$160,531	\$160,531	\$160,531
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$147,325	\$147,325	\$147,325
<b>State Funds Transfers</b>	\$147,325	\$147,325	\$147,325
<b>Agency to Agency Contracts</b>	\$147,325	\$147,325	\$147,325
<b>TOTAL PUBLIC FUNDS</b>	\$33,083,342	\$33,083,852	\$33,292,954

**Equal Opportunity, Georgia Commission on****Continuation Budget**

*The purpose of this appropriation is to enforce the Georgia Fair Employment Practices Act of 1978, as amended, and the Fair Housing Act, which makes it unlawful to discriminate against any individual.*

<b>TOTAL STATE FUNDS</b>	\$695,777	\$695,777	\$695,777
<b>State General Funds</b>	\$695,777	\$695,777	\$695,777
<b>TOTAL PUBLIC FUNDS</b>	\$695,777	\$695,777	\$695,777

**180.1 Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.**

State General Funds	\$15,932	\$15,932	\$15,932
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**180.2 Reduce funds to reflect an adjustment in merit system assessments.**

State General Funds	(\$463)	\$0	(\$732)
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**180.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$22,100)	(\$22,100)	(\$22,100)
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**180.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$478	\$359
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<b>180.100-Equal Opportunity, Georgia Commission on</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to enforce the Georgia Fair Employment Practices Act of 1978, as amended, and the Fair Housing Act, which makes it unlawful to discriminate against any individual.*

<b>TOTAL STATE FUNDS</b>	\$689,146	\$690,087	\$689,236
<b>State General Funds</b>	\$689,146	\$690,087	\$689,236
<b>TOTAL PUBLIC FUNDS</b>	\$689,146	\$690,087	\$689,236

**Professional Standards Commission, Georgia**

**Continuation Budget**

*The purpose of this appropriation is to direct the preparation of, certify, recognize, and recruit Georgia educators, and to enforce standards regarding educator professional preparation, performance, and ethics.*

TOTAL STATE FUNDS	\$6,887,089	\$6,887,089	\$6,887,089
State General Funds	\$6,887,089	\$6,887,089	\$6,887,089
TOTAL FEDERAL FUNDS	\$411,930	\$411,930	\$411,930
Federal Funds Not Itemized	\$411,930	\$411,930	\$411,930
TOTAL AGENCY FUNDS	\$500	\$500	\$500
Sales and Services	\$500	\$500	\$500
Sales and Services Not Itemized	\$500	\$500	\$500
<b>TOTAL PUBLIC FUNDS</b>	<b>\$7,299,519</b>	<b>\$7,299,519</b>	<b>\$7,299,519</b>

**181.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$167,199	\$167,199	\$167,199
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**181.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$5,971	\$0	\$3,150
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**181.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$7,587)	(\$7,587)	(\$7,587)
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**181.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$4,548	\$3,411
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<b>181.100-Professional Standards Commission, Georgia</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to direct the preparation of, certify, recognize, and recruit Georgia educators, and to enforce standards regarding educator professional preparation, performance, and ethics.*

<b>TOTAL STATE FUNDS</b>	\$7,052,672	\$7,051,249	\$7,053,262
<b>State General Funds</b>	\$7,052,672	\$7,051,249	\$7,053,262
<b>TOTAL FEDERAL FUNDS</b>	\$411,930	\$411,930	\$411,930
<b>Federal Funds Not Itemized</b>	\$411,930	\$411,930	\$411,930
<b>TOTAL AGENCY FUNDS</b>	\$500	\$500	\$500
<b>Sales and Services</b>	\$500	\$500	\$500
<b>Sales and Services Not Itemized</b>	\$500	\$500	\$500
<b>TOTAL PUBLIC FUNDS</b>	\$7,465,102	\$7,463,679	\$7,465,692

**Office of the State Inspector General**

**Continuation Budget**

*The purpose of this appropriation is to foster and promote accountability and integrity in state government by investigating and preventing fraud, waste, and abuse.*

TOTAL STATE FUNDS	\$670,679	\$670,679	\$670,679
State General Funds	\$670,679	\$670,679	\$670,679
TOTAL PUBLIC FUNDS	\$670,679	\$670,679	\$670,679

**182.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$16,799	\$16,799	\$16,799
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**182.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$683	\$0	\$400
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**182.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$176	\$176	\$176
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**182.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$492	\$369
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<b>182.100-Office of the State Inspector General</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to foster and promote accountability and integrity in state government by investigating and preventing fraud, waste, and abuse.*

<b>TOTAL STATE FUNDS</b>	\$688,337	\$688,146	\$688,423
<b>State General Funds</b>	\$688,337	\$688,146	\$688,423
<b>TOTAL PUBLIC FUNDS</b>	\$688,337	\$688,146	\$688,423

**Student Achievement, Office of**

**Continuation Budget**

*The purpose of this appropriation is to support educational accountability, evaluation, and reporting efforts, establishment of standards on state assessments, the preparation and release of the state's education report card and scoreboard, and education research to inform policy and budget efforts.*

<b>TOTAL STATE FUNDS</b>	\$19,574,080	\$19,574,080	\$19,574,080
State General Funds	\$19,574,080	\$19,574,080	\$19,574,080
<b>TOTAL PUBLIC FUNDS</b>	\$19,574,080	\$19,574,080	\$19,574,080

**183.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$116,178	\$116,178	\$116,178
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**183.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$3,785	\$0	\$3,785
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**183.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$3,332	\$3,332	\$3,332
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**183.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$3,228	\$2,421
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**183.5** *Utilize Innovation Grant funds (\$500,000) to provide grants to local school systems to increase participation and achievement in AP STEAM courses. (H:YES)(S:Increase funds to provide grants to rural school systems to increase participation and achievement in AP STEM courses)*

State General Funds		\$0	\$250,000
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**183.100-Student Achievement, Office of**

**Appropriation (HB 751)**

*The purpose of this appropriation is to support educational accountability, evaluation, and reporting efforts, establishment of standards on state assessments, the preparation and release of the state's education report card and scoreboard, and education research to inform policy and budget efforts.*

<b>TOTAL STATE FUNDS</b>	\$19,697,375	\$19,696,818	\$19,949,796
<b>State General Funds</b>	\$19,697,375	\$19,696,818	\$19,949,796
<b>TOTAL PUBLIC FUNDS</b>	\$19,697,375	\$19,696,818	\$19,949,796

**The Mansion allowance shall be \$40,000.**

**Section 28: Human Services, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$555,998,208	\$555,998,208	\$555,998,208
State General Funds	\$549,806,402	\$549,806,402	\$549,806,402
Tobacco Settlement Funds	\$6,191,806	\$6,191,806	\$6,191,806
TOTAL FEDERAL FUNDS	\$1,129,154,540	\$1,129,154,540	\$1,129,154,540
Federal Funds Not Itemized	\$470,089,451	\$470,089,451	\$470,089,451
FFIND CCDF Mandatory & Matching Funds CFDA93.596	\$209,161	\$209,161	\$209,161
FFIND Child Care and Development Block Grant CFDA93.575	\$12,198,555	\$12,198,555	\$12,198,555

Community Services Block Grant CFDA93.569	\$16,735,414	\$16,735,414	\$16,735,414
Foster Care Title IV-E CFDA93.658	\$77,298,870	\$77,298,870	\$77,298,870
Low-Income Home Energy Assistance CFDA93.568	\$56,629,642	\$56,629,642	\$56,629,642
Medical Assistance Program CFDA93.778	\$75,870,369	\$75,870,369	\$75,870,369
FFIND Medical Assistance Program CFDA93.778	\$25,838	\$25,838	\$25,838
Social Services Block Grant CFDA93.667	\$52,776,023	\$52,776,023	\$52,776,023
Temporary Assistance for Needy Families	\$367,321,217	\$367,321,217	\$367,321,217
Temporary Assistance for Needy Families Grant CFDA93.558	\$359,672,148	\$359,672,148	\$359,672,148
TANF Transfers to Social Services Block Grant per 42 USC 604	\$7,649,069	\$7,649,069	\$7,649,069
<b>TOTAL AGENCY FUNDS</b>	<b>\$28,668,876</b>	<b>\$28,668,876</b>	<b>\$28,668,876</b>
Contributions, Donations, and Forfeitures	\$46,500	\$46,500	\$46,500
Contributions, Donations, and Forfeitures Not Itemized	\$46,500	\$46,500	\$46,500
Reserved Fund Balances	\$465,286	\$465,286	\$465,286
Reserved Fund Balances Not Itemized	\$465,286	\$465,286	\$465,286
Rebates, Refunds, and Reimbursements	\$1,500,000	\$1,500,000	\$1,500,000
Rebates, Refunds, and Reimbursements Not Itemized	\$1,500,000	\$1,500,000	\$1,500,000
Sales and Services	\$26,657,090	\$26,657,090	\$26,657,090
Sales and Services Not Itemized	\$26,657,090	\$26,657,090	\$26,657,090
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$2,682,638</b>	<b>\$2,682,638</b>	<b>\$2,682,638</b>
State Funds Transfers	\$1,872,638	\$1,872,638	\$1,872,638
Agency to Agency Contracts	\$1,872,638	\$1,872,638	\$1,872,638
Agency Funds Transfers	\$810,000	\$810,000	\$810,000
Agency Fund Transfers Not Itemized	\$810,000	\$810,000	\$810,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,716,504,262</b>	<b>\$1,716,504,262</b>	<b>\$1,716,504,262</b>
<b>Section Total - Final</b>			
<b>TOTAL STATE FUNDS</b>	\$633,879,638	\$641,514,300	\$642,362,753
<b>State General Funds</b>	\$633,879,638	\$641,514,300	\$642,362,753
<b>TOTAL FEDERAL FUNDS</b>	<b>\$1,102,177,888</b>	<b>\$1,102,177,888</b>	<b>\$1,102,177,888</b>
<b>Federal Funds Not Itemized</b>	\$474,221,293	\$474,221,293	\$474,221,293
<b>FFIND CCDF Mandatory &amp; Matching Funds CFDA93.596</b>	\$209,161	\$209,161	\$209,161
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$12,198,555	\$12,198,555	\$12,198,555
<b>Community Services Block Grant CFDA93.569</b>	\$16,735,414	\$16,735,414	\$16,735,414

<b>Foster Care Title IV-E CFDA93.658</b>	\$91,875,031	\$91,875,031	\$91,875,031
<b>Low-Income Home Energy Assistance CFDA93.568</b>	\$56,629,642	\$56,629,642	\$56,629,642
<b>Medical Assistance Program CFDA93.778</b>	\$66,765,192	\$66,765,192	\$66,765,192
<b>FFIND Medical Assistance Program CFDA93.778</b>	\$25,838	\$25,838	\$25,838
<b>Social Services Block Grant CFDA93.667</b>	\$52,776,023	\$52,776,023	\$52,776,023
<b>Temporary Assistance for Needy Families</b>	\$330,741,739	\$330,741,739	\$330,741,739
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$323,092,670	\$323,092,670	\$323,092,670
<b>TANF Transfers to Social Services Block Grant per 42 USC 604</b>	\$7,649,069	\$7,649,069	\$7,649,069
<b>TOTAL AGENCY FUNDS</b>	\$28,668,876	\$28,668,876	\$28,668,876
<b>Contributions, Donations, and Forfeitures</b>	\$46,500	\$46,500	\$46,500
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$46,500	\$46,500	\$46,500
<b>Reserved Fund Balances</b>	\$465,286	\$465,286	\$465,286
<b>Reserved Fund Balances Not Itemized</b>	\$465,286	\$465,286	\$465,286
<b>Rebates, Refunds, and Reimbursements</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>Sales and Services</b>	\$26,657,090	\$26,657,090	\$26,657,090
<b>Sales and Services Not Itemized</b>	\$26,657,090	\$26,657,090	\$26,657,090
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,682,638	\$2,682,638	\$2,682,638
<b>State Funds Transfers</b>	\$1,872,638	\$1,872,638	\$1,872,638
<b>Agency to Agency Contracts</b>	\$1,872,638	\$1,872,638	\$1,872,638
<b>Agency Funds Transfers</b>	\$810,000	\$810,000	\$810,000
<b>Agency Fund Transfers Not Itemized</b>	\$810,000	\$810,000	\$810,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,767,409,040	\$1,775,043,702	\$1,775,892,155

**Adoptions Services****Continuation Budget**

*The purpose of this appropriation is to support and facilitate the safe permanent placement of children by prescreening families and providing support and financial services after adoption.*

<b>TOTAL STATE FUNDS</b>	\$33,722,357	\$33,722,357	\$33,722,357
State General Funds	\$33,722,357	\$33,722,357	\$33,722,357
<b>TOTAL FEDERAL FUNDS</b>	\$57,429,877	\$57,429,877	\$57,429,877
Federal Funds Not Itemized	\$41,029,877	\$41,029,877	\$41,029,877
Temporary Assistance for Needy Families	\$16,400,000	\$16,400,000	\$16,400,000

Temporary Assistance for Needy Families Grant CFDA93.558	\$16,400,000	\$16,400,000	\$16,400,000
<b>TOTAL AGENCY FUNDS</b>	\$46,500	\$46,500	\$46,500
Contributions, Donations, and Forfeitures	\$46,500	\$46,500	\$46,500
Contributions, Donations, and Forfeitures Not Itemized	\$46,500	\$46,500	\$46,500
<b>TOTAL PUBLIC FUNDS</b>	\$91,198,734	\$91,198,734	\$91,198,734

**184.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$172,177	\$172,177	\$172,177
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**184.2** *Reduce funds to reflect an adjustment in merit system assessments. (S:Increase funds to reflect an adjustment in merit system assessments)*

State General Funds	(\$2,967)	\$0	\$1,816
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**184.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$90,868)	(\$90,868)	(\$90,868)
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**184.4** *Reduce funds to reflect an increase in the Federal Medical Assistance Percentage (FMAP) from 67.55% to 67.89%.*

State General Funds	(\$221,208)	(\$221,208)	(\$221,208)
Federal Funds Not Itemized	\$221,208	\$221,208	\$221,208
Total Public Funds:	\$0	\$0	\$0

**184.100-Adoptions Services****Appropriation (HB 751)**

*The purpose of this appropriation is to support and facilitate the safe permanent placement of children by prescreening families and providing support and financial services after adoption.*

<b>TOTAL STATE FUNDS</b>	\$33,579,491	\$33,582,458	\$33,584,274
<b>State General Funds</b>	\$33,579,491	\$33,582,458	\$33,584,274
<b>TOTAL FEDERAL FUNDS</b>	\$57,651,085	\$57,651,085	\$57,651,085
<b>Federal Funds Not Itemized</b>	\$41,251,085	\$41,251,085	\$41,251,085
<b>Temporary Assistance for Needy Families</b>	\$16,400,000	\$16,400,000	\$16,400,000
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$16,400,000	\$16,400,000	\$16,400,000
<b>TOTAL AGENCY FUNDS</b>	\$46,500	\$46,500	\$46,500

<b>Contributions, Donations, and Forfeitures</b>	\$46,500	\$46,500	\$46,500
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$46,500	\$46,500	\$46,500
<b>TOTAL PUBLIC FUNDS</b>	\$91,277,076	\$91,280,043	\$91,281,859

**After School Care****Continuation Budget**

*The purpose of this appropriation is to expand the provision of after school care services and draw down TANF maintenance of effort funds.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$15,500,000	\$15,500,000	\$15,500,000
Temporary Assistance for Needy Families	\$15,500,000	\$15,500,000	\$15,500,000
Temporary Assistance for Needy Families Grant CFDA93.558	\$15,500,000	\$15,500,000	\$15,500,000
TOTAL PUBLIC FUNDS	\$15,500,000	\$15,500,000	\$15,500,000

**185.100-After School Care****Appropriation (HB 751)**

*The purpose of this appropriation is to expand the provision of after school care services and draw down TANF maintenance of effort funds.*

<b>TOTAL FEDERAL FUNDS</b>	\$15,500,000	\$15,500,000	\$15,500,000
<b>Temporary Assistance for Needy Families</b>	\$15,500,000	\$15,500,000	\$15,500,000
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$15,500,000	\$15,500,000	\$15,500,000
<b>TOTAL PUBLIC FUNDS</b>	\$15,500,000	\$15,500,000	\$15,500,000

**Child Abuse and Neglect Prevention****Continuation Budget**

*The purpose of this appropriation is to promote child abuse and neglect prevention programs and support child victims of abuse.*

TOTAL STATE FUNDS	\$1,275,033	\$1,275,033	\$1,275,033
State General Funds	\$1,275,033	\$1,275,033	\$1,275,033
TOTAL FEDERAL FUNDS	\$14,589,595	\$14,589,595	\$14,589,595
Federal Funds Not Itemized	\$11,516,925	\$11,516,925	\$11,516,925
Temporary Assistance for Needy Families	\$3,072,670	\$3,072,670	\$3,072,670
Temporary Assistance for Needy Families Grant CFDA93.558	\$3,072,670	\$3,072,670	\$3,072,670



TOTAL PUBLIC FUNDS \$15,864,628 \$15,864,628 \$15,864,628

**186.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds \$5,482 \$5,482 \$5,482

**186.2** *Reduce funds to reflect an adjustment in merit system assessments. (S:Increase funds to reflect an adjustment in merit system assessments)*

State General Funds (\$153) \$0 \$94

**186.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds (\$3,757) (\$3,757) (\$3,757)

**186.4** *Transfer the Maternal and Infant Early Childhood Home Visitation (MIECHV) grant funds from the Child Abuse and Neglect Prevention program to the Infant and Child Essential Health Treatment Services program in the Department of Public Health for home visiting services.*

Federal Funds Not Itemized (\$1,089,366) (\$1,089,366) (\$1,089,366)

<b>186.100-Child Abuse and Neglect Prevention</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to promote child abuse and neglect prevention programs and support child victims of abuse.*

**TOTAL STATE FUNDS** \$1,276,605 \$1,276,758 \$1,276,852

**State General Funds** \$1,276,605 \$1,276,758 \$1,276,852

**TOTAL FEDERAL FUNDS** \$13,500,229 \$13,500,229 \$13,500,229

**Federal Funds Not Itemized** \$10,427,559 \$10,427,559 \$10,427,559

**Temporary Assistance for Needy Families** \$3,072,670 \$3,072,670 \$3,072,670

**Temporary Assistance for Needy Families Grant CFDA93.558** \$3,072,670 \$3,072,670 \$3,072,670

**TOTAL PUBLIC FUNDS** \$14,776,834 \$14,776,987 \$14,777,081

**Child Care Services**

**Continuation Budget**

*The purpose of this appropriation is to permit low-income families to be self-reliant while protecting the safety and well-being of their children by ensuring access to child care.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$9,777,346	\$9,777,346	\$9,777,346
FFIND Child Care and Development Block Grant CFDA93.575	\$9,777,346	\$9,777,346	\$9,777,346
TOTAL PUBLIC FUNDS	\$9,777,346	\$9,777,346	\$9,777,346

**187.100-Child Care Services****Appropriation (HB 751)**

*The purpose of this appropriation is to permit low-income families to be self-reliant while protecting the safety and well-being of their children by ensuring access to child care.*

<b>TOTAL FEDERAL FUNDS</b>	\$9,777,346	\$9,777,346	\$9,777,346
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$9,777,346	\$9,777,346	\$9,777,346
<b>TOTAL PUBLIC FUNDS</b>	\$9,777,346	\$9,777,346	\$9,777,346

**Child Support Services****Continuation Budget**

*The purpose of this appropriation is to encourage and enforce the parental responsibility of paying financial support.*

TOTAL STATE FUNDS	\$28,819,045	\$28,819,045	\$28,819,045
State General Funds	\$28,819,045	\$28,819,045	\$28,819,045
TOTAL FEDERAL FUNDS	\$76,405,754	\$76,405,754	\$76,405,754
Federal Funds Not Itemized	\$76,285,754	\$76,285,754	\$76,285,754
Social Services Block Grant CFDA93.667	\$120,000	\$120,000	\$120,000
TOTAL AGENCY FUNDS	\$2,841,500	\$2,841,500	\$2,841,500
Sales and Services	\$2,841,500	\$2,841,500	\$2,841,500
Sales and Services Not Itemized	\$2,841,500	\$2,841,500	\$2,841,500
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$395,760	\$395,760	\$395,760
State Funds Transfers	\$395,760	\$395,760	\$395,760
Agency to Agency Contracts	\$395,760	\$395,760	\$395,760
TOTAL PUBLIC FUNDS	\$108,462,059	\$108,462,059	\$108,462,059

**188.1 Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.**

State General Funds	\$144,222	\$144,222	\$144,222
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**188.2** *Reduce funds to reflect an adjustment in merit system assessments. (S:Increase funds to reflect an adjustment in merit system assessments)*

State General Funds	(\$2,195)	\$0	\$1,344
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**188.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$87,979)	(\$87,979)	(\$87,979)
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**188.4** *Increase funds for 10 parent accountability court coordinators positions.*

State General Funds		\$247,267	\$247,267
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<b>188.100-Child Support Services</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to encourage and enforce the parental responsibility of paying financial support.*

<b>TOTAL STATE FUNDS</b>	\$28,873,093	\$29,122,555	\$29,123,899
<b>State General Funds</b>	\$28,873,093	\$29,122,555	\$29,123,899
<b>TOTAL FEDERAL FUNDS</b>	\$76,405,754	\$76,405,754	\$76,405,754
<b>Federal Funds Not Itemized</b>	\$76,285,754	\$76,285,754	\$76,285,754
<b>Social Services Block Grant CFDA93.667</b>	\$120,000	\$120,000	\$120,000
<b>TOTAL AGENCY FUNDS</b>	\$2,841,500	\$2,841,500	\$2,841,500
<b>Sales and Services</b>	\$2,841,500	\$2,841,500	\$2,841,500
<b>Sales and Services Not Itemized</b>	\$2,841,500	\$2,841,500	\$2,841,500
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$395,760	\$395,760	\$395,760
<b>State Funds Transfers</b>	\$395,760	\$395,760	\$395,760
<b>Agency to Agency Contracts</b>	\$395,760	\$395,760	\$395,760
<b>TOTAL PUBLIC FUNDS</b>	\$108,516,107	\$108,765,569	\$108,766,913

**Child Welfare Services**

**Continuation Budget**

*The purpose of this appropriation is to investigate allegations of child abuse, abandonment, and neglect, and to provide services to protect the child and strengthen the family.*

<b>TOTAL STATE FUNDS</b>	\$141,978,657	\$141,978,657	\$141,978,657
State General Funds	\$141,978,657	\$141,978,657	\$141,978,657

TOTAL FEDERAL FUNDS	\$174,220,463	\$174,220,463	\$174,220,463
Federal Funds Not Itemized	\$26,906,318	\$26,906,318	\$26,906,318
FFIND Child Care and Development Block Grant CFDA93.575	\$81,060	\$81,060	\$81,060
Foster Care Title IV-E CFDA93.658	\$29,011,535	\$29,011,535	\$29,011,535
Medical Assistance Program CFDA93.778	\$240,261	\$240,261	\$240,261
Social Services Block Grant CFDA93.667	\$2,844,537	\$2,844,537	\$2,844,537
Temporary Assistance for Needy Families	\$115,136,752	\$115,136,752	\$115,136,752
Temporary Assistance for Needy Families Grant CFDA93.558	\$107,487,683	\$107,487,683	\$107,487,683
TANF Transfers to Social Services Block Grant per 42 USC 604	\$7,649,069	\$7,649,069	\$7,649,069
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$122,788	\$122,788	\$122,788
State Funds Transfers	\$122,788	\$122,788	\$122,788
Agency to Agency Contracts	\$122,788	\$122,788	\$122,788
TOTAL PUBLIC FUNDS	\$316,321,908	\$316,321,908	\$316,321,908

**189.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$5,274,491	\$5,274,491	\$5,274,491
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**189.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$170,092	\$0	\$209,482
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**189.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$1,033,486	\$1,033,486	\$1,033,486
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**189.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$63,279	\$63,279	\$63,279
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**189.5** *Increase funds for personnel for 175 additional child protective caseworkers.*

State General Funds	\$7,367,120	\$7,367,120	\$7,367,120
Foster Care Title IV-E CFDA93.658	\$1,473,424	\$1,473,424	\$1,473,424
Total Public Funds:	\$8,840,544	\$8,840,544	\$8,840,544

**189.6** *Increase funds for 10 additional kinship navigators.*

State General Funds	\$584,049	\$584,049	\$584,049
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**189.7** *Transfer TANF funds from the Out-of-Home Care program to the Child Welfare Services program to reflect projected expenditures.*

Temporary Assistance for Needy Families Grant CFDA93.558	\$49,339,792	\$49,339,792	\$49,339,792
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**189.8** *Reduce funds to align budget with the Temporary Assistance for Needy Families Block Grant (TANF) notice of award.*

Temporary Assistance for Needy Families Grant CFDA93.558	(\$36,579,478)	(\$36,579,478)	(\$36,579,478)
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**189.9** *Increase funds to the Court Appointed Special Advocates (CASA) to enhance state-wide capacity for the program.*

State General Funds		\$500,000	\$750,000
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**189.10** *Increase funds to the Division of Family and Children Services (DFCS) Special Assistant Attorney Generals (SAAGs) for a \$5 per hour increase.*

State General Funds			\$1,500,000
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<b>189.100-Child Welfare Services</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to investigate allegations of child abuse, abandonment, and neglect, and to provide services to protect the child and strengthen the family.*

<b>TOTAL STATE FUNDS</b>	\$156,471,174	\$156,801,082	\$158,760,564
<b>State General Funds</b>	\$156,471,174	\$156,801,082	\$158,760,564
<b>TOTAL FEDERAL FUNDS</b>	\$188,454,201	\$188,454,201	\$188,454,201
<b>Federal Funds Not Itemized</b>	\$26,906,318	\$26,906,318	\$26,906,318
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$81,060	\$81,060	\$81,060
<b>Foster Care Title IV-E CFDA93.658</b>	\$30,484,959	\$30,484,959	\$30,484,959
<b>Medical Assistance Program CFDA93.778</b>	\$240,261	\$240,261	\$240,261
<b>Social Services Block Grant CFDA93.667</b>	\$2,844,537	\$2,844,537	\$2,844,537
<b>Temporary Assistance for Needy Families</b>	\$127,897,066	\$127,897,066	\$127,897,066
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$120,247,997	\$120,247,997	\$120,247,997
<b>TANF Transfers to Social Services Block Grant per 42 USC 604</b>	\$7,649,069	\$7,649,069	\$7,649,069
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$122,788	\$122,788	\$122,788

<b>State Funds Transfers</b>	\$122,788	\$122,788	\$122,788
<b>Agency to Agency Contracts</b>	\$122,788	\$122,788	\$122,788
<b>TOTAL PUBLIC FUNDS</b>	\$345,048,163	\$345,378,071	\$347,337,553

**Community Services**

**Continuation Budget**

*The purpose of this appropriation is to provide services and activities through local agencies to assist low-income Georgians with employment, education, nutrition, and housing services.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$16,110,137	\$16,110,137	\$16,110,137
Community Services Block Grant CFDA93.569	\$16,110,137	\$16,110,137	\$16,110,137
<b>TOTAL PUBLIC FUNDS</b>	\$16,110,137	\$16,110,137	\$16,110,137

**190.100-Community Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide services and activities through local agencies to assist low-income Georgians with employment, education, nutrition, and housing services.*

<b>TOTAL FEDERAL FUNDS</b>	\$16,110,137	\$16,110,137	\$16,110,137
<b>Community Services Block Grant CFDA93.569</b>	\$16,110,137	\$16,110,137	\$16,110,137
<b>TOTAL PUBLIC FUNDS</b>	\$16,110,137	\$16,110,137	\$16,110,137

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administration and support for the Divisions and Operating Office in meeting the needs of the people of Georgia.*

TOTAL STATE FUNDS	\$36,133,992	\$36,133,992	\$36,133,992
State General Funds	\$36,133,992	\$36,133,992	\$36,133,992
TOTAL FEDERAL FUNDS	\$51,697,276	\$51,697,276	\$51,697,276
Federal Funds Not Itemized	\$29,566,809	\$29,566,809	\$29,566,809
FFIND CCDF Mandatory & Matching Funds CFDA93.596	\$209,161	\$209,161	\$209,161
FFIND Child Care and Development Block Grant CFDA93.575	\$1,567,593	\$1,567,593	\$1,567,593
Community Services Block Grant CFDA93.569	\$403,981	\$403,981	\$403,981

Foster Care Title IV-E CFDA93.658	\$4,241,528	\$4,241,528	\$4,241,528
Low-Income Home Energy Assistance CFDA93.568	\$674,420	\$674,420	\$674,420
Medical Assistance Program CFDA93.778	\$4,062,010	\$4,062,010	\$4,062,010
FFIND Medical Assistance Program CFDA93.778	\$25,838	\$25,838	\$25,838
Social Services Block Grant CFDA93.667	\$2,539,375	\$2,539,375	\$2,539,375
Temporary Assistance for Needy Families	\$8,406,561	\$8,406,561	\$8,406,561
Temporary Assistance for Needy Families Grant CFDA93.558	\$8,406,561	\$8,406,561	\$8,406,561
TOTAL AGENCY FUNDS	\$12,828,542	\$12,828,542	\$12,828,542
Rebates, Refunds, and Reimbursements	\$1,500,000	\$1,500,000	\$1,500,000
Rebates, Refunds, and Reimbursements Not Itemized	\$1,500,000	\$1,500,000	\$1,500,000
Sales and Services	\$11,328,542	\$11,328,542	\$11,328,542
Sales and Services Not Itemized	\$11,328,542	\$11,328,542	\$11,328,542
TOTAL PUBLIC FUNDS	\$100,659,810	\$100,659,810	\$100,659,810

**191.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$155,358	\$155,358	\$155,358
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**191.2** *Reduce funds to reflect an adjustment in merit system assessments. (S:Increase funds to reflect an adjustment in merit system assessments)*

State General Funds	(\$4,349)	\$0	\$2,662
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**191.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$106,471)	(\$106,471)	(\$106,471)
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**191.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$6,021)	(\$6,021)	(\$6,021)
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**191.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$317,033	\$237,775
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**191.6** *Increase funds to the Division of Family and Children Services (DFCS) Special Assistant Attorney Generals (SAAGs) for a \$5 per hour increase. (S:YES; Recognize funds in Child Welfare Services program within Department of Human Services)*

State General Funds	\$1,500,000	\$0
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<b>191.100-Departmental Administration</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide administration and support for the Divisions and Operating Office in meeting the needs of the people of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$36,172,509	\$37,993,891	\$36,417,295
<b>State General Funds</b>	\$36,172,509	\$37,993,891	\$36,417,295
<b>TOTAL FEDERAL FUNDS</b>	\$51,697,276	\$51,697,276	\$51,697,276
<b>Federal Funds Not Itemized</b>	\$29,566,809	\$29,566,809	\$29,566,809
<b>FFIND CCDF Mandatory &amp; Matching Funds CFDA93.596</b>	\$209,161	\$209,161	\$209,161
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$1,567,593	\$1,567,593	\$1,567,593
<b>Community Services Block Grant CFDA93.569</b>	\$403,981	\$403,981	\$403,981
<b>Foster Care Title IV-E CFDA93.658</b>	\$4,241,528	\$4,241,528	\$4,241,528
<b>Low-Income Home Energy Assistance CFDA93.568</b>	\$674,420	\$674,420	\$674,420
<b>Medical Assistance Program CFDA93.778</b>	\$4,062,010	\$4,062,010	\$4,062,010
<b>FFIND Medical Assistance Program CFDA93.778</b>	\$25,838	\$25,838	\$25,838
<b>Social Services Block Grant CFDA93.667</b>	\$2,539,375	\$2,539,375	\$2,539,375
<b>Temporary Assistance for Needy Families</b>	\$8,406,561	\$8,406,561	\$8,406,561
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$8,406,561	\$8,406,561	\$8,406,561
<b>TOTAL AGENCY FUNDS</b>	\$12,828,542	\$12,828,542	\$12,828,542
<b>Rebates, Refunds, and Reimbursements</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>Sales and Services</b>	\$11,328,542	\$11,328,542	\$11,328,542
<b>Sales and Services Not Itemized</b>	\$11,328,542	\$11,328,542	\$11,328,542
<b>TOTAL PUBLIC FUNDS</b>	\$100,698,327	\$102,519,709	\$100,943,113

**Elder Abuse Investigations and Prevention**

**Continuation Budget**

*The purpose of this appropriation is to prevent disabled adults and elder persons from abuse, exploitation and neglect, and investigate situations where it might have occurred.*

TOTAL STATE FUNDS	\$16,664,077	\$16,664,077	\$16,664,077
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State General Funds	\$16,664,077	\$16,664,077	\$16,664,077
<b>TOTAL FEDERAL FUNDS</b>	<b>\$3,123,433</b>	<b>\$3,123,433</b>	<b>\$3,123,433</b>
Federal Funds Not Itemized	\$793,894	\$793,894	\$793,894
Medical Assistance Program CFDA93.778	\$50,000	\$50,000	\$50,000
Social Services Block Grant CFDA93.667	\$2,279,539	\$2,279,539	\$2,279,539
<b>TOTAL PUBLIC FUNDS</b>	<b>\$19,787,510</b>	<b>\$19,787,510</b>	<b>\$19,787,510</b>

**192.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$71,648	\$305,694	\$305,694
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**192.2** *Reduce funds to reflect an adjustment in merit system assessments. (S:Increase funds to reflect an adjustment in merit system assessments)*

State General Funds	(\$2,005)	\$0	\$1,227
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**192.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$49,102)	(\$209,499)	(\$209,499)
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**192.4** *Increase funds to cover adult protective services caseworkers added in FY2015 and FY2016.*

State General Funds	\$266,497	\$266,497	\$266,497
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**192.5** *Increase funds to cover loss of federal revenues and operational costs.*

State General Funds	\$1,626,457	\$1,626,457	\$1,626,457
Medical Assistance Program CFDA93.778	(\$50,000)	(\$50,000)	(\$50,000)
<b>Total Public Funds:</b>	<b>\$1,576,457</b>	<b>\$1,576,457</b>	<b>\$1,576,457</b>

**192.6** *Increase funds for personnel for an additional 11 Adult Protective Services caseworkers.*

State General Funds	\$760,532	\$760,532	\$760,532
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<b>192.100-Elder Abuse Investigations and Prevention</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to prevent disabled adults and elder persons from abuse, exploitation and neglect, and investigate situations where it might have occurred.*

<b>TOTAL STATE FUNDS</b>	\$19,338,104	\$19,413,758	\$19,414,985
<b>State General Funds</b>	\$19,338,104	\$19,413,758	\$19,414,985
<b>TOTAL FEDERAL FUNDS</b>	\$3,073,433	\$3,073,433	\$3,073,433
<b>Federal Funds Not Itemized</b>	\$793,894	\$793,894	\$793,894
<b>Social Services Block Grant CFDA93.667</b>	\$2,279,539	\$2,279,539	\$2,279,539
<b>TOTAL PUBLIC FUNDS</b>	\$22,411,537	\$22,487,191	\$22,488,418

**Elder Community Living Services****Continuation Budget**

*The purpose of this appropriation is to provide Georgians who need nursing home level of care the option of remaining in their own communities.*

TOTAL STATE FUNDS	\$71,099,477	\$71,099,477	\$71,099,477
State General Funds	\$64,907,671	\$64,907,671	\$64,907,671
Tobacco Settlement Funds	\$6,191,806	\$6,191,806	\$6,191,806
TOTAL FEDERAL FUNDS	\$41,416,802	\$41,416,802	\$41,416,802
Federal Funds Not Itemized	\$23,890,113	\$23,890,113	\$23,890,113
Medical Assistance Program CFDA93.778	\$13,765,259	\$13,765,259	\$13,765,259
Social Services Block Grant CFDA93.667	\$3,761,430	\$3,761,430	\$3,761,430
TOTAL PUBLIC FUNDS	\$112,516,279	\$112,516,279	\$112,516,279

**193.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$305,694	\$8,523	\$8,523
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**193.2** *Reduce funds to reflect an adjustment in merit system assessments. (S:Increase funds to reflect an adjustment in merit system assessments)*

State General Funds	(\$8,556)	\$0	\$5,237
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**193.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$209,499)	(\$5,841)	(\$5,841)
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**193.4** *Reduce funds to reflect an increase in the Federal Medical Assistance Percentage (FMAP) from 67.55% to 67.89%.*

State General Funds	(\$570,699)	(\$570,699)	(\$570,699)
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**193.5** *Increase funds for 1,000 Non-Medicaid Home and Community Based Service slots.*

State General Funds	\$2,055,000	\$2,055,000	\$2,055,000
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**193.6** *Increase funds to transition 125 seniors from nursing homes into community settings. (S:Increase funds to transition 167 seniors from nursing homes into community settings)*

State General Funds		\$750,000	\$1,000,000
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**193.98** *Transfer funds for the Community Care Services Program (CCSP) from the Elder Community Living Services program to the Medicaid: Aged, Blind and Disabled program in the Department of Community Health.*

State General Funds	(\$46,488,969)	(\$46,488,969)	(\$46,488,969)
Tobacco Settlement Funds	(\$6,191,806)	(\$6,191,806)	(\$6,191,806)
Medical Assistance Program CFDA93.778	(\$13,765,259)	(\$13,765,259)	(\$13,765,259)
Total Public Funds:	(\$66,446,034)	(\$66,446,034)	(\$66,446,034)

**193.100-Elder Community Living Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide Georgians who need nursing home level of care the option of remaining in their own communities.*

<b>TOTAL STATE FUNDS</b>	\$19,990,642	\$20,655,685	\$20,910,922
<b>State General Funds</b>	\$19,990,642	\$20,655,685	\$20,910,922
<b>TOTAL FEDERAL FUNDS</b>	\$27,651,543	\$27,651,543	\$27,651,543
<b>Federal Funds Not Itemized</b>	\$23,890,113	\$23,890,113	\$23,890,113
<b>Social Services Block Grant CFDA93.667</b>	\$3,761,430	\$3,761,430	\$3,761,430
<b>TOTAL PUBLIC FUNDS</b>	\$47,642,185	\$48,307,228	\$48,562,465

**Elder Support Services**

**Continuation Budget**

*The purpose of this appropriation is to assist older Georgians, so that they may live in their homes and communities, by providing health, employment, nutrition, and other support and education services.*

TOTAL STATE FUNDS	\$3,628,538	\$3,628,538	\$3,628,538
State General Funds	\$3,628,538	\$3,628,538	\$3,628,538
TOTAL FEDERAL FUNDS	\$6,616,268	\$6,616,268	\$6,616,268
Federal Funds Not Itemized	\$5,866,268	\$5,866,268	\$5,866,268

Social Services Block Grant CFDA93.667	\$750,000	\$750,000	\$750,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$10,244,806</b>	<b>\$10,244,806</b>	<b>\$10,244,806</b>

**194.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$15,601	\$15,601	\$15,601
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**194.2** *Reduce funds to reflect an adjustment in merit system assessments. (S:Increase funds to reflect an adjustment in merit system assessments)*

State General Funds	(\$437)	\$0	\$268
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**194.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$10,692)	(\$10,692)	(\$10,692)
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**194.4** *Increase funds for Meals on Wheels and senior center nutrition programs.*

State General Funds		\$250,000	\$500,000
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**194.100-Elder Support Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to assist older Georgians, so that they may live in their homes and communities, by providing health, employment, nutrition, and other support and education services.*

<b>TOTAL STATE FUNDS</b>	\$3,633,010	\$3,883,447	\$4,133,715
<b>State General Funds</b>	\$3,633,010	\$3,883,447	\$4,133,715
<b>TOTAL FEDERAL FUNDS</b>	\$6,616,268	\$6,616,268	\$6,616,268
<b>Federal Funds Not Itemized</b>	\$5,866,268	\$5,866,268	\$5,866,268
<b>Social Services Block Grant CFDA93.667</b>	\$750,000	\$750,000	\$750,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$10,249,278</b>	<b>\$10,499,715</b>	<b>\$10,749,983</b>

**Energy Assistance**

**Continuation Budget**

*The purpose of this appropriation is to assist low-income households in meeting their immediate home energy needs.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

TOTAL FEDERAL FUNDS	\$55,320,027	\$55,320,027	\$55,320,027
Low-Income Home Energy Assistance CFDA93.568	\$55,320,027	\$55,320,027	\$55,320,027
TOTAL PUBLIC FUNDS	\$55,320,027	\$55,320,027	\$55,320,027

<b>195.100-Energy Assistance</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to assist low-income households in meeting their immediate home energy needs.*

<b>TOTAL FEDERAL FUNDS</b>	\$55,320,027	\$55,320,027	\$55,320,027
<b>Low-Income Home Energy Assistance CFDA93.568</b>	\$55,320,027	\$55,320,027	\$55,320,027
<b>TOTAL PUBLIC FUNDS</b>	\$55,320,027	\$55,320,027	\$55,320,027

**Federal Eligibility Benefit Services****Continuation Budget**

*The purpose of this appropriation is to verify eligibility and provide support services for Medicaid, Food Stamp, and Temporary Assistance for Needy Families (TANF).*

TOTAL STATE FUNDS	\$107,245,814	\$107,245,814	\$107,245,814
State General Funds	\$107,245,814	\$107,245,814	\$107,245,814
TOTAL FEDERAL FUNDS	\$168,285,306	\$168,285,306	\$168,285,306
Federal Funds Not Itemized	\$83,874,192	\$83,874,192	\$83,874,192
FFIND Child Care and Development Block Grant CFDA93.575	\$772,556	\$772,556	\$772,556
Community Services Block Grant CFDA93.569	\$221,296	\$221,296	\$221,296
Foster Care Title IV-E CFDA93.658	\$3,940,770	\$3,940,770	\$3,940,770
Low-Income Home Energy Assistance CFDA93.568	\$635,195	\$635,195	\$635,195
Medical Assistance Program CFDA93.778	\$56,580,020	\$56,580,020	\$56,580,020
Temporary Assistance for Needy Families	\$22,261,277	\$22,261,277	\$22,261,277
Temporary Assistance for Needy Families Grant CFDA93.558	\$22,261,277	\$22,261,277	\$22,261,277
TOTAL PUBLIC FUNDS	\$275,531,120	\$275,531,120	\$275,531,120

**196.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$4,776,002	\$4,776,002	\$4,776,002
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**196.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$160,230	\$0	(\$98,082)
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**196.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$1,032,211	\$1,032,211	\$1,032,211
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**196.4** *Increase funds for personnel and operations to hire 180 additional eligibility caseworkers to avoid further federal penalties and sanctions.*

State General Funds	\$5,380,124	\$5,380,124	\$5,380,124
Medical Assistance Program CFDA93.778	\$4,710,082	\$4,710,082	\$4,710,082
<b>Total Public Funds:</b>	<b>\$10,090,206</b>	<b>\$10,090,206</b>	<b>\$10,090,206</b>

<b>196.100-Federal Eligibility Benefit Services</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to verify eligibility and provide support services for Medicaid, Food Stamp, and Temporary Assistance for Needy Families (TANF).*

<b>TOTAL STATE FUNDS</b>	\$118,594,381	\$118,434,151	\$118,336,069
<b>State General Funds</b>	\$118,594,381	\$118,434,151	\$118,336,069
<b>TOTAL FEDERAL FUNDS</b>	\$172,995,388	\$172,995,388	\$172,995,388
<b>Federal Funds Not Itemized</b>	\$83,874,192	\$83,874,192	\$83,874,192
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$772,556	\$772,556	\$772,556
<b>Community Services Block Grant CFDA93.569</b>	\$221,296	\$221,296	\$221,296
<b>Foster Care Title IV-E CFDA93.658</b>	\$3,940,770	\$3,940,770	\$3,940,770
<b>Low-Income Home Energy Assistance CFDA93.568</b>	\$635,195	\$635,195	\$635,195
<b>Medical Assistance Program CFDA93.778</b>	\$61,290,102	\$61,290,102	\$61,290,102
<b>Temporary Assistance for Needy Families</b>	\$22,261,277	\$22,261,277	\$22,261,277
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$22,261,277	\$22,261,277	\$22,261,277
<b>TOTAL PUBLIC FUNDS</b>	<b>\$291,589,769</b>	<b>\$291,429,539</b>	<b>\$291,331,457</b>

<b>Federal Fund Transfers to Other Agencies</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to reflect federal funds received by Department of Human Services to be transferred to other agencies for eligible expenditures under federal law.*

TOTAL STATE FUNDS	\$0	\$0	\$0
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State General Funds	\$0	\$0	\$0
<b>TOTAL FEDERAL FUNDS</b>	\$63,974,072	\$63,974,072	\$63,974,072
Social Services Block Grant CFDA93.667	\$40,481,142	\$40,481,142	\$40,481,142
Temporary Assistance for Needy Families	\$23,492,930	\$23,492,930	\$23,492,930
Temporary Assistance for Needy Families Grant CFDA93.558	\$23,492,930	\$23,492,930	\$23,492,930
<b>TOTAL PUBLIC FUNDS</b>	\$63,974,072	\$63,974,072	\$63,974,072

<b>197.100-Federal Fund Transfers to Other Agencies</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to reflect federal funds received by Department of Human Services to be transferred to other agencies for eligible expenditures under federal law.*

<b>TOTAL FEDERAL FUNDS</b>	\$63,974,072	\$63,974,072	\$63,974,072
<b>Social Services Block Grant CFDA93.667</b>	\$40,481,142	\$40,481,142	\$40,481,142
<b>Temporary Assistance for Needy Families</b>	\$23,492,930	\$23,492,930	\$23,492,930
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$23,492,930	\$23,492,930	\$23,492,930
<b>TOTAL PUBLIC FUNDS</b>	\$63,974,072	\$63,974,072	\$63,974,072

**Out-of-Home Care**

**Continuation Budget**

*The purpose of this appropriation is to provide safe and appropriate temporary homes for children removed from their families due to neglect, abuse, or abandonment.*

<b>TOTAL STATE FUNDS</b>	\$81,687,918	\$81,687,918	\$81,687,918
State General Funds	\$81,687,918	\$81,687,918	\$81,687,918
<b>TOTAL FEDERAL FUNDS</b>	\$137,907,950	\$137,907,950	\$137,907,950
Federal Funds Not Itemized	\$231,924	\$231,924	\$231,924
Foster Care Title IV-E CFDA93.658	\$39,485,774	\$39,485,774	\$39,485,774
Temporary Assistance for Needy Families	\$98,190,252	\$98,190,252	\$98,190,252
Temporary Assistance for Needy Families Grant CFDA93.558	\$98,190,252	\$98,190,252	\$98,190,252
<b>TOTAL PUBLIC FUNDS</b>	\$219,595,868	\$219,595,868	\$219,595,868

**198.1** *Increase funds to reflect growth in out-of-home placement.*

State General Funds	\$51,482,167	\$51,482,167	\$51,482,167
Foster Care Title IV-E CFDA93.658	\$12,870,542	\$12,870,542	\$12,870,542
Total Public Funds:	\$64,352,709	\$64,352,709	\$64,352,709

**198.2** *Reduce funds to reflect an increase in the Federal Medical Assistance Percentage (FMAP) from 67.55% to 67.89%.*

State General Funds	(\$232,195)	(\$232,195)	(\$232,195)
Foster Care Title IV-E CFDA93.658	\$232,195	\$232,195	\$232,195
Total Public Funds:	\$0	\$0	\$0

**198.3** *Replace prior year Temporary Assistance for Needy Families (TANF) funds with state funds.*

State General Funds	\$49,339,792	\$49,339,792	\$49,339,792
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**198.4** *Transfer TANF funds from the Out-of-Home Care program to the Child Welfare Services program to reflect projected expenditures.*

Temporary Assistance for Needy Families Grant CFDA93.558	(\$49,339,792)	(\$49,339,792)	(\$49,339,792)
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**198.5** *Increase funds for a 1.5% provider rate increase for Child Caring Institutions, Child Placing Agencies, foster parents, and relatives.*

State General Funds		\$4,259,228	\$4,259,228
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**198.100-Out-of-Home Care****Appropriation (HB 751)**

*The purpose of this appropriation is to provide safe and appropriate temporary homes for children removed from their families due to neglect, abuse, or abandonment.*

<b>TOTAL STATE FUNDS</b>	\$182,277,682	\$186,536,910	\$186,536,910
<b>State General Funds</b>	\$182,277,682	\$186,536,910	\$186,536,910
<b>TOTAL FEDERAL FUNDS</b>	\$101,670,895	\$101,670,895	\$101,670,895
<b>Federal Funds Not Itemized</b>	\$231,924	\$231,924	\$231,924
<b>Foster Care Title IV-E CFDA93.658</b>	\$52,588,511	\$52,588,511	\$52,588,511
<b>Temporary Assistance for Needy Families</b>	\$48,850,460	\$48,850,460	\$48,850,460
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$48,850,460	\$48,850,460	\$48,850,460
<b>TOTAL PUBLIC FUNDS</b>	\$283,948,577	\$288,207,805	\$288,207,805

**Refugee Assistance****Continuation Budget**

*The purpose of this appropriation is to provide employment, health screening, medical, cash, and social services assistance to refugees.*



TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$9,303,613	\$9,303,613	\$9,303,613
Federal Funds Not Itemized	\$9,303,613	\$9,303,613	\$9,303,613
TOTAL PUBLIC FUNDS	\$9,303,613	\$9,303,613	\$9,303,613

<b>199.100-Refugee Assistance</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide employment, health screening, medical, cash, and social services assistance to refugees.*

<b>TOTAL FEDERAL FUNDS</b>	\$9,303,613	\$9,303,613	\$9,303,613
<b>Federal Funds Not Itemized</b>	\$9,303,613	\$9,303,613	\$9,303,613
<b>TOTAL PUBLIC FUNDS</b>	\$9,303,613	\$9,303,613	\$9,303,613

**Residential Child Care Licensing**

**Continuation Budget**

*The purpose of this appropriation is to protect the health and safety of children who receive full-time care outside of their homes by licensing, monitoring, and inspecting residential care providers.*

TOTAL STATE FUNDS	\$1,638,040	\$1,638,040	\$1,638,040
State General Funds	\$1,638,040	\$1,638,040	\$1,638,040
TOTAL FEDERAL FUNDS	\$619,263	\$619,263	\$619,263
Foster Care Title IV-E CFDA93.658	\$619,263	\$619,263	\$619,263
TOTAL PUBLIC FUNDS	\$2,257,303	\$2,257,303	\$2,257,303

**200.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$7,043	\$7,043	\$7,043
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**200.2** *Reduce funds to reflect an adjustment in merit system assessments. (S:Increase funds to reflect an adjustment in merit system assessments)*

State General Funds	(\$198)	\$0	\$121
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**200.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$4,827)	(\$4,827)	(\$4,827)
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**200.100-Residential Child Care Licensing****Appropriation (HB 751)**

*The purpose of this appropriation is to protect the health and safety of children who receive full-time care outside of their homes by licensing, monitoring, and inspecting residential care providers.*

<b>TOTAL STATE FUNDS</b>	\$1,640,058	\$1,640,256	\$1,640,377
<b>State General Funds</b>	\$1,640,058	\$1,640,256	\$1,640,377
<b>TOTAL FEDERAL FUNDS</b>	\$619,263	\$619,263	\$619,263
<b>Foster Care Title IV-E CFDA93.658</b>	\$619,263	\$619,263	\$619,263
<b>TOTAL PUBLIC FUNDS</b>	\$2,259,321	\$2,259,519	\$2,259,640

**Support for Needy Families - Basic Assistance****Continuation Budget**

*The purpose of this appropriation is to provide cash assistance to needy families in compliance with Georgia's state plan for the federal Temporary Assistance for Needy Families program.*

<b>TOTAL STATE FUNDS</b>	\$100,000	\$100,000	\$100,000
State General Funds	\$100,000	\$100,000	\$100,000
<b>TOTAL FEDERAL FUNDS</b>	\$48,306,610	\$48,306,610	\$48,306,610
Temporary Assistance for Needy Families	\$48,306,610	\$48,306,610	\$48,306,610
Temporary Assistance for Needy Families Grant CFDA93.558	\$48,306,610	\$48,306,610	\$48,306,610
<b>TOTAL PUBLIC FUNDS</b>	\$48,406,610	\$48,406,610	\$48,406,610

**201.100-Support for Needy Families - Basic Assistance****Appropriation (HB 751)**

*The purpose of this appropriation is to provide cash assistance to needy families in compliance with Georgia's state plan for the federal Temporary Assistance for Needy Families program.*

<b>TOTAL STATE FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>State General Funds</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL FEDERAL FUNDS</b>	\$48,306,610	\$48,306,610	\$48,306,610
<b>Temporary Assistance for Needy Families</b>	\$48,306,610	\$48,306,610	\$48,306,610
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$48,306,610	\$48,306,610	\$48,306,610
<b>TOTAL PUBLIC FUNDS</b>	\$48,406,610	\$48,406,610	\$48,406,610

**Support for Needy Families - Work Assistance****Continuation Budget**

*The purpose of this appropriation is to assist needy Georgian families in achieving self-sufficiency by obtaining and keeping employment as well as complying with Georgia's state plan for the federal Temporary Assistance for Needy Families program.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL FEDERAL FUNDS	\$19,154,980	\$19,154,980	\$19,154,980
Federal Funds Not Itemized	\$2,600,815	\$2,600,815	\$2,600,815
Temporary Assistance for Needy Families	\$16,554,165	\$16,554,165	\$16,554,165
Temporary Assistance for Needy Families Grant CFDA93.558	\$16,554,165	\$16,554,165	\$16,554,165
TOTAL PUBLIC FUNDS	\$19,154,980	\$19,154,980	\$19,154,980

**202.1** *Increase funds to provide the state match to implement the Supplemental Nutrition Assistance Program (SNAP) Employment and Training Grant.*

State General Funds	\$100,000	\$100,000	\$100,000
Federal Funds Not Itemized	\$5,000,000	\$5,000,000	\$5,000,000
Total Public Funds:	\$5,100,000	\$5,100,000	\$5,100,000

<b>202.100-Support for Needy Families - Work Assistance</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to assist needy Georgian families in achieving self-sufficiency by obtaining and keeping employment as well as complying with Georgia's state plan for the federal Temporary Assistance for Needy Families program.*

<b>TOTAL STATE FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>State General Funds</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL FEDERAL FUNDS</b>	\$24,154,980	\$24,154,980	\$24,154,980
<b>Federal Funds Not Itemized</b>	\$7,600,815	\$7,600,815	\$7,600,815
<b>Temporary Assistance for Needy Families</b>	\$16,554,165	\$16,554,165	\$16,554,165
<b>Temporary Assistance for Needy Families Grant CFDA93.558</b>	\$16,554,165	\$16,554,165	\$16,554,165
<b>TOTAL PUBLIC FUNDS</b>	\$24,254,980	\$24,254,980	\$24,254,980

**Council On Aging**

**Continuation Budget**

*The purpose of this appropriation is to assist older individuals, at-risk adults, persons with disabilities, their families and caregivers in achieving safe, healthy, independent and self-reliant lives.*

TOTAL STATE FUNDS	\$232,731	\$232,731	\$232,731
State General Funds	\$232,731	\$232,731	\$232,731
TOTAL PUBLIC FUNDS	\$232,731	\$232,731	\$232,731

**203.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$5,823	\$5,823	\$5,823
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**203.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$364	\$0	\$266
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**203.100-Council On Aging****Appropriation (HB 751)**

*The purpose of this appropriation is to assist older individuals, at-risk adults, persons with disabilities, their families and caregivers in achieving safe, healthy, independent and self-reliant lives.*

<b>TOTAL STATE FUNDS</b>	\$238,918	\$238,554	\$238,820
<b>State General Funds</b>	\$238,918	\$238,554	\$238,820
<b>TOTAL PUBLIC FUNDS</b>	\$238,918	\$238,554	\$238,820

**Family Connection****Continuation Budget**

*The purpose of this appropriation is to provide a statewide network of county collaboratives that work to improve conditions for children and families.*

TOTAL STATE FUNDS	\$8,664,148	\$8,664,148	\$8,664,148
State General Funds	\$8,664,148	\$8,664,148	\$8,664,148
TOTAL FEDERAL FUNDS	\$1,172,819	\$1,172,819	\$1,172,819
Medical Assistance Program CFDA93.778	\$1,172,819	\$1,172,819	\$1,172,819
TOTAL PUBLIC FUNDS	\$9,836,967	\$9,836,967	\$9,836,967

**204.1** *Increase funds to increase each county's allocation from \$46,000 to \$47,000.*

State General Funds		\$159,000	\$159,000
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**204.100-Family Connection****Appropriation (HB 751)**

*The purpose of this appropriation is to provide a statewide network of county collaboratives that work to improve conditions for children and families.*

<b>TOTAL STATE FUNDS</b>	\$8,664,148	\$8,823,148	\$8,823,148
<b>State General Funds</b>	\$8,664,148	\$8,823,148	\$8,823,148
<b>TOTAL FEDERAL FUNDS</b>	\$1,172,819	\$1,172,819	\$1,172,819

<b>Medical Assistance Program CFDA93.778</b>	\$1,172,819	\$1,172,819	\$1,172,819
<b>TOTAL PUBLIC FUNDS</b>	\$9,836,967	\$9,995,967	\$9,995,967

**Georgia Vocational Rehabilitation Agency: Business Enterprise Program**

**Continuation Budget**

*The purpose of this appropriation is to assist people who are blind in becoming successful contributors to the state's economy.*

TOTAL STATE FUNDS	\$282,801	\$282,801	\$282,801
State General Funds	\$282,801	\$282,801	\$282,801
TOTAL FEDERAL FUNDS	\$2,919,976	\$2,919,976	\$2,919,976
Federal Funds Not Itemized	\$2,919,976	\$2,919,976	\$2,919,976
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$36,000	\$36,000	\$36,000
State Funds Transfers	\$36,000	\$36,000	\$36,000
Agency to Agency Contracts	\$36,000	\$36,000	\$36,000
<b>TOTAL PUBLIC FUNDS</b>	\$3,238,777	\$3,238,777	\$3,238,777

**205.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$3,903	\$3,903	\$3,903
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**205.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$244	\$0	\$178
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**205.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$288)	(\$288)	(\$288)
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<b>205.100-Georgia Vocational Rehabilitation Agency: Business Enterprise Program</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to assist people who are blind in becoming successful contributors to the state's economy.*

<b>TOTAL STATE FUNDS</b>	\$286,660	\$286,416	\$286,594
<b>State General Funds</b>	\$286,660	\$286,416	\$286,594
<b>TOTAL FEDERAL FUNDS</b>	\$2,919,976	\$2,919,976	\$2,919,976

<b>Federal Funds Not Itemized</b>	\$2,919,976	\$2,919,976	\$2,919,976
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,000	\$36,000	\$36,000
<b>State Funds Transfers</b>	\$36,000	\$36,000	\$36,000
<b>Agency to Agency Contracts</b>	\$36,000	\$36,000	\$36,000
<b>TOTAL PUBLIC FUNDS</b>	\$3,242,636	\$3,242,392	\$3,242,570

**Georgia Vocational Rehabilitation Agency: Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to help people with disabilities to become fully productive members of society by achieving independence and meaningful employment.*

TOTAL STATE FUNDS	\$1,461,659	\$1,461,659	\$1,461,659
State General Funds	\$1,461,659	\$1,461,659	\$1,461,659
TOTAL FEDERAL FUNDS	\$8,058,850	\$8,058,850	\$8,058,850
Federal Funds Not Itemized	\$8,058,850	\$8,058,850	\$8,058,850
TOTAL AGENCY FUNDS	\$45,000	\$45,000	\$45,000
Sales and Services	\$45,000	\$45,000	\$45,000
Sales and Services Not Itemized	\$45,000	\$45,000	\$45,000
<b>TOTAL PUBLIC FUNDS</b>	\$9,565,509	\$9,565,509	\$9,565,509

**206.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$20,175	\$20,175	\$20,175
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**206.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,263	\$0	\$923
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**206.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$1,488)	(\$1,488)	(\$1,488)
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**206.4** *Transfer funds from savings in contracts from the Georgia Vocational Rehabilitation Agency: Departmental Administration program to the Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation program to provide additional services to consumers.*

State General Funds	(\$34,971)	(\$34,971)	(\$34,971)
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**206.5** *Transfer funds and 12 positions from the Georgia Vocational Rehabilitation Agency: Departmental Administration program to the Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation program to align position functions.*

State General Funds	(\$158,221)	(\$158,221)	(\$158,221)
Federal Funds Not Itemized	(\$584,602)	(\$584,602)	(\$584,602)
<b>Total Public Funds:</b>	<b>(\$742,823)</b>	<b>(\$742,823)</b>	<b>(\$742,823)</b>

**206.6** *Encourage the Georgia Vocational Rehabilitation Agency to create third-party cooperative arrangements with the Technical College System of Georgia to maximize financial assistance for vocational rehabilitation clients. (H:YES)(S:YES)*

State General Funds	\$0	\$0
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<b>206.100-Georgia Vocational Rehabilitation Agency: Departmental Administration</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to help people with disabilities to become fully productive members of society by achieving independence and meaningful employment.*

<b>TOTAL STATE FUNDS</b>	\$1,288,417	\$1,287,154	\$1,288,077
<b>State General Funds</b>	\$1,288,417	\$1,287,154	\$1,288,077
<b>TOTAL FEDERAL FUNDS</b>	\$7,474,248	\$7,474,248	\$7,474,248
<b>Federal Funds Not Itemized</b>	\$7,474,248	\$7,474,248	\$7,474,248
<b>TOTAL AGENCY FUNDS</b>	\$45,000	\$45,000	\$45,000
<b>Sales and Services</b>	\$45,000	\$45,000	\$45,000
<b>Sales and Services Not Itemized</b>	\$45,000	\$45,000	\$45,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$8,807,665</b>	<b>\$8,806,402</b>	<b>\$8,807,325</b>

**Georgia Vocational Rehabilitation Agency: Disability Adjudication Services**

**Continuation Budget**

*The purpose of this appropriation is to efficiently process applications for federal disability programs so that eligible Georgia citizens can obtain support.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
<b>TOTAL FEDERAL FUNDS</b>	<b>\$70,333,617</b>	<b>\$70,333,617</b>	<b>\$70,333,617</b>

Federal Funds Not Itemized	\$70,333,617	\$70,333,617	\$70,333,617
<b>TOTAL PUBLIC FUNDS</b>	<b>\$70,333,617</b>	<b>\$70,333,617</b>	<b>\$70,333,617</b>

<b>207.100-Georgia Vocational Rehabilitation Agency: Disability Adjudication Services</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to efficiently process applications for federal disability programs so that eligible Georgia citizens can obtain support.*

<b>TOTAL FEDERAL FUNDS</b>	\$70,333,617	\$70,333,617	\$70,333,617
<b>Federal Funds Not Itemized</b>	\$70,333,617	\$70,333,617	\$70,333,617
<b>TOTAL PUBLIC FUNDS</b>	<b>\$70,333,617</b>	<b>\$70,333,617</b>	<b>\$70,333,617</b>

<b>Georgia Vocational Rehabilitation Agency: Georgia Industries for the Blind</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to employ people who are blind in manufacturing and packaging facilities in Bainbridge and Griffin.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
<b>TOTAL AGENCY FUNDS</b>	<b>\$9,507,334</b>	<b>\$9,507,334</b>	<b>\$9,507,334</b>
Reserved Fund Balances	\$465,286	\$465,286	\$465,286
Reserved Fund Balances Not Itemized	\$465,286	\$465,286	\$465,286
Sales and Services	\$9,042,048	\$9,042,048	\$9,042,048
Sales and Services Not Itemized	\$9,042,048	\$9,042,048	\$9,042,048
<b>TOTAL PUBLIC FUNDS</b>	<b>\$9,507,334</b>	<b>\$9,507,334</b>	<b>\$9,507,334</b>

<b>208.100-Georgia Vocational Rehabilitation Agency: Georgia Industries for the Blind</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to employ people who are blind in manufacturing and packaging facilities in Bainbridge and Griffin.*

<b>TOTAL AGENCY FUNDS</b>	\$9,507,334	\$9,507,334	\$9,507,334
<b>Reserved Fund Balances</b>	\$465,286	\$465,286	\$465,286



<b>Reserved Fund Balances Not Itemized</b>	\$465,286	\$465,286	\$465,286
<b>Sales and Services</b>	\$9,042,048	\$9,042,048	\$9,042,048
<b>Sales and Services Not Itemized</b>	\$9,042,048	\$9,042,048	\$9,042,048
<b>TOTAL PUBLIC FUNDS</b>	\$9,507,334	\$9,507,334	\$9,507,334

**Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation Program**

**Continuation Budget**

*The purpose of this appropriation is to assist people with disabilities so that they may go to work.*

TOTAL STATE FUNDS	\$19,294,878	\$19,294,878	\$19,294,878
State General Funds	\$19,294,878	\$19,294,878	\$19,294,878
TOTAL FEDERAL FUNDS	\$76,910,506	\$76,910,506	\$76,910,506
Federal Funds Not Itemized	\$76,910,506	\$76,910,506	\$76,910,506
TOTAL AGENCY FUNDS	\$3,400,000	\$3,400,000	\$3,400,000
Sales and Services	\$3,400,000	\$3,400,000	\$3,400,000
Sales and Services Not Itemized	\$3,400,000	\$3,400,000	\$3,400,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,128,090	\$2,128,090	\$2,128,090
State Funds Transfers	\$1,318,090	\$1,318,090	\$1,318,090
Agency to Agency Contracts	\$1,318,090	\$1,318,090	\$1,318,090
Agency Funds Transfers	\$810,000	\$810,000	\$810,000
Agency Fund Transfers Not Itemized	\$810,000	\$810,000	\$810,000
TOTAL PUBLIC FUNDS	\$101,733,474	\$101,733,474	\$101,733,474

**209.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$266,322	\$266,322	\$266,322
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**209.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$16,669	\$0	\$12,175
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**209.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$19,642)	(\$19,642)	(\$19,642)
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**209.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$3,327	\$3,327	\$3,327
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**209.5** *Transfer funds and 12 positions from the Georgia Vocational Rehabilitation Agency: Departmental Administration program to the Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation program to align position functions.*

State General Funds	\$158,221	\$158,221	\$158,221
Federal Funds Not Itemized	\$584,602	\$584,602	\$584,602
Total Public Funds:	\$742,823	\$742,823	\$742,823

**209.6** *Transfer funds from savings in contracts from the Georgia Vocational Rehabilitation Agency: Departmental Administration program to the Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation program to provide additional services to consumers.*

State General Funds	\$34,971	\$34,971	\$34,971
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**209.7** *Increase funds for Speech, Hearing and Rehabilitation Enterprises of Coastal Georgia, Inc. (SHARE).*

State General Funds			\$40,000
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<b>209.100-Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation Program</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to assist people with disabilities so that they may go to work.*

<b>TOTAL STATE FUNDS</b>	\$19,754,746	\$19,738,077	\$19,790,252
<b>State General Funds</b>	\$19,754,746	\$19,738,077	\$19,790,252
<b>TOTAL FEDERAL FUNDS</b>	\$77,495,108	\$77,495,108	\$77,495,108
<b>Federal Funds Not Itemized</b>	\$77,495,108	\$77,495,108	\$77,495,108
<b>TOTAL AGENCY FUNDS</b>	\$3,400,000	\$3,400,000	\$3,400,000
<b>Sales and Services</b>	\$3,400,000	\$3,400,000	\$3,400,000
<b>Sales and Services Not Itemized</b>	\$3,400,000	\$3,400,000	\$3,400,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,128,090	\$2,128,090	\$2,128,090
<b>State Funds Transfers</b>	\$1,318,090	\$1,318,090	\$1,318,090
<b>Agency to Agency Contracts</b>	\$1,318,090	\$1,318,090	\$1,318,090
<b>Agency Funds Transfers</b>	\$810,000	\$810,000	\$810,000
<b>Agency Fund Transfers Not Itemized</b>	\$810,000	\$810,000	\$810,000
<b>TOTAL PUBLIC FUNDS</b>	\$102,777,944	\$102,761,275	\$102,813,450

**Georgia Vocational Rehabilitation Agency: Roosevelt Warm Springs Medical Hospital**

**Continuation Budget**

*The purpose of this appropriation is to provide rehabilitative and medical care for individuals to return to the most independent lifestyle possible.*

TOTAL STATE FUNDS	\$2,069,043	\$2,069,043	\$2,069,043
State General Funds	\$2,069,043	\$2,069,043	\$2,069,043
TOTAL PUBLIC FUNDS	\$2,069,043	\$2,069,043	\$2,069,043

**210.1** *Reduce funds based on projected expenditures.*

State General Funds	(\$469,043)	(\$469,043)	(\$469,043)
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<b>210.100-Georgia Vocational Rehabilitation Agency: Roosevelt Warm Springs Medical Hospital</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide rehabilitative and medical care for individuals to return to the most independent lifestyle possible.*

<b>TOTAL STATE FUNDS</b>	\$1,600,000	\$1,600,000	\$1,600,000
<b>State General Funds</b>	\$1,600,000	\$1,600,000	\$1,600,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,600,000	\$1,600,000	\$1,600,000

**All Temporary Assistance for Needy Families benefit payments are calculated utilizing a factor of 66.0% of the standards of need; such payments shall be made from the date of certification and not from the date of application; and the following maximum benefits and maximum standards of need shall apply:**

- For an assistance group of one, the standard of need is \$235, and the maximum monthly amount is \$155.**
- For an assistance group of two, the standard of need is \$356, and the maximum monthly amount is \$235.**
- For an assistance group of three, the standard of need is \$424, and the maximum monthly amount is \$280.**
- For an assistance group of four, the standard of need is \$500, and the maximum monthly amount is \$330.**
- For an assistance group of five, the standard of need is \$573, and the maximum monthly amount is \$378.**
- For an assistance group of six, the standard of need is \$621, and the maximum monthly amount is \$410.**
- For an assistance group of seven, the standard of need is \$672, and the maximum monthly amount is \$444.**
- For an assistance group of eight, the standard of need is \$713, and the maximum monthly amount is \$470.**
- For an assistance group of nine, the standard of need is \$751, and the maximum monthly amount is \$496.**
- For an assistance group of ten, the standard of need is \$804, and the maximum monthly amount is \$530.**

**For an assistance group of eleven, the standard of need is \$860, and the maximum monthly amount is \$568. Provided, the Department of Human Services is authorized to make supplemental payments on these maximum monthly amounts up to the amount that is equal to the minimum hourly wage for clients who are enrolled in subsidized work experience and subsidized employment.**

*Section 29: Insurance, Department of*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$19,896,674	\$19,896,674	\$19,896,674
State General Funds	\$19,896,674	\$19,896,674	\$19,896,674
TOTAL FEDERAL FUNDS	\$733,208	\$733,208	\$733,208
Federal Funds Not Itemized	\$733,208	\$733,208	\$733,208
TOTAL AGENCY FUNDS	\$5,000	\$5,000	\$5,000
Sales and Services	\$5,000	\$5,000	\$5,000
Sales and Services Not Itemized	\$5,000	\$5,000	\$5,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$334,026	\$334,026	\$334,026
State Funds Transfers	\$334,026	\$334,026	\$334,026
Agency to Agency Contracts	\$334,026	\$334,026	\$334,026
TOTAL PUBLIC FUNDS	\$20,968,908	\$20,968,908	\$20,968,908
	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$20,378,016	\$20,373,696	\$20,381,003
<b>State General Funds</b>	\$20,378,016	\$20,373,696	\$20,381,003
<b>TOTAL FEDERAL FUNDS</b>	\$733,208	\$733,208	\$733,208
<b>Federal Funds Not Itemized</b>	\$733,208	\$733,208	\$733,208
<b>TOTAL AGENCY FUNDS</b>	\$5,000	\$5,000	\$5,000
<b>Sales and Services</b>	\$5,000	\$5,000	\$5,000
<b>Sales and Services Not Itemized</b>	\$5,000	\$5,000	\$5,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$334,026	\$334,026	\$334,026
<b>State Funds Transfers</b>	\$334,026	\$334,026	\$334,026
<b>Agency to Agency Contracts</b>	\$334,026	\$334,026	\$334,026
<b>TOTAL PUBLIC FUNDS</b>	\$21,450,250	\$21,445,930	\$21,453,237

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to be responsible for protecting the rights of Georgia citizens in insurance and industrial loan transactions and maintain a fire-safe environment.*

TOTAL STATE FUNDS	\$1,866,817	\$1,866,817	\$1,866,817
State General Funds	\$1,866,817	\$1,866,817	\$1,866,817
TOTAL PUBLIC FUNDS	\$1,866,817	\$1,866,817	\$1,866,817

**211.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$48,785	\$48,785	\$48,785
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**211.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,877	\$0	\$1,054
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**211.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$5,927)	(\$5,927)	(\$5,927)
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**211.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$4,553	\$4,553	\$4,553
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**211.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$15,679	\$11,759
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**211.100-Departmental Administration**

**Appropriation (HB 751)**

*The purpose of this appropriation is to be responsible for protecting the rights of Georgia citizens in insurance and industrial loan transactions and maintain a fire-safe environment.*

TOTAL STATE FUNDS	\$1,916,105	\$1,929,907	\$1,927,041
State General Funds	\$1,916,105	\$1,929,907	\$1,927,041
TOTAL PUBLIC FUNDS	\$1,916,105	\$1,929,907	\$1,927,041

**Enforcement****Continuation Budget**

*The purpose of this appropriation is to provide legal advice and to initiate legal proceedings with regard to enforcement of specific provisions of state law relating to insurance, industrial loan, fire safety, and fraud.*

TOTAL STATE FUNDS	\$789,431	\$789,431	\$789,431
State General Funds	\$789,431	\$789,431	\$789,431
TOTAL PUBLIC FUNDS	\$789,431	\$789,431	\$789,431

**212.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$20,630	\$20,630	\$20,630
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**212.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$793	\$0	\$445
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**212.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$2,506)	(\$2,506)	(\$2,506)
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**212.100-Enforcement****Appropriation (HB 751)**

*The purpose of this appropriation is to provide legal advice and to initiate legal proceedings with regard to enforcement of specific provisions of state law relating to insurance, industrial loan, fire safety, and fraud.*

<b>TOTAL STATE FUNDS</b>	\$808,348	\$807,555	\$808,000
<b>State General Funds</b>	\$808,348	\$807,555	\$808,000
<b>TOTAL PUBLIC FUNDS</b>	\$808,348	\$807,555	\$808,000

**Fire Safety****Continuation Budget**

*The purpose of this appropriation is to promote fire safety awareness through education and training, and to protect the public from fire and limit the loss of life and property by setting the minimum fire safety standards in the state, enforcing and regulating fire safety rules for public buildings and manufactured housing, and regulating the storage, transportation, and handling of hazardous materials.*

TOTAL STATE FUNDS	\$6,894,544	\$6,894,544	\$6,894,544
State General Funds	\$6,894,544	\$6,894,544	\$6,894,544
TOTAL FEDERAL FUNDS	\$727,000	\$727,000	\$727,000
Federal Funds Not Itemized	\$727,000	\$727,000	\$727,000
TOTAL AGENCY FUNDS	\$5,000	\$5,000	\$5,000
Sales and Services	\$5,000	\$5,000	\$5,000
Sales and Services Not Itemized	\$5,000	\$5,000	\$5,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$334,026	\$334,026	\$334,026
State Funds Transfers	\$334,026	\$334,026	\$334,026
Agency to Agency Contracts	\$334,026	\$334,026	\$334,026
TOTAL PUBLIC FUNDS	\$7,960,570	\$7,960,570	\$7,960,570

**213.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$180,173	\$180,173	\$180,173
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**213.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$6,930	\$0	\$3,890
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**213.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$21,887)	(\$21,887)	(\$21,887)
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**213.100-Fire Safety**

**Appropriation (HB 751)**

*The purpose of this appropriation is to promote fire safety awareness through education and training, and to protect the public from fire and limit the loss of life and property by setting the minimum fire safety standards in the state, enforcing and regulating fire safety rules for public buildings and manufactured housing, and regulating the storage, transportation, and handling of hazardous materials.*

<b>TOTAL STATE FUNDS</b>	\$7,059,760	\$7,052,830	\$7,056,720
<b>State General Funds</b>	\$7,059,760	\$7,052,830	\$7,056,720
<b>TOTAL FEDERAL FUNDS</b>	\$727,000	\$727,000	\$727,000
<b>Federal Funds Not Itemized</b>	\$727,000	\$727,000	\$727,000
<b>TOTAL AGENCY FUNDS</b>	\$5,000	\$5,000	\$5,000

<b>Sales and Services</b>	\$5,000	\$5,000	\$5,000
<b>Sales and Services Not Itemized</b>	\$5,000	\$5,000	\$5,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$334,026	\$334,026	\$334,026
<b>State Funds Transfers</b>	\$334,026	\$334,026	\$334,026
<b>Agency to Agency Contracts</b>	\$334,026	\$334,026	\$334,026
<b>TOTAL PUBLIC FUNDS</b>	\$8,125,786	\$8,118,856	\$8,122,746

**Industrial Loan****Continuation Budget**

*The purpose of this appropriation is to protect consumers by licensing, regulating, and examining finance companies that provide consumer loans of \$3,000 or less.*

<b>TOTAL STATE FUNDS</b>	\$668,212	\$668,212	\$668,212
State General Funds	\$668,212	\$668,212	\$668,212
<b>TOTAL PUBLIC FUNDS</b>	\$668,212	\$668,212	\$668,212

**214.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$17,462	\$17,462	\$17,462
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**214.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$672	\$0	\$377
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**214.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$2,121)	(\$2,121)	(\$2,121)
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**214.100-Industrial Loan****Appropriation (HB 751)**

*The purpose of this appropriation is to protect consumers by licensing, regulating, and examining finance companies that provide consumer loans of \$3,000 or less.*

<b>TOTAL STATE FUNDS</b>	\$684,225	\$683,553	\$683,930
<b>State General Funds</b>	\$684,225	\$683,553	\$683,930
<b>TOTAL PUBLIC FUNDS</b>	\$684,225	\$683,553	\$683,930



**Insurance Regulation**

**Continuation Budget**

*The purpose of this appropriation is to ensure that licensed insurance entities maintain solvency and conform to state law by conducting financial and market examinations, investigating policyholder complaints, monitoring for compliance with state laws and regulations, reviewing and approving premium rates, and disseminating information to the public and the insurance industry about the state's insurance laws and regulations.*

TOTAL STATE FUNDS	\$9,677,670	\$9,677,670	\$9,677,670
State General Funds	\$9,677,670	\$9,677,670	\$9,677,670
TOTAL FEDERAL FUNDS	\$6,208	\$6,208	\$6,208
Federal Funds Not Itemized	\$6,208	\$6,208	\$6,208
TOTAL PUBLIC FUNDS	\$9,683,878	\$9,683,878	\$9,683,878

**215.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$252,904	\$252,904	\$252,904
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**215.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$9,727	\$0	\$5,461
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**215.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$30,723)	(\$30,723)	(\$30,723)
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**215.100-Insurance Regulation**

**Appropriation (HB 751)**

*The purpose of this appropriation is to ensure that licensed insurance entities maintain solvency and conform to state law by conducting financial and market examinations, investigating policyholder complaints, monitoring for compliance with state laws and regulations, reviewing and approving premium rates, and disseminating information to the public and the insurance industry about the state's insurance laws and regulations.*

TOTAL STATE FUNDS	\$9,909,578	\$9,899,851	\$9,905,312
State General Funds	\$9,909,578	\$9,899,851	\$9,905,312
TOTAL FEDERAL FUNDS	\$6,208	\$6,208	\$6,208
Federal Funds Not Itemized	\$6,208	\$6,208	\$6,208
TOTAL PUBLIC FUNDS	\$9,915,786	\$9,906,059	\$9,911,520

*Section 30: Investigation, Georgia Bureau of*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$121,041,296	\$121,041,296	\$121,041,296
State General Funds	\$121,041,296	\$121,041,296	\$121,041,296
TOTAL FEDERAL FUNDS	\$50,308,267	\$50,308,267	\$50,308,267
Federal Funds Not Itemized	\$49,316,587	\$49,316,587	\$49,316,587
FFIND Temp. Assistance for Needy Families CFDA93.558	\$991,680	\$991,680	\$991,680
TOTAL AGENCY FUNDS	\$24,658,236	\$24,658,236	\$24,658,236
Sales and Services	\$24,658,236	\$24,658,236	\$24,658,236
Sales and Services Not Itemized	\$24,658,236	\$24,658,236	\$24,658,236
TOTAL PUBLIC FUNDS	\$196,007,799	\$196,007,799	\$196,007,799

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$131,704,107	\$131,673,332	\$132,897,194
<b>State General Funds</b>	\$131,704,107	\$131,673,332	\$132,897,194
<b>TOTAL FEDERAL FUNDS</b>	\$50,308,267	\$50,308,267	\$50,308,267
<b>Federal Funds Not Itemized</b>	\$49,316,587	\$49,316,587	\$49,316,587
<b>FFIND Temp. Assistance for Needy Families CFDA93.558</b>	\$991,680	\$991,680	\$991,680
<b>TOTAL AGENCY FUNDS</b>	\$24,658,236	\$24,658,236	\$24,658,236
<b>Sales and Services</b>	\$24,658,236	\$24,658,236	\$24,658,236
<b>Sales and Services Not Itemized</b>	\$24,658,236	\$24,658,236	\$24,658,236
<b>TOTAL PUBLIC FUNDS</b>	\$206,670,610	\$206,639,835	\$207,863,697

**Bureau Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide the highest quality investigative, scientific, information services, and resources for the purpose of maintaining law and order and protecting life and property.*

TOTAL STATE FUNDS	\$7,912,855	\$7,912,855	\$7,912,855
State General Funds	\$7,912,855	\$7,912,855	\$7,912,855
TOTAL FEDERAL FUNDS	\$12,600	\$12,600	\$12,600
Federal Funds Not Itemized	\$12,600	\$12,600	\$12,600
TOTAL PUBLIC FUNDS	\$7,925,455	\$7,925,455	\$7,925,455

**216.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$114,276	\$114,276	\$114,276
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**216.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$3,851	\$0	\$1,923
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**216.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$714)	(\$714)	(\$714)
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**216.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$73,498	\$73,498	\$73,498
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**216.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$869	\$869	\$869
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**216.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$64,474	\$48,356
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<b>216.100-Bureau Administration</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide the highest quality investigative, scientific, information services, and resources for the purpose of maintaining law and order and protecting life and property.*

<b>TOTAL STATE FUNDS</b>	\$8,104,635	\$8,165,258	\$8,151,063
<b>State General Funds</b>	\$8,104,635	\$8,165,258	\$8,151,063
<b>TOTAL FEDERAL FUNDS</b>	\$12,600	\$12,600	\$12,600
<b>Federal Funds Not Itemized</b>	\$12,600	\$12,600	\$12,600
<b>TOTAL PUBLIC FUNDS</b>	\$8,117,235	\$8,177,858	\$8,163,663

**Criminal Justice Information Services**

**Continuation Budget**

*The purpose of this appropriation is to provide the State of Georgia with essential information and identification services through the operation of the Automated Fingerprint Identification System, Criminal History System, Criminal Justice Information Services network, Protective Order Registry, Sexual Violent Offender Registry, and the Uniform Crime Reporting Program.*

TOTAL STATE FUNDS	\$4,392,764	\$4,392,764	\$4,392,764
State General Funds	\$4,392,764	\$4,392,764	\$4,392,764
TOTAL FEDERAL FUNDS	\$123,685	\$123,685	\$123,685
Federal Funds Not Itemized	\$123,685	\$123,685	\$123,685
TOTAL AGENCY FUNDS	\$6,308,894	\$6,308,894	\$6,308,894
Sales and Services	\$6,308,894	\$6,308,894	\$6,308,894
Sales and Services Not Itemized	\$6,308,894	\$6,308,894	\$6,308,894
TOTAL PUBLIC FUNDS	\$10,825,343	\$10,825,343	\$10,825,343

**217.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$215,388	\$215,388	\$215,388
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**217.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$7,258	\$0	\$3,624
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**217.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$1,773)	(\$1,773)	(\$1,773)
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**217.4** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$2,113	\$2,113	\$2,113
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**217.100-Criminal Justice Information Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide the State of Georgia with essential information and identification services through the operation of the Automated Fingerprint Identification System, Criminal History System, Criminal Justice Information Services network, Protective Order Registry, Sexual Violent Offender Registry, and the Uniform Crime Reporting Program.*

<b>TOTAL STATE FUNDS</b>	\$4,615,750	\$4,608,492	\$4,612,116
<b>State General Funds</b>	\$4,615,750	\$4,608,492	\$4,612,116
<b>TOTAL FEDERAL FUNDS</b>	\$123,685	\$123,685	\$123,685
<b>Federal Funds Not Itemized</b>	\$123,685	\$123,685	\$123,685
<b>TOTAL AGENCY FUNDS</b>	\$6,308,894	\$6,308,894	\$6,308,894
<b>Sales and Services</b>	\$6,308,894	\$6,308,894	\$6,308,894

<b>Sales and Services Not Itemized</b>	\$6,308,894	\$6,308,894	\$6,308,894
<b>TOTAL PUBLIC FUNDS</b>	\$11,048,329	\$11,041,071	\$11,044,695

**Forensic Scientific Services**

**Continuation Budget**

*The purpose of this appropriation is to provide forensic analysis and testimony in the areas of chemistry (drug identification), firearms, digital imaging, forensic biology (serology/DNA), latent prints, pathology, questioned documents, photography, toxicology, implied consent, and trace evidence in support of the criminal justice system; to provide medical examiner (autopsy) services; and to analyze and enter samples into national databases such as AFIS, CODIS, and NIBIN.*

TOTAL STATE FUNDS	\$32,984,331	\$32,984,331	\$32,984,331
State General Funds	\$32,984,331	\$32,984,331	\$32,984,331
TOTAL FEDERAL FUNDS	\$66,131	\$66,131	\$66,131
Federal Funds Not Itemized	\$66,131	\$66,131	\$66,131
TOTAL AGENCY FUNDS	\$157,865	\$157,865	\$157,865
Sales and Services	\$157,865	\$157,865	\$157,865
Sales and Services Not Itemized	\$157,865	\$157,865	\$157,865
<b>TOTAL PUBLIC FUNDS</b>	\$33,208,327	\$33,208,327	\$33,208,327

**218.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$835,259	\$835,259	\$835,259
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**218.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$28,144	\$0	\$14,053
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**218.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$5,382)	(\$5,382)	(\$5,382)
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**218.4** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$6,240	\$6,240	\$6,240
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**218.5** *Increase funds for personnel for five toxicology scientist positions.*

State General Funds	\$1,017,205	\$1,017,205	\$1,017,205
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**218.6** *Increase funds for personnel for four scientist positions. (S:Increase funds for personnel for five scientist positions)*

State General Funds		\$813,764	\$498,455
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**218.100-Forensic Scientific Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide forensic analysis and testimony in the areas of chemistry (drug identification), firearms, digital imaging, forensic biology (serology/DNA), latent prints, pathology, questioned documents, photography, toxicology, implied consent, and trace evidence in support of the criminal justice system; to provide medical examiner (autopsy) services; and to analyze and enter samples into national databases such as AFIS, CODIS, and NIBIN.*

<b>TOTAL STATE FUNDS</b>	\$34,865,797	\$35,651,417	\$35,350,161
<b>State General Funds</b>	\$34,865,797	\$35,651,417	\$35,350,161
<b>TOTAL FEDERAL FUNDS</b>	\$66,131	\$66,131	\$66,131
<b>Federal Funds Not Itemized</b>	\$66,131	\$66,131	\$66,131
<b>TOTAL AGENCY FUNDS</b>	\$157,865	\$157,865	\$157,865
<b>Sales and Services</b>	\$157,865	\$157,865	\$157,865
<b>Sales and Services Not Itemized</b>	\$157,865	\$157,865	\$157,865
<b>TOTAL PUBLIC FUNDS</b>	\$35,089,793	\$35,875,413	\$35,574,157

**Regional Investigative Services**

**Continuation Budget**

*The purpose of this appropriation is to identify, collect, preserve, and process evidence located during crime scene investigations, and to assist in the investigation, identification, arrest and prosecution of individuals. The purpose of this appropriation is also to coordinate and operate the following specialized units: bingo unit, anti-terrorist team, forensic art, bomb disposal unit, high technology investigations unit, communications center, regional drug enforcement, and polygraph examinations.*

<b>TOTAL STATE FUNDS</b>	\$36,084,275	\$36,084,275	\$36,084,275
State General Funds	\$36,084,275	\$36,084,275	\$36,084,275
<b>TOTAL FEDERAL FUNDS</b>	\$1,157,065	\$1,157,065	\$1,157,065
Federal Funds Not Itemized	\$1,157,065	\$1,157,065	\$1,157,065
<b>TOTAL AGENCY FUNDS</b>	\$71,199	\$71,199	\$71,199
Sales and Services	\$71,199	\$71,199	\$71,199
Sales and Services Not Itemized	\$71,199	\$71,199	\$71,199
<b>TOTAL PUBLIC FUNDS</b>	\$37,312,539	\$37,312,539	\$37,312,539

**219.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$919,954	\$919,954	\$919,954
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**219.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$30,998	\$0	\$15,478
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**219.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$6,191)	(\$6,191)	(\$6,191)
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**219.4** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$6,773	\$6,773	\$6,773
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**219.5** *Increase funds for personnel for 20 investigator positions to address increased investigative caseloads statewide. (S:Increase funds for personnel for 24 investigator positions to address increased investigative caseloads statewide)*

State General Funds	\$3,700,853	\$3,700,853	\$4,441,024
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**219.6** *Reduce funds for one-time funding.*

State General Funds		(\$844,098)	(\$844,098)
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**219.7** *Increase funds for personnel for two analyst positions.*

State General Funds			\$209,122
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**219.8** *Pursuant to SB416 (2016 Session), increase funds for personnel to add two new analysts to work in the Georgia Information Sharing and Analysis Center and assist with overall analysis and investigations of criminal threats and assist with cyber terrorism intelligence for the prevention and discovery of terrorist threats or attacks.*

State General Funds			\$209,122
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**219.100-Regional Investigative Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to identify, collect, preserve, and process evidence located during crime scene investigations, and to assist in the investigation, identification, arrest and prosecution of individuals. The purpose of this appropriation is also to*

*coordinate and operate the following specialized units: bingo unit, anti-terrorist team, forensic art, bomb disposal unit, high technology investigations unit, communications center, regional drug enforcement, and polygraph examinations.*

<b>TOTAL STATE FUNDS</b>	\$40,736,662	\$39,861,566	\$41,035,459
<b>State General Funds</b>	\$40,736,662	\$39,861,566	\$41,035,459
<b>TOTAL FEDERAL FUNDS</b>	\$1,157,065	\$1,157,065	\$1,157,065
<b>Federal Funds Not Itemized</b>	\$1,157,065	\$1,157,065	\$1,157,065
<b>TOTAL AGENCY FUNDS</b>	\$71,199	\$71,199	\$71,199
<b>Sales and Services</b>	\$71,199	\$71,199	\$71,199
<b>Sales and Services Not Itemized</b>	\$71,199	\$71,199	\$71,199
<b>TOTAL PUBLIC FUNDS</b>	\$41,964,926	\$41,089,830	\$42,263,723

**Criminal Justice Coordinating Council**

**Continuation Budget**

*The purpose of this appropriation is to improve and coordinate criminal justice efforts throughout Georgia, help create safe and secure communities, and award grants.*

TOTAL STATE FUNDS	\$27,634,621	\$27,634,621	\$27,634,621
State General Funds	\$27,634,621	\$27,634,621	\$27,634,621
TOTAL FEDERAL FUNDS	\$48,948,786	\$48,948,786	\$48,948,786
Federal Funds Not Itemized	\$47,957,106	\$47,957,106	\$47,957,106
FFIND Temp. Assistance for Needy Families CFDA93.558	\$991,680	\$991,680	\$991,680
TOTAL AGENCY FUNDS	\$18,120,278	\$18,120,278	\$18,120,278
Sales and Services	\$18,120,278	\$18,120,278	\$18,120,278
Sales and Services Not Itemized	\$18,120,278	\$18,120,278	\$18,120,278
TOTAL PUBLIC FUNDS	\$94,703,685	\$94,703,685	\$94,703,685

**220.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$28,318	\$28,318	\$28,318
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**220.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,301	\$0	\$823
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**220.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*



State General Funds	(\$1,864)	(\$1,864)	(\$1,864)
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**220.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$1,937	\$1,937	\$1,937
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**220.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$1,303	\$1,303	\$1,303
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**220.6** *Transfer funds from the Criminal Justice Coordinating Council to the Council of Accountability Court Judges for personnel and operations to support information technology infrastructure, research, case management, and statewide reporting for Council of Accountability Court Judges at the Administrative Office of the Courts pursuant to HB328 (2015 Session).*

State General Funds	(\$156,631)	(\$156,631)	(\$156,631)
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**220.7** *Increase funds for the Accountability Court Grants Program to expand and create adult felony drug courts.*

State General Funds	\$1,545,589	\$1,545,589	\$1,545,589
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**220.8** *Increase funds for the Accountability Court Grants Program to expand existing courts and provide the state match to implement and support new veterans' courts.*

State General Funds	\$461,735	\$461,735	\$461,735
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**220.9** *Increase funds for the Accountability Court Grants Program to expand and create mental health accountability courts.*

State General Funds	\$638,725	\$638,725	\$638,725
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**220.10** *Increase funds for the Accountability Court Grants Program to expand and create family dependency treatment courts.*

State General Funds	\$256,604	\$256,604	\$256,604
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**220.11** *Increase funds for the Accountability Court Grants Program to expand DUI accountability courts.*

State General Funds	\$390,175	\$390,175	\$390,175
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**220.12** *Increase funds to expand the Juvenile Incentive Funding Grant program to provide fiscal incentives to communities to create and utilize community based options for juvenile offenders.*

State General Funds	\$250,000	\$250,000	\$250,000
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**220.13** *Increase funds for the Accountability Court Grants Program to provide fidelity reviews and technical monitoring for treatment providers. (H and S:Increase funds for the Juvenile Incentive Funding Grant Program to provide fidelity reviews and technical monitoring for treatment providers)*

State General Funds	\$247,000	\$247,000	\$247,000
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**220.14** *Increase funds for the Accountability Court Grants Program to enter into an agreement with the Department of Driver Services to provide one position for a dedicated call center for driver's license reinstatement.*

State General Funds	\$50,000	\$50,000	\$50,000
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**220.15** *Transfer funds from the Criminal Justice Coordinating Council to the Criminal Justice Coordinating Council: Council of Accountability Court Judges program to establish the new administrative staff pursuant to HB328 (2015 Session).*

State General Funds	(\$396,610)	(\$396,610)	(\$396,610)
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<b>220.100-Criminal Justice Coordinating Council</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to improve and coordinate criminal justice efforts throughout Georgia, help create safe and secure communities, and award grants.*

<b>TOTAL STATE FUNDS</b>	\$30,952,203	\$30,950,902	\$30,951,725
<b>State General Funds</b>	\$30,952,203	\$30,950,902	\$30,951,725
<b>TOTAL FEDERAL FUNDS</b>	\$48,948,786	\$48,948,786	\$48,948,786
<b>Federal Funds Not Itemized</b>	\$47,957,106	\$47,957,106	\$47,957,106
<b>FFIND Temp. Assistance for Needy Families CFDA93.558</b>	\$991,680	\$991,680	\$991,680
<b>TOTAL AGENCY FUNDS</b>	\$18,120,278	\$18,120,278	\$18,120,278
<b>Sales and Services</b>	\$18,120,278	\$18,120,278	\$18,120,278
<b>Sales and Services Not Itemized</b>	\$18,120,278	\$18,120,278	\$18,120,278
<b>TOTAL PUBLIC FUNDS</b>	\$98,021,267	\$98,019,966	\$98,020,789

**Criminal Justice Coordinating Council: Council of Accountability Court Judges**

**Continuation Budget**

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

**221.1** *Transfer funds from the Criminal Justice Coordinating Council to the Criminal Justice Coordinating Council: Council of Accountability Court Judges program to establish the new administrative staff pursuant to HB328 (2015 Session).*

State General Funds	\$396,610	\$396,610	\$396,610
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**221.2** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds		\$6,637	\$6,637
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**221.99 SAC:** *The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

**House:** *The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

**Governor:** *The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

State General Funds	\$0	\$0	\$0
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<b>221.100-Criminal Justice Coordinating Council: Council of Accountability Court Judges</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

<b>TOTAL STATE FUNDS</b>	\$396,610	\$403,247	\$403,247
<b>State General Funds</b>	\$396,610	\$403,247	\$403,247
<b>TOTAL PUBLIC FUNDS</b>	\$396,610	\$403,247	\$403,247

**Criminal Justice Coordinating Council: Family Violence****Continuation Budget**

*The purpose of this appropriation is to provide safe shelter and related services for victims of family violence and their dependent children and to provide education about family violence to communities across the state.*

TOTAL STATE FUNDS	\$12,032,450	\$12,032,450	\$12,032,450
State General Funds	\$12,032,450	\$12,032,450	\$12,032,450
TOTAL PUBLIC FUNDS	\$12,032,450	\$12,032,450	\$12,032,450

**222.1** *Increase funds for a 3% increase in grants for domestic violence shelters and sexual assault centers.*

State General Funds			\$360,973
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**222.100-Criminal Justice Coordinating Council: Family Violence****Appropriation (HB 751)**

*The purpose of this appropriation is to provide safe shelter and related services for victims of family violence and their dependent children and to provide education about family violence to communities across the state.*

TOTAL STATE FUNDS	\$12,032,450	\$12,032,450	\$12,393,423
State General Funds	\$12,032,450	\$12,032,450	\$12,393,423
TOTAL PUBLIC FUNDS	\$12,032,450	\$12,032,450	\$12,393,423

**Section 31: Juvenile Justice, Department of****Section Total - Continuation**

TOTAL STATE FUNDS	\$312,759,048	\$312,759,048	\$312,759,048
State General Funds	\$312,759,048	\$312,759,048	\$312,759,048
TOTAL FEDERAL FUNDS	\$6,804,611	\$6,804,611	\$6,804,611
Federal Funds Not Itemized	\$5,309,433	\$5,309,433	\$5,309,433
Foster Care Title IV-E CFDA93.658	\$1,495,178	\$1,495,178	\$1,495,178
TOTAL AGENCY FUNDS	\$40,360	\$40,360	\$40,360
Contributions, Donations, and Forfeitures	\$5,085	\$5,085	\$5,085
Contributions, Donations, and Forfeitures Not Itemized	\$5,085	\$5,085	\$5,085
Sales and Services	\$35,275	\$35,275	\$35,275
Sales and Services Not Itemized	\$35,275	\$35,275	\$35,275
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$299,805	\$299,805	\$299,805
Federal Funds Transfers	\$299,805	\$299,805	\$299,805
FF Medical Assistance Program CFDA93.778	\$299,805	\$299,805	\$299,805
TOTAL PUBLIC FUNDS	\$319,903,824	\$319,903,824	\$319,903,824

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$327,129,317	\$327,484,453	\$326,957,860
<b>State General Funds</b>	\$327,129,317	\$327,484,453	\$326,957,860
<b>TOTAL FEDERAL FUNDS</b>	\$6,804,611	\$6,804,611	\$6,804,611
<b>Federal Funds Not Itemized</b>	\$5,309,433	\$5,309,433	\$5,309,433
<b>Foster Care Title IV-E CFDA93.658</b>	\$1,495,178	\$1,495,178	\$1,495,178
<b>TOTAL AGENCY FUNDS</b>	\$40,360	\$40,360	\$40,360
<b>Contributions, Donations, and Forfeitures</b>	\$5,085	\$5,085	\$5,085
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$5,085	\$5,085	\$5,085
<b>Sales and Services</b>	\$35,275	\$35,275	\$35,275
<b>Sales and Services Not Itemized</b>	\$35,275	\$35,275	\$35,275
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$299,805	\$299,805	\$299,805
<b>Federal Funds Transfers</b>	\$299,805	\$299,805	\$299,805
<b>FF Medical Assistance Program CFDA93.778</b>	\$299,805	\$299,805	\$299,805
<b>TOTAL PUBLIC FUNDS</b>	\$334,274,093	\$334,629,229	\$334,102,636

**Community Services****Continuation Budget**

*The purpose of this appropriation is to protect the public, hold youth accountable for their actions, assist youth in becoming law-abiding citizens and transition youth from secure detention, and provide the following alternative detention options: non-secure detention shelters, housebound detention, emergency shelters, a short-term stay in a residential placement, tracking services, wraparound services, electronic monitoring, or detention in an alternative program. Additionally, Community Supervision supervises youth directly in the community according to their risk and need levels, provides transitional and treatment services to those youth either directly or by brokering or making appropriate referrals for services, and provides agency-wide services, including intake, court services, and case management.*

<b>TOTAL STATE FUNDS</b>	\$86,143,081	\$86,143,081	\$86,143,081
<b>State General Funds</b>	\$86,143,081	\$86,143,081	\$86,143,081
<b>TOTAL FEDERAL FUNDS</b>	\$2,189,222	\$2,189,222	\$2,189,222
<b>Federal Funds Not Itemized</b>	\$694,044	\$694,044	\$694,044
<b>Foster Care Title IV-E CFDA93.658</b>	\$1,495,178	\$1,495,178	\$1,495,178
<b>TOTAL AGENCY FUNDS</b>	\$500	\$500	\$500
<b>Contributions, Donations, and Forfeitures</b>	\$500	\$500	\$500
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$500	\$500	\$500

TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$299,805	\$299,805	\$299,805
Federal Funds Transfers	\$299,805	\$299,805	\$299,805
FF Medical Assistance Program CFDA93.778	\$299,805	\$299,805	\$299,805
TOTAL PUBLIC FUNDS	\$88,632,608	\$88,632,608	\$88,632,608

**223.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$1,443,914	\$1,443,914	\$1,443,914
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**223.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$18,779	\$0	(\$5,582)
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**223.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$18,392)	(\$18,392)	(\$18,392)
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**223.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$5,299	\$5,299	\$5,299
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**223.5** *Transfer funds from the Secure Commitment (YDCs) program to the Community Services program for 16 school resource officer positions to be located at the five newly created Regional Educational Transition Centers.*

State General Funds	\$981,169	\$981,169	\$981,169
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**223.6** *Transfer funds from the Secure Commitment (YDCs) program to the Community Services program for the Sexual Exploitation of Children (CSEC) Victims' Facility operations.*

State General Funds	\$402,726	\$402,726	\$402,726
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**223.7** *Transfer funds from the Secure Commitment (YDCs) program to the Community Services program for 40 Step-Down slots as part of juvenile justice reform initiatives.*

State General Funds	\$2,727,088	\$2,727,088	\$2,727,088
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**223.8** *Transfer funds from the Secure Commitment (YDCs) program to the Community Services program to implement a salary increase for juvenile probation and parole officers.*

State General Funds	\$1,064,603	\$1,064,603	\$1,064,603
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**223.9** *Increase funds to provide for a 1.5% provider rate increase for Child Caring Institutions.*

State General Funds		\$272,100	\$272,100
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**223.100-Community Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to protect the public, hold youth accountable for their actions, assist youth in becoming law-abiding citizens and transition youth from secure detention, and provide the following alternative detention options: non-secure detention shelters, housebound detention, emergency shelters, a short-term stay in a residential placement, tracking services, wraparound services, electronic monitoring, or detention in an alternative program. Additionally, Community Supervision supervises youth directly in the community according to their risk and need levels, provides transitional and treatment services to those youth either directly or by brokering or making appropriate referrals for services, and provides agency-wide services, including intake, court services, and case management.*

<b>TOTAL STATE FUNDS</b>	\$92,768,267	\$93,021,588	\$93,016,006
<b>State General Funds</b>	\$92,768,267	\$93,021,588	\$93,016,006
<b>TOTAL FEDERAL FUNDS</b>	\$2,189,222	\$2,189,222	\$2,189,222
<b>Federal Funds Not Itemized</b>	\$694,044	\$694,044	\$694,044
<b>Foster Care Title IV-E CFDA93.658</b>	\$1,495,178	\$1,495,178	\$1,495,178
<b>TOTAL AGENCY FUNDS</b>	\$500	\$500	\$500
<b>Contributions, Donations, and Forfeitures</b>	\$500	\$500	\$500
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$500	\$500	\$500
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$299,805	\$299,805	\$299,805
<b>Federal Funds Transfers</b>	\$299,805	\$299,805	\$299,805
<b>FF Medical Assistance Program CFDA93.778</b>	\$299,805	\$299,805	\$299,805
<b>TOTAL PUBLIC FUNDS</b>	\$95,257,794	\$95,511,115	\$95,505,533

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to protect and serve the citizens of Georgia by holding youthful offenders accountable for their actions through the delivery of effective services in appropriate settings.*

TOTAL STATE FUNDS	\$23,535,119	\$23,535,119	\$23,535,119
State General Funds	\$23,535,119	\$23,535,119	\$23,535,119
TOTAL FEDERAL FUNDS	\$743,202	\$743,202	\$743,202
Federal Funds Not Itemized	\$743,202	\$743,202	\$743,202
TOTAL AGENCY FUNDS	\$18,130	\$18,130	\$18,130
Sales and Services	\$18,130	\$18,130	\$18,130
Sales and Services Not Itemized	\$18,130	\$18,130	\$18,130
TOTAL PUBLIC FUNDS	\$24,296,451	\$24,296,451	\$24,296,451

**224.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$392,382	\$392,382	\$392,382
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**224.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$5,103	\$0	(\$1,517)
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**224.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$3,820)	(\$3,820)	(\$3,820)
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**224.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$8,843	\$8,843	\$8,843
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**224.5** *Increase funds for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$7,113	\$7,113	\$7,113
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**224.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$163,958	\$122,969
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**224.100-Departmental Administration****Appropriation (HB 751)**

*The purpose of this appropriation is to protect and serve the citizens of Georgia by holding youthful offenders accountable for their actions through the delivery of effective services in appropriate settings.*

<b>TOTAL STATE FUNDS</b>	\$23,944,740	\$24,103,595	\$24,061,089
<b>State General Funds</b>	\$23,944,740	\$24,103,595	\$24,061,089
<b>TOTAL FEDERAL FUNDS</b>	\$743,202	\$743,202	\$743,202
<b>Federal Funds Not Itemized</b>	\$743,202	\$743,202	\$743,202
<b>TOTAL AGENCY FUNDS</b>	\$18,130	\$18,130	\$18,130
<b>Sales and Services</b>	\$18,130	\$18,130	\$18,130
<b>Sales and Services Not Itemized</b>	\$18,130	\$18,130	\$18,130
<b>TOTAL PUBLIC FUNDS</b>	\$24,706,072	\$24,864,927	\$24,822,421

**Secure Commitment (YDCs)****Continuation Budget**

*The purpose of this appropriation is to protect the public and hold youth accountable for their actions, and provide secure care and supervision of youth including academic, recreational, vocational, medical, mental health, counseling, and religious services for those youth committed to the Department's custody, or convicted of an offense under Senate Bill 440.*

<b>TOTAL STATE FUNDS</b>	\$93,787,929	\$93,787,929	\$93,787,929
<b>State General Funds</b>	\$93,787,929	\$93,787,929	\$93,787,929
<b>TOTAL FEDERAL FUNDS</b>	\$2,470,420	\$2,470,420	\$2,470,420
<b>Federal Funds Not Itemized</b>	\$2,470,420	\$2,470,420	\$2,470,420
<b>TOTAL AGENCY FUNDS</b>	\$17,748	\$17,748	\$17,748
<b>Contributions, Donations, and Forfeitures</b>	\$603	\$603	\$603
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$603	\$603	\$603
<b>Sales and Services</b>	\$17,145	\$17,145	\$17,145
<b>Sales and Services Not Itemized</b>	\$17,145	\$17,145	\$17,145
<b>TOTAL PUBLIC FUNDS</b>	\$96,276,097	\$96,276,097	\$96,276,097

**225.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$1,882,462	\$1,882,462	\$1,882,462
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**225.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$24,482	\$0	(\$7,277)
<b>225.3</b> <i>Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.</i>			
State General Funds	(\$24,790)	(\$24,790)	(\$24,790)
<b>225.4</b> <i>Increase funds to reflect an adjustment in TeamWorks billings.</i>			
State General Funds	\$5,279	\$5,279	\$5,279
<b>225.5</b> <i>Transfer funds from the Secure Commitment (YDCs) program to the Community Services program for 40 Step-Down slots as part of juvenile justice reform initiatives.</i>			
State General Funds	(\$2,727,088)	(\$2,727,088)	(\$2,727,088)
<b>225.6</b> <i>Transfer funds from the Secure Commitment (YDCs) program to the Community Services program for the Sexual Exploitation of Children (CSEC) Victims' Facility operations.</i>			
State General Funds	(\$402,726)	(\$402,726)	(\$402,726)
<b>225.7</b> <i>Transfer funds from the Secure Commitment (YDCs) program to the Community Services program to implement a salary increase for juvenile probation and parole officers.</i>			
State General Funds	(\$1,064,603)	(\$1,064,603)	(\$1,064,603)
<b>225.8</b> <i>Transfer funds from the Secure Commitment (YDCs) program to the Community Services program for 16 school resource officer positions to be located at the five newly created Regional Educational Transition Centers.</i>			
State General Funds	(\$981,169)	(\$981,169)	(\$981,169)
<b>225.9</b> <i>Transfer funds from the Secure Commitment (YDCs) program to the Secure Detention (RYDCs) program for facility sustainment costs.</i>			
State General Funds	(\$683,736)	(\$683,736)	(\$683,736)
<b>225.10</b> <i>Increase funds for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.</i>			
State General Funds	\$2,309,267	\$2,309,267	\$2,309,267

**225.11** Utilize anticipated savings of \$281,471 from the Milan YDC to support the Residential Substance Abuse Treatment (RSAT) program. (G:YES)(H:YES)(S:YES)

State General Funds	\$0	\$0	\$0
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**225.12** Utilize anticipated savings of \$1,180,721 from the Milan YDC to fill vacancies as efforts to promote recruitment and retention are implemented. (G:YES)(H:YES)(S:YES)

State General Funds	\$0	\$0	\$0
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**225.13** Redirect \$461,550 in funds from the Milan Youth Development Campus to support facility sustainment costs. (G:YES)(H:YES)(S:Reduce funds from the closure of the Milan Youth Development Campus)

State General Funds	\$0	\$0	(\$461,550)
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**225.100-Secure Commitment (YDCs)**

**Appropriation (HB 751)**

*The purpose of this appropriation is to protect the public and hold youth accountable for their actions, and provide secure care and supervision of youth including academic, recreational, vocational, medical, mental health, counseling, and religious services for those youth committed to the Department's custody, or convicted of an offense under Senate Bill 440.*

<b>TOTAL STATE FUNDS</b>	\$92,125,307	\$92,100,825	\$91,631,998
<b>State General Funds</b>	\$92,125,307	\$92,100,825	\$91,631,998
<b>TOTAL FEDERAL FUNDS</b>	\$2,470,420	\$2,470,420	\$2,470,420
<b>Federal Funds Not Itemized</b>	\$2,470,420	\$2,470,420	\$2,470,420
<b>TOTAL AGENCY FUNDS</b>	\$17,748	\$17,748	\$17,748
<b>Contributions, Donations, and Forfeitures</b>	\$603	\$603	\$603
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$603	\$603	\$603
<b>Sales and Services</b>	\$17,145	\$17,145	\$17,145
<b>Sales and Services Not Itemized</b>	\$17,145	\$17,145	\$17,145
<b>TOTAL PUBLIC FUNDS</b>	\$94,613,475	\$94,588,993	\$94,120,166

**Secure Detention (RYDCs)**

**Continuation Budget**

*The purpose of this appropriation is to protect the public and hold youth accountable for their actions and, provide temporary, secure care, and supervision of youth who are charged with crimes or who have been found guilty of crimes and are awaiting disposition of their cases by juvenile courts or awaiting placement in one of the Department's treatment programs or facilities, or sentenced to the Short Term Program.*

TOTAL STATE FUNDS	\$109,292,919	\$109,292,919	\$109,292,919
State General Funds	\$109,292,919	\$109,292,919	\$109,292,919
TOTAL FEDERAL FUNDS	\$1,401,767	\$1,401,767	\$1,401,767
Federal Funds Not Itemized	\$1,401,767	\$1,401,767	\$1,401,767
TOTAL AGENCY FUNDS	\$3,982	\$3,982	\$3,982
Contributions, Donations, and Forfeitures	\$3,982	\$3,982	\$3,982
Contributions, Donations, and Forfeitures Not Itemized	\$3,982	\$3,982	\$3,982
TOTAL PUBLIC FUNDS	\$110,698,668	\$110,698,668	\$110,698,668

**226.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$2,503,459	\$2,503,459	\$2,503,459
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**226.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$32,558	\$0	(\$9,678)
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**226.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$32,786)	(\$32,786)	(\$32,786)
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**226.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$6,609	\$6,609	\$6,609
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**226.5** *Increase funds for personnel for 63 positions and operations for security management, education, and medical services at Terrell Regional Youth Detention Center effective October 1, 2016.*

State General Funds	\$2,667,529	\$2,667,529	\$2,667,529
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**226.6** *Increase funds for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$3,136,979	\$3,136,979	\$3,136,979
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**226.7** *Transfer funds from the Secure Commitment (YDCs) program to the Secure Detention (RYDCs) program for facility sustainment costs.*

State General Funds	\$683,736	\$683,736	\$683,736
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**226.8** *Develop plan to address closure of Gwinnett RYDC, including cooperative construction of juvenile justice facility incorporating recommendations of HB242 (2013 Session). (S:YES)*

State General Funds			\$0
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<b>226.100-Secure Detention (RYDCs)</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to protect the public and hold youth accountable for their actions and, provide temporary, secure care, and supervision of youth who are charged with crimes or who have been found guilty of crimes and are awaiting disposition of their cases by juvenile courts or awaiting placement in one of the Department's treatment programs or facilities, or sentenced to the Short Term Program.*

<b>TOTAL STATE FUNDS</b>	\$118,291,003	\$118,258,445	\$118,248,767
<b>State General Funds</b>	\$118,291,003	\$118,258,445	\$118,248,767
<b>TOTAL FEDERAL FUNDS</b>	\$1,401,767	\$1,401,767	\$1,401,767
<b>Federal Funds Not Itemized</b>	\$1,401,767	\$1,401,767	\$1,401,767
<b>TOTAL AGENCY FUNDS</b>	\$3,982	\$3,982	\$3,982
<b>Contributions, Donations, and Forfeitures</b>	\$3,982	\$3,982	\$3,982
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$3,982	\$3,982	\$3,982
<b>TOTAL PUBLIC FUNDS</b>	\$119,696,752	\$119,664,194	\$119,654,516

**Section 32: Labor, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$13,040,323	\$13,040,323	\$13,040,323
State General Funds	\$13,040,323	\$13,040,323	\$13,040,323
TOTAL FEDERAL FUNDS	\$117,319,857	\$117,319,857	\$117,319,857
Federal Funds Not Itemized	\$117,319,857	\$117,319,857	\$117,319,857
TOTAL AGENCY FUNDS	\$912,858	\$912,858	\$912,858
Intergovernmental Transfers	\$912,858	\$912,858	\$912,858
Intergovernmental Transfers Not Itemized	\$912,858	\$912,858	\$912,858
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,069,666	\$1,069,666	\$1,069,666
Agency Funds Transfers	\$1,069,666	\$1,069,666	\$1,069,666

Agency Fund Transfers Not Itemized	\$1,069,666	\$1,069,666	\$1,069,666
<b>TOTAL PUBLIC FUNDS</b>	<b>\$132,342,704</b>	<b>\$132,342,704</b>	<b>\$132,342,704</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$13,290,373	\$13,293,170	\$13,291,415
State General Funds	\$13,290,373	\$13,293,170	\$13,291,415
<b>TOTAL FEDERAL FUNDS</b>	\$117,319,857	\$117,319,857	\$117,319,857
Federal Funds Not Itemized	\$117,319,857	\$117,319,857	\$117,319,857
<b>TOTAL AGENCY FUNDS</b>	\$912,858	\$912,858	\$912,858
Intergovernmental Transfers	\$912,858	\$912,858	\$912,858
Intergovernmental Transfers Not Itemized	\$912,858	\$912,858	\$912,858
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,069,666	\$1,069,666	\$1,069,666
Agency Funds Transfers	\$1,069,666	\$1,069,666	\$1,069,666
Agency Fund Transfers Not Itemized	\$1,069,666	\$1,069,666	\$1,069,666
<b>TOTAL PUBLIC FUNDS</b>	<b>\$132,592,754</b>	<b>\$132,595,551</b>	<b>\$132,593,796</b>

**Department of Labor Administration****Continuation Budget**

*The purpose of this appropriation is to work with public and private partners in building a world-class workforce system that contributes to Georgia's economic prosperity.*

TOTAL STATE FUNDS	\$1,638,327	\$1,638,327	\$1,638,327
State General Funds	\$1,638,327	\$1,638,327	\$1,638,327
TOTAL FEDERAL FUNDS	\$31,312,292	\$31,312,292	\$31,312,292
Federal Funds Not Itemized	\$31,312,292	\$31,312,292	\$31,312,292
TOTAL AGENCY FUNDS	\$912,858	\$912,858	\$912,858
Intergovernmental Transfers	\$912,858	\$912,858	\$912,858
Intergovernmental Transfers Not Itemized	\$912,858	\$912,858	\$912,858
<b>TOTAL PUBLIC FUNDS</b>	<b>\$33,863,477</b>	<b>\$33,863,477</b>	<b>\$33,863,477</b>

**227.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$19,185	\$19,185	\$19,185
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**227.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$318	\$0	(\$6)
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**227.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$489)	(\$489)	(\$489)
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**227.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$19,997	\$19,997	\$19,997
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**227.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$6,721	\$5,041
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**227.100-Department of Labor Administration**

**Appropriation (HB 751)**

*The purpose of this appropriation is to work with public and private partners in building a world-class workforce system that contributes to Georgia's economic prosperity.*

<b>TOTAL STATE FUNDS</b>	\$1,677,338	\$1,683,741	\$1,682,055
<b>State General Funds</b>	\$1,677,338	\$1,683,741	\$1,682,055
<b>TOTAL FEDERAL FUNDS</b>	\$31,312,292	\$31,312,292	\$31,312,292
<b>Federal Funds Not Itemized</b>	\$31,312,292	\$31,312,292	\$31,312,292
<b>TOTAL AGENCY FUNDS</b>	\$912,858	\$912,858	\$912,858
<b>Intergovernmental Transfers</b>	\$912,858	\$912,858	\$912,858
<b>Intergovernmental Transfers Not Itemized</b>	\$912,858	\$912,858	\$912,858
<b>TOTAL PUBLIC FUNDS</b>	\$33,902,488	\$33,908,891	\$33,907,205

**Labor Market Information**

**Continuation Budget**

*The purpose of this appropriation is to collect, analyze, and publish a wide array of information about the state's labor market.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

TOTAL FEDERAL FUNDS	\$2,394,639	\$2,394,639	\$2,394,639
Federal Funds Not Itemized	\$2,394,639	\$2,394,639	\$2,394,639
TOTAL PUBLIC FUNDS	\$2,394,639	\$2,394,639	\$2,394,639

**228.100-Labor Market Information****Appropriation (HB 751)**

*The purpose of this appropriation is to collect, analyze, and publish a wide array of information about the state's labor market.*

<b>TOTAL FEDERAL FUNDS</b>	\$2,394,639	\$2,394,639	\$2,394,639
<b>Federal Funds Not Itemized</b>	\$2,394,639	\$2,394,639	\$2,394,639
<b>TOTAL PUBLIC FUNDS</b>	\$2,394,639	\$2,394,639	\$2,394,639

**Unemployment Insurance****Continuation Budget**

*The purpose of this appropriation is to enhance Georgia's economic strength by collecting unemployment insurance taxes from Georgia's employers and distributing unemployment benefits to eligible claimants.*

TOTAL STATE FUNDS	\$4,228,565	\$4,228,565	\$4,228,565
State General Funds	\$4,228,565	\$4,228,565	\$4,228,565
TOTAL FEDERAL FUNDS	\$34,599,186	\$34,599,186	\$34,599,186
Federal Funds Not Itemized	\$34,599,186	\$34,599,186	\$34,599,186
TOTAL PUBLIC FUNDS	\$38,827,751	\$38,827,751	\$38,827,751

**229.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$90,571	\$90,571	\$90,571
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**229.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$1,499	\$0	(\$29)
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**229.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$4,710)	(\$4,710)	(\$4,710)
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**229.4** *Utilize existing state funds for the collection of administrative assessments. (G:YES)(H:YES)(S:YES)*

State General Funds	\$0	\$0	\$0
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**229.100-Unemployment Insurance** **Appropriation (HB 751)**

*The purpose of this appropriation is to enhance Georgia's economic strength by collecting unemployment insurance taxes from Georgia's employers and distributing unemployment benefits to eligible claimants.*

<b>TOTAL STATE FUNDS</b>	\$4,315,925	\$4,314,426	\$4,314,397
<b>State General Funds</b>	\$4,315,925	\$4,314,426	\$4,314,397
<b>TOTAL FEDERAL FUNDS</b>	\$34,599,186	\$34,599,186	\$34,599,186
<b>Federal Funds Not Itemized</b>	\$34,599,186	\$34,599,186	\$34,599,186
<b>TOTAL PUBLIC FUNDS</b>	\$38,915,111	\$38,913,612	\$38,913,583

**Workforce Solutions**

**Continuation Budget**

*The purpose of this appropriation is to assist employers and job seekers with job matching services and to promote economic growth and development.*

TOTAL STATE FUNDS	\$7,173,431	\$7,173,431	\$7,173,431
State General Funds	\$7,173,431	\$7,173,431	\$7,173,431
TOTAL FEDERAL FUNDS	\$49,013,740	\$49,013,740	\$49,013,740
Federal Funds Not Itemized	\$49,013,740	\$49,013,740	\$49,013,740
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,069,666	\$1,069,666	\$1,069,666
Agency Funds Transfers	\$1,069,666	\$1,069,666	\$1,069,666
Agency Fund Transfers Not Itemized	\$1,069,666	\$1,069,666	\$1,069,666
TOTAL PUBLIC FUNDS	\$57,256,837	\$57,256,837	\$57,256,837

**230.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$127,293	\$127,293	\$127,293
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**230.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$2,107	\$0	(\$40)
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**230.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$5,721)	(\$5,721)	(\$5,721)
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**230.100-Workforce Solutions****Appropriation (HB 751)**

*The purpose of this appropriation is to assist employers and job seekers with job matching services and to promote economic growth and development.*

<b>TOTAL STATE FUNDS</b>	\$7,297,110	\$7,295,003	\$7,294,963
<b>State General Funds</b>	\$7,297,110	\$7,295,003	\$7,294,963
<b>TOTAL FEDERAL FUNDS</b>	\$49,013,740	\$49,013,740	\$49,013,740
<b>Federal Funds Not Itemized</b>	\$49,013,740	\$49,013,740	\$49,013,740
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,069,666	\$1,069,666	\$1,069,666
<b>Agency Funds Transfers</b>	\$1,069,666	\$1,069,666	\$1,069,666
<b>Agency Fund Transfers Not Itemized</b>	\$1,069,666	\$1,069,666	\$1,069,666
<b>TOTAL PUBLIC FUNDS</b>	\$57,380,516	\$57,378,409	\$57,378,369

*Section 33: Law, Department of***Section Total - Continuation**

<b>TOTAL STATE FUNDS</b>	\$26,941,338	\$26,941,338	\$26,941,338
State General Funds	\$26,941,338	\$26,941,338	\$26,941,338
<b>TOTAL FEDERAL FUNDS</b>	\$3,597,990	\$3,597,990	\$3,597,990
Federal Funds Not Itemized	\$3,597,990	\$3,597,990	\$3,597,990
<b>TOTAL AGENCY FUNDS</b>	\$939,740	\$939,740	\$939,740
Sales and Services	\$772,051	\$772,051	\$772,051
Sales and Services Not Itemized	\$772,051	\$772,051	\$772,051
Sanctions, Fines, and Penalties	\$167,689	\$167,689	\$167,689
Sanctions, Fines, and Penalties Not Itemized	\$167,689	\$167,689	\$167,689
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,317,074	\$36,317,074	\$36,317,074
State Funds Transfers	\$36,317,074	\$36,317,074	\$36,317,074
State Fund Transfers Not Itemized	\$36,317,074	\$36,317,074	\$36,317,074
<b>TOTAL PUBLIC FUNDS</b>	\$67,796,142	\$67,796,142	\$67,796,142

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$31,057,430	\$31,053,082	\$31,062,379
<b>State General Funds</b>	\$31,057,430	\$31,053,082	\$31,062,379
<b>TOTAL FEDERAL FUNDS</b>	\$3,597,990	\$3,597,990	\$3,597,990
<b>Federal Funds Not Itemized</b>	\$3,597,990	\$3,597,990	\$3,597,990

<b>TOTAL AGENCY FUNDS</b>	\$939,740	\$939,740	\$939,740
<b>Sales and Services</b>	\$772,051	\$772,051	\$772,051
<b>Sales and Services Not Itemized</b>	\$772,051	\$772,051	\$772,051
<b>Sanctions, Fines, and Penalties</b>	\$167,689	\$167,689	\$167,689
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$167,689	\$167,689	\$167,689
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>State Funds Transfers</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>State Fund Transfers Not Itemized</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>TOTAL PUBLIC FUNDS</b>	\$71,912,234	\$71,907,886	\$71,917,183

**Consumer Protection****Continuation Budget**

*The purpose of this appropriation is to protect consumers and legitimate business enterprises from unfair and deceptive business practices through the enforcement of the Fair Business Practices Act and other related consumer protection statutes.*

<b>TOTAL STATE FUNDS</b>	\$4,818,706	\$4,818,706	\$4,818,706
State General Funds	\$4,818,706	\$4,818,706	\$4,818,706
<b>TOTAL AGENCY FUNDS</b>	\$667,689	\$667,689	\$667,689
<b>Sales and Services</b>	\$500,000	\$500,000	\$500,000
<b>Sales and Services Not Itemized</b>	\$500,000	\$500,000	\$500,000
<b>Sanctions, Fines, and Penalties</b>	\$167,689	\$167,689	\$167,689
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$167,689	\$167,689	\$167,689
<b>TOTAL PUBLIC FUNDS</b>	\$5,486,395	\$5,486,395	\$5,486,395

**231.98** *Transfer funds for all activities and functions, 65 positions and two vehicles related to the Consumer Protection program to the Department of Law to consolidate consumer protection activities.*

State General Funds	(\$4,818,706)	(\$4,818,706)	(\$4,818,706)
Sales and Services Not Itemized	(\$500,000)	(\$500,000)	(\$500,000)
Sanctions, Fines, and Penalties Not Itemized	(\$167,689)	(\$167,689)	(\$167,689)
Total Public Funds:	(\$5,486,395)	(\$5,486,395)	(\$5,486,395)

**Law, Department of****Continuation Budget**

*The purpose of this appropriation is to serve as the attorney and legal advisor for all state agencies, departments, authorities, and the Governor; to provide binding opinions on legal questions concerning the state of Georgia and its agencies; and to prepare all contracts and agreements regarding any matter in which the state of Georgia is involved.*

TOTAL STATE FUNDS	\$20,814,264	\$20,814,264	\$20,814,264
State General Funds	\$20,814,264	\$20,814,264	\$20,814,264
TOTAL AGENCY FUNDS	\$269,940	\$269,940	\$269,940
Sales and Services	\$269,940	\$269,940	\$269,940
Sales and Services Not Itemized	\$269,940	\$269,940	\$269,940
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$36,317,074	\$36,317,074	\$36,317,074
State Funds Transfers	\$36,317,074	\$36,317,074	\$36,317,074
State Fund Transfers Not Itemized	\$36,317,074	\$36,317,074	\$36,317,074
TOTAL PUBLIC FUNDS	\$57,401,278	\$57,401,278	\$57,401,278

**232.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$827,773	\$827,773	\$827,773
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**232.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$28,303	\$0	\$14,338
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**232.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$43,047)	(\$43,047)	(\$43,047)
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**232.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$6,803	\$6,803	\$6,803
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**232.5** *Increase funds to implement a new salary structure to target attorneys with up to 15 years of experience and to address salary compression for more experienced attorneys.*

State General Funds	\$2,400,000	\$2,400,000	\$2,400,000
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**232.6** *Increase funds to retain key attorneys and develop future agency leaders.*

State General Funds	\$569,800	\$569,800	\$569,800
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**232.7** *Increase funds to establish a fellowship program to recruit top talent for the agency.*

State General Funds	\$293,000	\$293,000	\$293,000
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**232.8** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$25,926	\$19,445
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**232.98** *Transfer funds for all activities and functions, 65 positions and two vehicles related to the Consumer Protection program to the Department of Law to consolidate consumer protection activities.*

State General Funds	\$4,818,706	\$4,818,706	\$4,818,706
Sales and Services Not Itemized	\$500,000	\$500,000	\$500,000
Sanctions, Fines, and Penalties Not Itemized	\$167,689	\$167,689	\$167,689
Total Public Funds:	\$5,486,395	\$5,486,395	\$5,486,395

<b>232.100-Law, Department of</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to serve as the attorney and legal advisor for all state agencies, departments, authorities, and the Governor; to provide binding opinions on legal questions concerning the state of Georgia and its agencies; and to prepare all contracts and agreements regarding any matter in which the state of Georgia is involved.*

<b>TOTAL STATE FUNDS</b>	\$29,715,602	\$29,713,225	\$29,721,082
<b>State General Funds</b>	\$29,715,602	\$29,713,225	\$29,721,082
<b>TOTAL AGENCY FUNDS</b>	\$937,629	\$937,629	\$937,629
<b>Sales and Services</b>	\$769,940	\$769,940	\$769,940
<b>Sales and Services Not Itemized</b>	\$769,940	\$769,940	\$769,940
<b>Sanctions, Fines, and Penalties</b>	\$167,689	\$167,689	\$167,689
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$167,689	\$167,689	\$167,689
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>State Funds Transfers</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>State Fund Transfers Not Itemized</b>	\$36,317,074	\$36,317,074	\$36,317,074
<b>TOTAL PUBLIC FUNDS</b>	\$66,970,305	\$66,967,928	\$66,975,785

**Medicaid Fraud Control Unit**

**Continuation Budget**

*The purpose of this appropriation is to serve as the center for the identification, arrest, and prosecution of providers of health services and patients who defraud the Medicaid Program.*

TOTAL STATE FUNDS	\$1,308,368	\$1,308,368	\$1,308,368
State General Funds	\$1,308,368	\$1,308,368	\$1,308,368

TOTAL FEDERAL FUNDS	\$3,597,990	\$3,597,990	\$3,597,990
Federal Funds Not Itemized	\$3,597,990	\$3,597,990	\$3,597,990
TOTAL AGENCY FUNDS	\$2,111	\$2,111	\$2,111
Sales and Services	\$2,111	\$2,111	\$2,111
Sales and Services Not Itemized	\$2,111	\$2,111	\$2,111
TOTAL PUBLIC FUNDS	\$4,908,469	\$4,908,469	\$4,908,469

**233.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$31,489	\$31,489	\$31,489
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**233.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,971	\$0	\$1,440
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<b>233.100-Medicaid Fraud Control Unit</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to serve as the center for the identification, arrest, and prosecution of providers of health services and patients who defraud the Medicaid Program.*

<b>TOTAL STATE FUNDS</b>	\$1,341,828	\$1,339,857	\$1,341,297
<b>State General Funds</b>	\$1,341,828	\$1,339,857	\$1,341,297
<b>TOTAL FEDERAL FUNDS</b>	\$3,597,990	\$3,597,990	\$3,597,990
<b>Federal Funds Not Itemized</b>	\$3,597,990	\$3,597,990	\$3,597,990
<b>TOTAL AGENCY FUNDS</b>	\$2,111	\$2,111	\$2,111
<b>Sales and Services</b>	\$2,111	\$2,111	\$2,111
<b>Sales and Services Not Itemized</b>	\$2,111	\$2,111	\$2,111
<b>TOTAL PUBLIC FUNDS</b>	\$4,941,929	\$4,939,958	\$4,941,398

**There is hereby appropriated to the Department of Law the sum of \$500,000 of the moneys collected in accordance with O.C.G.A. Title 10, Chapter 1, Article 28. The sum of money is appropriated for use by the Department of Law for consumer protection for all the purposes for which such moneys may be appropriated pursuant to Article 28.**

*Section 34: Natural Resources, Department of*

**Section Total - Continuation**

TOTAL STATE FUNDS	\$103,310,393	\$103,310,393	\$103,310,393
State General Funds	\$103,310,393	\$103,310,393	\$103,310,393

TOTAL FEDERAL FUNDS	\$46,510,538	\$46,510,538	\$46,510,538
Federal Funds Not Itemized	\$46,498,931	\$46,498,931	\$46,498,931
Federal Highway Admin.-Planning & Construction CFDA20.205	\$11,607	\$11,607	\$11,607
TOTAL AGENCY FUNDS	\$96,117,342	\$96,117,342	\$96,117,342
Contributions, Donations, and Forfeitures	\$592,213	\$592,213	\$592,213
Contributions, Donations, and Forfeitures Not Itemized	\$592,213	\$592,213	\$592,213
Intergovernmental Transfers	\$551,768	\$551,768	\$551,768
Intergovernmental Transfers Not Itemized	\$551,768	\$551,768	\$551,768
Rebates, Refunds, and Reimbursements	\$13,907	\$13,907	\$13,907
Rebates, Refunds, and Reimbursements Not Itemized	\$13,907	\$13,907	\$13,907
Royalties and Rents	\$54,540	\$54,540	\$54,540
Royalties and Rents Not Itemized	\$54,540	\$54,540	\$54,540
Sales and Services	\$94,904,914	\$94,904,914	\$94,904,914
Sales and Services Not Itemized	\$94,904,914	\$94,904,914	\$94,904,914
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$801,800	\$801,800	\$801,800
State Funds Transfers	\$30,000	\$30,000	\$30,000
Agency to Agency Contracts	\$30,000	\$30,000	\$30,000
Agency Funds Transfers	\$771,800	\$771,800	\$771,800
Agency Fund Transfers Not Itemized	\$771,800	\$771,800	\$771,800
TOTAL PUBLIC FUNDS	\$246,740,073	\$246,740,073	\$246,740,073

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$105,197,081	\$104,320,756	\$103,033,633
<b>State General Funds</b>	\$105,197,081	\$104,320,756	\$103,033,633
<b>TOTAL FEDERAL FUNDS</b>	\$46,510,538	\$46,510,538	\$46,510,538
<b>Federal Funds Not Itemized</b>	\$46,498,931	\$46,498,931	\$46,498,931
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$11,607	\$11,607	\$11,607
<b>TOTAL AGENCY FUNDS</b>	\$96,117,342	\$96,117,342	\$96,117,342
<b>Contributions, Donations, and Forfeitures</b>	\$592,213	\$592,213	\$592,213
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$592,213	\$592,213	\$592,213
<b>Intergovernmental Transfers</b>	\$551,768	\$551,768	\$551,768
<b>Intergovernmental Transfers Not Itemized</b>	\$551,768	\$551,768	\$551,768
<b>Rebates, Refunds, and Reimbursements</b>	\$13,907	\$13,907	\$13,907

<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$13,907	\$13,907	\$13,907
<b>Royalties and Rents</b>	\$54,540	\$54,540	\$54,540
<b>Royalties and Rents Not Itemized</b>	\$54,540	\$54,540	\$54,540
<b>Sales and Services</b>	\$94,904,914	\$94,904,914	\$94,904,914
<b>Sales and Services Not Itemized</b>	\$94,904,914	\$94,904,914	\$94,904,914
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$801,800	\$801,800	\$801,800
<b>State Funds Transfers</b>	\$30,000	\$30,000	\$30,000
<b>Agency to Agency Contracts</b>	\$30,000	\$30,000	\$30,000
<b>Agency Funds Transfers</b>	\$771,800	\$771,800	\$771,800
<b>Agency Fund Transfers Not Itemized</b>	\$771,800	\$771,800	\$771,800
<b>TOTAL PUBLIC FUNDS</b>	\$248,626,761	\$247,750,436	\$246,463,313

**Coastal Resources****Continuation Budget**

*The purpose of this appropriation is to preserve the natural, environmental, historic, archaeological, and recreational resources of the state's coastal zone by balancing economic development with resource preservation and improvement by assessing and restoring coastal wetlands, by regulating development within the coastal zone, by promulgating and enforcing rules and regulations to protect the coastal wetlands, by monitoring the population status of commercially and recreationally fished species and developing fishery management plans, by providing fishing education, and by constructing and maintaining artificial reefs.*

<b>TOTAL STATE FUNDS</b>	\$2,137,916	\$2,137,916	\$2,137,916
State General Funds	\$2,137,916	\$2,137,916	\$2,137,916
<b>TOTAL FEDERAL FUNDS</b>	\$5,054,621	\$5,054,621	\$5,054,621
Federal Funds Not Itemized	\$5,054,621	\$5,054,621	\$5,054,621
<b>TOTAL AGENCY FUNDS</b>	\$107,925	\$107,925	\$107,925
Contributions, Donations, and Forfeitures	\$63,760	\$63,760	\$63,760
Contributions, Donations, and Forfeitures Not Itemized	\$63,760	\$63,760	\$63,760
Royalties and Rents	\$37,165	\$37,165	\$37,165
Royalties and Rents Not Itemized	\$37,165	\$37,165	\$37,165
Sales and Services	\$7,000	\$7,000	\$7,000
Sales and Services Not Itemized	\$7,000	\$7,000	\$7,000
<b>TOTAL PUBLIC FUNDS</b>	\$7,300,462	\$7,300,462	\$7,300,462



**234.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$56,273	\$56,273	\$56,273
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**234.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,460	\$0	\$511
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**234.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$2,695)	(\$2,695)	(\$2,695)
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<b>234.100-Coastal Resources</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to preserve the natural, environmental, historic, archaeological, and recreational resources of the state's coastal zone by balancing economic development with resource preservation and improvement by assessing and restoring coastal wetlands, by regulating development within the coastal zone, by promulgating and enforcing rules and regulations to protect the coastal wetlands, by monitoring the population status of commercially and recreationally fished species and developing fishery management plans, by providing fishing education, and by constructing and maintaining artificial reefs.*

<b>TOTAL STATE FUNDS</b>	\$2,192,954	\$2,191,494	\$2,192,005
<b>State General Funds</b>	\$2,192,954	\$2,191,494	\$2,192,005
<b>TOTAL FEDERAL FUNDS</b>	\$5,054,621	\$5,054,621	\$5,054,621
<b>Federal Funds Not Itemized</b>	\$5,054,621	\$5,054,621	\$5,054,621
<b>TOTAL AGENCY FUNDS</b>	\$107,925	\$107,925	\$107,925
<b>Contributions, Donations, and Forfeitures</b>	\$63,760	\$63,760	\$63,760
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$63,760	\$63,760	\$63,760
<b>Royalties and Rents</b>	\$37,165	\$37,165	\$37,165
<b>Royalties and Rents Not Itemized</b>	\$37,165	\$37,165	\$37,165
<b>Sales and Services</b>	\$7,000	\$7,000	\$7,000
<b>Sales and Services Not Itemized</b>	\$7,000	\$7,000	\$7,000
<b>TOTAL PUBLIC FUNDS</b>	\$7,355,500	\$7,354,040	\$7,354,551

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support for all programs of the department.*

TOTAL STATE FUNDS	\$11,845,766	\$11,845,766	\$11,845,766
State General Funds	\$11,845,766	\$11,845,766	\$11,845,766
TOTAL FEDERAL FUNDS	\$110,000	\$110,000	\$110,000
Federal Funds Not Itemized	\$110,000	\$110,000	\$110,000
TOTAL AGENCY FUNDS	\$39,065	\$39,065	\$39,065
Sales and Services	\$39,065	\$39,065	\$39,065
Sales and Services Not Itemized	\$39,065	\$39,065	\$39,065
TOTAL PUBLIC FUNDS	\$11,994,831	\$11,994,831	\$11,994,831

**235.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$204,231	\$204,231	\$204,231
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**235.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$5,299	\$0	\$1,853
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**235.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$8,653)	(\$8,653)	(\$8,653)
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**235.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$32,242	\$32,242	\$32,242
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**235.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$59,263	\$44,447
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**235.100-Departmental Administration**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide administrative support for all programs of the department.*

<b>TOTAL STATE FUNDS</b>	\$12,078,885	\$12,132,849	\$12,119,886
<b>State General Funds</b>	\$12,078,885	\$12,132,849	\$12,119,886
<b>TOTAL FEDERAL FUNDS</b>	\$110,000	\$110,000	\$110,000
<b>Federal Funds Not Itemized</b>	\$110,000	\$110,000	\$110,000

<b>TOTAL AGENCY FUNDS</b>	\$39,065	\$39,065	\$39,065
<b>Sales and Services</b>	\$39,065	\$39,065	\$39,065
<b>Sales and Services Not Itemized</b>	\$39,065	\$39,065	\$39,065
<b>TOTAL PUBLIC FUNDS</b>	\$12,227,950	\$12,281,914	\$12,268,951

**Environmental Protection****Continuation Budget**

*The purpose of this appropriation is to protect the quality of Georgia's air by controlling, monitoring and regulating pollution from large, small, mobile, and area sources (including pollution from motor vehicle emissions) by performing ambient air monitoring, and by participating in the Clean Air Campaign; to protect Georgia's land by permitting, managing, and planning for solid waste facilities, by implementing waste reduction strategies, by administering the Solid Waste Trust Fund and the Underground Storage Tank program, by cleaning up scrap tire piles, and by permitting and regulating surface mining operations; to protect Georgia and its citizens from hazardous materials by investigating and remediating hazardous sites, and by utilizing the Hazardous Waste Trust Fund to manage the state's hazardous sites inventory, to oversee site cleanup and brownfield remediation, to remediate abandoned sites, to respond to environmental emergencies, and to monitor and regulate the hazardous materials industry in Georgia. The purpose of this appropriation is also to ensure the quality and quantity of Georgia's water supplies by managing floodplains, by ensuring the safety of dams, by monitoring, regulating, and certifying water quality, and by regulating the amount of water used.*

TOTAL STATE FUNDS	\$30,054,296	\$30,054,296	\$30,054,296
State General Funds	\$30,054,296	\$30,054,296	\$30,054,296
TOTAL FEDERAL FUNDS	\$24,910,777	\$24,910,777	\$24,910,777
Federal Funds Not Itemized	\$24,910,777	\$24,910,777	\$24,910,777
TOTAL AGENCY FUNDS	\$55,793,855	\$55,793,855	\$55,793,855
Intergovernmental Transfers	\$551,768	\$551,768	\$551,768
Intergovernmental Transfers Not Itemized	\$551,768	\$551,768	\$551,768
Sales and Services	\$55,242,087	\$55,242,087	\$55,242,087
Sales and Services Not Itemized	\$55,242,087	\$55,242,087	\$55,242,087
TOTAL PUBLIC FUNDS	\$110,758,928	\$110,758,928	\$110,758,928

**236.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$553,982	\$553,982	\$553,982
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**236.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$14,374	\$0	\$5,027
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**236.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$104,436)	(\$104,436)	(\$104,436)
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**236.4** *Reduce funds.*

State General Funds		(\$910,000)	(\$2,200,000)
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**236.100-Environmental Protection**

**Appropriation (HB 751)**

*The purpose of this appropriation is to protect the quality of Georgia's air by controlling, monitoring and regulating pollution from large, small, mobile, and area sources (including pollution from motor vehicle emissions) by performing ambient air monitoring, and by participating in the Clean Air Campaign; to protect Georgia's land by permitting, managing, and planning for solid waste facilities, by implementing waste reduction strategies, by administering the Solid Waste Trust Fund and the Underground Storage Tank program, by cleaning up scrap tire piles, and by permitting and regulating surface mining operations; to protect Georgia and its citizens from hazardous materials by investigating and remediating hazardous sites, and by utilizing the Hazardous Waste Trust Fund to manage the state's hazardous sites inventory, to oversee site cleanup and brownfield remediation, to remediate abandoned sites, to respond to environmental emergencies, and to monitor and regulate the hazardous materials industry in Georgia. The purpose of this appropriation is also to ensure the quality and quantity of Georgia's water supplies by managing floodplains, by ensuring the safety of dams, by monitoring, regulating, and certifying water quality, and by regulating the amount of water used.*

<b>TOTAL STATE FUNDS</b>	\$30,518,216	\$29,593,842	\$28,308,869
<b>State General Funds</b>	\$30,518,216	\$29,593,842	\$28,308,869
<b>TOTAL FEDERAL FUNDS</b>	\$24,910,777	\$24,910,777	\$24,910,777
<b>Federal Funds Not Itemized</b>	\$24,910,777	\$24,910,777	\$24,910,777
<b>TOTAL AGENCY FUNDS</b>	\$55,793,855	\$55,793,855	\$55,793,855
<b>Intergovernmental Transfers</b>	\$551,768	\$551,768	\$551,768
<b>Intergovernmental Transfers Not Itemized</b>	\$551,768	\$551,768	\$551,768
<b>Sales and Services</b>	\$55,242,087	\$55,242,087	\$55,242,087
<b>Sales and Services Not Itemized</b>	\$55,242,087	\$55,242,087	\$55,242,087
<b>TOTAL PUBLIC FUNDS</b>	\$111,222,848	\$110,298,474	\$109,013,501

**Hazardous Waste Trust Fund**

**Continuation Budget**

*The purpose of this appropriation is to fund investigations and cleanup of abandoned landfills and other hazardous sites, to meet cost-sharing requirements for Superfund sites identified by the US Environmental Protection Agency, to fund related operations and oversight positions within the Environmental Protection Division, and to reimburse local governments for landfill remediation.*

TOTAL STATE FUNDS	\$4,027,423	\$4,027,423	\$4,027,423
State General Funds	\$4,027,423	\$4,027,423	\$4,027,423
TOTAL PUBLIC FUNDS	\$4,027,423	\$4,027,423	\$4,027,423

<b>237.100-Hazardous Waste Trust Fund</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to fund investigations and cleanup of abandoned landfills and other hazardous sites, to meet cost-sharing requirements for Superfund sites identified by the US Environmental Protection Agency, to fund related operations and oversight positions within the Environmental Protection Division, and to reimburse local governments for landfill remediation.*

<b>TOTAL STATE FUNDS</b>	\$4,027,423	\$4,027,423	\$4,027,423
<b>State General Funds</b>	\$4,027,423	\$4,027,423	\$4,027,423
<b>TOTAL PUBLIC FUNDS</b>	\$4,027,423	\$4,027,423	\$4,027,423

**Historic Preservation**

**Continuation Budget**

*The purpose of this appropriation is to identify, protect, and preserve Georgia's historical sites by administering historic preservation grants, by cataloging all historic resources statewide, by providing research and planning required to list a site on the state and national historic registries, by working with building owners to ensure that renovation plans comply with historic preservation standards, and by executing and sponsoring archaeological research.*

TOTAL STATE FUNDS	\$1,628,998	\$1,628,998	\$1,628,998
State General Funds	\$1,628,998	\$1,628,998	\$1,628,998
TOTAL FEDERAL FUNDS	\$1,020,787	\$1,020,787	\$1,020,787
Federal Funds Not Itemized	\$1,009,180	\$1,009,180	\$1,009,180
Federal Highway Admin.-Planning & Construction CFDA20.205	\$11,607	\$11,607	\$11,607
TOTAL PUBLIC FUNDS	\$2,649,785	\$2,649,785	\$2,649,785

**238.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$33,802	\$33,802	\$33,802
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**238.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$877	\$0	\$307
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**238.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$3,788)	(\$3,788)	(\$3,788)
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**238.4** *Increase funds for personnel for one architectural reviewer.*

State General Funds	\$58,000	\$58,000	\$58,000
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**238.100-Historic Preservation****Appropriation (HB 751)**

*The purpose of this appropriation is to identify, protect, and preserve Georgia's historical sites by administering historic preservation grants, by cataloging all historic resources statewide, by providing research and planning required to list a site on the state and national historic registries, by working with building owners to ensure that renovation plans comply with historic preservation standards, and by executing and sponsoring archaeological research.*

<b>TOTAL STATE FUNDS</b>	\$1,717,889	\$1,717,012	\$1,717,319
<b>State General Funds</b>	\$1,717,889	\$1,717,012	\$1,717,319
<b>TOTAL FEDERAL FUNDS</b>	\$1,020,787	\$1,020,787	\$1,020,787
<b>Federal Funds Not Itemized</b>	\$1,009,180	\$1,009,180	\$1,009,180
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$11,607	\$11,607	\$11,607
<b>TOTAL PUBLIC FUNDS</b>	\$2,738,676	\$2,737,799	\$2,738,106

**Law Enforcement****Continuation Budget**

*The purpose of this appropriation is to enforce all state and federal laws and departmental regulations relative to protecting Georgia's wildlife, natural, archeological, and cultural resources, DNR properties, boating safety, and litter and waste laws; to teach hunter and boater education classes; and to assist other law enforcement agencies upon request in providing public safety for the citizens and visitors of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$18,174,399	\$18,174,399	\$18,174,399
State General Funds	\$18,174,399	\$18,174,399	\$18,174,399
<b>TOTAL FEDERAL FUNDS</b>	\$2,248,458	\$2,248,458	\$2,248,458
Federal Funds Not Itemized	\$2,248,458	\$2,248,458	\$2,248,458
<b>TOTAL AGENCY FUNDS</b>	\$3,657	\$3,657	\$3,657
Rebates, Refunds, and Reimbursements	\$3,657	\$3,657	\$3,657
Rebates, Refunds, and Reimbursements Not Itemized	\$3,657	\$3,657	\$3,657
<b>TOTAL PUBLIC FUNDS</b>	\$20,426,514	\$20,426,514	\$20,426,514

**239.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$502,821	\$502,821	\$502,821
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**239.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$13,046	\$0	\$4,563
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**239.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$31,724)	(\$31,724)	(\$31,724)
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**239.100-Law Enforcement**

**Appropriation (HB 751)**

*The purpose of this appropriation is to enforce all state and federal laws and departmental regulations relative to protecting Georgia's wildlife, natural, archeological, and cultural resources, DNR properties, boating safety, and litter and waste laws; to teach hunter and boater education classes; and to assist other law enforcement agencies upon request in providing public safety for the citizens and visitors of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$18,658,542	\$18,645,496	\$18,650,059
<b>State General Funds</b>	\$18,658,542	\$18,645,496	\$18,650,059
<b>TOTAL FEDERAL FUNDS</b>	\$2,248,458	\$2,248,458	\$2,248,458
<b>Federal Funds Not Itemized</b>	\$2,248,458	\$2,248,458	\$2,248,458
<b>TOTAL AGENCY FUNDS</b>	\$3,657	\$3,657	\$3,657
<b>Rebates, Refunds, and Reimbursements</b>	\$3,657	\$3,657	\$3,657
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$3,657	\$3,657	\$3,657
<b>TOTAL PUBLIC FUNDS</b>	\$20,910,657	\$20,897,611	\$20,902,174

**Parks, Recreation and Historic Sites**

**Continuation Budget**

*The purpose of this appropriation is to manage, operate, market, and maintain the state's golf courses, parks, lodges, conference centers, and historic sites.*

<b>TOTAL STATE FUNDS</b>	\$14,796,763	\$14,796,763	\$14,796,763
State General Funds	\$14,796,763	\$14,796,763	\$14,796,763
<b>TOTAL FEDERAL FUNDS</b>	\$1,704,029	\$1,704,029	\$1,704,029
Federal Funds Not Itemized	\$1,704,029	\$1,704,029	\$1,704,029
<b>TOTAL AGENCY FUNDS</b>	\$31,619,991	\$31,619,991	\$31,619,991
Contributions, Donations, and Forfeitures	\$518,382	\$518,382	\$518,382
Contributions, Donations, and Forfeitures Not Itemized	\$518,382	\$518,382	\$518,382
Sales and Services	\$31,101,609	\$31,101,609	\$31,101,609

Sales and Services Not Itemized	\$31,101,609	\$31,101,609	\$31,101,609
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$771,800	\$771,800	\$771,800
Agency Funds Transfers	\$771,800	\$771,800	\$771,800
Agency Fund Transfers Not Itemized	\$771,800	\$771,800	\$771,800
<b>TOTAL PUBLIC FUNDS</b>	\$48,892,583	\$48,892,583	\$48,892,583

**240.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$179,980	\$179,980	\$179,980
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**240.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$4,670	\$0	\$1,633
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**240.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$6,526)	(\$6,526)	(\$6,526)
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**240.4** *Increase funds for raising sunken vessels causing navigational hazards in Lake Lanier.*

State General Funds		\$25,000	\$25,000
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**240.100-Parks, Recreation and Historic Sites**

**Appropriation (HB 751)**

*The purpose of this appropriation is to manage, operate, market, and maintain the state's golf courses, parks, lodges, conference centers, and historic sites.*

<b>TOTAL STATE FUNDS</b>	\$14,974,887	\$14,995,217	\$14,996,850
State General Funds	\$14,974,887	\$14,995,217	\$14,996,850
<b>TOTAL FEDERAL FUNDS</b>	\$1,704,029	\$1,704,029	\$1,704,029
Federal Funds Not Itemized	\$1,704,029	\$1,704,029	\$1,704,029
<b>TOTAL AGENCY FUNDS</b>	\$31,619,991	\$31,619,991	\$31,619,991
Contributions, Donations, and Forfeitures	\$518,382	\$518,382	\$518,382
Contributions, Donations, and Forfeitures Not Itemized	\$518,382	\$518,382	\$518,382
Sales and Services	\$31,101,609	\$31,101,609	\$31,101,609
Sales and Services Not Itemized	\$31,101,609	\$31,101,609	\$31,101,609
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$771,800	\$771,800	\$771,800



<b>Agency Funds Transfers</b>	\$771,800	\$771,800	\$771,800
<b>Agency Fund Transfers Not Itemized</b>	\$771,800	\$771,800	\$771,800
<b>TOTAL PUBLIC FUNDS</b>	\$49,070,707	\$49,091,037	\$49,092,670

**Solid Waste Trust Fund**

**Continuation Budget**

*The purpose of this appropriation is to fund the administration of the Scrap Tire Management Program; to enable emergency, preventative, and corrective actions at solid waste disposal facilities; to assist local governments with the development of solid waste management plans; and to promote statewide recycling and waste reduction programs.*

TOTAL STATE FUNDS	\$2,720,775	\$2,720,775	\$2,720,775
State General Funds	\$2,720,775	\$2,720,775	\$2,720,775
TOTAL PUBLIC FUNDS	\$2,720,775	\$2,720,775	\$2,720,775

**241.100-Solid Waste Trust Fund**

**Appropriation (HB 751)**

*The purpose of this appropriation is to fund the administration of the Scrap Tire Management Program; to enable emergency, preventative, and corrective actions at solid waste disposal facilities; to assist local governments with the development of solid waste management plans; and to promote statewide recycling and waste reduction programs.*

TOTAL STATE FUNDS	\$2,720,775	\$2,720,775	\$2,720,775
State General Funds	\$2,720,775	\$2,720,775	\$2,720,775
TOTAL PUBLIC FUNDS	\$2,720,775	\$2,720,775	\$2,720,775

**Wildlife Resources**

**Continuation Budget**

*The purpose of this appropriation is to regulate hunting, fishing, and the operation of watercraft in Georgia; to provide hunter and boating education; to protect non-game and endangered wildlife; to promulgate statewide hunting, fishing, trapping, and coastal commercial fishing regulations; to operate the state's archery and shooting ranges; to license hunters and anglers; and to register boats.*

TOTAL STATE FUNDS	\$17,924,057	\$17,924,057	\$17,924,057
State General Funds	\$17,924,057	\$17,924,057	\$17,924,057
TOTAL FEDERAL FUNDS	\$11,461,866	\$11,461,866	\$11,461,866
Federal Funds Not Itemized	\$11,461,866	\$11,461,866	\$11,461,866
TOTAL AGENCY FUNDS	\$8,552,849	\$8,552,849	\$8,552,849
Contributions, Donations, and Forfeitures	\$10,071	\$10,071	\$10,071

Contributions, Donations, and Forfeitures Not Itemized	\$10,071	\$10,071	\$10,071
Rebates, Refunds, and Reimbursements	\$10,250	\$10,250	\$10,250
Rebates, Refunds, and Reimbursements Not Itemized	\$10,250	\$10,250	\$10,250
Royalties and Rents	\$17,375	\$17,375	\$17,375
Royalties and Rents Not Itemized	\$17,375	\$17,375	\$17,375
Sales and Services	\$8,515,153	\$8,515,153	\$8,515,153
Sales and Services Not Itemized	\$8,515,153	\$8,515,153	\$8,515,153
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$30,000</b>	<b>\$30,000</b>	<b>\$30,000</b>
State Funds Transfers	\$30,000	\$30,000	\$30,000
Agency to Agency Contracts	\$30,000	\$30,000	\$30,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$37,968,772</b>	<b>\$37,968,772</b>	<b>\$37,968,772</b>

**242.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$418,650	\$418,650	\$418,650
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**242.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$10,862	\$0	\$3,799
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**242.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$46,059)	(\$46,059)	(\$46,059)
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**242.100-Wildlife Resources**

**Appropriation (HB 751)**

*The purpose of this appropriation is to regulate hunting, fishing, and the operation of watercraft in Georgia; to provide hunter and boating education; to protect non-game and endangered wildlife; to promulgate statewide hunting, fishing, trapping, and coastal commercial fishing regulations; to operate the state's archery and shooting ranges; to license hunters and anglers; and to register boats.*

<b>TOTAL STATE FUNDS</b>	\$18,307,510	\$18,296,648	\$18,300,447
State General Funds	\$18,307,510	\$18,296,648	\$18,300,447
<b>TOTAL FEDERAL FUNDS</b>	\$11,461,866	\$11,461,866	\$11,461,866
Federal Funds Not Itemized	\$11,461,866	\$11,461,866	\$11,461,866
<b>TOTAL AGENCY FUNDS</b>	\$8,552,849	\$8,552,849	\$8,552,849

<b>Contributions, Donations, and Forfeitures</b>	\$10,071	\$10,071	\$10,071
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$10,071	\$10,071	\$10,071
<b>Rebates, Refunds, and Reimbursements</b>	\$10,250	\$10,250	\$10,250
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$10,250	\$10,250	\$10,250
<b>Royalties and Rents</b>	\$17,375	\$17,375	\$17,375
<b>Royalties and Rents Not Itemized</b>	\$17,375	\$17,375	\$17,375
<b>Sales and Services</b>	\$8,515,153	\$8,515,153	\$8,515,153
<b>Sales and Services Not Itemized</b>	\$8,515,153	\$8,515,153	\$8,515,153
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$30,000	\$30,000	\$30,000
<b>State Funds Transfers</b>	\$30,000	\$30,000	\$30,000
<b>Agency to Agency Contracts</b>	\$30,000	\$30,000	\$30,000
<b>TOTAL PUBLIC FUNDS</b>	\$38,352,225	\$38,341,363	\$38,345,162

Provided, that to the extent State Parks and Historic Sites receipts are realized in excess of the amount of such funds contemplated in this Act, the Office of Planning and Budget is authorized to use up to 50 percent of the excess receipts to supplant State funds and the balance may be amended into the budget of the Parks, Recreation and Historic Sites Division for the most critical needs of the Division. This provision shall not apply to revenues collected from a state park's parking pass implemented by the Department.

*Section 35: Pardons and Paroles, State Board of*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$45,847,115	\$45,847,115	\$45,847,115
State General Funds	\$45,847,115	\$45,847,115	\$45,847,115
TOTAL FEDERAL FUNDS	\$806,050	\$806,050	\$806,050
Federal Funds Not Itemized	\$806,050	\$806,050	\$806,050
TOTAL PUBLIC FUNDS	\$46,653,165	\$46,653,165	\$46,653,165

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$16,466,736	\$16,446,224	\$16,451,215
<b>State General Funds</b>	\$16,466,736	\$16,446,224	\$16,451,215
<b>TOTAL FEDERAL FUNDS</b>	\$806,050	\$806,050	\$806,050
<b>Federal Funds Not Itemized</b>	\$806,050	\$806,050	\$806,050
<b>TOTAL PUBLIC FUNDS</b>	\$17,272,786	\$17,252,274	\$17,257,265

**Board Administration****Continuation Budget**

*The purpose of this appropriation is to provide administrative support for the agency.*

TOTAL STATE FUNDS	\$1,319,596	\$1,319,596	\$1,319,596
State General Funds	\$1,319,596	\$1,319,596	\$1,319,596
TOTAL PUBLIC FUNDS	\$1,319,596	\$1,319,596	\$1,319,596

**243.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$17,773	\$17,773	\$17,773
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**243.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$5,881	\$0	\$1,441
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**243.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$25,303)	(\$25,303)	(\$25,303)
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**243.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$85,053)	(\$85,053)	(\$85,053)
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**243.5** *Reduce funds to reflect an adjustment in payroll shared services billings.*

State General Funds	(\$30,809)	(\$30,809)	(\$30,809)
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**243.6** *Transfer funds and two positions from the State Board of Pardons and Paroles' Board Administration program to the Department of Community Supervision's Departmental Administration program.*

State General Funds	(\$110,920)	(\$110,920)	(\$110,920)
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**243.7** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$7,220	\$5,415
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<b>243.100-Board Administration</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide administrative support for the agency.*

<b>TOTAL STATE FUNDS</b>	\$1,091,165	\$1,092,504	\$1,092,140
State General Funds	\$1,091,165	\$1,092,504	\$1,092,140
<b>TOTAL PUBLIC FUNDS</b>	\$1,091,165	\$1,092,504	\$1,092,140

**Clemency Decisions**

**Continuation Budget**

*The purpose of this appropriation is to collect data on offenders within the correctional system, make determinations regarding offender eligibility for parole, investigate allegations of employee misconduct, manage the agency's public relations efforts, and administer the Re-Entry Partnership Housing Program.*

TOTAL STATE FUNDS	\$12,262,630	\$12,262,630	\$12,262,630
State General Funds	\$12,262,630	\$12,262,630	\$12,262,630
TOTAL PUBLIC FUNDS	\$12,262,630	\$12,262,630	\$12,262,630

**244.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$407,879	\$407,879	\$407,879
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**244.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$21,213	\$0	\$5,199
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**244.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$127,019)	(\$127,019)	(\$127,019)
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**244.4** *Transfer funds from the Department of Community Supervision to the State Board of Pardons and Paroles to accurately reflect the cost of rent.*

State General Funds	\$16,528	\$16,528	\$16,528
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**244.5** *Transfer funds from the Governor's Office of Transition, Support and Reentry to the State Board of Pardons and Paroles to accurately reflect the cost of rent.*

State General Funds	\$129,115	\$129,115	\$129,115
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**244.98** *Transfer funds and 20 positions from the Parole Supervision program to the Clemency Decisions program.*

State General Funds	\$2,173,249	\$2,173,249	\$2,173,249
Federal Funds Not Itemized	\$806,050	\$806,050	\$806,050
<b>Total Public Funds:</b>	<b>\$2,979,299</b>	<b>\$2,979,299</b>	<b>\$2,979,299</b>

**244.99 SAC:** *The purpose of this appropriation is to support the Board in exercising its constitutional authority over executive clemency. This includes setting tentative parole dates for offenders in the correctional system and all aspects of parole status of offenders in the community including warrants, violations, commutations, and revocations. The Board coordinates all interstate compact release matters regarding the acceptance and placement of parolees into and from the State of Georgia and administers the pardon process by reviewing all applications and granting or denying these applications based on specific criteria.*

**House:** *The purpose of this appropriation is to support the Board in exercising its constitutional authority over executive clemency. This includes setting tentative parole dates for offenders in the correctional system and all aspects of parole status of offenders in the community including warrants, violations, commutations, and revocations. The Board coordinates all interstate compact release matters regarding the acceptance and placement of parolees into and from the State of Georgia and administers the pardon process by reviewing all applications and granting or denying these applications based on specific criteria.*

**Governor:** *The purpose of this appropriation is to support the Board in exercising its constitutional authority over executive clemency. This includes setting tentative parole dates for offenders in the correctional system and all aspects of parole status of offenders in the community including warrants, violations, commutations, and revocations. The Board coordinates all interstate compact release matters regarding the acceptance and placement of parolees into and from the State of Georgia and administers the pardon process by reviewing all applications and granting or denying these applications based on specific criteria.*

State General Funds	\$0	\$0	\$0
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<b>244.100-Clemency Decisions</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to support the Board in exercising its constitutional authority over executive clemency. This includes setting tentative parole dates for offenders in the correctional system and all aspects of parole status of offenders in the community including warrants, violations, commutations, and revocations. The Board coordinates all interstate compact release matters regarding the acceptance and placement of parolees into and from the State of Georgia and administers the pardon process by reviewing all applications and granting or denying these applications based on specific criteria.*

<b>TOTAL STATE FUNDS</b>	\$14,883,595	\$14,862,382	\$14,867,581
<b>State General Funds</b>	\$14,883,595	\$14,862,382	\$14,867,581
<b>TOTAL FEDERAL FUNDS</b>	\$806,050	\$806,050	\$806,050
<b>Federal Funds Not Itemized</b>	\$806,050	\$806,050	\$806,050
<b>TOTAL PUBLIC FUNDS</b>	<b>\$15,689,645</b>	<b>\$15,668,432</b>	<b>\$15,673,631</b>

**Parole Supervision****Continuation Budget**

*The purpose of this appropriation is to transition offenders from prison back into the community as law abiding citizens by providing drug testing, electronic monitoring, parole supervision, and substance abuse treatment, and collecting supervision fees, victims' compensation, and restitution.*

TOTAL STATE FUNDS	\$31,782,779	\$31,782,779	\$31,782,779
State General Funds	\$31,782,779	\$31,782,779	\$31,782,779
TOTAL FEDERAL FUNDS	\$806,050	\$806,050	\$806,050
Federal Funds Not Itemized	\$806,050	\$806,050	\$806,050
TOTAL PUBLIC FUNDS	\$32,588,829	\$32,588,829	\$32,588,829

**245.1** *Transfer funds and 480 positions from the State Board of Pardons and Paroles' Parole Supervision program to the Department of Community Supervision's Field Services program.*

State General Funds	(\$29,217,168)	(\$29,217,168)	(\$29,217,168)
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**245.2** *Transfer funds and four positions from the State Board of Pardons and Paroles to the Governor's Office of Transition, Support and Reentry.*

State General Funds	(\$392,362)	(\$392,362)	(\$392,362)
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**245.98** *Transfer funds and 20 positions from the Parole Supervision program to the Clemency Decisions program.*

State General Funds	(\$2,173,249)	(\$2,173,249)	(\$2,173,249)
Federal Funds Not Itemized	(\$806,050)	(\$806,050)	(\$806,050)
Total Public Funds:	(\$2,979,299)	(\$2,979,299)	(\$2,979,299)

**Victim Services****Continuation Budget**

*The purpose of this appropriation is to provide notification to victims of changes in offender status or placement through the Victim Information Program, to conduct outreach and information gathering from victims during clemency proceedings, to host victim and visitor days, and act as a liaison for victims to the state corrections system.*

TOTAL STATE FUNDS	\$482,110	\$482,110	\$482,110
State General Funds	\$482,110	\$482,110	\$482,110
TOTAL PUBLIC FUNDS	\$482,110	\$482,110	\$482,110

**246.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$13,276	\$13,276	\$13,276
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**246.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$638	\$0	\$156
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**246.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$4,048)	(\$4,048)	(\$4,048)
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<b>246.100-Victim Services</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide notification to victims of changes in offender status or placement through the Victim Information Program, to conduct outreach and information gathering from victims during clemency proceedings, to host victim and visitor days, and act as a liaison for victims to the state corrections system.*

<b>TOTAL STATE FUNDS</b>	\$491,976	\$491,338	\$491,494
<b>State General Funds</b>	\$491,976	\$491,338	\$491,494
<b>TOTAL PUBLIC FUNDS</b>	\$491,976	\$491,338	\$491,494

**Section 36: Properties Commission, State**

**Section Total - Continuation**

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,750,000	\$1,750,000	\$1,750,000
State Funds Transfers	\$1,750,000	\$1,750,000	\$1,750,000
State Fund Transfers Not Itemized	\$1,750,000	\$1,750,000	\$1,750,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,750,000	\$1,750,000	\$1,750,000

**Section Total - Final**

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>State Funds Transfers</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>State Fund Transfers Not Itemized</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,750,000	\$1,750,000	\$1,750,000



**Properties Commission, State**

**Continuation Budget**

*The purpose of this appropriation is to maintain long-term plans for state buildings and land; to compile an accessible database of state-owned and leased real property with information about utilization, demand management, and space standards; and to negotiate better rates in the leasing market and property acquisitions and dispositions.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$1,750,000	\$1,750,000	\$1,750,000
State Funds Transfers	\$1,750,000	\$1,750,000	\$1,750,000
State Fund Transfers Not Itemized	\$1,750,000	\$1,750,000	\$1,750,000
TOTAL PUBLIC FUNDS	\$1,750,000	\$1,750,000	\$1,750,000

**247.100-Properties Commission, State**

**Appropriation (HB 751)**

*The purpose of this appropriation is to maintain long-term plans for state buildings and land; to compile an accessible database of state-owned and leased real property with information about utilization, demand management, and space standards; and to negotiate better rates in the leasing market and property acquisitions and dispositions.*

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>State Funds Transfers</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>State Fund Transfers Not Itemized</b>	\$1,750,000	\$1,750,000	\$1,750,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,750,000	\$1,750,000	\$1,750,000

**Section 37: Public Defender Council, Georgia**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$48,021,765	\$48,021,765	\$48,021,765
State General Funds	\$48,021,765	\$48,021,765	\$48,021,765
TOTAL AGENCY FUNDS	\$340,000	\$340,000	\$340,000
Interest and Investment Income	\$340,000	\$340,000	\$340,000
Interest and Investment Income Not Itemized	\$340,000	\$340,000	\$340,000
TOTAL PUBLIC FUNDS	\$48,361,765	\$48,361,765	\$48,361,765

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$51,964,011	\$52,401,414	\$51,377,677
<b>State General Funds</b>	\$51,964,011	\$52,401,414	\$51,377,677

<b>TOTAL AGENCY FUNDS</b>	\$340,000	\$340,000	\$340,000
<b>Interest and Investment Income</b>	\$340,000	\$340,000	\$340,000
<b>Interest and Investment Income Not Itemized</b>	\$340,000	\$340,000	\$340,000
<b>TOTAL PUBLIC FUNDS</b>	\$52,304,011	\$52,741,414	\$51,717,677

**Public Defender Council****Continuation Budget**

*The purpose of this appropriation is to fund the Office of the Georgia Capital Defender, Office of the Mental Health Advocate, and Central Office.*

TOTAL STATE FUNDS	\$7,097,779	\$7,097,779	\$7,097,779
State General Funds	\$7,097,779	\$7,097,779	\$7,097,779
TOTAL AGENCY FUNDS	\$340,000	\$340,000	\$340,000
Interest and Investment Income	\$340,000	\$340,000	\$340,000
Interest and Investment Income Not Itemized	\$340,000	\$340,000	\$340,000
TOTAL PUBLIC FUNDS	\$7,437,779	\$7,437,779	\$7,437,779

**248.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$166,949	\$166,949	\$166,949
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**248.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$2,079	\$0	(\$738)
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**248.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$2,318	\$2,318	\$2,318
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**248.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$13,501	\$13,501	\$13,501
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**248.5** *Increase funds to hire an additional trial team for the Georgia Capital Defender and assign the fact investigator to the Atlanta office. (H and S:YES; Reflect in the Public Defenders program)*

State General Funds	\$415,201	\$0	\$0
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**248.6** *Increase funds for personnel for one additional attorney position for the Office of the Mental Health Advocate.*

State General Funds	\$113,976	\$113,976	\$113,976
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**248.7** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$59,354	\$44,516
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**248.98** *Change the name of the Public Defender Standards Council program to the Public Defender Council program.*

*(G: YES)(H: YES)(S: YES)*

State General Funds	\$0	\$0	\$0
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<b>248.100-Public Defender Council</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to fund the Office of the Georgia Capital Defender, Office of the Mental Health Advocate, and Central Office.*

<b>TOTAL STATE FUNDS</b>	\$7,811,803	\$7,453,877	\$7,438,301
<b>State General Funds</b>	\$7,811,803	\$7,453,877	\$7,438,301
<b>TOTAL AGENCY FUNDS</b>	\$340,000	\$340,000	\$340,000
<b>Interest and Investment Income</b>	\$340,000	\$340,000	\$340,000
<b>Interest and Investment Income Not Itemized</b>	\$340,000	\$340,000	\$340,000
<b>TOTAL PUBLIC FUNDS</b>	\$8,151,803	\$7,793,877	\$7,778,301

**Public Defenders**

**Continuation Budget**

*The purpose of this appropriation is to assure that adequate and effective legal representation is provided, independently of political considerations or private interests, to indigent persons who are entitled to representation under this chapter; provided that staffing for circuits are based on O.C.G.A. 17-12.*

TOTAL STATE FUNDS	\$40,923,986	\$40,923,986	\$40,923,986
State General Funds	\$40,923,986	\$40,923,986	\$40,923,986
TOTAL PUBLIC FUNDS	\$40,923,986	\$40,923,986	\$40,923,986

**249.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$978,931	\$978,931	\$978,931
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**249.2** *Increase funds to reflect an adjustment in merit system assessments. (S:Reduce funds to reflect an adjustment in merit system assessments)*

State General Funds	\$12,190	\$0	(\$4,326)
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**249.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$6,390	\$6,390	\$6,390
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**249.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$1,302	\$1,302	\$1,302
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**249.5** *Increase funds to annualize an additional assistant public defender position to reflect a new judgeship in the Western judicial circuit per HB279 (2015 Session).*

State General Funds	\$54,132	\$54,132	\$54,132
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**249.6** *Increase funds to annualize a five percent salary enhancement to circuit public defender salaries and a \$6,000 accountability court supplement per HB279 (2015 Session).*

State General Funds	\$361,202	\$361,202	\$361,202
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**249.7** *Increase funds to reflect an accountability court supplement for circuit public defenders for six newly established accountability courts in the following circuits per HB279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs.*

State General Funds	\$55,829	\$55,829	\$55,829
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**249.8** *Increase funds for salary and operations in accordance with the Cordele settlement agreement.*

State General Funds	\$118,000	\$118,000	\$118,000
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**249.9** *Increase funds for personnel for 20 additional juvenile public defenders. (S:Increase funds for personnel for 5 additional juvenile public defenders)*

State General Funds	\$1,640,246	\$1,640,246	\$410,062
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**249.10** *Increase funds to hire an additional trial team for the Georgia Capital Defender and assign the fact investigator to the Atlanta office.*

State General Funds		\$415,201	\$415,201
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**249.11** *Reduce funds to reflect the savings associated with the purchase of new vehicles.*

State General Funds		(\$163,715)	(\$163,715)
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**249.12** *Increase funds for personnel for recruitment, retention, and career advancement of assistant public defenders.*

State General Funds		\$556,033	\$741,376
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**249.13** *Increase funds for additional assistant public defender position to reflect a new judgeship in the Clayton judicial circuit per HB804 (2016 Session).*

State General Funds			\$41,006
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<b>249.100-Public Defenders</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to assure that adequate and effective legal representation is provided, independently of political considerations or private interests, to indigent persons who are entitled to representation under this chapter; provided that staffing for circuits are based on O.C.G.A. 17-12.*

<b>TOTAL STATE FUNDS</b>	\$44,152,208	\$44,947,537	\$43,939,376
<b>State General Funds</b>	\$44,152,208	\$44,947,537	\$43,939,376
<b>TOTAL PUBLIC FUNDS</b>	\$44,152,208	\$44,947,537	\$43,939,376

**Section 38: Public Health, Department of**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$240,708,804	\$240,708,804	\$240,708,804
State General Funds	\$225,532,377	\$225,532,377	\$225,532,377
Tobacco Settlement Funds	\$13,717,860	\$13,717,860	\$13,717,860
Brain & Spinal Injury Trust Fund	\$1,458,567	\$1,458,567	\$1,458,567
TOTAL FEDERAL FUNDS	\$395,911,567	\$395,911,567	\$395,911,567
Federal Funds Not Itemized	\$366,238,853	\$366,238,853	\$366,238,853

Maternal & Child Health Services Block Grant CFDA93.994	\$16,864,606	\$16,864,606	\$16,864,606
Preventive Health & Health Services Block Grant CFDA93.991	\$2,403,579	\$2,403,579	\$2,403,579
FFIND Temp. Assistance for Needy Families CFDA93.558	\$10,404,529	\$10,404,529	\$10,404,529
<b>TOTAL AGENCY FUNDS</b>	<b>\$12,790,542</b>	<b>\$12,790,542</b>	<b>\$12,790,542</b>
Contributions, Donations, and Forfeitures	\$518,999	\$518,999	\$518,999
Contributions, Donations, and Forfeitures Not Itemized	\$518,999	\$518,999	\$518,999
Rebates, Refunds, and Reimbursements	\$8,149,702	\$8,149,702	\$8,149,702
Rebates, Refunds, and Reimbursements Not Itemized	\$8,149,702	\$8,149,702	\$8,149,702
Sales and Services	\$4,121,841	\$4,121,841	\$4,121,841
Sales and Services Not Itemized	\$4,121,841	\$4,121,841	\$4,121,841
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$1,216,517</b>	<b>\$1,216,517</b>	<b>\$1,216,517</b>
State Funds Transfers	\$771,517	\$771,517	\$771,517
Agency to Agency Contracts	\$771,517	\$771,517	\$771,517
Agency Funds Transfers	\$445,000	\$445,000	\$445,000
Agency Fund Transfers Not Itemized	\$445,000	\$445,000	\$445,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$650,627,430</b>	<b>\$650,627,430</b>	<b>\$650,627,430</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$255,396,084	\$257,050,727	\$260,926,974
<b>State General Funds</b>	\$240,352,289	\$242,006,932	\$245,883,179
<b>Tobacco Settlement Funds</b>	\$13,717,860	\$13,717,860	\$13,717,860
<b>Brain &amp; Spinal Injury Trust Fund</b>	\$1,325,935	\$1,325,935	\$1,325,935
<b>TOTAL FEDERAL FUNDS</b>	<b>\$397,000,933</b>	<b>\$397,247,775</b>	<b>\$397,000,933</b>
<b>Federal Funds Not Itemized</b>	<b>\$367,328,219</b>	<b>\$367,328,219</b>	<b>\$367,328,219</b>
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	<b>\$16,864,606</b>	<b>\$16,864,606</b>	<b>\$16,864,606</b>
<b>Medical Assistance Program CFDA93.778</b>		\$246,842	
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	<b>\$2,403,579</b>	<b>\$2,403,579</b>	<b>\$2,403,579</b>
<b>FFIND Temp. Assistance for Needy Families CFDA93.558</b>	<b>\$10,404,529</b>	<b>\$10,404,529</b>	<b>\$10,404,529</b>
<b>TOTAL AGENCY FUNDS</b>	<b>\$12,790,542</b>	<b>\$12,790,542</b>	<b>\$12,790,542</b>
<b>Contributions, Donations, and Forfeitures</b>	<b>\$518,999</b>	<b>\$518,999</b>	<b>\$518,999</b>
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	<b>\$518,999</b>	<b>\$518,999</b>	<b>\$518,999</b>
<b>Rebates, Refunds, and Reimbursements</b>	<b>\$8,149,702</b>	<b>\$8,149,702</b>	<b>\$8,149,702</b>
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	<b>\$8,149,702</b>	<b>\$8,149,702</b>	<b>\$8,149,702</b>

<b>Sales and Services</b>	\$4,121,841	\$4,121,841	\$4,121,841
<b>Sales and Services Not Itemized</b>	\$4,121,841	\$4,121,841	\$4,121,841
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$1,216,517	\$1,216,517	\$1,216,517
<b>State Funds Transfers</b>	\$771,517	\$771,517	\$771,517
<b>Agency to Agency Contracts</b>	\$771,517	\$771,517	\$771,517
<b>Agency Funds Transfers</b>	\$445,000	\$445,000	\$445,000
<b>Agency Fund Transfers Not Itemized</b>	\$445,000	\$445,000	\$445,000
<b>TOTAL PUBLIC FUNDS</b>	\$666,404,076	\$668,305,561	\$671,934,966

**Adolescent and Adult Health Promotion****Continuation Budget**

*The purpose of this appropriation is to provide education and services to promote the health and well-being of Georgians. Activities include preventing teenage pregnancies, tobacco use prevention, cancer screening and prevention, and family planning services.*

<b>TOTAL STATE FUNDS</b>	\$10,643,994	\$10,643,994	\$10,643,994
State General Funds	\$3,786,815	\$3,786,815	\$3,786,815
Tobacco Settlement Funds	\$6,857,179	\$6,857,179	\$6,857,179
<b>TOTAL FEDERAL FUNDS</b>	\$19,467,781	\$19,467,781	\$19,467,781
Federal Funds Not Itemized	\$8,397,424	\$8,397,424	\$8,397,424
Maternal & Child Health Services Block Grant CFDA93.994	\$516,828	\$516,828	\$516,828
Preventive Health & Health Services Block Grant CFDA93.991	\$149,000	\$149,000	\$149,000
FFIND Temp. Assistance for Needy Families CFDA93.558	\$10,404,529	\$10,404,529	\$10,404,529
<b>TOTAL AGENCY FUNDS</b>	\$335,000	\$335,000	\$335,000
Contributions, Donations, and Forfeitures	\$335,000	\$335,000	\$335,000
Contributions, Donations, and Forfeitures Not Itemized	\$335,000	\$335,000	\$335,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$410,000	\$410,000	\$410,000
State Funds Transfers	\$410,000	\$410,000	\$410,000
Agency to Agency Contracts	\$410,000	\$410,000	\$410,000
<b>TOTAL PUBLIC FUNDS</b>	\$30,856,775	\$30,856,775	\$30,856,775

**250.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$23,597	\$23,597	\$23,597
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**250.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$784	\$0	\$386
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**250.3** *Increase funds to provide for an additional salary increase for registered nurses to address recruitment and retention issues in the highest turnover classes.*

State General Funds	\$2,337	\$2,337	\$5,617
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**250.4** *Eliminate matching one-time funds for the Georgiacancerinfo.org website.*

State General Funds	(\$75,000)	\$0	(\$50,000)
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**250.5** *Increase funds to replace federal funds.*

State General Funds		\$651,897	\$651,897
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**250.6** *Increase funds for the Positive Alternatives for Pregnancy and Parenting Grant Program.*

State General Funds		\$1,000,000	\$2,000,000
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**250.7** *Increase funds for the Biomedical Prevention Clinic.*

State General Funds			\$100,000
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<b>250.100-Adolescent and Adult Health Promotion</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide education and services to promote the health and well-being of Georgians. Activities include preventing teenage pregnancies, tobacco use prevention, cancer screening and prevention, and family planning services.*

<b>TOTAL STATE FUNDS</b>	\$10,595,712	\$12,321,825	\$13,375,491
<b>State General Funds</b>	\$3,738,533	\$5,464,646	\$6,518,312
<b>Tobacco Settlement Funds</b>	\$6,857,179	\$6,857,179	\$6,857,179
<b>TOTAL FEDERAL FUNDS</b>	\$19,467,781	\$19,467,781	\$19,467,781
<b>Federal Funds Not Itemized</b>	\$8,397,424	\$8,397,424	\$8,397,424
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	\$516,828	\$516,828	\$516,828
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	\$149,000	\$149,000	\$149,000
<b>FFIND Temp. Assistance for Needy Families CFDA93.558</b>	\$10,404,529	\$10,404,529	\$10,404,529
<b>TOTAL AGENCY FUNDS</b>	\$335,000	\$335,000	\$335,000
<b>Contributions, Donations, and Forfeitures</b>	\$335,000	\$335,000	\$335,000
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$335,000	\$335,000	\$335,000



<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$410,000	\$410,000	\$410,000
<b>State Funds Transfers</b>	\$410,000	\$410,000	\$410,000
<b>Agency to Agency Contracts</b>	\$410,000	\$410,000	\$410,000
<b>TOTAL PUBLIC FUNDS</b>	\$30,808,493	\$32,534,606	\$33,588,272

**Adult Essential Health Treatment Services**

**Continuation Budget**

*The purpose of this appropriation is to provide treatment and services to low-income Georgians with cancer, and Georgians at risk of stroke or heart attacks.*

<b>TOTAL STATE FUNDS</b>	\$6,613,249	\$6,613,249	\$6,613,249
State General Funds	\$0	\$0	\$0
Tobacco Settlement Funds	\$6,613,249	\$6,613,249	\$6,613,249
<b>TOTAL FEDERAL FUNDS</b>	\$300,000	\$300,000	\$300,000
Preventive Health & Health Services Block Grant CFDA93.991	\$300,000	\$300,000	\$300,000
<b>TOTAL PUBLIC FUNDS</b>	\$6,913,249	\$6,913,249	\$6,913,249

**251.100-Adult Essential Health Treatment Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide treatment and services to low-income Georgians with cancer, and Georgians at risk of stroke or heart attacks.*

<b>TOTAL STATE FUNDS</b>	\$6,613,249	\$6,613,249	\$6,613,249
<b>Tobacco Settlement Funds</b>	\$6,613,249	\$6,613,249	\$6,613,249
<b>TOTAL FEDERAL FUNDS</b>	\$300,000	\$300,000	\$300,000
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	\$300,000	\$300,000	\$300,000
<b>TOTAL PUBLIC FUNDS</b>	\$6,913,249	\$6,913,249	\$6,913,249

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support to all departmental programs.*

<b>TOTAL STATE FUNDS</b>	\$22,381,455	\$22,381,455	\$22,381,455
State General Funds	\$22,249,660	\$22,249,660	\$22,249,660
Tobacco Settlement Funds	\$131,795	\$131,795	\$131,795
<b>TOTAL FEDERAL FUNDS</b>	\$8,312,856	\$8,312,856	\$8,312,856
Federal Funds Not Itemized	\$7,045,918	\$7,045,918	\$7,045,918

Preventive Health & Health Services Block Grant CFDA93.991	\$1,266,938	\$1,266,938	\$1,266,938
TOTAL AGENCY FUNDS	\$3,500,000	\$3,500,000	\$3,500,000
Rebates, Refunds, and Reimbursements	\$3,500,000	\$3,500,000	\$3,500,000
Rebates, Refunds, and Reimbursements Not Itemized	\$3,500,000	\$3,500,000	\$3,500,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$635,517	\$635,517	\$635,517
State Funds Transfers	\$190,517	\$190,517	\$190,517
Agency to Agency Contracts	\$190,517	\$190,517	\$190,517
Agency Funds Transfers	\$445,000	\$445,000	\$445,000
Agency Fund Transfers Not Itemized	\$445,000	\$445,000	\$445,000
TOTAL PUBLIC FUNDS	\$34,829,828	\$34,829,828	\$34,829,828

**252.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$138,646	\$138,646	\$138,646
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**252.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$4,611	\$0	\$2,272
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**252.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$144,672)	(\$144,672)	(\$144,672)
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**252.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$25,346	\$25,346	\$25,346
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**252.5** *Increase funds to provide an additional salary increase for registered nurses to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$5,629	\$5,629	\$13,530
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**252.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$38,047	\$28,535
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**252.7 Increase funds for telehealth maintenance and infrastructure.**

State General Funds		\$122,196	\$122,196
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<b>252.100-Departmental Administration</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide administrative support to all departmental programs.*

<b>TOTAL STATE FUNDS</b>	\$22,411,015	\$22,566,647	\$22,567,308
<b>State General Funds</b>	\$22,279,220	\$22,434,852	\$22,435,513
<b>Tobacco Settlement Funds</b>	\$131,795	\$131,795	\$131,795
<b>TOTAL FEDERAL FUNDS</b>	\$8,312,856	\$8,312,856	\$8,312,856
<b>Federal Funds Not Itemized</b>	\$7,045,918	\$7,045,918	\$7,045,918
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	\$1,266,938	\$1,266,938	\$1,266,938
<b>TOTAL AGENCY FUNDS</b>	\$3,500,000	\$3,500,000	\$3,500,000
<b>Rebates, Refunds, and Reimbursements</b>	\$3,500,000	\$3,500,000	\$3,500,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$3,500,000	\$3,500,000	\$3,500,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$635,517	\$635,517	\$635,517
<b>State Funds Transfers</b>	\$190,517	\$190,517	\$190,517
<b>Agency to Agency Contracts</b>	\$190,517	\$190,517	\$190,517
<b>Agency Funds Transfers</b>	\$445,000	\$445,000	\$445,000
<b>Agency Fund Transfers Not Itemized</b>	\$445,000	\$445,000	\$445,000
<b>TOTAL PUBLIC FUNDS</b>	\$34,859,388	\$35,015,020	\$35,015,681

**Emergency Preparedness / Trauma System Improvement**

**Continuation Budget**

*The purpose of this appropriation is to prepare for natural disasters, bioterrorism, and other emergencies, as well as improving the capacity of the state's trauma system.*

<b>TOTAL STATE FUNDS</b>	\$2,584,725	\$2,584,725	\$2,584,725
State General Funds	\$2,584,725	\$2,584,725	\$2,584,725
<b>TOTAL FEDERAL FUNDS</b>	\$23,675,473	\$23,675,473	\$23,675,473
Federal Funds Not Itemized	\$23,125,473	\$23,125,473	\$23,125,473
Maternal & Child Health Services Block Grant CFDA93.994	\$350,000	\$350,000	\$350,000
Preventive Health & Health Services Block Grant CFDA93.991	\$200,000	\$200,000	\$200,000
<b>TOTAL AGENCY FUNDS</b>	\$976	\$976	\$976
Sales and Services	\$976	\$976	\$976

Sales and Services Not Itemized	\$976	\$976	\$976
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	<b>\$171,000</b>	<b>\$171,000</b>	<b>\$171,000</b>
State Funds Transfers	\$171,000	\$171,000	\$171,000
Agency to Agency Contracts	\$171,000	\$171,000	\$171,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$26,432,174</b>	<b>\$26,432,174</b>	<b>\$26,432,174</b>

**253.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$16,106	\$16,106	\$16,106
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**253.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$536	\$0	\$264
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<b>253.100-Emergency Preparedness / Trauma System Improvement</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to prepare for natural disasters, bioterrorism, and other emergencies, as well as improving the capacity of the state's trauma system.*

<b>TOTAL STATE FUNDS</b>	\$2,601,367	\$2,600,831	\$2,601,095
<b>State General Funds</b>	\$2,601,367	\$2,600,831	\$2,601,095
<b>TOTAL FEDERAL FUNDS</b>	\$23,675,473	\$23,675,473	\$23,675,473
<b>Federal Funds Not Itemized</b>	\$23,125,473	\$23,125,473	\$23,125,473
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	\$350,000	\$350,000	\$350,000
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	\$200,000	\$200,000	\$200,000
<b>TOTAL AGENCY FUNDS</b>	\$976	\$976	\$976
<b>Sales and Services</b>	\$976	\$976	\$976
<b>Sales and Services Not Itemized</b>	\$976	\$976	\$976
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$171,000	\$171,000	\$171,000
<b>State Funds Transfers</b>	\$171,000	\$171,000	\$171,000
<b>Agency to Agency Contracts</b>	\$171,000	\$171,000	\$171,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$26,448,816</b>	<b>\$26,448,280</b>	<b>\$26,448,544</b>

**Epidemiology**

**Continuation Budget**

*The purpose of this appropriation is to monitor, investigate, and respond to disease, injury, and other events of public health concern.*

<b>TOTAL STATE FUNDS</b>	\$4,562,622	\$4,562,622	\$4,562,622
<b>State General Funds</b>	\$4,446,985	\$4,446,985	\$4,446,985

Tobacco Settlement Funds	\$115,637	\$115,637	\$115,637
<b>TOTAL FEDERAL FUNDS</b>	<b>\$6,749,343</b>	<b>\$6,749,343</b>	<b>\$6,749,343</b>
Federal Funds Not Itemized	\$6,552,593	\$6,552,593	\$6,552,593
Preventive Health & Health Services Block Grant CFDA93.991	\$196,750	\$196,750	\$196,750
<b>TOTAL AGENCY FUNDS</b>	<b>\$25,156</b>	<b>\$25,156</b>	<b>\$25,156</b>
Sales and Services	\$25,156	\$25,156	\$25,156
Sales and Services Not Itemized	\$25,156	\$25,156	\$25,156
<b>TOTAL PUBLIC FUNDS</b>	<b>\$11,337,121</b>	<b>\$11,337,121</b>	<b>\$11,337,121</b>

**254.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$27,711	\$27,711	\$27,711
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**254.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$922	\$0	\$454
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**254.3** *Increase funds for the Georgia Poison Center to support additional staffing needs.*

State General Funds		\$100,000	\$0
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**254.4** *Increase funds for the Georgia Poison Center for a telephone-based stroke support program for pre-hospital providers.*

State General Funds		\$100,000	\$0
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**254.100-Epidemiology**

**Appropriation (HB 751)**

*The purpose of this appropriation is to monitor, investigate, and respond to disease, injury, and other events of public health concern.*

<b>TOTAL STATE FUNDS</b>	<b>\$4,591,255</b>	<b>\$4,790,333</b>	<b>\$4,590,787</b>
<b>State General Funds</b>	<b>\$4,475,618</b>	<b>\$4,674,696</b>	<b>\$4,475,150</b>
<b>Tobacco Settlement Funds</b>	<b>\$115,637</b>	<b>\$115,637</b>	<b>\$115,637</b>
<b>TOTAL FEDERAL FUNDS</b>	<b>\$6,749,343</b>	<b>\$6,749,343</b>	<b>\$6,749,343</b>
<b>Federal Funds Not Itemized</b>	<b>\$6,552,593</b>	<b>\$6,552,593</b>	<b>\$6,552,593</b>
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	<b>\$196,750</b>	<b>\$196,750</b>	<b>\$196,750</b>
<b>TOTAL AGENCY FUNDS</b>	<b>\$25,156</b>	<b>\$25,156</b>	<b>\$25,156</b>
<b>Sales and Services</b>	<b>\$25,156</b>	<b>\$25,156</b>	<b>\$25,156</b>
<b>Sales and Services Not Itemized</b>	<b>\$25,156</b>	<b>\$25,156</b>	<b>\$25,156</b>
<b>TOTAL PUBLIC FUNDS</b>	<b>\$11,365,754</b>	<b>\$11,564,832</b>	<b>\$11,365,286</b>

**Immunization****Continuation Budget**

*The purpose of this appropriation is to provide immunization, consultation, training, assessment, vaccines, and technical assistance.*

TOTAL STATE FUNDS	\$2,527,706	\$2,527,706	\$2,527,706
State General Funds	\$2,527,706	\$2,527,706	\$2,527,706
TOTAL FEDERAL FUNDS	\$2,061,486	\$2,061,486	\$2,061,486
Federal Funds Not Itemized	\$2,061,486	\$2,061,486	\$2,061,486
TOTAL AGENCY FUNDS	\$4,649,702	\$4,649,702	\$4,649,702
Rebates, Refunds, and Reimbursements	\$4,649,702	\$4,649,702	\$4,649,702
Rebates, Refunds, and Reimbursements Not Itemized	\$4,649,702	\$4,649,702	\$4,649,702
TOTAL PUBLIC FUNDS	\$9,238,894	\$9,238,894	\$9,238,894

**255.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$15,751	\$15,751	\$15,751
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**255.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$524	\$0	\$258
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**255.100-Immunization****Appropriation (HB 751)**

*The purpose of this appropriation is to provide immunization, consultation, training, assessment, vaccines, and technical assistance.*

TOTAL STATE FUNDS	\$2,543,981	\$2,543,457	\$2,543,715
State General Funds	\$2,543,981	\$2,543,457	\$2,543,715
TOTAL FEDERAL FUNDS	\$2,061,486	\$2,061,486	\$2,061,486
Federal Funds Not Itemized	\$2,061,486	\$2,061,486	\$2,061,486
TOTAL AGENCY FUNDS	\$4,649,702	\$4,649,702	\$4,649,702
Rebates, Refunds, and Reimbursements	\$4,649,702	\$4,649,702	\$4,649,702
Rebates, Refunds, and Reimbursements Not Itemized	\$4,649,702	\$4,649,702	\$4,649,702
TOTAL PUBLIC FUNDS	\$9,255,169	\$9,254,645	\$9,254,903

**Infant and Child Essential Health Treatment Services****Continuation Budget**

*The purpose of this appropriation is to avoid unnecessary health problems in later life by providing comprehensive health services to infants and children.*

TOTAL STATE FUNDS	\$21,122,570	\$21,122,570	\$21,122,570
State General Funds	\$21,122,570	\$21,122,570	\$21,122,570
TOTAL FEDERAL FUNDS	\$22,745,978	\$22,745,978	\$22,745,978
Federal Funds Not Itemized	\$14,008,298	\$14,008,298	\$14,008,298
Maternal & Child Health Services Block Grant CFDA93.994	\$8,605,171	\$8,605,171	\$8,605,171
Preventive Health & Health Services Block Grant CFDA93.991	\$132,509	\$132,509	\$132,509
TOTAL AGENCY FUNDS	\$3,618,978	\$3,618,978	\$3,618,978
Contributions, Donations, and Forfeitures	\$84,403	\$84,403	\$84,403
Contributions, Donations, and Forfeitures Not Itemized	\$84,403	\$84,403	\$84,403
Sales and Services	\$3,534,575	\$3,534,575	\$3,534,575
Sales and Services Not Itemized	\$3,534,575	\$3,534,575	\$3,534,575
TOTAL PUBLIC FUNDS	\$47,487,526	\$47,487,526	\$47,487,526

**256.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$131,623	\$131,623	\$131,623
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**256.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$4,378	\$0	\$2,157
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**256.3** *Eliminate one-time funds for the Georgia Comprehensive Sickle Cell Center.*

State General Funds	(\$50,000)	\$0	\$0
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**256.4** *Increase funds to provide therapies for children with congenital disorders pursuant to O.C.G.A. 31-12-6. (H and S: YES; Provide funds for therapies for individuals with congenital disorders pursuant to O.C.G.A. 31-12-6)*

State General Funds	\$1,722,240	\$1,722,240	\$1,722,240
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**256.5** *Transfer the Maternal and Infant Early Childhood Home Visitation (MIECHV) grant funds from the Child Abuse and Neglect Prevention program to the Infant and Child Essential Health Treatment Services program in the Department of Public Health for home visiting services.*

Federal Funds Not Itemized	\$1,089,366	\$1,089,366	\$1,089,366
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**256.6** *Increase funds for the Medical College of Georgia Sickle Cell Center at Augusta University.*

State General Funds	\$117,178	\$0
Medical Assistance Program CFDA93.778	\$246,842	\$0
Total Public Funds:	\$364,020	\$0

<b>256.100-Infant and Child Essential Health Treatment Services</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to avoid unnecessary health problems in later life by providing comprehensive health services to infants and children.*

<b>TOTAL STATE FUNDS</b>	\$22,930,811	\$23,093,611	\$22,978,590
State General Funds	\$22,930,811	\$23,093,611	\$22,978,590
<b>TOTAL FEDERAL FUNDS</b>	\$23,835,344	\$24,082,186	\$23,835,344
Federal Funds Not Itemized	\$15,097,664	\$15,097,664	\$15,097,664
Maternal & Child Health Services Block Grant CFDA93.994	\$8,605,171	\$8,605,171	\$8,605,171
Medical Assistance Program CFDA93.778		\$246,842	
Preventive Health & Health Services Block Grant CFDA93.991	\$132,509	\$132,509	\$132,509
<b>TOTAL AGENCY FUNDS</b>	\$3,618,978	\$3,618,978	\$3,618,978
Contributions, Donations, and Forfeitures	\$84,403	\$84,403	\$84,403
Contributions, Donations, and Forfeitures Not Itemized	\$84,403	\$84,403	\$84,403
Sales and Services	\$3,534,575	\$3,534,575	\$3,534,575
Sales and Services Not Itemized	\$3,534,575	\$3,534,575	\$3,534,575
<b>TOTAL PUBLIC FUNDS</b>	\$50,385,133	\$50,794,775	\$50,432,912

**Infant and Child Health Promotion**
**Continuation Budget**

*The purpose of this appropriation is to provide education and services to promote health and nutrition for infants and children.*

<b>TOTAL STATE FUNDS</b>	\$12,838,479	\$12,838,479	\$12,838,479
State General Funds	\$12,838,479	\$12,838,479	\$12,838,479
<b>TOTAL FEDERAL FUNDS</b>	\$263,629,246	\$263,629,246	\$263,629,246
Federal Funds Not Itemized	\$256,236,639	\$256,236,639	\$256,236,639
Maternal & Child Health Services Block Grant CFDA93.994	\$7,392,607	\$7,392,607	\$7,392,607
<b>TOTAL AGENCY FUNDS</b>	\$86,587	\$86,587	\$86,587
Contributions, Donations, and Forfeitures	\$86,587	\$86,587	\$86,587
Contributions, Donations, and Forfeitures Not Itemized	\$86,587	\$86,587	\$86,587
<b>TOTAL PUBLIC FUNDS</b>	\$276,554,312	\$276,554,312	\$276,554,312



**257.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$80,001	\$80,001	\$80,001
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**257.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,661	\$0	\$1,311
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**257.3** *Eliminate one-time funds for the Rally Foundation for Childhood Cancer Research.*

State General Funds	(\$25,000)	(\$25,000)	(\$25,000)
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**257.100-Infant and Child Health Promotion****Appropriation (HB 751)**

*The purpose of this appropriation is to provide education and services to promote health and nutrition for infants and children.*

<b>TOTAL STATE FUNDS</b>	\$12,896,141	\$12,893,480	\$12,894,791
<b>State General Funds</b>	\$12,896,141	\$12,893,480	\$12,894,791
<b>TOTAL FEDERAL FUNDS</b>	\$263,629,246	\$263,629,246	\$263,629,246
<b>Federal Funds Not Itemized</b>	\$256,236,639	\$256,236,639	\$256,236,639
<b>Maternal &amp; Child Health Services Block Grant CFDA93.994</b>	\$7,392,607	\$7,392,607	\$7,392,607
<b>TOTAL AGENCY FUNDS</b>	\$86,587	\$86,587	\$86,587
<b>Contributions, Donations, and Forfeitures</b>	\$86,587	\$86,587	\$86,587
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$86,587	\$86,587	\$86,587
<b>TOTAL PUBLIC FUNDS</b>	\$276,611,974	\$276,609,313	\$276,610,624

**Infectious Disease Control****Continuation Budget**

*The purpose of this appropriation is to ensure quality prevention and treatment of HIV/AIDS, sexually transmitted diseases, tuberculosis, and other infectious diseases.*

<b>TOTAL STATE FUNDS</b>	\$31,696,391	\$31,696,391	\$31,696,391
State General Funds	\$31,696,391	\$31,696,391	\$31,696,391
<b>TOTAL FEDERAL FUNDS</b>	\$47,927,661	\$47,927,661	\$47,927,661
Federal Funds Not Itemized	\$47,927,661	\$47,927,661	\$47,927,661
<b>TOTAL AGENCY FUNDS</b>	\$13,009	\$13,009	\$13,009
Contributions, Donations, and Forfeitures	\$13,009	\$13,009	\$13,009
Contributions, Donations, and Forfeitures Not Itemized	\$13,009	\$13,009	\$13,009
<b>TOTAL PUBLIC FUNDS</b>	\$79,637,061	\$79,637,061	\$79,637,061

**258.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$197,512	\$197,512	\$197,512
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**258.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$6,569	\$0	\$3,237
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**258.3** *Increase funds for an additional salary increase for registered nurses to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$15,161	\$15,161	\$36,442
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**258.100-Infectious Disease Control****Appropriation (HB 751)**

*The purpose of this appropriation is to ensure quality prevention and treatment of HIV/AIDS, sexually transmitted diseases, tuberculosis, and other infectious diseases.*

<b>TOTAL STATE FUNDS</b>	\$31,915,633	\$31,909,064	\$31,933,582
<b>State General Funds</b>	\$31,915,633	\$31,909,064	\$31,933,582
<b>TOTAL FEDERAL FUNDS</b>	\$47,927,661	\$47,927,661	\$47,927,661
<b>Federal Funds Not Itemized</b>	\$47,927,661	\$47,927,661	\$47,927,661
<b>TOTAL AGENCY FUNDS</b>	\$13,009	\$13,009	\$13,009
<b>Contributions, Donations, and Forfeitures</b>	\$13,009	\$13,009	\$13,009
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$13,009	\$13,009	\$13,009
<b>TOTAL PUBLIC FUNDS</b>	\$79,856,303	\$79,849,734	\$79,874,252

**Inspections and Environmental Hazard Control****Continuation Budget**

*The purpose of this appropriation is to detect and prevent environmental hazards, as well as providing inspection and enforcement of health regulations for food service establishments, sewage management facilities, and swimming pools.*

<b>TOTAL STATE FUNDS</b>	\$3,776,351	\$3,776,351	\$3,776,351
State General Funds	\$3,776,351	\$3,776,351	\$3,776,351
<b>TOTAL FEDERAL FUNDS</b>	\$511,063	\$511,063	\$511,063
Federal Funds Not Itemized	\$352,681	\$352,681	\$352,681
Preventive Health & Health Services Block Grant CFDA93.991	\$158,382	\$158,382	\$158,382
<b>TOTAL AGENCY FUNDS</b>	\$561,134	\$561,134	\$561,134

Sales and Services	\$561,134	\$561,134	\$561,134
Sales and Services Not Itemized	\$561,134	\$561,134	\$561,134
<b>TOTAL PUBLIC FUNDS</b>	<b>\$4,848,548</b>	<b>\$4,848,548</b>	<b>\$4,848,548</b>

**259.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$23,532	\$23,532	\$23,532
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**259.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$783	\$0	\$386
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<b>259.100-Inspections and Environmental Hazard Control</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to detect and prevent environmental hazards, as well as providing inspection and enforcement of health regulations for food service establishments, sewage management facilities, and swimming pools.*

<b>TOTAL STATE FUNDS</b>	\$3,800,666	\$3,799,883	\$3,800,269
<b>State General Funds</b>	\$3,800,666	\$3,799,883	\$3,800,269
<b>TOTAL FEDERAL FUNDS</b>	\$511,063	\$511,063	\$511,063
<b>Federal Funds Not Itemized</b>	\$352,681	\$352,681	\$352,681
<b>Preventive Health &amp; Health Services Block Grant CFDA93.991</b>	\$158,382	\$158,382	\$158,382
<b>TOTAL AGENCY FUNDS</b>	\$561,134	\$561,134	\$561,134
<b>Sales and Services</b>	\$561,134	\$561,134	\$561,134
<b>Sales and Services Not Itemized</b>	\$561,134	\$561,134	\$561,134
<b>TOTAL PUBLIC FUNDS</b>	<b>\$4,872,863</b>	<b>\$4,872,080</b>	<b>\$4,872,466</b>

**Office for Children and Families**

**Continuation Budget**

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

**260.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$2,923	\$2,923	\$2,923
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**260.98** *Transfer funds for supporting Georgia's children and families from the Governor's Office for Children and Families program to the Office for Children and Families program in the Department of Public Health.*

State General Funds	\$824,505	\$824,505	\$824,505
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**260.99 SAC:** *The purpose of this appropriation is to enhance coordination and communication among providers and stakeholders of services to families.*

**House:** *The purpose of this appropriation is to enhance coordination and communication among providers and stakeholders of services to families.*

**Governor:** *The purpose of this appropriation is to enhance coordination and communication among providers and stakeholders of services to families.*

State General Funds	\$0	\$0	\$0
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**260.100-Office for Children and Families**

**Appropriation (HB 751)**

*The purpose of this appropriation is to enhance coordination and communication among providers and stakeholders of services to families.*

<b>TOTAL STATE FUNDS</b>	\$827,428	\$827,428	\$827,428
<b>State General Funds</b>	\$827,428	\$827,428	\$827,428
<b>TOTAL PUBLIC FUNDS</b>	\$827,428	\$827,428	\$827,428

**Public Health Formula Grants to Counties**

**Continuation Budget**

*The purpose of this appropriation is to provide general grant-in-aid to county boards of health delivering local public health services.*

<b>TOTAL STATE FUNDS</b>	\$100,343,948	\$100,343,948	\$100,343,948
State General Funds	\$100,343,948	\$100,343,948	\$100,343,948
<b>TOTAL PUBLIC FUNDS</b>	\$100,343,948	\$100,343,948	\$100,343,948

**261.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$7,300,606	\$7,300,606	\$7,300,606
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**261.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$20,797	\$0	\$10,248
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**261.3** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$29,812	\$29,812	\$29,812
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**261.4** *Increase funds to complete the phase-in of the new general grant-in-aid formula to hold harmless all counties. (H and S:Increase funds for the sixth year phase-in of the new grant-in-aid formula to hold harmless all counties)*

State General Funds	\$2,128,606	\$1,388,991	\$1,388,991
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**261.5** *Increase funds to provide for an additional salary increase for registered nurses to address recruitment and retention issues in the highest turnover job classes.*

State General Funds	\$1,799,852	\$1,799,852	\$4,326,243
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**261.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$184,080	\$138,060
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**261.7** *Increase funds to provide for an additional salary increase for Licensed Practical Nurses to address recruitment and retention issues in the highest turnover job classes.*

State General Funds			\$618,167
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**261.100-Public Health Formula Grants to Counties**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide general grant-in-aid to county boards of health delivering local public health services.*

<b>TOTAL STATE FUNDS</b>	\$111,623,621	\$111,047,289	\$114,156,075
<b>State General Funds</b>	\$111,623,621	\$111,047,289	\$114,156,075
<b>TOTAL PUBLIC FUNDS</b>	\$111,623,621	\$111,047,289	\$114,156,075

**Vital Records**

**Continuation Budget**

*The purpose of this appropriation is to register, enter, archive and provide to the public in a timely manner vital records and associated documents.*

TOTAL STATE FUNDS	\$3,786,253	\$3,786,253	\$3,786,253
State General Funds	\$3,786,253	\$3,786,253	\$3,786,253
TOTAL FEDERAL FUNDS	\$530,680	\$530,680	\$530,680

Federal Funds Not Itemized	\$530,680	\$530,680	\$530,680
<b>TOTAL PUBLIC FUNDS</b>	<b>\$4,316,933</b>	<b>\$4,316,933</b>	<b>\$4,316,933</b>

**262.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$23,594	\$23,594	\$23,594
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**262.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$785	\$0	\$387
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**262.3** *Increase funds to provide for new Vital Records facility real estate rent.*

State General Funds	\$522,725	\$522,725	\$522,725
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**262.100-Vital Records**

**Appropriation (HB 751)**

*The purpose of this appropriation is to register, enter, archive and provide to the public in a timely manner vital records and associated documents.*

<b>TOTAL STATE FUNDS</b>	\$4,333,357	\$4,332,572	\$4,332,959
<b>State General Funds</b>	\$4,333,357	\$4,332,572	\$4,332,959
<b>TOTAL FEDERAL FUNDS</b>	\$530,680	\$530,680	\$530,680
<b>Federal Funds Not Itemized</b>	\$530,680	\$530,680	\$530,680
<b>TOTAL PUBLIC FUNDS</b>	<b>\$4,864,037</b>	<b>\$4,863,252</b>	<b>\$4,863,639</b>

**Brain and Spinal Injury Trust Fund**

**Continuation Budget**

*The purpose of this appropriation is to provide disbursements from the Trust Fund to offset the costs of care and rehabilitative services to citizens of the state who have survived brain or spinal cord injuries.*

TOTAL STATE FUNDS	\$1,458,567	\$1,458,567	\$1,458,567
State General Funds	\$0	\$0	\$0
Brain & Spinal Injury Trust Fund	\$1,458,567	\$1,458,567	\$1,458,567
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,458,567</b>	<b>\$1,458,567</b>	<b>\$1,458,567</b>

**263.1** *Reduce funds to reflect FY2015 collections.*

Brain & Spinal Injury Trust Fund	(\$132,632)	(\$132,632)	(\$132,632)
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**263.2** Utilize prior year funds of \$132,632 to maintain budget at current level. (G:YES)(H:YES)(S:YES)

Reserved Fund Balances Not Itemized	\$0	\$0	\$0
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<b>263.100-Brain and Spinal Injury Trust Fund</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide disbursements from the Trust Fund to offset the costs of care and rehabilitative services to citizens of the state who have survived brain or spinal cord injuries.*

<b>TOTAL STATE FUNDS</b>	\$1,325,935	\$1,325,935	\$1,325,935
<b>Brain &amp; Spinal Injury Trust Fund</b>	\$1,325,935	\$1,325,935	\$1,325,935
<b>TOTAL PUBLIC FUNDS</b>	\$1,325,935	\$1,325,935	\$1,325,935

<b>Georgia Trauma Care Network Commission</b>	<b>Continuation Budget</b>
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*The purpose of this appropriation is to establish, maintain, and administer a trauma center network, to coordinate the best use of existing trauma facilities and to direct patients to the best available facility for treatment of traumatic injury and participate in the accountability mechanism for the entire Georgia trauma system, primarily overseeing the flow of funds for system improvement.*

<b>TOTAL STATE FUNDS</b>	\$16,372,494	\$16,372,494	\$16,372,494
State General Funds	\$16,372,494	\$16,372,494	\$16,372,494
<b>TOTAL PUBLIC FUNDS</b>	\$16,372,494	\$16,372,494	\$16,372,494

**264.1** Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.

State General Funds	\$12,629	\$12,629	\$12,629
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**264.2** Increase funds to reflect an adjustment in merit system assessments.

State General Funds	\$790	\$0	\$577
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<b>264.100-Georgia Trauma Care Network Commission</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to establish, maintain, and administer a trauma center network, to coordinate the best use of existing trauma facilities and to direct patients to the best available facility for treatment of traumatic injury and participate in the accountability mechanism for the entire Georgia trauma system, primarily overseeing the flow of funds for system improvement.*

<b>TOTAL STATE FUNDS</b>	\$16,385,913	\$16,385,123	\$16,385,700
<b>State General Funds</b>	\$16,385,913	\$16,385,123	\$16,385,700
<b>TOTAL PUBLIC FUNDS</b>	\$16,385,913	\$16,385,123	\$16,385,700

*Section 39: Public Safety, Department of*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$143,525,522	\$143,525,522	\$143,525,522
State General Funds	\$143,525,522	\$143,525,522	\$143,525,522
TOTAL FEDERAL FUNDS	\$23,504,462	\$23,504,462	\$23,504,462
Federal Funds Not Itemized	\$23,504,462	\$23,504,462	\$23,504,462
TOTAL AGENCY FUNDS	\$28,355,052	\$28,355,052	\$28,355,052
Intergovernmental Transfers	\$13,541,314	\$13,541,314	\$13,541,314
Intergovernmental Transfers Not Itemized	\$13,541,314	\$13,541,314	\$13,541,314
Rebates, Refunds, and Reimbursements	\$3,000	\$3,000	\$3,000
Rebates, Refunds, and Reimbursements Not Itemized	\$3,000	\$3,000	\$3,000
Sales and Services	\$13,960,738	\$13,960,738	\$13,960,738
Sales and Services Not Itemized	\$13,960,738	\$13,960,738	\$13,960,738
Sanctions, Fines, and Penalties	\$850,000	\$850,000	\$850,000
Sanctions, Fines, and Penalties Not Itemized	\$850,000	\$850,000	\$850,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$289,180	\$289,180	\$289,180
State Funds Transfers	\$289,180	\$289,180	\$289,180
Agency to Agency Contracts	\$289,180	\$289,180	\$289,180
TOTAL PUBLIC FUNDS	\$195,674,216	\$195,674,216	\$195,674,216

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$150,900,387	\$150,816,181	\$150,824,729
<b>State General Funds</b>	\$150,900,387	\$150,816,181	\$150,824,729
<b>TOTAL FEDERAL FUNDS</b>	\$23,504,462	\$23,504,462	\$23,504,462
<b>Federal Funds Not Itemized</b>	\$23,504,462	\$23,504,462	\$23,504,462
<b>TOTAL AGENCY FUNDS</b>	\$28,355,052	\$28,355,052	\$28,355,052
<b>Intergovernmental Transfers</b>	\$13,541,314	\$13,541,314	\$13,541,314
<b>Intergovernmental Transfers Not Itemized</b>	\$13,541,314	\$13,541,314	\$13,541,314
<b>Rebates, Refunds, and Reimbursements</b>	\$3,000	\$3,000	\$3,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$3,000	\$3,000	\$3,000
<b>Sales and Services</b>	\$13,960,738	\$13,960,738	\$13,960,738
<b>Sales and Services Not Itemized</b>	\$13,960,738	\$13,960,738	\$13,960,738
<b>Sanctions, Fines, and Penalties</b>	\$850,000	\$850,000	\$850,000



<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$850,000	\$850,000	\$850,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$289,180	\$289,180	\$289,180
<b>State Funds Transfers</b>	\$289,180	\$289,180	\$289,180
<b>Agency to Agency Contracts</b>	\$289,180	\$289,180	\$289,180
<b>TOTAL PUBLIC FUNDS</b>	\$203,049,081	\$202,964,875	\$202,973,423

**Aviation**

**Continuation Budget**

*The purpose of this appropriation is to provide aerial support for search and rescue missions and search and apprehension missions in criminal pursuits within the State of Georgia; to provide transport flights to conduct state business, for emergency medical transport, and to support local and federal agencies in public safety efforts with aerial surveillance and observation.*

TOTAL STATE FUNDS	\$4,104,714	\$4,104,714	\$4,104,714
State General Funds	\$4,104,714	\$4,104,714	\$4,104,714
TOTAL FEDERAL FUNDS	\$10,034	\$10,034	\$10,034
Federal Funds Not Itemized	\$10,034	\$10,034	\$10,034
TOTAL AGENCY FUNDS	\$100,000	\$100,000	\$100,000
Sales and Services	\$100,000	\$100,000	\$100,000
Sales and Services Not Itemized	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$4,214,748	\$4,214,748	\$4,214,748

**265.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$60,286	\$60,286	\$60,286
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**265.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,841	\$0	\$824
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**265.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$5,600	\$5,600	\$5,600
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**265.4** *Reduce funds for one-time funding for the Perry Airport hangar.*

State General Funds		(\$150,000)	(\$150,000)
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**265.100-Aviation****Appropriation (HB 751)**

*The purpose of this appropriation is to provide aerial support for search and rescue missions and search and apprehension missions in criminal pursuits within the State of Georgia; to provide transport flights to conduct state business, for emergency medical transport, and to support local and federal agencies in public safety efforts with aerial surveillance and observation.*

<b>TOTAL STATE FUNDS</b>	\$4,172,441	\$4,020,600	\$4,021,424
<b>State General Funds</b>	\$4,172,441	\$4,020,600	\$4,021,424
<b>TOTAL FEDERAL FUNDS</b>	\$10,034	\$10,034	\$10,034
<b>Federal Funds Not Itemized</b>	\$10,034	\$10,034	\$10,034
<b>TOTAL AGENCY FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$4,282,475	\$4,130,634	\$4,131,458

**Capitol Police Services****Continuation Budget**

*The purpose of this appropriation is to protect life and property in the Capitol Square area, enforce traffic regulations around the Capitol, monitor entrances of state buildings, screen packages and personal items of individuals entering state facilities, and provide general security for elected officials, government employees, and visitors to the Capitol.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
<b>State General Funds</b>	\$0	\$0	\$0
<b>TOTAL AGENCY FUNDS</b>	\$8,143,321	\$8,143,321	\$8,143,321
<b>Intergovernmental Transfers</b>	\$190,000	\$190,000	\$190,000
<b>Intergovernmental Transfers Not Itemized</b>	\$190,000	\$190,000	\$190,000
<b>Sales and Services</b>	\$7,953,321	\$7,953,321	\$7,953,321
<b>Sales and Services Not Itemized</b>	\$7,953,321	\$7,953,321	\$7,953,321
<b>TOTAL PUBLIC FUNDS</b>	\$8,143,321	\$8,143,321	\$8,143,321

**266.100-Capitol Police Services****Appropriation (HB 751)**

*The purpose of this appropriation is to protect life and property in the Capitol Square area, enforce traffic regulations around the Capitol, monitor entrances of state buildings, screen packages and personal items of individuals entering state facilities, and provide general security for elected officials, government employees, and visitors to the Capitol.*

<b>TOTAL AGENCY FUNDS</b>	\$8,143,321	\$8,143,321	\$8,143,321
<b>Intergovernmental Transfers</b>	\$190,000	\$190,000	\$190,000

<b>Intergovernmental Transfers Not Itemized</b>	\$190,000	\$190,000	\$190,000
<b>Sales and Services</b>	\$7,953,321	\$7,953,321	\$7,953,321
<b>Sales and Services Not Itemized</b>	\$7,953,321	\$7,953,321	\$7,953,321
<b>TOTAL PUBLIC FUNDS</b>	\$8,143,321	\$8,143,321	\$8,143,321

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to work cooperatively with all levels of government to provide a safe environment for residents and visitors to our state.*

TOTAL STATE FUNDS	\$8,690,701	\$8,690,701	\$8,690,701
State General Funds	\$8,690,701	\$8,690,701	\$8,690,701
TOTAL FEDERAL FUNDS	\$5,571	\$5,571	\$5,571
Federal Funds Not Itemized	\$5,571	\$5,571	\$5,571
TOTAL AGENCY FUNDS	\$3,510	\$3,510	\$3,510
Sales and Services	\$3,510	\$3,510	\$3,510
Sales and Services Not Itemized	\$3,510	\$3,510	\$3,510
TOTAL PUBLIC FUNDS	\$8,699,782	\$8,699,782	\$8,699,782

**267.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$223,769	\$223,769	\$223,769
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**267.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$6,835	\$0	\$3,060
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**267.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$24,442	\$24,442	\$24,442
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**267.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$11,710	\$11,710	\$11,710
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**267.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$104,000	\$78,000
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**267.100-Departmental Administration****Appropriation (HB 751)**

*The purpose of this appropriation is to work cooperatively with all levels of government to provide a safe environment for residents and visitors to our state.*

<b>TOTAL STATE FUNDS</b>	\$8,957,457	\$9,054,622	\$9,031,682
<b>State General Funds</b>	\$8,957,457	\$9,054,622	\$9,031,682
<b>TOTAL FEDERAL FUNDS</b>	\$5,571	\$5,571	\$5,571
<b>Federal Funds Not Itemized</b>	\$5,571	\$5,571	\$5,571
<b>TOTAL AGENCY FUNDS</b>	\$3,510	\$3,510	\$3,510
<b>Sales and Services</b>	\$3,510	\$3,510	\$3,510
<b>Sales and Services Not Itemized</b>	\$3,510	\$3,510	\$3,510
<b>TOTAL PUBLIC FUNDS</b>	\$8,966,538	\$9,063,703	\$9,040,763

**Field Offices and Services****Continuation Budget**

*The purpose of this appropriation is to provide enforcement for traffic and criminal laws through the Department of Public Safety's Uniform Division, and support a variety of specialized teams and offices, which include the Motorcycle Unit, Criminal Interdiction Unit, the Crisis Negotiations Team, the Special Projects Adjutant Office, Headquarters Adjutant Office, Special Investigations Office, the Special Weapons and Tactics (SWAT) Unit, and the Training Unit.*

<b>TOTAL STATE FUNDS</b>	\$101,817,527	\$101,817,527	\$101,817,527
<b>State General Funds</b>	\$101,817,527	\$101,817,527	\$101,817,527
<b>TOTAL FEDERAL FUNDS</b>	\$1,888,148	\$1,888,148	\$1,888,148
<b>Federal Funds Not Itemized</b>	\$1,888,148	\$1,888,148	\$1,888,148
<b>TOTAL AGENCY FUNDS</b>	\$8,548,708	\$8,548,708	\$8,548,708
<b>Intergovernmental Transfers</b>	\$7,677,456	\$7,677,456	\$7,677,456
<b>Intergovernmental Transfers Not Itemized</b>	\$7,677,456	\$7,677,456	\$7,677,456
<b>Sales and Services</b>	\$21,252	\$21,252	\$21,252
<b>Sales and Services Not Itemized</b>	\$21,252	\$21,252	\$21,252
<b>Sanctions, Fines, and Penalties</b>	\$850,000	\$850,000	\$850,000
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$850,000	\$850,000	\$850,000
<b>TOTAL PUBLIC FUNDS</b>	\$112,254,383	\$112,254,383	\$112,254,383

**268.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$2,598,043	\$2,598,043	\$2,598,043
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**268.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$79,354	\$0	\$35,522
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**268.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$339,557	\$339,557	\$339,557
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**268.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$13,964	\$13,964	\$13,964
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**268.5** *Increase funds for a 50 man trooper school.*

State General Funds	\$2,844,172	\$2,844,172	\$2,844,172
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**268.100-Field Offices and Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide enforcement for traffic and criminal laws through the Department of Public Safety's Uniform Division, and support a variety of specialized teams and offices, which include the Motorcycle Unit, Criminal Interdiction Unit, the Crisis Negotiations Team, the Special Projects Adjutant Office, Headquarters Adjutant Office, Special Investigations Office, the Special Weapons and Tactics (SWAT) Unit, and the Training Unit.*

<b>TOTAL STATE FUNDS</b>	\$107,692,617	\$107,613,263	\$107,648,785
<b>State General Funds</b>	\$107,692,617	\$107,613,263	\$107,648,785
<b>TOTAL FEDERAL FUNDS</b>	\$1,888,148	\$1,888,148	\$1,888,148
<b>Federal Funds Not Itemized</b>	\$1,888,148	\$1,888,148	\$1,888,148
<b>TOTAL AGENCY FUNDS</b>	\$8,548,708	\$8,548,708	\$8,548,708
<b>Intergovernmental Transfers</b>	\$7,677,456	\$7,677,456	\$7,677,456
<b>Intergovernmental Transfers Not Itemized</b>	\$7,677,456	\$7,677,456	\$7,677,456
<b>Sales and Services</b>	\$21,252	\$21,252	\$21,252
<b>Sales and Services Not Itemized</b>	\$21,252	\$21,252	\$21,252
<b>Sanctions, Fines, and Penalties</b>	\$850,000	\$850,000	\$850,000
<b>Sanctions, Fines, and Penalties Not Itemized</b>	\$850,000	\$850,000	\$850,000
<b>TOTAL PUBLIC FUNDS</b>	\$118,129,473	\$118,050,119	\$118,085,641

**Motor Carrier Compliance****Continuation Budget**

*The purpose of this appropriation is to provide inspection, regulation, and enforcement for size, weight, and safety standards as well as traffic and criminal laws for commercial motor carriers, limousines, non-consensual tow trucks, household goods movers, all buses, and large passenger vehicles as well as providing High Occupancy Vehicle and High Occupancy Toll lane use restriction enforcement.*

TOTAL STATE FUNDS	\$10,073,561	\$10,073,561	\$10,073,561
State General Funds	\$10,073,561	\$10,073,561	\$10,073,561
TOTAL FEDERAL FUNDS	\$2,627,825	\$2,627,825	\$2,627,825
Federal Funds Not Itemized	\$2,627,825	\$2,627,825	\$2,627,825
TOTAL AGENCY FUNDS	\$4,799,536	\$4,799,536	\$4,799,536
Intergovernmental Transfers	\$593,069	\$593,069	\$593,069
Intergovernmental Transfers Not Itemized	\$593,069	\$593,069	\$593,069
Rebates, Refunds, and Reimbursements	\$3,000	\$3,000	\$3,000
Rebates, Refunds, and Reimbursements Not Itemized	\$3,000	\$3,000	\$3,000
Sales and Services	\$4,203,467	\$4,203,467	\$4,203,467
Sales and Services Not Itemized	\$4,203,467	\$4,203,467	\$4,203,467
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$90,000	\$90,000	\$90,000
State Funds Transfers	\$90,000	\$90,000	\$90,000
Agency to Agency Contracts	\$90,000	\$90,000	\$90,000
TOTAL PUBLIC FUNDS	\$17,590,922	\$17,590,922	\$17,590,922

**269.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$309,243	\$309,243	\$309,243
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**269.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$9,445	\$0	\$4,228
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**269.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$73,487	\$73,487	\$73,487
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**269.100-Motor Carrier Compliance** **Appropriation (HB 751)**

*The purpose of this appropriation is to provide inspection, regulation, and enforcement for size, weight, and safety standards as well as traffic and criminal laws for commercial motor carriers, limousines, non-consensual tow trucks, household goods movers, all buses, and large passenger vehicles as well as providing High Occupancy Vehicle and High Occupancy Toll lane use restriction enforcement.*

<b>TOTAL STATE FUNDS</b>	\$10,465,736	\$10,456,291	\$10,460,519
<b>State General Funds</b>	\$10,465,736	\$10,456,291	\$10,460,519
<b>TOTAL FEDERAL FUNDS</b>	\$2,627,825	\$2,627,825	\$2,627,825
<b>Federal Funds Not Itemized</b>	\$2,627,825	\$2,627,825	\$2,627,825
<b>TOTAL AGENCY FUNDS</b>	\$4,799,536	\$4,799,536	\$4,799,536
<b>Intergovernmental Transfers</b>	\$593,069	\$593,069	\$593,069
<b>Intergovernmental Transfers Not Itemized</b>	\$593,069	\$593,069	\$593,069
<b>Rebates, Refunds, and Reimbursements</b>	\$3,000	\$3,000	\$3,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$3,000	\$3,000	\$3,000
<b>Sales and Services</b>	\$4,203,467	\$4,203,467	\$4,203,467
<b>Sales and Services Not Itemized</b>	\$4,203,467	\$4,203,467	\$4,203,467
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$90,000	\$90,000	\$90,000
<b>State Funds Transfers</b>	\$90,000	\$90,000	\$90,000
<b>Agency to Agency Contracts</b>	\$90,000	\$90,000	\$90,000
<b>TOTAL PUBLIC FUNDS</b>	\$17,983,097	\$17,973,652	\$17,977,880

**Firefighter Standards and Training Council, Georgia**

**Continuation Budget**

*The purpose of this appropriation is to provide professionally trained, competent, and ethical firefighters with the proper equipment and facilities to ensure a fire-safe environment for Georgia citizens, and establish professional standards for fire service training including consulting, testing, and certification of Georgia firefighters.*

<b>TOTAL STATE FUNDS</b>	\$695,864	\$695,864	\$695,864
<b>State General Funds</b>	\$695,864	\$695,864	\$695,864
<b>TOTAL PUBLIC FUNDS</b>	\$695,864	\$695,864	\$695,864

**270.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$12,055	\$12,055	\$12,055
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**270.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$243	\$0	\$39
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**270.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$2,239)	(\$2,239)	(\$2,239)
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**270.4** *Increase funds for one compliance and evaluation position.*

State General Funds		\$70,000	\$70,000
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**270.5** *Utilize existing funds for information technology and operations. (H:YES)(S:Increase funds for information technology and operations)*

State General Funds		\$0	\$66,200
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<b>270.100-Firefighter Standards and Training Council, Georgia</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide professionally trained, competent, and ethical firefighters with the proper equipment and facilities to ensure a fire-safe environment for Georgia citizens, and establish professional standards for fire service training including consulting, testing, and certification of Georgia firefighters.*

<b>TOTAL STATE FUNDS</b>	\$705,923	\$775,680	\$841,919
<b>State General Funds</b>	\$705,923	\$775,680	\$841,919
<b>TOTAL PUBLIC FUNDS</b>	\$705,923	\$775,680	\$841,919

**Highway Safety, Office of**

**Continuation Budget**

*The purpose of this appropriation is to educate the public on highway safety issues, and facilitate the implementation of programs to reduce crashes, injuries, and fatalities on Georgia roadways.*

TOTAL STATE FUNDS	\$3,494,886	\$3,494,886	\$3,494,886
State General Funds	\$3,494,886	\$3,494,886	\$3,494,886
TOTAL FEDERAL FUNDS	\$17,912,078	\$17,912,078	\$17,912,078
Federal Funds Not Itemized	\$17,912,078	\$17,912,078	\$17,912,078
TOTAL AGENCY FUNDS	\$337,102	\$337,102	\$337,102
Sales and Services	\$337,102	\$337,102	\$337,102



Sales and Services Not Itemized	\$337,102	\$337,102	\$337,102
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$199,180	\$199,180	\$199,180
State Funds Transfers	\$199,180	\$199,180	\$199,180
Agency to Agency Contracts	\$199,180	\$199,180	\$199,180
<b>TOTAL PUBLIC FUNDS</b>	\$21,943,246	\$21,943,246	\$21,943,246

**271.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$11,355	\$11,355	\$11,355
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**271.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$364	\$0	\$172
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**271.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$462)	(\$462)	(\$462)
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**271.100-Highway Safety, Office of**

**Appropriation (HB 751)**

*The purpose of this appropriation is to educate the public on highway safety issues, and facilitate the implementation of programs to reduce crashes, injuries, and fatalities on Georgia roadways.*

<b>TOTAL STATE FUNDS</b>	\$3,506,143	\$3,505,779	\$3,505,951
State General Funds	\$3,506,143	\$3,505,779	\$3,505,951
<b>TOTAL FEDERAL FUNDS</b>	\$17,912,078	\$17,912,078	\$17,912,078
Federal Funds Not Itemized	\$17,912,078	\$17,912,078	\$17,912,078
<b>TOTAL AGENCY FUNDS</b>	\$337,102	\$337,102	\$337,102
Sales and Services	\$337,102	\$337,102	\$337,102
Sales and Services Not Itemized	\$337,102	\$337,102	\$337,102
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$199,180	\$199,180	\$199,180
State Funds Transfers	\$199,180	\$199,180	\$199,180
Agency to Agency Contracts	\$199,180	\$199,180	\$199,180
<b>TOTAL PUBLIC FUNDS</b>	\$21,954,503	\$21,954,139	\$21,954,311

**Peace Officer Standards and Training Council, Georgia****Continuation Budget**

*The purpose of this appropriation is to set standards for the law enforcement community; ensure adequate training at the highest level for all of Georgia's law enforcement officers and public safety professionals; and, certify individuals when all requirements are met. Investigate officers and public safety professionals when an allegation of unethical and/or illegal conduct is made, and sanction these individuals by disciplining officers and public safety professionals when necessary.*

TOTAL STATE FUNDS	\$2,904,319	\$2,904,319	\$2,904,319
State General Funds	\$2,904,319	\$2,904,319	\$2,904,319
TOTAL PUBLIC FUNDS	\$2,904,319	\$2,904,319	\$2,904,319

**272.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$68,754	\$68,754	\$68,754
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**272.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,623	\$0	\$1,463
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**272.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$8,152)	(\$8,152)	(\$8,152)
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**272.4** *Increase funds for personnel for one curriculum development position. (S:Increase funds for stipends for curriculum development by subject area experts)*

State General Funds	\$105,816	\$105,816	\$50,000
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**272.5** *Reduce funds for one-time funding for the purchase of one vehicle.*

State General Funds			(\$24,000)
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**272.100-Peace Officer Standards and Training Council, Georgia****Appropriation (HB 751)**

*The purpose of this appropriation is to set standards for the law enforcement community; ensure adequate training at the highest level for all of Georgia's law enforcement officers and public safety professionals; and, certify individuals when all requirements are met. Investigate officers and public safety professionals when an allegation of unethical and/or illegal conduct is made, and sanction these individuals by disciplining officers and public safety professionals when necessary.*

<b>TOTAL STATE FUNDS</b>	\$3,073,360	\$3,070,737	\$2,992,384
<b>State General Funds</b>	\$3,073,360	\$3,070,737	\$2,992,384
<b>TOTAL PUBLIC FUNDS</b>	\$3,073,360	\$3,070,737	\$2,992,384

**Public Safety Training Center, Georgia**

**Continuation Budget**

*The purpose of this appropriation is to develop, deliver, and facilitate training that results in professional and competent public safety services for the people of Georgia.*

TOTAL STATE FUNDS	\$11,743,950	\$11,743,950	\$11,743,950
State General Funds	\$11,743,950	\$11,743,950	\$11,743,950
TOTAL FEDERAL FUNDS	\$1,060,806	\$1,060,806	\$1,060,806
Federal Funds Not Itemized	\$1,060,806	\$1,060,806	\$1,060,806
TOTAL AGENCY FUNDS	\$6,422,875	\$6,422,875	\$6,422,875
Intergovernmental Transfers	\$5,080,789	\$5,080,789	\$5,080,789
Intergovernmental Transfers Not Itemized	\$5,080,789	\$5,080,789	\$5,080,789
Sales and Services	\$1,342,086	\$1,342,086	\$1,342,086
Sales and Services Not Itemized	\$1,342,086	\$1,342,086	\$1,342,086
<b>TOTAL PUBLIC FUNDS</b>	\$19,227,631	\$19,227,631	\$19,227,631

**273.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$275,332	\$275,332	\$275,332
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**273.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$7,501	\$0	\$2,856
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**273.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$10,753)	(\$10,753)	(\$10,753)
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**273.4** *Increase funds for training courses at the Fire Academy.*

State General Funds	\$240,000	\$240,000	\$240,000
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**273.5** *Increase funds for operations at the Columbia County and Rome academies.*

State General Funds	\$70,680	\$70,680	\$70,680
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**273.100-Public Safety Training Center, Georgia****Appropriation (HB 751)**

*The purpose of this appropriation is to develop, deliver, and facilitate training that results in professional and competent public safety services for the people of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$12,326,710	\$12,319,209	\$12,322,065
<b>State General Funds</b>	\$12,326,710	\$12,319,209	\$12,322,065
<b>TOTAL FEDERAL FUNDS</b>	\$1,060,806	\$1,060,806	\$1,060,806
<b>Federal Funds Not Itemized</b>	\$1,060,806	\$1,060,806	\$1,060,806
<b>TOTAL AGENCY FUNDS</b>	\$6,422,875	\$6,422,875	\$6,422,875
<b>Intergovernmental Transfers</b>	\$5,080,789	\$5,080,789	\$5,080,789
<b>Intergovernmental Transfers Not Itemized</b>	\$5,080,789	\$5,080,789	\$5,080,789
<b>Sales and Services</b>	\$1,342,086	\$1,342,086	\$1,342,086
<b>Sales and Services Not Itemized</b>	\$1,342,086	\$1,342,086	\$1,342,086
<b>TOTAL PUBLIC FUNDS</b>	\$19,810,391	\$19,802,890	\$19,805,746

**Section 40: Public Service Commission****Section Total - Continuation**

TOTAL STATE FUNDS	\$8,482,398	\$8,482,398	\$8,482,398
State General Funds	\$8,482,398	\$8,482,398	\$8,482,398
TOTAL FEDERAL FUNDS	\$1,343,100	\$1,343,100	\$1,343,100
Federal Funds Not Itemized	\$1,343,100	\$1,343,100	\$1,343,100
TOTAL PUBLIC FUNDS	\$9,825,498	\$9,825,498	\$9,825,498

**Section Total - Final**

TOTAL STATE FUNDS	\$9,187,752	\$9,186,043	\$9,189,054
State General Funds	\$9,187,752	\$9,186,043	\$9,189,054
TOTAL FEDERAL FUNDS	\$1,343,100	\$1,343,100	\$1,343,100
Federal Funds Not Itemized	\$1,343,100	\$1,343,100	\$1,343,100
TOTAL PUBLIC FUNDS	\$10,530,852	\$10,529,143	\$10,532,154

**Commission Administration****Continuation Budget**

*The purpose of this appropriation is to assist the Commissioners and staff in achieving the agency's goals.*

TOTAL STATE FUNDS	\$1,299,406	\$1,299,406	\$1,299,406
State General Funds	\$1,299,406	\$1,299,406	\$1,299,406

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TOTAL FEDERAL FUNDS	\$83,500	\$83,500	\$83,500
Federal Funds Not Itemized	\$83,500	\$83,500	\$83,500
TOTAL PUBLIC FUNDS	\$1,382,906	\$1,382,906	\$1,382,906

**274.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$32,028	\$32,028	\$32,028
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**274.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,207	\$0	\$667
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**274.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$22)	(\$22)	(\$22)
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**274.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$148	\$148	\$148
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**274.5** *Increase funds for personnel for one operations support analyst.*

State General Funds	\$113,977	\$113,977	\$113,977
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**274.6** *Retain funds for one-time funding for information technology. (G:YES)(H:YES)(S:YES)*

State General Funds	\$0	\$0	\$0
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**274.7** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$6,839	\$5,129
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<b>274.100-Commission Administration</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to assist the Commissioners and staff in achieving the agency's goals.*

<b>TOTAL STATE FUNDS</b>	\$1,446,744	\$1,452,376	\$1,451,333
<b>State General Funds</b>	\$1,446,744	\$1,452,376	\$1,451,333
<b>TOTAL FEDERAL FUNDS</b>	\$83,500	\$83,500	\$83,500

<b>Federal Funds Not Itemized</b>	\$83,500	\$83,500	\$83,500
<b>TOTAL PUBLIC FUNDS</b>	\$1,530,244	\$1,535,876	\$1,534,833

**Facility Protection****Continuation Budget**

*The purpose of this appropriation is to enforce state and federal regulations pertaining to buried utility facility infrastructure and to promote safety through training and inspections.*

TOTAL STATE FUNDS	\$1,048,728	\$1,048,728	\$1,048,728
State General Funds	\$1,048,728	\$1,048,728	\$1,048,728
TOTAL FEDERAL FUNDS	\$1,231,100	\$1,231,100	\$1,231,100
Federal Funds Not Itemized	\$1,231,100	\$1,231,100	\$1,231,100
<b>TOTAL PUBLIC FUNDS</b>	<b>\$2,279,828</b>	<b>\$2,279,828</b>	<b>\$2,279,828</b>

**275.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$50,656	\$50,656	\$50,656
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**275.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,909	\$0	\$1,054
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**275.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$2,653)	(\$2,653)	(\$2,653)
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**275.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$297	\$297	\$297
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**275.100-Facility Protection****Appropriation (HB 751)**

*The purpose of this appropriation is to enforce state and federal regulations pertaining to buried utility facility infrastructure and to promote safety through training and inspections.*

<b>TOTAL STATE FUNDS</b>	\$1,098,937	\$1,097,028	\$1,098,082
<b>State General Funds</b>	\$1,098,937	\$1,097,028	\$1,098,082
<b>TOTAL FEDERAL FUNDS</b>	\$1,231,100	\$1,231,100	\$1,231,100

<b>Federal Funds Not Itemized</b>	\$1,231,100	\$1,231,100	\$1,231,100
<b>TOTAL PUBLIC FUNDS</b>	\$2,330,037	\$2,328,128	\$2,329,182

**Utilities Regulation****Continuation Budget**

*The purpose of this appropriation is to monitor the rates and service standards of electric, natural gas, and telecommunications companies, approve supply plans for electric and natural gas companies, monitor utility system and telecommunications network planning, arbitrate complaints among competitors, provide consumer protection and education, and certify competitive natural gas and telecommunications providers.*

TOTAL STATE FUNDS	\$6,134,264	\$6,134,264	\$6,134,264
State General Funds	\$6,134,264	\$6,134,264	\$6,134,264
TOTAL FEDERAL FUNDS	\$28,500	\$28,500	\$28,500
Federal Funds Not Itemized	\$28,500	\$28,500	\$28,500
TOTAL PUBLIC FUNDS	\$6,162,764	\$6,162,764	\$6,162,764

**276.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$144,153	\$144,153	\$144,153
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**276.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$5,432	\$0	\$3,000
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**276.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$688)	(\$688)	(\$688)
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**276.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$697	\$697	\$697
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**276.5** *Increase funds for personnel for three utilities analysts (\$317,507) and for the recruitment of one engineer analyst (\$40,706).*

State General Funds	\$358,213	\$358,213	\$358,213
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<b>276.100-Utilities Regulation</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to monitor the rates and service standards of electric, natural gas, and telecommunications companies, approve supply plans for electric and natural gas companies, monitor utility system and telecommunications network planning, arbitrate complaints among competitors, provide consumer protection and education, and certify competitive natural gas and telecommunications providers.*

<b>TOTAL STATE FUNDS</b>	\$6,642,071	\$6,636,639	\$6,639,639
<b>State General Funds</b>	\$6,642,071	\$6,636,639	\$6,639,639
<b>TOTAL FEDERAL FUNDS</b>	\$28,500	\$28,500	\$28,500
<b>Federal Funds Not Itemized</b>	\$28,500	\$28,500	\$28,500
<b>TOTAL PUBLIC FUNDS</b>	\$6,670,571	\$6,665,139	\$6,668,139

**Section 41: Regents, University System of Georgia**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$2,020,395,691	\$2,020,395,691	\$2,020,395,691
State General Funds	\$2,020,148,533	\$2,020,148,533	\$2,020,148,533
Tobacco Settlement Funds	\$247,158	\$247,158	\$247,158
TOTAL AGENCY FUNDS	\$5,079,267,165	\$5,079,267,165	\$5,079,267,165
Contributions, Donations, and Forfeitures	\$4,466,022	\$4,466,022	\$4,466,022
Contributions, Donations, and Forfeitures Not Itemized	\$4,466,022	\$4,466,022	\$4,466,022
Intergovernmental Transfers	\$2,562,197,217	\$2,562,197,217	\$2,562,197,217
University System of Georgia Research Funds	\$2,057,910,748	\$2,057,910,748	\$2,057,910,748
Intergovernmental Transfers Not Itemized	\$504,286,469	\$504,286,469	\$504,286,469
Rebates, Refunds, and Reimbursements	\$268,751,033	\$268,751,033	\$268,751,033
Rebates, Refunds, and Reimbursements Not Itemized	\$268,751,033	\$268,751,033	\$268,751,033
Sales and Services	\$2,243,852,893	\$2,243,852,893	\$2,243,852,893
Record Center Storage Fees	\$606,000	\$606,000	\$606,000
Sales and Services Not Itemized	\$302,961,179	\$302,961,179	\$302,961,179
Tuition and Fees for Higher Education	\$1,940,285,714	\$1,940,285,714	\$1,940,285,714
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$8,479,598	\$8,479,598	\$8,479,598
State Funds Transfers	\$2,996,556	\$2,996,556	\$2,996,556
Agency to Agency Contracts	\$2,996,556	\$2,996,556	\$2,996,556
Agency Funds Transfers	\$5,483,042	\$5,483,042	\$5,483,042



Agency Fund Transfers Not Itemized	\$5,483,042	\$5,483,042	\$5,483,042
<b>TOTAL PUBLIC FUNDS</b>	<b>\$7,108,142,454</b>	<b>\$7,108,142,454</b>	<b>\$7,108,142,454</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$2,120,750,337	\$2,128,556,424	\$2,137,955,764
<b>State General Funds</b>	\$2,120,750,337	\$2,128,556,424	\$2,137,955,764
<b>TOTAL AGENCY FUNDS</b>	\$5,079,267,165	\$5,079,267,165	\$5,079,267,165
<b>Contributions, Donations, and Forfeitures</b>	\$4,466,022	\$4,466,022	\$4,466,022
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$4,466,022	\$4,466,022	\$4,466,022
<b>Intergovernmental Transfers</b>	\$2,562,197,217	\$2,562,197,217	\$2,562,197,217
<b>University System of Georgia Research Funds</b>	\$2,057,910,748	\$2,057,910,748	\$2,057,910,748
<b>Intergovernmental Transfers Not Itemized</b>	\$504,286,469	\$504,286,469	\$504,286,469
<b>Rebates, Refunds, and Reimbursements</b>	\$268,751,033	\$268,751,033	\$268,751,033
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$268,751,033	\$268,751,033	\$268,751,033
<b>Sales and Services</b>	\$2,243,852,893	\$2,243,852,893	\$2,243,852,893
<b>Record Center Storage Fees</b>	\$606,000	\$606,000	\$606,000
<b>Sales and Services Not Itemized</b>	\$302,961,179	\$302,961,179	\$302,961,179
<b>Tuition and Fees for Higher Education</b>	\$1,940,285,714	\$1,940,285,714	\$1,940,285,714
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$8,479,598	\$8,479,598	\$8,479,598
<b>State Funds Transfers</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>Agency to Agency Contracts</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>Agency Funds Transfers</b>	\$5,483,042	\$5,483,042	\$5,483,042
<b>Agency Fund Transfers Not Itemized</b>	\$5,483,042	\$5,483,042	\$5,483,042
<b>TOTAL PUBLIC FUNDS</b>	<b>\$7,208,497,100</b>	<b>\$7,216,303,187</b>	<b>\$7,225,702,527</b>

**Agricultural Experiment Station****Continuation Budget**

*The purpose of this appropriation is to improve production, processing, new product development, food safety, storage, and marketing to increase profitability and global competitiveness of Georgia's agribusiness.*

<b>TOTAL STATE FUNDS</b>	\$38,494,527	\$38,494,527	\$38,494,527
State General Funds	\$38,494,527	\$38,494,527	\$38,494,527
<b>TOTAL AGENCY FUNDS</b>	\$32,069,877	\$32,069,877	\$32,069,877
Intergovernmental Transfers	\$22,000,000	\$22,000,000	\$22,000,000
University System of Georgia Research Funds	\$22,000,000	\$22,000,000	\$22,000,000

Rebates, Refunds, and Reimbursements	\$2,000,000	\$2,000,000	\$2,000,000
Rebates, Refunds, and Reimbursements Not Itemized	\$2,000,000	\$2,000,000	\$2,000,000
Sales and Services	\$8,069,877	\$8,069,877	\$8,069,877
Sales and Services Not Itemized	\$8,069,877	\$8,069,877	\$8,069,877
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$5,483,042	\$5,483,042	\$5,483,042
Agency Funds Transfers	\$5,483,042	\$5,483,042	\$5,483,042
Agency Fund Transfers Not Itemized	\$5,483,042	\$5,483,042	\$5,483,042
<b>TOTAL PUBLIC FUNDS</b>	\$76,047,446	\$76,047,446	\$76,047,446

**277.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$755,160	\$755,160	\$755,160
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**277.2** *Transfer funds from the Agricultural Experiment Station program to the Cooperative Extension Service program to reflect shared personnel costs.*

State General Funds	(\$738,500)	(\$738,500)	(\$738,500)
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**277.3** *Increase funds for a ruminant nutritionist (\$168,000) and a row crop physiologist (\$168,000). (S:Increase funds for a ruminant nutritionist)*

State General Funds		\$336,000	\$168,000
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**277.100-Agricultural Experiment Station**

**Appropriation (HB 751)**

*The purpose of this appropriation is to improve production, processing, new product development, food safety, storage, and marketing to increase profitability and global competitiveness of Georgia's agribusiness.*

<b>TOTAL STATE FUNDS</b>	\$38,511,187	\$38,847,187	\$38,679,187
<b>State General Funds</b>	\$38,511,187	\$38,847,187	\$38,679,187
<b>TOTAL AGENCY FUNDS</b>	\$32,069,877	\$32,069,877	\$32,069,877
<b>Intergovernmental Transfers</b>	\$22,000,000	\$22,000,000	\$22,000,000
<b>University System of Georgia Research Funds</b>	\$22,000,000	\$22,000,000	\$22,000,000
<b>Rebates, Refunds, and Reimbursements</b>	\$2,000,000	\$2,000,000	\$2,000,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$2,000,000	\$2,000,000	\$2,000,000
<b>Sales and Services</b>	\$8,069,877	\$8,069,877	\$8,069,877
<b>Sales and Services Not Itemized</b>	\$8,069,877	\$8,069,877	\$8,069,877

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$5,483,042	\$5,483,042	\$5,483,042
<b>Agency Funds Transfers</b>	\$5,483,042	\$5,483,042	\$5,483,042
<b>Agency Fund Transfers Not Itemized</b>	\$5,483,042	\$5,483,042	\$5,483,042
<b>TOTAL PUBLIC FUNDS</b>	\$76,064,106	\$76,400,106	\$76,232,106

**Athens and Tifton Veterinary Laboratories**

**Continuation Budget**

*The purpose of this appropriation is to provide diagnostic services, educational outreach, and consultation for veterinarians and animal owners to ensure the safety of Georgia's food supply and the health of Georgia's production, equine, and companion animals.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL AGENCY FUNDS	\$2,788,717	\$2,788,717	\$2,788,717
Intergovernmental Transfers	\$375,000	\$375,000	\$375,000
University System of Georgia Research Funds	\$375,000	\$375,000	\$375,000
Sales and Services	\$2,413,717	\$2,413,717	\$2,413,717
Sales and Services Not Itemized	\$2,413,717	\$2,413,717	\$2,413,717
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$2,996,556	\$2,996,556	\$2,996,556
State Funds Transfers	\$2,996,556	\$2,996,556	\$2,996,556
Agency to Agency Contracts	\$2,996,556	\$2,996,556	\$2,996,556
TOTAL PUBLIC FUNDS	\$5,785,273	\$5,785,273	\$5,785,273

**278.100-Athens and Tifton Veterinary Laboratories**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide diagnostic services, educational outreach, and consultation for veterinarians and animal owners to ensure the safety of Georgia's food supply and the health of Georgia's production, equine, and companion animals.*

<b>TOTAL AGENCY FUNDS</b>	\$2,788,717	\$2,788,717	\$2,788,717
<b>Intergovernmental Transfers</b>	\$375,000	\$375,000	\$375,000
<b>University System of Georgia Research Funds</b>	\$375,000	\$375,000	\$375,000
<b>Sales and Services</b>	\$2,413,717	\$2,413,717	\$2,413,717
<b>Sales and Services Not Itemized</b>	\$2,413,717	\$2,413,717	\$2,413,717
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>State Funds Transfers</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>Agency to Agency Contracts</b>	\$2,996,556	\$2,996,556	\$2,996,556
<b>TOTAL PUBLIC FUNDS</b>	\$5,785,273	\$5,785,273	\$5,785,273

**Cooperative Extension Service****Continuation Budget**

*The purpose of this appropriation is to provide training, educational programs, and outreach to Georgians in agricultural, horticultural, food, and family and consumer sciences, and to manage the 4-H youth program for the state.*

TOTAL STATE FUNDS	\$32,287,418	\$32,287,418	\$32,287,418
State General Funds	\$32,287,418	\$32,287,418	\$32,287,418
TOTAL AGENCY FUNDS	\$31,333,929	\$31,333,929	\$31,333,929
Intergovernmental Transfers	\$10,000,000	\$10,000,000	\$10,000,000
University System of Georgia Research Funds	\$10,000,000	\$10,000,000	\$10,000,000
Rebates, Refunds, and Reimbursements	\$8,083,929	\$8,083,929	\$8,083,929
Rebates, Refunds, and Reimbursements Not Itemized	\$8,083,929	\$8,083,929	\$8,083,929
Sales and Services	\$13,250,000	\$13,250,000	\$13,250,000
Sales and Services Not Itemized	\$13,250,000	\$13,250,000	\$13,250,000
TOTAL PUBLIC FUNDS	\$63,621,347	\$63,621,347	\$63,621,347

**279.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$706,981	\$706,981	\$706,981
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**279.2** *Transfer funds from the Agricultural Experiment Station program to the Cooperative Extension Service program to reflect shared personnel costs.*

State General Funds	\$738,500	\$738,500	\$738,500
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**279.3** *Increase funds for personnel for a viticulturist (\$168,000), a grain crop agronomist (\$168,000) and a vegetable pathologist (\$168,000). (S:Increase funds for a vegetable pathologist)*

State General Funds		\$504,000	\$168,000
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**279.4** *Increase funds for personnel for 12 extension agents. (S:Increase funds for personnel for 6 extension agents)*

State General Funds		\$720,000	\$360,000
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**279.100-Cooperative Extension Service****Appropriation (HB 751)**

*The purpose of this appropriation is to provide training, educational programs, and outreach to Georgians in agricultural, horticultural, food, and family and consumer sciences, and to manage the 4-H youth program for the state.*

<b>TOTAL STATE FUNDS</b>	\$33,732,899	\$34,956,899	\$34,260,899
<b>State General Funds</b>	\$33,732,899	\$34,956,899	\$34,260,899
<b>TOTAL AGENCY FUNDS</b>	\$31,333,929	\$31,333,929	\$31,333,929
<b>Intergovernmental Transfers</b>	\$10,000,000	\$10,000,000	\$10,000,000
<b>University System of Georgia Research Funds</b>	\$10,000,000	\$10,000,000	\$10,000,000
<b>Rebates, Refunds, and Reimbursements</b>	\$8,083,929	\$8,083,929	\$8,083,929
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$8,083,929	\$8,083,929	\$8,083,929
<b>Sales and Services</b>	\$13,250,000	\$13,250,000	\$13,250,000
<b>Sales and Services Not Itemized</b>	\$13,250,000	\$13,250,000	\$13,250,000
<b>TOTAL PUBLIC FUNDS</b>	\$65,066,828	\$66,290,828	\$65,594,828

**Enterprise Innovation Institute**

**Continuation Budget**

*The purpose of this appropriation is to advise Georgia manufacturers, entrepreneurs, and government officials on best business practices and technology-driven economic development, and to provide the state share to federal incentive and assistance programs for entrepreneurs and innovative businesses.*

TOTAL STATE FUNDS	\$8,590,935	\$8,590,935	\$8,590,935
State General Funds	\$8,590,935	\$8,590,935	\$8,590,935
TOTAL AGENCY FUNDS	\$10,900,000	\$10,900,000	\$10,900,000
Intergovernmental Transfers	\$8,000,000	\$8,000,000	\$8,000,000
Intergovernmental Transfers Not Itemized	\$8,000,000	\$8,000,000	\$8,000,000
Rebates, Refunds, and Reimbursements	\$1,400,000	\$1,400,000	\$1,400,000
Rebates, Refunds, and Reimbursements Not Itemized	\$1,400,000	\$1,400,000	\$1,400,000
Sales and Services	\$1,500,000	\$1,500,000	\$1,500,000
Sales and Services Not Itemized	\$1,500,000	\$1,500,000	\$1,500,000
TOTAL PUBLIC FUNDS	\$19,490,935	\$19,490,935	\$19,490,935

**280.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$163,600	\$163,600	\$163,600
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**280.2** *Increase funds for Invest Georgia and the Advanced Technology Development Center.*

State General Funds			\$10,588,143
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**280.100-Enterprise Innovation Institute****Appropriation (HB 751)**

*The purpose of this appropriation is to advise Georgia manufacturers, entrepreneurs, and government officials on best business practices and technology-driven economic development, and to provide the state share to federal incentive and assistance programs for entrepreneurs and innovative businesses.*

<b>TOTAL STATE FUNDS</b>	\$8,754,535	\$8,754,535	\$19,342,678
<b>State General Funds</b>	\$8,754,535	\$8,754,535	\$19,342,678
<b>TOTAL AGENCY FUNDS</b>	\$10,900,000	\$10,900,000	\$10,900,000
<b>Intergovernmental Transfers</b>	\$8,000,000	\$8,000,000	\$8,000,000
<b>Intergovernmental Transfers Not Itemized</b>	\$8,000,000	\$8,000,000	\$8,000,000
<b>Rebates, Refunds, and Reimbursements</b>	\$1,400,000	\$1,400,000	\$1,400,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$1,400,000	\$1,400,000	\$1,400,000
<b>Sales and Services</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>Sales and Services Not Itemized</b>	\$1,500,000	\$1,500,000	\$1,500,000
<b>TOTAL PUBLIC FUNDS</b>	\$19,654,535	\$19,654,535	\$30,242,678

**Forestry Cooperative Extension****Continuation Budget**

*The purpose of this appropriation is to provide funding for faculty to support instruction and outreach about conservation and sustainable management of forests and other natural resources.*

<b>TOTAL STATE FUNDS</b>	\$810,431	\$810,431	\$810,431
<b>State General Funds</b>	\$810,431	\$810,431	\$810,431
<b>TOTAL AGENCY FUNDS</b>	\$575,988	\$575,988	\$575,988
<b>Intergovernmental Transfers</b>	\$475,988	\$475,988	\$475,988
<b>University System of Georgia Research Funds</b>	\$475,988	\$475,988	\$475,988
<b>Sales and Services</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,386,419	\$1,386,419	\$1,386,419

**281.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$13,471	\$13,471	\$13,471
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**281.2** *Increase funds for travel and operations for extension agents.*

State General Funds		\$30,000	\$30,000
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**281.100-Forestry Cooperative Extension** **Appropriation (HB 751)**

*The purpose of this appropriation is to provide funding for faculty to support instruction and outreach about conservation and sustainable management of forests and other natural resources.*

<b>TOTAL STATE FUNDS</b>	\$823,902	\$853,902	\$853,902
<b>State General Funds</b>	\$823,902	\$853,902	\$853,902
<b>TOTAL AGENCY FUNDS</b>	\$575,988	\$575,988	\$575,988
<b>Intergovernmental Transfers</b>	\$475,988	\$475,988	\$475,988
<b>University System of Georgia Research Funds</b>	\$475,988	\$475,988	\$475,988
<b>Sales and Services</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL PUBLIC FUNDS</b>	\$1,399,890	\$1,429,890	\$1,429,890

**Forestry Research**

**Continuation Budget**

*The purpose of this appropriation is to conduct research about economically and environmentally sound forest resources management and to assist non-industrial forest landowners and natural resources professionals in complying with state and federal regulations.*

<b>TOTAL STATE FUNDS</b>	\$2,660,386	\$2,660,386	\$2,660,386
State General Funds	\$2,660,386	\$2,660,386	\$2,660,386
<b>TOTAL AGENCY FUNDS</b>	\$10,250,426	\$10,250,426	\$10,250,426
Intergovernmental Transfers	\$9,000,000	\$9,000,000	\$9,000,000
University System of Georgia Research Funds	\$9,000,000	\$9,000,000	\$9,000,000
Rebates, Refunds, and Reimbursements	\$590,634	\$590,634	\$590,634
Rebates, Refunds, and Reimbursements Not Itemized	\$590,634	\$590,634	\$590,634
Sales and Services	\$659,792	\$659,792	\$659,792
Sales and Services Not Itemized	\$659,792	\$659,792	\$659,792
<b>TOTAL PUBLIC FUNDS</b>	\$12,910,812	\$12,910,812	\$12,910,812

**282.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$65,177	\$65,177	\$65,177
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**282.100-Forestry Research** **Appropriation (HB 751)**

*The purpose of this appropriation is to conduct research about economically and environmentally sound forest resources management and to assist non-industrial forest landowners and natural resources professionals in complying with state and federal regulations.*

<b>TOTAL STATE FUNDS</b>	\$2,725,563	\$2,725,563	\$2,725,563
<b>State General Funds</b>	\$2,725,563	\$2,725,563	\$2,725,563
<b>TOTAL AGENCY FUNDS</b>	\$10,250,426	\$10,250,426	\$10,250,426
<b>Intergovernmental Transfers</b>	\$9,000,000	\$9,000,000	\$9,000,000
<b>University System of Georgia Research Funds</b>	\$9,000,000	\$9,000,000	\$9,000,000
<b>Rebates, Refunds, and Reimbursements</b>	\$590,634	\$590,634	\$590,634
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$590,634	\$590,634	\$590,634
<b>Sales and Services</b>	\$659,792	\$659,792	\$659,792
<b>Sales and Services Not Itemized</b>	\$659,792	\$659,792	\$659,792
<b>TOTAL PUBLIC FUNDS</b>	\$12,975,989	\$12,975,989	\$12,975,989

**Georgia Archives****Continuation Budget**

*The purpose of this appropriation is to maintain the state's archives; document and interpret the history of the Georgia State Capitol building; and assist State Agencies with adequately documenting their activities, administering their records management programs, scheduling their records, and transferring their non-current records to the State Records Center.*

TOTAL STATE FUNDS	\$4,646,252	\$4,646,252	\$4,646,252
State General Funds	\$4,646,252	\$4,646,252	\$4,646,252
TOTAL AGENCY FUNDS	\$882,473	\$882,473	\$882,473
Rebates, Refunds, and Reimbursements	\$76,473	\$76,473	\$76,473
Rebates, Refunds, and Reimbursements Not Itemized	\$76,473	\$76,473	\$76,473
Sales and Services	\$806,000	\$806,000	\$806,000
Record Center Storage Fees	\$606,000	\$606,000	\$606,000
Sales and Services Not Itemized	\$200,000	\$200,000	\$200,000
TOTAL PUBLIC FUNDS	\$5,528,725	\$5,528,725	\$5,528,725

**283.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$31,885	\$31,885	\$31,885
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**283.100-Georgia Archives****Appropriation (HB 751)**

*The purpose of this appropriation is to maintain the state's archives; document and interpret the history of the Georgia State Capitol building; and assist State Agencies with adequately documenting their activities, administering their records management programs, scheduling their records, and transferring their non-current records to the State Records Center.*



<b>TOTAL STATE FUNDS</b>	\$4,678,137	\$4,678,137	\$4,678,137
State General Funds	\$4,678,137	\$4,678,137	\$4,678,137
<b>TOTAL AGENCY FUNDS</b>	\$882,473	\$882,473	\$882,473
<b>Rebates, Refunds, and Reimbursements</b>	\$76,473	\$76,473	\$76,473
Rebates, Refunds, and Reimbursements Not Itemized	\$76,473	\$76,473	\$76,473
Sales and Services	\$806,000	\$806,000	\$806,000
Record Center Storage Fees	\$606,000	\$606,000	\$606,000
Sales and Services Not Itemized	\$200,000	\$200,000	\$200,000
<b>TOTAL PUBLIC FUNDS</b>	\$5,560,610	\$5,560,610	\$5,560,610

**Georgia Radiation Therapy Center**

**Continuation Budget**

*The purpose of this appropriation is to provide care and treatment for cancer patients and to administer baccalaureate programs in Medical Dosimetry and Radiation Therapy.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
<b>TOTAL AGENCY FUNDS</b>	\$4,466,022	\$4,466,022	\$4,466,022
Contributions, Donations, and Forfeitures	\$4,466,022	\$4,466,022	\$4,466,022
Contributions, Donations, and Forfeitures Not Itemized	\$4,466,022	\$4,466,022	\$4,466,022
<b>TOTAL PUBLIC FUNDS</b>	\$4,466,022	\$4,466,022	\$4,466,022

**284.100-Georgia Radiation Therapy Center**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide care and treatment for cancer patients and to administer baccalaureate programs in Medical Dosimetry and Radiation Therapy.*

<b>TOTAL AGENCY FUNDS</b>	\$4,466,022	\$4,466,022	\$4,466,022
<b>Contributions, Donations, and Forfeitures</b>	\$4,466,022	\$4,466,022	\$4,466,022
Contributions, Donations, and Forfeitures Not Itemized	\$4,466,022	\$4,466,022	\$4,466,022
<b>TOTAL PUBLIC FUNDS</b>	\$4,466,022	\$4,466,022	\$4,466,022

**Georgia Research Alliance**

**Continuation Budget**

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

**285.1** *Transfer funds from the Public Service/Special Funding Initiatives program to the Georgia Research Alliance program.*

State General Funds	\$5,097,451	\$5,097,451	\$5,097,451
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**285.99 SAC:** *The purpose of this appropriation is to expand research and commercialization capacity in public and private universities in Georgia to launch new companies and create jobs.*

**House:** *The purpose of this appropriation is to expand research and commercialization capacity in public and private universities in Georgia to launch new companies and create jobs.*

**Governor:** *The purpose of this appropriation is to expand research and commercialization capacity in public and private universities in Georgia to launch new companies and create jobs.*

State General Funds	\$0	\$0	\$0
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**285.100-Georgia Research Alliance****Appropriation (HB 751)**

*The purpose of this appropriation is to expand research and commercialization capacity in public and private universities in Georgia to launch new companies and create jobs.*

<b>TOTAL STATE FUNDS</b>	\$5,097,451	\$5,097,451	\$5,097,451
<b>State General Funds</b>	\$5,097,451	\$5,097,451	\$5,097,451
<b>TOTAL PUBLIC FUNDS</b>	\$5,097,451	\$5,097,451	\$5,097,451

**Georgia Tech Research Institute****Continuation Budget**

*The purpose of this appropriation is to provide funding to laboratories and research centers affiliated with the Georgia Institute of Technology whose scientific, engineering, industrial, or policy research promotes economic development, health, and safety in Georgia.*

<b>TOTAL STATE FUNDS</b>	\$5,694,440	\$5,694,440	\$5,694,440
State General Funds	\$5,694,440	\$5,694,440	\$5,694,440
<b>TOTAL AGENCY FUNDS</b>	\$361,751,431	\$361,751,431	\$361,751,431
Intergovernmental Transfers	\$231,348,767	\$231,348,767	\$231,348,767
University System of Georgia Research Funds	\$231,348,767	\$231,348,767	\$231,348,767
Rebates, Refunds, and Reimbursements	\$122,020,899	\$122,020,899	\$122,020,899
Rebates, Refunds, and Reimbursements Not Itemized	\$122,020,899	\$122,020,899	\$122,020,899
Sales and Services	\$8,381,765	\$8,381,765	\$8,381,765
Sales and Services Not Itemized	\$8,381,765	\$8,381,765	\$8,381,765
<b>TOTAL PUBLIC FUNDS</b>	\$367,445,871	\$367,445,871	\$367,445,871

**286.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$116,539	\$116,539	\$116,539
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**286.100-Georgia Tech Research Institute****Appropriation (HB 751)**

*The purpose of this appropriation is to provide funding to laboratories and research centers affiliated with the Georgia Institute of Technology whose scientific, engineering, industrial, or policy research promotes economic development, health, and safety in Georgia.*

<b>TOTAL STATE FUNDS</b>	\$5,810,979	\$5,810,979	\$5,810,979
<b>State General Funds</b>	\$5,810,979	\$5,810,979	\$5,810,979
<b>TOTAL AGENCY FUNDS</b>	\$361,751,431	\$361,751,431	\$361,751,431
<b>Intergovernmental Transfers</b>	\$231,348,767	\$231,348,767	\$231,348,767
<b>University System of Georgia Research Funds</b>	\$231,348,767	\$231,348,767	\$231,348,767
<b>Rebates, Refunds, and Reimbursements</b>	\$122,020,899	\$122,020,899	\$122,020,899
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$122,020,899	\$122,020,899	\$122,020,899
<b>Sales and Services</b>	\$8,381,765	\$8,381,765	\$8,381,765
<b>Sales and Services Not Itemized</b>	\$8,381,765	\$8,381,765	\$8,381,765
<b>TOTAL PUBLIC FUNDS</b>	\$367,562,410	\$367,562,410	\$367,562,410

**Marine Institute****Continuation Budget**

*The purpose of this appropriation is to support research on coastal processes involving the unique ecosystems of the Georgia coastline and to provide access and facilities for graduate and undergraduate classes to conduct field research on the Georgia coast.*

<b>TOTAL STATE FUNDS</b>	\$926,998	\$926,998	\$926,998
<b>State General Funds</b>	\$926,998	\$926,998	\$926,998
<b>TOTAL AGENCY FUNDS</b>	\$486,281	\$486,281	\$486,281
<b>Intergovernmental Transfers</b>	\$367,648	\$367,648	\$367,648
<b>University System of Georgia Research Funds</b>	\$367,648	\$367,648	\$367,648
<b>Rebates, Refunds, and Reimbursements</b>	\$25,000	\$25,000	\$25,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$25,000	\$25,000	\$25,000
<b>Sales and Services</b>	\$93,633	\$93,633	\$93,633
<b>Sales and Services Not Itemized</b>	\$93,633	\$93,633	\$93,633
<b>TOTAL PUBLIC FUNDS</b>	\$1,413,279	\$1,413,279	\$1,413,279

**287.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$15,057	\$15,057	\$15,057
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**287.100-Marine Institute****Appropriation (HB 751)**

*The purpose of this appropriation is to support research on coastal processes involving the unique ecosystems of the Georgia coastline and to provide access and facilities for graduate and undergraduate classes to conduct field research on the Georgia coast.*

<b>TOTAL STATE FUNDS</b>	\$942,055	\$942,055	\$942,055
<b>State General Funds</b>	\$942,055	\$942,055	\$942,055
<b>TOTAL AGENCY FUNDS</b>	\$486,281	\$486,281	\$486,281
<b>Intergovernmental Transfers</b>	\$367,648	\$367,648	\$367,648
<b>University System of Georgia Research Funds</b>	\$367,648	\$367,648	\$367,648
<b>Rebates, Refunds, and Reimbursements</b>	\$25,000	\$25,000	\$25,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$25,000	\$25,000	\$25,000
<b>Sales and Services</b>	\$93,633	\$93,633	\$93,633
<b>Sales and Services Not Itemized</b>	\$93,633	\$93,633	\$93,633
<b>TOTAL PUBLIC FUNDS</b>	\$1,428,336	\$1,428,336	\$1,428,336

**Marine Resources Extension Center****Continuation Budget**

*The purpose of this appropriation is to fund outreach, education, and research to enhance coastal environmental and economic sustainability.*

<b>TOTAL STATE FUNDS</b>	\$1,243,709	\$1,243,709	\$1,243,709
State General Funds	\$1,243,709	\$1,243,709	\$1,243,709
<b>TOTAL AGENCY FUNDS</b>	\$1,345,529	\$1,345,529	\$1,345,529
<b>Intergovernmental Transfers</b>	\$600,000	\$600,000	\$600,000
<b>University System of Georgia Research Funds</b>	\$600,000	\$600,000	\$600,000
<b>Rebates, Refunds, and Reimbursements</b>	\$90,000	\$90,000	\$90,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$90,000	\$90,000	\$90,000
<b>Sales and Services</b>	\$655,529	\$655,529	\$655,529
<b>Sales and Services Not Itemized</b>	\$655,529	\$655,529	\$655,529
<b>TOTAL PUBLIC FUNDS</b>	\$2,589,238	\$2,589,238	\$2,589,238

**288.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$24,113	\$24,113	\$24,113
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**288.2** *Increase funds for personnel and operations.*

State General Funds		\$150,000	\$0
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<b>288.100-Marine Resources Extension Center</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to fund outreach, education, and research to enhance coastal environmental and economic sustainability.*

<b>TOTAL STATE FUNDS</b>	\$1,267,822	\$1,417,822	\$1,267,822
<b>State General Funds</b>	\$1,267,822	\$1,417,822	\$1,267,822
<b>TOTAL AGENCY FUNDS</b>	\$1,345,529	\$1,345,529	\$1,345,529
<b>Intergovernmental Transfers</b>	\$600,000	\$600,000	\$600,000
<b>University System of Georgia Research Funds</b>	\$600,000	\$600,000	\$600,000
<b>Rebates, Refunds, and Reimbursements</b>	\$90,000	\$90,000	\$90,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$90,000	\$90,000	\$90,000
<b>Sales and Services</b>	\$655,529	\$655,529	\$655,529
<b>Sales and Services Not Itemized</b>	\$655,529	\$655,529	\$655,529
<b>TOTAL PUBLIC FUNDS</b>	\$2,613,351	\$2,763,351	\$2,613,351

**Medical College of Georgia Hospital and Clinics**

**Continuation Budget**

*The purpose of this appropriation is to provide medical education and patient care, including ambulatory, trauma, cancer, neonatal intensive, and emergency and express care.*

TOTAL STATE FUNDS	\$28,840,775	\$28,840,775	\$28,840,775
State General Funds	\$28,840,775	\$28,840,775	\$28,840,775
TOTAL PUBLIC FUNDS	\$28,840,775	\$28,840,775	\$28,840,775

**289.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$797,743	\$797,743	\$797,743
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**289.2** *Increase funds for a new re-entry into obstetrics program for OB/GYN physicians licensed in Georgia and practicing in underserved areas.*

State General Funds		\$200,000	\$0
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**289.100-Medical College of Georgia Hospital and Clinics****Appropriation (HB 751)**

*The purpose of this appropriation is to provide medical education and patient care, including ambulatory, trauma, cancer, neonatal intensive, and emergency and express care.*

<b>TOTAL STATE FUNDS</b>	\$29,638,518	\$29,838,518	\$29,638,518
<b>State General Funds</b>	\$29,638,518	\$29,838,518	\$29,638,518
<b>TOTAL PUBLIC FUNDS</b>	\$29,638,518	\$29,838,518	\$29,638,518

**Public Libraries****Continuation Budget**

*The purpose of this appropriation is to award grants from the Public Library Fund, promote literacy, and provide library services that facilitate access to information for all Georgians regardless of geographic location or special needs.*

TOTAL STATE FUNDS	\$32,869,520	\$32,869,520	\$32,869,520
State General Funds	\$32,869,520	\$32,869,520	\$32,869,520
TOTAL AGENCY FUNDS	\$5,222,400	\$5,222,400	\$5,222,400
Intergovernmental Transfers	\$5,222,400	\$5,222,400	\$5,222,400
Intergovernmental Transfers Not Itemized	\$5,222,400	\$5,222,400	\$5,222,400
<b>TOTAL PUBLIC FUNDS</b>	\$38,091,920	\$38,091,920	\$38,091,920

**290.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$670,421	\$670,421	\$670,421
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**290.2** *Increase funds for public library materials to 35 cents per capita.*

State General Funds		\$3,735,500	\$3,735,500
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**290.100-Public Libraries****Appropriation (HB 751)**

*The purpose of this appropriation is to award grants from the Public Library Fund, promote literacy, and provide library services that facilitate access to information for all Georgians regardless of geographic location or special needs.*

<b>TOTAL STATE FUNDS</b>	\$33,539,941	\$37,275,441	\$37,275,441
<b>State General Funds</b>	\$33,539,941	\$37,275,441	\$37,275,441
<b>TOTAL AGENCY FUNDS</b>	\$5,222,400	\$5,222,400	\$5,222,400
<b>Intergovernmental Transfers</b>	\$5,222,400	\$5,222,400	\$5,222,400
<b>Intergovernmental Transfers Not Itemized</b>	\$5,222,400	\$5,222,400	\$5,222,400
<b>TOTAL PUBLIC FUNDS</b>	\$38,762,341	\$42,497,841	\$42,497,841

**Public Service / Special Funding Initiatives****Continuation Budget**

*The purpose of this appropriation is to fund leadership, service, and education initiatives that require funding beyond what is provided by formula.*

TOTAL STATE FUNDS	\$32,691,972	\$32,691,972	\$32,691,972
State General Funds	\$32,444,814	\$32,444,814	\$32,444,814
Tobacco Settlement Funds	\$247,158	\$247,158	\$247,158
TOTAL PUBLIC FUNDS	\$32,691,972	\$32,691,972	\$32,691,972

**291.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$509,381	\$509,381	\$451,075
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**291.2** *Transfer funds from the Public Service/Special Funding Initiatives program to the Teaching program for the Fort Valley Land Grant match.*

State General Funds	(\$3,725,725)	(\$3,725,725)	(\$3,725,725)
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**291.3** *Transfer funds for 72 new residency slots in primary care medicine from the Board of Regents of the University System of Georgia Public Service/Special Funding Initiatives program to the Georgia Board for Physician Workforce: Graduate Medical Education program attached to the Department of Community Health.*

State General Funds	(\$1,138,075)	(\$1,138,075)	(\$1,138,075)
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**291.4** *Transfer funds from the Public Service/Special Funding Initiatives program to the Georgia Research Alliance program.*

State General Funds	(\$5,097,451)	(\$5,097,451)	(\$5,097,451)
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**291.5** *Eliminate funds for the Georgia Research Alliance.*

Tobacco Settlement Funds	(\$247,158)	(\$247,158)	(\$247,158)
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**291.6** *Increase funds for the Georgia Youth Science and Technology Center.*

State General Funds		\$125,000	\$125,000
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**291.7** *Increase funds for a legislative commission on government structure.*

State General Funds			\$25,000
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**291.100-Public Service / Special Funding Initiatives****Appropriation (HB 751)**

*The purpose of this appropriation is to fund leadership, service, and education initiatives that require funding beyond what is provided by formula.*

<b>TOTAL STATE FUNDS</b>	\$22,992,944	\$23,117,944	\$23,084,638
<b>State General Funds</b>	\$22,992,944	\$23,117,944	\$23,084,638
<b>TOTAL PUBLIC FUNDS</b>	\$22,992,944	\$23,117,944	\$23,084,638

**Regents Central Office****Continuation Budget**

*The purpose of this appropriation is to provide administrative support to institutions of the University System of Georgia and to fund membership in the Southern Regional Education Board.*

TOTAL STATE FUNDS	\$11,894,954	\$11,894,954	\$11,894,954
State General Funds	\$11,894,954	\$11,894,954	\$11,894,954
TOTAL PUBLIC FUNDS	\$11,894,954	\$11,894,954	\$11,894,954

**292.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$107,723	\$107,723	\$107,723
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**292.2** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$14,854	\$14,854	\$14,854
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**292.3** *Increase funds to the Southern Regional Education Board to reflect FY2017 dues and contract amounts.*

State General Funds	\$37,440	\$37,440	\$37,440
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**292.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$11,513	\$8,635
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**292.100-Regents Central Office****Appropriation (HB 751)**

*The purpose of this appropriation is to provide administrative support to institutions of the University System of Georgia and to fund membership in the Southern Regional Education Board.*



<b>TOTAL STATE FUNDS</b>	\$12,054,971	\$12,066,484	\$12,063,606
<b>State General Funds</b>	\$12,054,971	\$12,066,484	\$12,063,606
<b>TOTAL PUBLIC FUNDS</b>	\$12,054,971	\$12,066,484	\$12,063,606

**Skidaway Institute of Oceanography****Continuation Budget**

*The purpose of this appropriation is to fund research and educational programs regarding marine and ocean science and aquatic environments.*

<b>TOTAL STATE FUNDS</b>	\$1,273,178	\$1,273,178	\$1,273,178
State General Funds	\$1,273,178	\$1,273,178	\$1,273,178
<b>TOTAL AGENCY FUNDS</b>	\$3,800,620	\$3,800,620	\$3,800,620
Intergovernmental Transfers	\$2,750,620	\$2,750,620	\$2,750,620
University System of Georgia Research Funds	\$2,750,620	\$2,750,620	\$2,750,620
Rebates, Refunds, and Reimbursements	\$500,000	\$500,000	\$500,000
Rebates, Refunds, and Reimbursements Not Itemized	\$500,000	\$500,000	\$500,000
Sales and Services	\$550,000	\$550,000	\$550,000
Sales and Services Not Itemized	\$550,000	\$550,000	\$550,000
<b>TOTAL PUBLIC FUNDS</b>	\$5,073,798	\$5,073,798	\$5,073,798

**293.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$24,399	\$24,399	\$24,399
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**293.100-Skidaway Institute of Oceanography****Appropriation (HB 751)**

*The purpose of this appropriation is to fund research and educational programs regarding marine and ocean science and aquatic environments.*

<b>TOTAL STATE FUNDS</b>	\$1,297,577	\$1,297,577	\$1,297,577
<b>State General Funds</b>	\$1,297,577	\$1,297,577	\$1,297,577
<b>TOTAL AGENCY FUNDS</b>	\$3,800,620	\$3,800,620	\$3,800,620
<b>Intergovernmental Transfers</b>	\$2,750,620	\$2,750,620	\$2,750,620
<b>University System of Georgia Research Funds</b>	\$2,750,620	\$2,750,620	\$2,750,620
<b>Rebates, Refunds, and Reimbursements</b>	\$500,000	\$500,000	\$500,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$500,000	\$500,000	\$500,000
<b>Sales and Services</b>	\$550,000	\$550,000	\$550,000

<b>Sales and Services Not Itemized</b>	\$550,000	\$550,000	\$550,000
<b>TOTAL PUBLIC FUNDS</b>	\$5,098,197	\$5,098,197	\$5,098,197

**Teaching****Continuation Budget**

*The purpose of this appropriation is provide funds to the Board of Regents for annual allocations to University System of Georgia institutions for student instruction and to establish and operate other initiatives that promote, support, or extend student learning.*

TOTAL STATE FUNDS	\$1,795,857,875	\$1,795,857,875	\$1,795,857,875
State General Funds	\$1,795,857,875	\$1,795,857,875	\$1,795,857,875
TOTAL AGENCY FUNDS	\$4,598,893,472	\$4,598,893,472	\$4,598,893,472
Intergovernmental Transfers	\$2,272,056,794	\$2,272,056,794	\$2,272,056,794
University System of Georgia Research Funds	\$1,780,992,725	\$1,780,992,725	\$1,780,992,725
Intergovernmental Transfers Not Itemized	\$491,064,069	\$491,064,069	\$491,064,069
Rebates, Refunds, and Reimbursements	\$133,964,098	\$133,964,098	\$133,964,098
Rebates, Refunds, and Reimbursements Not Itemized	\$133,964,098	\$133,964,098	\$133,964,098
Sales and Services	\$2,192,872,580	\$2,192,872,580	\$2,192,872,580
Sales and Services Not Itemized	\$252,586,866	\$252,586,866	\$252,586,866
Tuition and Fees for Higher Education	\$1,940,285,714	\$1,940,285,714	\$1,940,285,714
<b>TOTAL PUBLIC FUNDS</b>	<b>\$6,394,751,347</b>	<b>\$6,394,751,347</b>	<b>\$6,394,751,347</b>

**294.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$55,474,234	\$55,474,234	\$55,532,540
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**294.2** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$326,551)	(\$326,551)	(\$326,551)
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**294.3** *Increase funds to reflect the change in enrollment and square footage at University System of Georgia institutions.*

State General Funds	\$43,516,661	\$43,516,661	\$43,516,661
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**294.4** *Transfer funds from the Public Service/Special Funding Initiatives program to the Teaching program for the Fort Valley Land Grant match.*

State General Funds	\$3,725,725	\$3,725,725	\$3,725,725
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**294.5** *Increase funds for the Military and Academic Training Center in Warner Robins.*

State General Funds	\$538,100	\$538,100	\$538,100
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**294.6** *Reduce funds for Georgia Gwinnett College (GGC) to reflect year three of the seven year plan to eliminate the GGC Special Funding Initiative.*

State General Funds	(\$1,375,000)	(\$1,375,000)	(\$1,375,000)
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**294.100-Teaching**

**Appropriation (HB 751)**

*The purpose of this appropriation is provide funds to the Board of Regents for annual allocations to University System of Georgia institutions for student instruction and to establish and operate other initiatives that promote, support, or extend student learning.*

<b>TOTAL STATE FUNDS</b>	\$1,897,411,044	\$1,897,411,044	\$1,897,469,350
<b>State General Funds</b>	\$1,897,411,044	\$1,897,411,044	\$1,897,469,350
<b>TOTAL AGENCY FUNDS</b>	\$4,598,893,472	\$4,598,893,472	\$4,598,893,472
<b>Intergovernmental Transfers</b>	\$2,272,056,794	\$2,272,056,794	\$2,272,056,794
<b>University System of Georgia Research Funds</b>	\$1,780,992,725	\$1,780,992,725	\$1,780,992,725
<b>Intergovernmental Transfers Not Itemized</b>	\$491,064,069	\$491,064,069	\$491,064,069
<b>Rebates, Refunds, and Reimbursements</b>	\$133,964,098	\$133,964,098	\$133,964,098
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$133,964,098	\$133,964,098	\$133,964,098
<b>Sales and Services</b>	\$2,192,872,580	\$2,192,872,580	\$2,192,872,580
<b>Sales and Services Not Itemized</b>	\$252,586,866	\$252,586,866	\$252,586,866
<b>Tuition and Fees for Higher Education</b>	\$1,940,285,714	\$1,940,285,714	\$1,940,285,714
<b>TOTAL PUBLIC FUNDS</b>	\$6,496,304,516	\$6,496,304,516	\$6,496,362,822

**Veterinary Medicine Experiment Station**

**Continuation Budget**

*The purpose of this appropriation is to coordinate and conduct research at the University of Georgia on animal disease problems of present and potential concern to Georgia's livestock and poultry industries and to provide training and education in disease research, surveillance, and intervention.*

<b>TOTAL STATE FUNDS</b>	\$2,649,796	\$2,649,796	\$2,649,796
State General Funds	\$2,649,796	\$2,649,796	\$2,649,796
<b>TOTAL PUBLIC FUNDS</b>	\$2,649,796	\$2,649,796	\$2,649,796

**295.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$57,236	\$57,236	\$57,236
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**295.100-Veterinary Medicine Experiment Station****Appropriation (HB 751)**

*The purpose of this appropriation is to coordinate and conduct research at the University of Georgia on animal disease problems of present and potential concern to Georgia's livestock and poultry industries and to provide training and education in disease research, surveillance, and intervention.*

<b>TOTAL STATE FUNDS</b>	\$2,707,032	\$2,707,032	\$2,707,032
<b>State General Funds</b>	\$2,707,032	\$2,707,032	\$2,707,032
<b>TOTAL PUBLIC FUNDS</b>	\$2,707,032	\$2,707,032	\$2,707,032

**Veterinary Medicine Teaching Hospital****Continuation Budget**

*The purpose of this appropriation is to provide clinical instruction for veterinary medicine students, support research that enhances the health and welfare of production and companion animals in Georgia, and address the shortage of veterinarians in Georgia and the nation.*

TOTAL STATE FUNDS	\$417,163	\$417,163	\$417,163
State General Funds	\$417,163	\$417,163	\$417,163
TOTAL AGENCY FUNDS	\$14,500,000	\$14,500,000	\$14,500,000
Sales and Services	\$14,500,000	\$14,500,000	\$14,500,000
Sales and Services Not Itemized	\$14,500,000	\$14,500,000	\$14,500,000
TOTAL PUBLIC FUNDS	\$14,917,163	\$14,917,163	\$14,917,163

**296.1 Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.**

State General Funds	\$10,255	\$10,255	\$10,255
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**296.100-Veterinary Medicine Teaching Hospital****Appropriation (HB 751)**

*The purpose of this appropriation is to provide clinical instruction for veterinary medicine students, support research that enhances the health and welfare of production and companion animals in Georgia, and address the shortage of veterinarians in Georgia and the nation.*

<b>TOTAL STATE FUNDS</b>	\$427,418	\$427,418	\$427,418
<b>State General Funds</b>	\$427,418	\$427,418	\$427,418
<b>TOTAL AGENCY FUNDS</b>	\$14,500,000	\$14,500,000	\$14,500,000
<b>Sales and Services</b>	\$14,500,000	\$14,500,000	\$14,500,000
<b>Sales and Services Not Itemized</b>	\$14,500,000	\$14,500,000	\$14,500,000
<b>TOTAL PUBLIC FUNDS</b>	\$14,927,418	\$14,927,418	\$14,927,418

**Payments to Georgia Military College**

**Continuation Budget**

*The purpose of this appropriation is to provide quality basic education funding for grades six through twelve at Georgia Military College's Junior Military College and preparatory school.*

TOTAL STATE FUNDS	\$3,547,852	\$3,547,852	\$3,547,852
State General Funds	\$3,547,852	\$3,547,852	\$3,547,852
TOTAL PUBLIC FUNDS	\$3,547,852	\$3,547,852	\$3,547,852

**297.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$81,470	\$81,470	\$81,470
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**297.2** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$109,248)	(\$109,248)	(\$109,248)
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**297.3** *Increase funds for enrollment growth and training and experience at the Georgia Military College Preparatory School.*

State General Funds	\$158,191	\$158,191	\$158,191
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**297.4** *Eliminate one-time funds for the design of Historic Jenkins Hall renovation.*

State General Funds	(\$500,000)	(\$500,000)	(\$500,000)
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**297.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$181	\$136
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**297.6** *Increase funds for student services. (S:It is the intent of the Georgia General Assembly to clarify the Tuition Equalization Grant statutes as it applies to public institutions receiving state funds)*

State General Funds		\$2,000,000	\$2,000,000
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**297.100-Payments to Georgia Military College**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide quality basic education funding for grades six through twelve at Georgia Military College's Junior Military College and preparatory school.*

<b>TOTAL STATE FUNDS</b>	\$3,178,265	\$5,178,446	\$5,178,401
<b>State General Funds</b>	\$3,178,265	\$5,178,446	\$5,178,401
<b>TOTAL PUBLIC FUNDS</b>	\$3,178,265	\$5,178,446	\$5,178,401

**Payments to Georgia Public Telecommunications Commission****Continuation Budget**

*The purpose of this appropriation is to create, produce, and distribute high quality programs and services that educate, inform, and entertain audiences, and enrich the quality of their lives.*

TOTAL STATE FUNDS	\$14,997,510	\$14,997,510	\$14,997,510
State General Funds	\$14,997,510	\$14,997,510	\$14,997,510
TOTAL PUBLIC FUNDS	\$14,997,510	\$14,997,510	\$14,997,510

**298.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$177,008	\$177,008	\$177,008
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**298.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$6,107	\$0	\$3,120
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**298.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$21,253)	(\$21,253)	(\$21,253)
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**298.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$1,275)	(\$1,275)	(\$1,275)
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**298.100-Payments to Georgia Public Telecommunications Commission** **Appropriation (HB 751)**

*The purpose of this appropriation is to create, produce, and distribute high quality programs and services that educate, inform, and entertain audiences, and enrich the quality of their lives.*

<b>TOTAL STATE FUNDS</b>	\$15,158,097	\$15,151,990	\$15,155,110
<b>State General Funds</b>	\$15,158,097	\$15,151,990	\$15,155,110
<b>TOTAL PUBLIC FUNDS</b>	\$15,158,097	\$15,151,990	\$15,155,110

**Section 42: Revenue, Department of**

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$181,285,086	\$181,285,086	\$181,285,086
State General Funds	\$180,851,303	\$180,851,303	\$180,851,303
Tobacco Settlement Funds	\$433,783	\$433,783	\$433,783
TOTAL FEDERAL FUNDS	\$819,087	\$819,087	\$819,087
Federal Funds Not Itemized	\$567,580	\$567,580	\$567,580
Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$251,507	\$251,507	\$251,507
TOTAL PUBLIC FUNDS	\$182,104,173	\$182,104,173	\$182,104,173

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$183,770,674	\$183,274,280	\$183,738,224
<b>State General Funds</b>	\$183,336,891	\$182,840,497	\$183,304,441
<b>Tobacco Settlement Funds</b>	\$433,783	\$433,783	\$433,783
<b>TOTAL FEDERAL FUNDS</b>	\$819,087	\$819,087	\$819,087
<b>Federal Funds Not Itemized</b>	\$567,580	\$567,580	\$567,580
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	\$251,507	\$251,507	\$251,507
<b>TOTAL PUBLIC FUNDS</b>	\$184,589,761	\$184,093,367	\$184,557,311

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to administer and enforce the tax laws of the State of Georgia and provide general support services to the operating programs of the Department of Revenue.*

TOTAL STATE FUNDS	\$8,113,036	\$8,113,036	\$8,113,036
State General Funds	\$8,113,036	\$8,113,036	\$8,113,036
TOTAL PUBLIC FUNDS	\$8,113,036	\$8,113,036	\$8,113,036

**299.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$285,794	\$285,794	\$285,794
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**299.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$7,621	\$0	\$2,799
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**299.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$5,094	\$5,094	\$5,094
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**299.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$3,119	\$3,119	\$3,119
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**299.5** *Transfer funds from the Taxpayer Services, Local Government Services, Revenue Processing, Tax Compliance, and Technology Support Services programs to the Departmental Administration program to align budget and expenditures.*

State General Funds	\$1,641,502	\$1,641,502	\$1,641,502
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**299.6** *Transfer funds from the Technology Support Services program to the Departmental Administration program to properly reflect information technology expenses in the programs utilizing those systems.*

State General Funds	\$3,301,898	\$3,301,898	\$3,301,898
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**299.7** *Transfer funds, nine positions and operations from the Office of Special Investigations program to the Departmental Administration program for facilities and mailroom operations.*

State General Funds	\$641,413	\$641,413	\$641,413
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**299.8** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$66,219	\$49,664
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### **299.100-Departmental Administration**

### **Appropriation (HB 751)**

*The purpose of this appropriation is to administer and enforce the tax laws of the State of Georgia and provide general support services to the operating programs of the Department of Revenue.*

<b>TOTAL STATE FUNDS</b>	\$13,999,477	\$14,058,075	\$14,044,319
<b>State General Funds</b>	\$13,999,477	\$14,058,075	\$14,044,319
<b>TOTAL PUBLIC FUNDS</b>	\$13,999,477	\$14,058,075	\$14,044,319

### **Forestland Protection Grants**

### **Continuation Budget**

*The purpose of this appropriation is to provide reimbursement for preferential assessment of qualifying conservation use forestland to counties, municipalities, and school districts pursuant to O.C.G.A. 48-5A-2, the Forestland Protection Act, created by HB 1211 and HB 1276 during the 2008 legislative session.*



TOTAL STATE FUNDS	\$14,072,351	\$14,072,351	\$14,072,351
State General Funds	\$14,072,351	\$14,072,351	\$14,072,351
TOTAL PUBLIC FUNDS	\$14,072,351	\$14,072,351	\$14,072,351

**300.100-Forestland Protection Grants** **Appropriation (HB 751)**

*The purpose of this appropriation is to provide reimbursement for preferential assessment of qualifying conservation use forestland to counties, municipalities, and school districts pursuant to O.C.G.A. 48-5A-2, the Forestland Protection Act, created by HB 1211 and HB 1276 during the 2008 legislative session.*

<b>TOTAL STATE FUNDS</b>	\$14,072,351	\$14,072,351	\$14,072,351
<b>State General Funds</b>	\$14,072,351	\$14,072,351	\$14,072,351
<b>TOTAL PUBLIC FUNDS</b>	\$14,072,351	\$14,072,351	\$14,072,351

**Fraud Detection and Prevention**

**Continuation Budget**

*The purpose of this appropriation is to identify and prevent tax fraud and protect Georgia citizens from identity theft through the use of fraud analytical tools.*

TOTAL STATE FUNDS	\$1,250,000	\$1,250,000	\$1,250,000
State General Funds	\$1,250,000	\$1,250,000	\$1,250,000
TOTAL PUBLIC FUNDS	\$1,250,000	\$1,250,000	\$1,250,000

**301.98** *Transfer funds from the Fraud Detection and Prevention program to the Office of Special Investigations program for the fraud detection and prevention contract.*

State General Funds	(\$1,250,000)	(\$1,250,000)	(\$1,250,000)
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**Industry Regulation**

**Continuation Budget**

*The purpose of this appropriation is to provide regulation of the distribution, sale, and consumption of alcoholic beverages, tobacco products; and conduct checkpoints in areas where reports indicate the use of dyed fuels in on-road vehicles.*

TOTAL STATE FUNDS	\$6,048,349	\$6,048,349	\$6,048,349
State General Funds	\$5,614,566	\$5,614,566	\$5,614,566
Tobacco Settlement Funds	\$433,783	\$433,783	\$433,783
TOTAL FEDERAL FUNDS	\$371,507	\$371,507	\$371,507
Federal Funds Not Itemized	\$120,000	\$120,000	\$120,000

Prevention & Treatment of Substance Abuse Grant CFDA93.959	\$251,507	\$251,507	\$251,507
<b>TOTAL PUBLIC FUNDS</b>	<b>\$6,419,856</b>	<b>\$6,419,856</b>	<b>\$6,419,856</b>

**302.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$123,247	\$123,247	\$123,247
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**302.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$3,286	\$0	\$1,207
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**302.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$4,681	\$4,681	\$4,681
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**302.4** *Transfer funds from the Taxpayer Services, Local Government Services, Revenue Processing, Tax Compliance, and Technology Support Services programs to the Industry Regulation program to align budget and expenditures.*

State General Funds	\$820,155	\$820,155	\$820,155
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**302.5** *Transfer funds from the Technology Support Services program to the Industry Regulation program to properly reflect information technology expenses in the programs utilizing those systems.*

State General Funds	\$70,975	\$70,975	\$70,975
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**302.100-Industry Regulation****Appropriation (HB 751)**

*The purpose of this appropriation is to provide regulation of the distribution, sale, and consumption of alcoholic beverages, tobacco products; and conduct checkpoints in areas where reports indicate the use of dyed fuels in on-road vehicles.*

<b>TOTAL STATE FUNDS</b>	<b>\$7,070,693</b>	<b>\$7,067,407</b>	<b>\$7,068,614</b>
<b>State General Funds</b>	<b>\$6,636,910</b>	<b>\$6,633,624</b>	<b>\$6,634,831</b>
<b>Tobacco Settlement Funds</b>	<b>\$433,783</b>	<b>\$433,783</b>	<b>\$433,783</b>
<b>TOTAL FEDERAL FUNDS</b>	<b>\$371,507</b>	<b>\$371,507</b>	<b>\$371,507</b>
<b>Federal Funds Not Itemized</b>	<b>\$120,000</b>	<b>\$120,000</b>	<b>\$120,000</b>
<b>Prevention &amp; Treatment of Substance Abuse Grant CFDA93.959</b>	<b>\$251,507</b>	<b>\$251,507</b>	<b>\$251,507</b>
<b>TOTAL PUBLIC FUNDS</b>	<b>\$7,442,200</b>	<b>\$7,438,914</b>	<b>\$7,440,121</b>

**Local Government Services**

**Continuation Budget**

*The purpose of this appropriation is to assist local tax officials with the administration of state tax laws and administer the unclaimed property unit.*

TOTAL STATE FUNDS	\$4,873,457	\$4,873,457	\$4,873,457
State General Funds	\$4,873,457	\$4,873,457	\$4,873,457
TOTAL PUBLIC FUNDS	\$4,873,457	\$4,873,457	\$4,873,457

**303.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$96,158	\$96,158	\$96,158
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**303.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,565	\$0	\$942
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**303.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$2,797	\$2,797	\$2,797
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**303.4** *Transfer funds from the Local Government Services program to the Departmental Administration, Industry Regulation, Motor Vehicle Registration and Titling, Office of Special Investigations, and Tax Policy programs to align budget and expenditures.*

State General Funds	(\$168,177)	(\$168,177)	(\$168,177)
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**303.5** *Transfer funds from the Technology Support Services program to the Local Government Services program to properly reflect information technology expenses in the programs utilizing those systems.*

State General Funds	\$38,622	\$38,622	\$38,622
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**303.100-Local Government Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to assist local tax officials with the administration of state tax laws and administer the unclaimed property unit.*

<b>TOTAL STATE FUNDS</b>	\$4,845,422	\$4,842,857	\$4,843,799
<b>State General Funds</b>	\$4,845,422	\$4,842,857	\$4,843,799
<b>TOTAL PUBLIC FUNDS</b>	\$4,845,422	\$4,842,857	\$4,843,799

**Local Tax Officials Retirement and FICA****Continuation Budget**

*The purpose of this appropriation is to provide state retirement benefits and employer share of FICA to local tax officials.*

TOTAL STATE FUNDS	\$13,011,424	\$13,011,424	\$13,011,424
State General Funds	\$13,011,424	\$13,011,424	\$13,011,424
TOTAL PUBLIC FUNDS	\$13,011,424	\$13,011,424	\$13,011,424

**304.1** *Reduce funds to align budget with projected expenditures.*

State General Funds	(\$1,518,447)	(\$2,018,447)	(\$1,518,447)
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**304.100-Local Tax Officials Retirement and FICA****Appropriation (HB 751)**

*The purpose of this appropriation is to provide state retirement benefits and employer share of FICA to local tax officials.*

TOTAL STATE FUNDS	\$11,492,977	\$10,992,977	\$11,492,977
State General Funds	\$11,492,977	\$10,992,977	\$11,492,977
TOTAL PUBLIC FUNDS	\$11,492,977	\$10,992,977	\$11,492,977

**Motor Vehicle Registration and Titling****Continuation Budget**

*The purpose of this appropriation is to establish motor vehicle ownership by maintaining title and registration records and validate rebuilt vehicles for road-worthiness for new title issuance.*

TOTAL STATE FUNDS	\$19,566,913	\$19,566,913	\$19,566,913
State General Funds	\$19,566,913	\$19,566,913	\$19,566,913
TOTAL PUBLIC FUNDS	\$19,566,913	\$19,566,913	\$19,566,913

**305.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$222,196	\$222,196	\$222,196
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**305.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$5,925	\$0	\$2,176
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**305.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$9,563	\$9,563	\$9,563
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**305.4** *Transfer funds from the Taxpayer Services, Local Government Services, Revenue Processing, Tax Compliance, and Technology Support Services programs to the Motor Vehicle Registration and Titling program to align budget and expenditures.*

State General Funds	\$9,552,397	\$9,552,397	\$9,552,397
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**305.5** *Transfer funds from the Technology Support Services program to the Motor Vehicle Registration and Titling program to properly reflect information technology expenses in the programs utilizing those systems.*

State General Funds	\$3,381,869	\$3,381,869	\$3,381,869
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<b>305.100-Motor Vehicle Registration and Titling</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to establish motor vehicle ownership by maintaining title and registration records and validate rebuilt vehicles for road-worthiness for new title issuance.*

<b>TOTAL STATE FUNDS</b>	\$32,738,863	\$32,732,938	\$32,735,114
<b>State General Funds</b>	\$32,738,863	\$32,732,938	\$32,735,114
<b>TOTAL PUBLIC FUNDS</b>	\$32,738,863	\$32,732,938	\$32,735,114

**Office of Special Investigations**

**Continuation Budget**

*The purpose of this appropriation is to investigate fraudulent taxpayer and criminal activities involving department efforts.*

TOTAL STATE FUNDS	\$3,955,313	\$3,955,313	\$3,955,313
State General Funds	\$3,955,313	\$3,955,313	\$3,955,313
TOTAL PUBLIC FUNDS	\$3,955,313	\$3,955,313	\$3,955,313

**306.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$110,142	\$110,142	\$110,142
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**306.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,938	\$0	\$1,079
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**306.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$2,561	\$2,561	\$2,561
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**306.4** *Transfer funds from the Taxpayer Services, Local Government Services, Revenue Processing, Tax Compliance, and Technology Support Services programs to the Office of Special Investigations program to align budget and expenditures.*

State General Funds	\$1,280,261	\$1,280,261	\$1,280,261
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**306.5** *Transfer funds from the Technology Support Services program to the Office of Special Investigations program to properly reflect information technology expenses in the programs utilizing those systems.*

State General Funds	\$42,186	\$42,186	\$42,186
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**306.6** *Transfer funds, nine positions and operations from the Office of Special Investigations program to the Departmental Administration program for facilities and mailroom operations.*

State General Funds	(\$641,413)	(\$641,413)	(\$641,413)
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**306.7** *Transfer funds from the Fraud Detection and Prevention program to the Office of Special Investigations program for the fraud detection and prevention contract.*

State General Funds	\$1,250,000	\$1,250,000	\$1,250,000
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<b>306.100-Office of Special Investigations</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to investigate fraudulent taxpayer and criminal activities involving department efforts.*

<b>TOTAL STATE FUNDS</b>	\$6,001,988	\$5,999,050	\$6,000,129
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<b>State General Funds</b>	\$6,001,988	\$5,999,050	\$6,000,129
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<b>TOTAL PUBLIC FUNDS</b>	\$6,001,988	\$5,999,050	\$6,000,129
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**Revenue Processing**

**Continuation Budget**

*The purpose of this appropriation is to ensure that all tax payments are received, credited, and deposited according to sound business practices and the law, and to ensure that all tax returns are reviewed and recorded to accurately update taxpayer information.*

<b>TOTAL STATE FUNDS</b>	\$13,613,917	\$13,613,917	\$13,613,917
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State General Funds	\$13,613,917	\$13,613,917	\$13,613,917
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TOTAL PUBLIC FUNDS \$13,613,917 \$13,613,917 \$13,613,917

**307.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds \$168,711 \$168,711 \$168,711

**307.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds \$4,499 \$0 \$1,653

**307.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds \$6,424 \$6,424 \$6,424

**307.4** *Transfer funds from the Revenue Processing program to the Departmental Administration, Industry Regulation, Motor Vehicle Registration and Titling, Office of Special Investigations, and Tax Policy programs to align budget and expenditures.*

State General Funds (\$317,180) (\$317,180) (\$317,180)

**307.5** *Transfer funds from the Technology Support Services program to the Revenue Processing program to properly reflect information technology expenses in the programs utilizing those systems.*

State General Funds \$1,806,857 \$1,806,857 \$1,806,857

<b>307.100-Revenue Processing</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to ensure that all tax payments are received, credited, and deposited according to sound business practices and the law, and to ensure that all tax returns are reviewed and recorded to accurately update taxpayer information.*

**TOTAL STATE FUNDS** \$15,283,228 \$15,278,729 \$15,280,382

**State General Funds** \$15,283,228 \$15,278,729 \$15,280,382

**TOTAL PUBLIC FUNDS** \$15,283,228 \$15,278,729 \$15,280,382

**Tax Compliance**

**Continuation Budget**

*The purpose of this appropriation is to audit tax accounts, ensure compliance, and collect on delinquent accounts.*

TOTAL STATE FUNDS \$54,604,522 \$54,604,522 \$54,604,522

State General Funds \$54,604,522 \$54,604,522 \$54,604,522

TOTAL FEDERAL FUNDS	\$222,000	\$222,000	\$222,000
Federal Funds Not Itemized	\$222,000	\$222,000	\$222,000
TOTAL PUBLIC FUNDS	\$54,826,522	\$54,826,522	\$54,826,522

**308.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$952,388	\$952,388	\$952,388
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**308.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$25,396	\$0	\$9,329
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**308.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$32,032	\$32,032	\$32,032
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**308.4** *Transfer funds from the Tax Compliance program to the Departmental Administration, Industry Regulation, Motor Vehicle Registration and Titling, Office of Special Investigations, and Tax Policy programs to align budget and expenditures.*

State General Funds	(\$2,026,593)	(\$2,026,593)	(\$2,026,593)
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**308.5** *Transfer funds from the Technology Support Services program to the Tax Compliance program to properly reflect information technology expenses in the programs utilizing those systems.*

State General Funds	\$4,226,271	\$4,226,271	\$4,226,271
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**308.6** *Increase funds for telecommunications to meet projected need.*

State General Funds	\$1,518,447	\$1,518,447	\$1,518,447
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**308.7** *Reduce funds for start-up costs for Tax Compliance pilot project.*

State General Funds			(\$42,500)
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<b>308.100-Tax Compliance</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to audit tax accounts, ensure compliance, and collect on delinquent accounts.*

<b>TOTAL STATE FUNDS</b>	\$59,332,463	\$59,307,067	\$59,273,896
<b>State General Funds</b>	\$59,332,463	\$59,307,067	\$59,273,896



<b>TOTAL FEDERAL FUNDS</b>	\$222,000	\$222,000	\$222,000
<b>Federal Funds Not Itemized</b>	\$222,000	\$222,000	\$222,000
<b>TOTAL PUBLIC FUNDS</b>	\$59,554,463	\$59,529,067	\$59,495,896

**Tax Policy****Continuation Budget**

*The purpose of this appropriation is to conduct all administrative appeals of tax assessments; draft regulations for taxes collected by the department; support the State Board of Equalization; and draft letter rulings and provide research and analysis related to all tax law and policy inquiries.*

TOTAL STATE FUNDS	\$3,127,866	\$3,127,866	\$3,127,866
State General Funds	\$3,127,866	\$3,127,866	\$3,127,866
TOTAL PUBLIC FUNDS	\$3,127,866	\$3,127,866	\$3,127,866

**309.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$116,390	\$116,390	\$116,390
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**309.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$3,104	\$0	\$1,140
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**309.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$1,257	\$1,257	\$1,257
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**309.4** *Transfer funds from the Taxpayer Services, Local Government Services, Revenue Processing, Tax Compliance, and Technology Support Services programs to the Tax Policy program to align budget and expenditures.*

State General Funds	\$800,806	\$800,806	\$800,806
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**309.5** *Transfer funds from the Technology Support Services program to the Tax Policy program to properly reflect information technology expenses in the programs utilizing those systems.*

State General Funds	\$193,754	\$193,754	\$193,754
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**309.100-Tax Policy****Appropriation (HB 751)**

*The purpose of this appropriation is to conduct all administrative appeals of tax assessments; draft regulations for taxes collected by the department; support the State Board of Equalization; and draft letter rulings and provide research and analysis related to all tax law and policy inquiries.*

<b>TOTAL STATE FUNDS</b>	\$4,243,177	\$4,240,073	\$4,241,213
<b>State General Funds</b>	\$4,243,177	\$4,240,073	\$4,241,213
<b>TOTAL PUBLIC FUNDS</b>	\$4,243,177	\$4,240,073	\$4,241,213

**Taxpayer Services****Continuation Budget**

*The purpose of this appropriation is to provide assistance to customer inquiries about the administration of individual income tax, sales and use tax, withholding tax, corporate tax, motor fuel and motor carrier taxes, and all registration functions.*

TOTAL STATE FUNDS	\$13,726,342	\$13,726,342	\$13,726,342
State General Funds	\$13,726,342	\$13,726,342	\$13,726,342
TOTAL FEDERAL FUNDS	\$225,580	\$225,580	\$225,580
Federal Funds Not Itemized	\$225,580	\$225,580	\$225,580
<b>TOTAL PUBLIC FUNDS</b>	\$13,951,922	\$13,951,922	\$13,951,922

**310.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$272,977	\$272,977	\$272,977
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**310.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$7,279	\$0	\$2,674
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**310.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$7,444	\$7,444	\$7,444
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**310.4** *Transfer funds from the Taxpayer Services program to the Departmental Administration, Industry Regulation, Motor Vehicle Registration and Titling, Office of Special Investigations, and Tax Policy programs to align budget and expenditures.*

State General Funds	(\$224,954)	(\$224,954)	(\$224,954)
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**310.5** *Transfer funds from the Technology Support Services program to the Taxpayer Services program to properly reflect information technology expenses in the programs utilizing those systems.*

State General Funds	\$900,947	\$900,947	\$900,947
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**310.98** *Change the name of the Customer Service program to the Taxpayer Services program. (G: YES)(H: YES)(S: YES)*

State General Funds	\$0	\$0	\$0
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<b>310.100-Taxpayer Services</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide assistance to customer inquiries about the administration of individual income tax, sales and use tax, withholding tax, corporate tax, motor fuel and motor carrier taxes, and all registration functions.*

<b>TOTAL STATE FUNDS</b>	\$14,690,035	\$14,682,756	\$14,685,430
<b>State General Funds</b>	\$14,690,035	\$14,682,756	\$14,685,430
<b>TOTAL FEDERAL FUNDS</b>	\$225,580	\$225,580	\$225,580
<b>Federal Funds Not Itemized</b>	\$225,580	\$225,580	\$225,580
<b>TOTAL PUBLIC FUNDS</b>	\$14,915,615	\$14,908,336	\$14,911,010

**Technology Support Services**

**Continuation Budget**

*The purpose of this appropriation is to support the department in information technology and provide electronic filing services to taxpayers.*

<b>TOTAL STATE FUNDS</b>	\$25,321,596	\$25,321,596	\$25,321,596
State General Funds	\$25,321,596	\$25,321,596	\$25,321,596
<b>TOTAL PUBLIC FUNDS</b>	\$25,321,596	\$25,321,596	\$25,321,596

**311.1** *Transfer funds from the Technology Support Services program to the Departmental Administration, Industry Regulation, Local Government Services, Motor Vehicle Registration and Titling, Office of Special Investigations, Revenue Processing, Tax Compliance, Tax Policy, and Taxpayer Services programs to align budget and expenditures.*

State General Funds	(\$11,358,217)	(\$11,358,217)	(\$11,358,217)
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**311.2** *Transfer funds from the Technology Support Services program to the Departmental Administration, Industry Regulation, Local Government Services, Motor Vehicle Registration and Titling, Office of Special Investigations, Revenue Processing, Tax Compliance, Tax Policy, and Taxpayer Services programs to properly reflect information technology expenses in the programs utilizing those systems.*

State General Funds	(\$13,963,379)	(\$13,963,379)	(\$13,963,379)
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*Section 43: Secretary of State*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$24,476,790	\$24,476,790	\$24,476,790
State General Funds	\$24,476,790	\$24,476,790	\$24,476,790
TOTAL FEDERAL FUNDS	\$85,000	\$85,000	\$85,000
Federal Funds Not Itemized	\$85,000	\$85,000	\$85,000
TOTAL AGENCY FUNDS	\$4,723,849	\$4,723,849	\$4,723,849
Contributions, Donations, and Forfeitures	\$20,000	\$20,000	\$20,000
Contributions, Donations, and Forfeitures Not Itemized	\$20,000	\$20,000	\$20,000
Sales and Services	\$4,703,849	\$4,703,849	\$4,703,849
Sales and Services Not Itemized	\$4,703,849	\$4,703,849	\$4,703,849
TOTAL PUBLIC FUNDS	\$29,285,639	\$29,285,639	\$29,285,639

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$24,886,487	\$24,380,445	\$24,562,337
<b>State General Funds</b>	\$24,886,487	\$24,380,445	\$24,562,337
<b>TOTAL FEDERAL FUNDS</b>	\$85,000	\$85,000	\$85,000
<b>Federal Funds Not Itemized</b>	\$85,000	\$85,000	\$85,000
<b>TOTAL AGENCY FUNDS</b>	\$4,723,849	\$4,723,849	\$4,723,849
<b>Contributions, Donations, and Forfeitures</b>	\$20,000	\$20,000	\$20,000
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$20,000	\$20,000	\$20,000
<b>Sales and Services</b>	\$4,703,849	\$4,703,849	\$4,703,849
<b>Sales and Services Not Itemized</b>	\$4,703,849	\$4,703,849	\$4,703,849
<b>TOTAL PUBLIC FUNDS</b>	\$29,695,336	\$29,189,294	\$29,371,186

**Corporations****Continuation Budget**

*The purpose of this appropriation is to accept and review filings made pursuant to statutes; to issue certifications of records on file; and to provide general information to the public on all filed entities.*

TOTAL STATE FUNDS	\$943,462	\$943,462	\$943,462
State General Funds	\$943,462	\$943,462	\$943,462
TOTAL AGENCY FUNDS	\$3,775,096	\$3,775,096	\$3,775,096
Sales and Services	\$3,775,096	\$3,775,096	\$3,775,096

Sales and Services Not Itemized	\$3,775,096	\$3,775,096	\$3,775,096
<b>TOTAL PUBLIC FUNDS</b>	<b>\$4,718,558</b>	<b>\$4,718,558</b>	<b>\$4,718,558</b>

**312.1** *Reduce funds to meet projected expenditures.*

State General Funds		(\$323,877)	(\$275,000)
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<b>312.100-Corporations</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to accept and review filings made pursuant to statutes; to issue certifications of records on file; and to provide general information to the public on all filed entities.*

<b>TOTAL STATE FUNDS</b>	\$943,462	\$619,585	\$668,462
<b>State General Funds</b>	\$943,462	\$619,585	\$668,462
<b>TOTAL AGENCY FUNDS</b>	\$3,775,096	\$3,775,096	\$3,775,096
<b>Sales and Services</b>	\$3,775,096	\$3,775,096	\$3,775,096
<b>Sales and Services Not Itemized</b>	\$3,775,096	\$3,775,096	\$3,775,096
<b>TOTAL PUBLIC FUNDS</b>	<b>\$4,718,558</b>	<b>\$4,394,681</b>	<b>\$4,443,558</b>

**Elections**

**Continuation Budget**

*The purpose of this appropriation is to administer all duties imposed upon the Secretary of State by providing all required filing and public information services, performing all certification and commissioning duties required by law, and assisting candidates, local governments, and citizens in interpreting and complying with all election, voter registration, and financial disclosure laws.*

<b>TOTAL STATE FUNDS</b>	\$5,369,670	\$5,369,670	\$5,369,670
State General Funds	\$5,369,670	\$5,369,670	\$5,369,670
<b>TOTAL FEDERAL FUNDS</b>	\$85,000	\$85,000	\$85,000
Federal Funds Not Itemized	\$85,000	\$85,000	\$85,000
<b>TOTAL AGENCY FUNDS</b>	\$50,000	\$50,000	\$50,000
Sales and Services	\$50,000	\$50,000	\$50,000
Sales and Services Not Itemized	\$50,000	\$50,000	\$50,000
<b>TOTAL PUBLIC FUNDS</b>	<b>\$5,504,670</b>	<b>\$5,504,670</b>	<b>\$5,504,670</b>

**313.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$64,623	\$64,623	\$64,623
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**313.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,445	\$0	\$355
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**313.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$10,335)	(\$10,335)	(\$10,335)
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**313.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$1,345	\$1,345	\$1,345
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**313.100-Elections****Appropriation (HB 751)**

*The purpose of this appropriation is to administer all duties imposed upon the Secretary of State by providing all required filing and public information services, performing all certification and commissioning duties required by law, and assisting candidates, local governments, and citizens in interpreting and complying with all election, voter registration, and financial disclosure laws.*

<b>TOTAL STATE FUNDS</b>	\$5,426,748	\$5,425,303	\$5,425,658
<b>State General Funds</b>	\$5,426,748	\$5,425,303	\$5,425,658
<b>TOTAL FEDERAL FUNDS</b>	\$85,000	\$85,000	\$85,000
<b>Federal Funds Not Itemized</b>	\$85,000	\$85,000	\$85,000
<b>TOTAL AGENCY FUNDS</b>	\$50,000	\$50,000	\$50,000
<b>Sales and Services</b>	\$50,000	\$50,000	\$50,000
<b>Sales and Services Not Itemized</b>	\$50,000	\$50,000	\$50,000
<b>TOTAL PUBLIC FUNDS</b>	\$5,561,748	\$5,560,303	\$5,560,658

**Investigations****Continuation Budget**

*The purpose of this appropriation is to enforce the laws and regulations related to professional licenses, elections, and securities; to investigate complaints; and to conduct inspections of applicants and existing license holders.*

TOTAL STATE FUNDS	\$2,784,729	\$2,784,729	\$2,784,729
State General Funds	\$2,784,729	\$2,784,729	\$2,784,729
TOTAL PUBLIC FUNDS	\$2,784,729	\$2,784,729	\$2,784,729

**314.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$69,092	\$69,092	\$69,092
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**314.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,545	\$0	\$379
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**314.100-Investigations**

**Appropriation (HB 751)**

*The purpose of this appropriation is to enforce the laws and regulations related to professional licenses, elections, and securities; to investigate complaints; and to conduct inspections of applicants and existing license holders.*

<b>TOTAL STATE FUNDS</b>	\$2,855,366	\$2,853,821	\$2,854,200
<b>State General Funds</b>	\$2,855,366	\$2,853,821	\$2,854,200
<b>TOTAL PUBLIC FUNDS</b>	\$2,855,366	\$2,853,821	\$2,854,200

**Office Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide administrative support to the Office of Secretary of State and its attached agencies.*

TOTAL STATE FUNDS	\$3,304,322	\$3,304,322	\$3,304,322
State General Funds	\$3,304,322	\$3,304,322	\$3,304,322
TOTAL AGENCY FUNDS	\$15,000	\$15,000	\$15,000
Sales and Services	\$15,000	\$15,000	\$15,000
Sales and Services Not Itemized	\$15,000	\$15,000	\$15,000
TOTAL PUBLIC FUNDS	\$3,319,322	\$3,319,322	\$3,319,322

**315.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$78,619	\$78,619	\$78,619
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**315.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,758	\$0	\$432
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**315.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$30,019)	(\$30,019)	(\$30,019)
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**315.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$3,796	\$3,796	\$3,796
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**315.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$12,191	\$9,143
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**315.6** *Reduce funds to meet projected expenditures.*

State General Funds		(\$73,029)	\$0
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**315.100-Office Administration**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide administrative support to the Office of Secretary of State and its attached agencies.*

<b>TOTAL STATE FUNDS</b>	\$3,358,476	\$3,295,880	\$3,366,293
<b>State General Funds</b>	\$3,358,476	\$3,295,880	\$3,366,293
<b>TOTAL AGENCY FUNDS</b>	\$15,000	\$15,000	\$15,000
<b>Sales and Services</b>	\$15,000	\$15,000	\$15,000
<b>Sales and Services Not Itemized</b>	\$15,000	\$15,000	\$15,000
<b>TOTAL PUBLIC FUNDS</b>	\$3,373,476	\$3,310,880	\$3,381,293

**Professional Licensing Boards**

**Continuation Budget**

*The purpose of this appropriation is to protect the public health and welfare by supporting all operations of Boards which license professions.*

<b>TOTAL STATE FUNDS</b>	\$8,150,375	\$8,150,375	\$8,150,375
<b>State General Funds</b>	\$8,150,375	\$8,150,375	\$8,150,375
<b>TOTAL AGENCY FUNDS</b>	\$813,753	\$813,753	\$813,753
<b>Sales and Services</b>	\$813,753	\$813,753	\$813,753
<b>Sales and Services Not Itemized</b>	\$813,753	\$813,753	\$813,753
<b>TOTAL PUBLIC FUNDS</b>	\$8,964,128	\$8,964,128	\$8,964,128

**316.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$193,027	\$193,027	\$193,027
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**316.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$4,317	\$0	\$1,060
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**316.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$50,465)	(\$50,465)	(\$50,465)
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**316.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$2,603	\$2,603	\$2,603
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**316.100-Professional Licensing Boards**

**Appropriation (HB 751)**

*The purpose of this appropriation is to protect the public health and welfare by supporting all operations of Boards which license professions.*

<b>TOTAL STATE FUNDS</b>	\$8,299,857	\$8,295,540	\$8,296,600
<b>State General Funds</b>	\$8,299,857	\$8,295,540	\$8,296,600
<b>TOTAL AGENCY FUNDS</b>	\$813,753	\$813,753	\$813,753
<b>Sales and Services</b>	\$813,753	\$813,753	\$813,753
<b>Sales and Services Not Itemized</b>	\$813,753	\$813,753	\$813,753
<b>TOTAL PUBLIC FUNDS</b>	\$9,113,610	\$9,109,293	\$9,110,353

**Securities**

**Continuation Budget**

*The purpose of this appropriation is to provide for the administration and enforcement of the Georgia Securities Act, the Georgia Charitable Solicitations Act, and the Georgia Cemetery Act. Functions under each act include registration, examinations, investigation, and administrative enforcement actions.*

<b>TOTAL STATE FUNDS</b>	\$668,528	\$668,528	\$668,528
State General Funds	\$668,528	\$668,528	\$668,528
<b>TOTAL AGENCY FUNDS</b>	\$50,000	\$50,000	\$50,000
Sales and Services	\$50,000	\$50,000	\$50,000
Sales and Services Not Itemized	\$50,000	\$50,000	\$50,000
<b>TOTAL PUBLIC FUNDS</b>	\$718,528	\$718,528	\$718,528

**317.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$16,187	\$16,187	\$16,187
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**317.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$362	\$0	\$89
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**317.3** *Reduce funds to meet projected expenditures.*

State General Funds		(\$107,520)	\$0
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**317.100-Securities****Appropriation (HB 751)**

*The purpose of this appropriation is to provide for the administration and enforcement of the Georgia Securities Act, the Georgia Charitable Solicitations Act, and the Georgia Cemetery Act. Functions under each act include registration, examinations, investigation, and administrative enforcement actions.*

<b>TOTAL STATE FUNDS</b>	\$685,077	\$577,195	\$684,804
<b>State General Funds</b>	\$685,077	\$577,195	\$684,804
<b>TOTAL AGENCY FUNDS</b>	\$50,000	\$50,000	\$50,000
<b>Sales and Services</b>	\$50,000	\$50,000	\$50,000
<b>Sales and Services Not Itemized</b>	\$50,000	\$50,000	\$50,000
<b>TOTAL PUBLIC FUNDS</b>	\$735,077	\$627,195	\$734,804

**Commission on the Holocaust, Georgia****Continuation Budget**

*The purpose of this appropriation is to teach the lessons of the Holocaust to present and future generations of Georgians in order to create an awareness of the enormity of the crimes of prejudice and inhumanity.*

<b>TOTAL STATE FUNDS</b>	\$264,236	\$264,236	\$264,236
State General Funds	\$264,236	\$264,236	\$264,236
<b>TOTAL AGENCY FUNDS</b>	\$20,000	\$20,000	\$20,000
Contributions, Donations, and Forfeitures	\$20,000	\$20,000	\$20,000
Contributions, Donations, and Forfeitures Not Itemized	\$20,000	\$20,000	\$20,000
<b>TOTAL PUBLIC FUNDS</b>	\$284,236	\$284,236	\$284,236

**318.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$7,408	\$7,408	\$7,408
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**318.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$464	\$0	\$339
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**318.3** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$15	\$15	\$15
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<b>318.100-Commission on the Holocaust, Georgia</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to teach the lessons of the Holocaust to present and future generations of Georgians in order to create an awareness of the enormity of the crimes of prejudice and inhumanity.*

<b>TOTAL STATE FUNDS</b>	\$272,123	\$271,659	\$271,998
<b>State General Funds</b>	\$272,123	\$271,659	\$271,998
<b>TOTAL AGENCY FUNDS</b>	\$20,000	\$20,000	\$20,000
<b>Contributions, Donations, and Forfeitures</b>	\$20,000	\$20,000	\$20,000
<b>Contributions, Donations, and Forfeitures Not Itemized</b>	\$20,000	\$20,000	\$20,000
<b>TOTAL PUBLIC FUNDS</b>	\$292,123	\$291,659	\$291,998

**Real Estate Commission**

**Continuation Budget**

*The purpose of this appropriation is to administer the license law for real estate brokers and salespersons, and provide administrative support to the Georgia Real Estate Appraisers Board in their administration of the Real Estate Appraisal.*

TOTAL STATE FUNDS	\$2,991,468	\$2,991,468	\$2,991,468
State General Funds	\$2,991,468	\$2,991,468	\$2,991,468
TOTAL PUBLIC FUNDS	\$2,991,468	\$2,991,468	\$2,991,468

**319.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$62,562	\$62,562	\$62,562
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**319.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$3,916	\$0	\$2,860
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**319.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$14,272)	(\$14,272)	(\$14,272)
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**319.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$1,704	\$1,704	\$1,704
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**319.5** *Reduce funds and utilize retained fee revenue for operations.*

State General Funds			(\$50,000)
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<b>319.100-Real Estate Commission</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to administer the license law for real estate brokers and salespersons, and provide administrative support to the Georgia Real Estate Appraisers Board in their administration of the Real Estate Appraisal.*

<b>TOTAL STATE FUNDS</b>	\$3,045,378	\$3,041,462	\$2,994,322
<b>State General Funds</b>	\$3,045,378	\$3,041,462	\$2,994,322
<b>TOTAL PUBLIC FUNDS</b>	\$3,045,378	\$3,041,462	\$2,994,322

**Section 44: Student Finance Commission and Authority, Georgia**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$717,162,075	\$717,162,075	\$717,162,075
State General Funds	\$60,685,247	\$60,685,247	\$60,685,247
Lottery Proceeds	\$656,476,828	\$656,476,828	\$656,476,828
TOTAL FEDERAL FUNDS	\$38,650	\$38,650	\$38,650
Federal Funds Not Itemized	\$38,650	\$38,650	\$38,650
TOTAL AGENCY FUNDS	\$713,673	\$713,673	\$713,673
Intergovernmental Transfers	\$713,673	\$713,673	\$713,673
Intergovernmental Transfers Not Itemized	\$713,673	\$713,673	\$713,673
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$600,000	\$600,000	\$600,000
State Funds Transfers	\$600,000	\$600,000	\$600,000
Agency to Agency Contracts	\$600,000	\$600,000	\$600,000
TOTAL PUBLIC FUNDS	\$718,514,398	\$718,514,398	\$718,514,398

**Section Total - Final**

TOTAL STATE FUNDS	\$807,914,719	\$807,031,122	\$807,026,377
State General Funds	\$92,209,846	\$91,309,131	\$91,310,003
Lottery Proceeds	\$715,704,873	\$715,721,991	\$715,716,374
TOTAL FEDERAL FUNDS	\$38,650	\$38,650	\$38,650
Federal Funds Not Itemized	\$38,650	\$38,650	\$38,650

<b>TOTAL AGENCY FUNDS</b>	\$0	\$1,000,000	\$1,000,000
<b>Sales and Services</b>		\$1,000,000	\$1,000,000
<b>Sales and Services Not Itemized</b>		\$1,000,000	\$1,000,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$600,000	\$600,000	\$600,000
<b>State Funds Transfers</b>	\$600,000	\$600,000	\$600,000
<b>Agency to Agency Contracts</b>	\$600,000	\$600,000	\$600,000
<b>TOTAL PUBLIC FUNDS</b>	\$808,553,369	\$808,669,772	\$808,665,027

**Engineer Scholarship**

**Continuation Budget**

*The purpose of this appropriation is to provide forgivable loans to Georgia residents who are engineering students and retain those students as engineers in the State.*

TOTAL STATE FUNDS	\$1,029,000	\$1,029,000	\$1,029,000
State General Funds	\$1,029,000	\$1,029,000	\$1,029,000
TOTAL PUBLIC FUNDS	\$1,029,000	\$1,029,000	\$1,029,000

**320.1** *Increase funds to meet the projected need.*

State General Funds	\$31,500	\$31,500	\$31,500
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**320.99 SAC:** *The purpose of this appropriation is to provide forgivable loans to Georgia residents who are engineering students at Mercer University (Macon campus) and retain those students as engineers in the State.*

**House:** *The purpose of this appropriation is to provide forgivable loans to Georgia residents who are engineering students at Mercer University (Macon campus) and retain those students as engineers in the State.*

State General Funds		\$0	\$0
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<b>320.100-Engineer Scholarship</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide forgivable loans to Georgia residents who are engineering students at Mercer University (Macon campus) and retain those students as engineers in the State.*

<b>TOTAL STATE FUNDS</b>	\$1,060,500	\$1,060,500	\$1,060,500
<b>State General Funds</b>	\$1,060,500	\$1,060,500	\$1,060,500
<b>TOTAL PUBLIC FUNDS</b>	\$1,060,500	\$1,060,500	\$1,060,500

**Georgia Military College Scholarship**

**Continuation Budget**

*The purpose of this appropriation is to provide outstanding students with a full scholarship to attend Georgia Military College, thereby strengthening Georgia's National Guard with their membership.*

TOTAL STATE FUNDS	\$1,203,240	\$1,203,240	\$1,203,240
State General Funds	\$1,203,240	\$1,203,240	\$1,203,240
TOTAL PUBLIC FUNDS	\$1,203,240	\$1,203,240	\$1,203,240

<b>321.100-Georgia Military College Scholarship</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide outstanding students with a full scholarship to attend Georgia Military College, thereby strengthening Georgia's National Guard with their membership.*

<b>TOTAL STATE FUNDS</b>	\$1,203,240	\$1,203,240	\$1,203,240
<b>State General Funds</b>	\$1,203,240	\$1,203,240	\$1,203,240
<b>TOTAL PUBLIC FUNDS</b>	\$1,203,240	\$1,203,240	\$1,203,240

**HERO Scholarship**

**Continuation Budget**

*The purpose of this appropriation is to provide educational grant assistance to members of the Georgia National Guard and U.S. Military Reservists who served in combat zones and the spouses and children of such members.*

TOTAL STATE FUNDS	\$800,000	\$800,000	\$800,000
State General Funds	\$800,000	\$800,000	\$800,000
TOTAL PUBLIC FUNDS	\$800,000	\$800,000	\$800,000

**322.1** *Reduce funds based on projected expenditures.*

State General Funds		(\$100,000)	(\$100,000)
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<b>322.100-HERO Scholarship</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide educational grant assistance to members of the Georgia National Guard and U.S. Military Reservists who served in combat zones and the spouses and children of such members.*

<b>TOTAL STATE FUNDS</b>	\$800,000	\$700,000	\$700,000
<b>State General Funds</b>	\$800,000	\$700,000	\$700,000
<b>TOTAL PUBLIC FUNDS</b>	\$800,000	\$700,000	\$700,000

**HOPE Administration****Continuation Budget**

*The purpose of this appropriation is to provide scholarships that reward students with financial assistance in degree, diploma, and certificate programs at eligible Georgia public and private colleges and universities, and public technical colleges.*

TOTAL STATE FUNDS	\$8,209,800	\$8,209,800	\$8,209,800
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$8,209,800	\$8,209,800	\$8,209,800
TOTAL FEDERAL FUNDS	\$38,650	\$38,650	\$38,650
Federal Funds Not Itemized	\$38,650	\$38,650	\$38,650
TOTAL AGENCY FUNDS	\$230,950	\$230,950	\$230,950
Intergovernmental Transfers	\$230,950	\$230,950	\$230,950
Intergovernmental Transfers Not Itemized	\$230,950	\$230,950	\$230,950
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$600,000	\$600,000	\$600,000
State Funds Transfers	\$600,000	\$600,000	\$600,000
Agency to Agency Contracts	\$600,000	\$600,000	\$600,000
TOTAL PUBLIC FUNDS	\$9,079,400	\$9,079,400	\$9,079,400

**323.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

Lottery Proceeds	\$99,776	\$99,776	\$99,776
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**323.2** *Increase funds to reflect an adjustment in merit system assessments.*

Lottery Proceeds	\$8,350	\$0	\$5,352
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**323.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

Lottery Proceeds	\$944	\$944	\$944
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**323.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

Lottery Proceeds	\$1,166	\$1,166	\$1,166
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**323.5** *Reduce funds to reflect changes in other funds.*

Intergovernmental Transfers Not Itemized	(\$230,950)	(\$230,950)	(\$230,950)
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<b>323.100-HOPE Administration</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide scholarships that reward students with financial assistance in degree, diploma, and certificate programs at eligible Georgia public and private colleges and universities, and public technical colleges.*

<b>TOTAL STATE FUNDS</b>	\$8,320,036	\$8,311,686	\$8,317,038
<b>Lottery Proceeds</b>	\$8,320,036	\$8,311,686	\$8,317,038
<b>TOTAL FEDERAL FUNDS</b>	\$38,650	\$38,650	\$38,650
<b>Federal Funds Not Itemized</b>	\$38,650	\$38,650	\$38,650
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$600,000	\$600,000	\$600,000
<b>State Funds Transfers</b>	\$600,000	\$600,000	\$600,000
<b>Agency to Agency Contracts</b>	\$600,000	\$600,000	\$600,000
<b>TOTAL PUBLIC FUNDS</b>	\$8,958,686	\$8,950,336	\$8,955,688

**HOPE GED****Continuation Budget**

*The purpose of this appropriation is to award a \$500 voucher once to each student receiving a general educational development (GED) diploma awarded by the Technical College System of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$1,930,296	\$1,930,296	\$1,930,296
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$1,930,296	\$1,930,296	\$1,930,296
<b>TOTAL PUBLIC FUNDS</b>	\$1,930,296	\$1,930,296	\$1,930,296

**324.99 SAC:** *The purpose of this program is to encourage Georgia's General Educational Development (GED) recipients to pursue education beyond the high school level at an eligible postsecondary institution located in Georgia.*

**House:** *The purpose of this program is to encourage Georgia's General Educational Development (GED) recipients to pursue education beyond the high school level at an eligible postsecondary institution located in Georgia.*

**Governor:** *The purpose of this program is to encourage Georgia's General Educational Development (GED) recipients to pursue education beyond the high school level at an eligible postsecondary institution located in Georgia.*

State General Funds	\$0	\$0	\$0
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<b>324.100-HOPE GED</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this program is to encourage Georgia's General Educational Development (GED) recipients to pursue education beyond the high school level at an eligible postsecondary institution located in Georgia.*

<b>TOTAL STATE FUNDS</b>	\$1,930,296	\$1,930,296	\$1,930,296
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<b>Lottery Proceeds</b>	\$1,930,296	\$1,930,296	\$1,930,296
<b>TOTAL PUBLIC FUNDS</b>	\$1,930,296	\$1,930,296	\$1,930,296

**HOPE Grant**

**Continuation Budget**

*The purpose of this appropriation is to provide grants to students seeking a diploma or certificate at a public post-secondary institution.*

TOTAL STATE FUNDS	\$109,059,989	\$109,059,989	\$109,059,989
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$109,059,989	\$109,059,989	\$109,059,989
<b>TOTAL PUBLIC FUNDS</b>	\$109,059,989	\$109,059,989	\$109,059,989

**325.1** *Utilize existing funds of \$751,998 for the Strategic Industries Workforce Development Grant to include Industrial Maintenance certificate and diploma programs. (G:YES)(H:YES)(S:YES)*

State General Funds	\$0	\$0	\$0
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**325.100-HOPE Grant**

**Appropriation (HB 751)**

*The purpose of this appropriation is to provide grants to students seeking a diploma or certificate at a public post-secondary institution.*

<b>TOTAL STATE FUNDS</b>	\$109,059,989	\$109,059,989	\$109,059,989
<b>Lottery Proceeds</b>	\$109,059,989	\$109,059,989	\$109,059,989
<b>TOTAL PUBLIC FUNDS</b>	\$109,059,989	\$109,059,989	\$109,059,989

**HOPE Scholarships - Private Schools**

**Continuation Budget**

*The purpose of this appropriation is to provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible private post-secondary institution.*

TOTAL STATE FUNDS	\$47,916,330	\$47,916,330	\$47,916,330
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$47,916,330	\$47,916,330	\$47,916,330
<b>TOTAL PUBLIC FUNDS</b>	\$47,916,330	\$47,916,330	\$47,916,330

**326.100-HOPE Scholarships - Private Schools****Appropriation (HB 751)**

*The purpose of this appropriation is to provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible private post-secondary institution.*

<b>TOTAL STATE FUNDS</b>	\$47,916,330	\$47,916,330	\$47,916,330
<b>Lottery Proceeds</b>	\$47,916,330	\$47,916,330	\$47,916,330
<b>TOTAL PUBLIC FUNDS</b>	\$47,916,330	\$47,916,330	\$47,916,330

**HOPE Scholarships - Public Schools****Continuation Budget**

*The purpose of this appropriation is to provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible public post-secondary institution.*

TOTAL STATE FUNDS	\$463,360,413	\$463,360,413	\$463,360,413
State General Funds	\$0	\$0	\$0
Lottery Proceeds	\$463,360,413	\$463,360,413	\$463,360,413
<b>TOTAL PUBLIC FUNDS</b>	\$463,360,413	\$463,360,413	\$463,360,413

**327.1 Increase funds for the HOPE Scholarship - Public Schools to meet the projected need.**

Lottery Proceeds	\$53,792,472	\$53,817,940	\$53,806,971
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**327.2 Increase funds for the Zell Miller Scholarship to meet the projected need.**

Lottery Proceeds	\$5,325,337	\$5,325,337	\$5,325,337
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**327.100-HOPE Scholarships - Public Schools****Appropriation (HB 751)**

*The purpose of this appropriation is to provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible public post-secondary institution.*

<b>TOTAL STATE FUNDS</b>	\$522,478,222	\$522,503,690	\$522,492,721
<b>Lottery Proceeds</b>	\$522,478,222	\$522,503,690	\$522,492,721
<b>TOTAL PUBLIC FUNDS</b>	\$522,478,222	\$522,503,690	\$522,492,721

**Low Interest Loans****Continuation Budget**

*The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college education, encourage timely persistence to the achievement of postsecondary credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

TOTAL STATE FUNDS	\$27,000,000	\$27,000,000	\$27,000,000
State General Funds	\$1,000,000	\$1,000,000	\$1,000,000
Lottery Proceeds	\$26,000,000	\$26,000,000	\$26,000,000
TOTAL PUBLIC FUNDS	\$27,000,000	\$27,000,000	\$27,000,000

**328.1** *Replace funds.*

State General Funds		(\$1,000,000)	(\$1,000,000)
Sales and Services Not Itemized		\$1,000,000	\$1,000,000
Total Public Funds:		\$0	\$0

**328.99 SAC:** *The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college or technical college education, encourage timely persistence to the achievement of postsecondary credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

**House:** *The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college or technical college education, encourage timely persistence to the achievement of postsecondary credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

**Governor:** *The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college or technical college education, encourage timely persistence to the achievement of postsecondary credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

State General Funds	\$0	\$0	\$0
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<b>328.100-Low Interest Loans</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college or technical college education, encourage timely persistence to the achievement of postsecondary credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

<b>TOTAL STATE FUNDS</b>	\$27,000,000	\$26,000,000	\$26,000,000
<b>State General Funds</b>	\$1,000,000	\$0	\$0
<b>Lottery Proceeds</b>	\$26,000,000	\$26,000,000	\$26,000,000
<b>TOTAL AGENCY FUNDS</b>		\$1,000,000	\$1,000,000

<b>Sales and Services</b>		\$1,000,000	\$1,000,000
<b>Sales and Services Not Itemized</b>		\$1,000,000	\$1,000,000
<b>TOTAL PUBLIC FUNDS</b>	\$27,000,000	\$27,000,000	\$27,000,000

**Move on When Ready**

**Continuation Budget**

*The purpose of this appropriation is to allow students to pursue post-secondary study at approved public and private post-secondary institutions, while receiving dual high school and college credit for courses successfully completed.*

<b>TOTAL STATE FUNDS</b>	\$28,892,039	\$28,892,039	\$28,892,039
State General Funds	\$28,892,039	\$28,892,039	\$28,892,039
<b>TOTAL PUBLIC FUNDS</b>	\$28,892,039	\$28,892,039	\$28,892,039

**329.1** *Increase funds to meet the projected need.*

State General Funds	\$29,426,180	\$29,426,180	\$29,426,180
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**329.98** *Change the name of the Accel program to the Move on When Ready program. (G: YES)(H: YES)(S: YES)*

State General Funds	\$0	\$0	\$0
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**329.100-Move on When Ready**

**Appropriation (HB 751)**

*The purpose of this appropriation is to allow students to pursue post-secondary study at approved public and private post-secondary institutions, while receiving dual high school and college credit for courses successfully completed.*

<b>TOTAL STATE FUNDS</b>	\$58,318,219	\$58,318,219	\$58,318,219
<b>State General Funds</b>	\$58,318,219	\$58,318,219	\$58,318,219
<b>TOTAL PUBLIC FUNDS</b>	\$58,318,219	\$58,318,219	\$58,318,219

**North Georgia Military Scholarship Grants**

**Continuation Budget**

*The purpose of this appropriation is to provide outstanding students with a full scholarship to attend North Georgia College and State University, thereby strengthening Georgia's Army National Guard with their membership.*

<b>TOTAL STATE FUNDS</b>	\$1,825,445	\$1,825,445	\$1,825,445
State General Funds	\$1,825,445	\$1,825,445	\$1,825,445
<b>TOTAL AGENCY FUNDS</b>	\$482,723	\$482,723	\$482,723
Intergovernmental Transfers	\$482,723	\$482,723	\$482,723

Intergovernmental Transfers Not Itemized	\$482,723	\$482,723	\$482,723
<b>TOTAL PUBLIC FUNDS</b>	<b>\$2,308,168</b>	<b>\$2,308,168</b>	<b>\$2,308,168</b>

**330.1** *Increase funds to meet the projected need.*

State General Funds	\$729,572	\$729,572	\$729,572
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**330.2** *Replace funds.*

State General Funds	\$482,723	\$482,723	\$482,723
Intergovernmental Transfers Not Itemized	(\$482,723)	(\$482,723)	(\$482,723)
<b>Total Public Funds:</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>330.100-North Georgia Military Scholarship Grants</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide outstanding students with a full scholarship to attend North Georgia College and State University, thereby strengthening Georgia's Army National Guard with their membership.*

<b>TOTAL STATE FUNDS</b>	\$3,037,740	\$3,037,740	\$3,037,740
<b>State General Funds</b>	\$3,037,740	\$3,037,740	\$3,037,740
<b>TOTAL PUBLIC FUNDS</b>	<b>\$3,037,740</b>	<b>\$3,037,740</b>	<b>\$3,037,740</b>

**North Georgia ROTC Grants**

**Continuation Budget**

*The purpose of this appropriation is to provide Georgia residents with non-repayable financial assistance to attend North Georgia College and State University and to participate in the Reserve Officers Training Corps program.*

<b>TOTAL STATE FUNDS</b>	\$1,237,500	\$1,237,500	\$1,237,500
State General Funds	\$1,237,500	\$1,237,500	\$1,237,500
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,237,500</b>	<b>\$1,237,500</b>	<b>\$1,237,500</b>

<b>331.100-North Georgia ROTC Grants</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide Georgia residents with non-repayable financial assistance to attend North Georgia College and State University and to participate in the Reserve Officers Training Corps program.*

<b>TOTAL STATE FUNDS</b>	\$1,237,500	\$1,237,500	\$1,237,500
<b>State General Funds</b>	\$1,237,500	\$1,237,500	\$1,237,500
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,237,500</b>	<b>\$1,237,500</b>	<b>\$1,237,500</b>

**Public Safety Memorial Grant****Continuation Budget**

*The purpose of this appropriation is to provide educational grant assistance to the children of Georgia law enforcement officers, fire fighters, EMTs, correctional officers, and prison guards who were permanently disabled or killed in the line of duty, to attend a public post-secondary institution in the State of Georgia.*

TOTAL STATE FUNDS	\$600,000	\$600,000	\$600,000
State General Funds	\$600,000	\$600,000	\$600,000
TOTAL PUBLIC FUNDS	\$600,000	\$600,000	\$600,000

**332.100-Public Safety Memorial Grant****Appropriation (HB 751)**

*The purpose of this appropriation is to provide educational grant assistance to the children of Georgia law enforcement officers, fire fighters, EMTs, correctional officers, and prison guards who were permanently disabled or killed in the line of duty, to attend a public post-secondary institution in the State of Georgia.*

<b>TOTAL STATE FUNDS</b>	\$600,000	\$600,000	\$600,000
<b>State General Funds</b>	\$600,000	\$600,000	\$600,000
<b>TOTAL PUBLIC FUNDS</b>	\$600,000	\$600,000	\$600,000

**REACH Georgia Scholarship****Continuation Budget**

*The purpose of this appropriation is to provide needs-based scholarships to selected students participating in the REACH Georgia mentorship and scholarship program, which encourages and supports academically promising middle and high school students in their educational pursuits.*

TOTAL STATE FUNDS	\$2,000,000	\$2,000,000	\$2,000,000
State General Funds	\$2,000,000	\$2,000,000	\$2,000,000
TOTAL PUBLIC FUNDS	\$2,000,000	\$2,000,000	\$2,000,000

**333.1 Increase funds to add additional school systems and to establish a pilot program for youth in foster care.**

State General Funds	\$750,000	\$750,000	\$750,000
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**333.100-REACH Georgia Scholarship****Appropriation (HB 751)**

*The purpose of this appropriation is to provide needs-based scholarships to selected students participating in the REACH Georgia mentorship and scholarship program, which encourages and supports academically promising middle and high school students in their educational pursuits.*

<b>TOTAL STATE FUNDS</b>	\$2,750,000	\$2,750,000	\$2,750,000
<b>State General Funds</b>	\$2,750,000	\$2,750,000	\$2,750,000
<b>TOTAL PUBLIC FUNDS</b>	\$2,750,000	\$2,750,000	\$2,750,000

**Service Cancelable Loans**

**Continuation Budget**

TOTAL STATE FUNDS		\$0	\$0
State General Funds		\$0	\$0

**334.1** *Increase funds for service cancelable loans to fund five large animal veterinarian slots.*

State General Funds		\$100,000	\$100,000
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**334.2** *Increase funds for service cancelable loans for Georgia National Guard members as authorized in O.C.G.A. 20-3-374.*

State General Funds		\$100,000	\$100,000
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**334.99 SAC:** *The purpose of this appropriation is to provide service cancelable loans as authorized in statute including programs for large animal veterinarians and Georgia National Guard members.*

**House:** *Provide service cancelable loans as authorized in statute including programs for large animal veterinarians and Georgia National Guard members.*

State General Funds		\$0	\$0
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<b>334.100-Service Cancelable Loans</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide service cancelable loans as authorized in statute including programs for large animal veterinarians and Georgia National Guard members.*

<b>TOTAL STATE FUNDS</b>	\$200,000	\$200,000
<b>State General Funds</b>	\$200,000	\$200,000
<b>TOTAL PUBLIC FUNDS</b>	\$200,000	\$200,000

**Tuition Equalization Grants**

**Continuation Budget**

*The purpose of this appropriation is to promote the private segment of higher education in Georgia by providing non-repayable grant aid to Georgia residents who attend eligible private post-secondary institutions.*

TOTAL STATE FUNDS	\$21,224,952	\$21,224,952	\$21,224,952
State General Funds	\$21,224,952	\$21,224,952	\$21,224,952
TOTAL PUBLIC FUNDS	\$21,224,952	\$21,224,952	\$21,224,952

**335.100-Tuition Equalization Grants****Appropriation (HB 751)**

*The purpose of this appropriation is to promote the private segment of higher education in Georgia by providing non-repayable grant aid to Georgia residents who attend eligible private post-secondary institutions.*

<b>TOTAL STATE FUNDS</b>	\$21,224,952	\$21,224,952	\$21,224,952
<b>State General Funds</b>	\$21,224,952	\$21,224,952	\$21,224,952
<b>TOTAL PUBLIC FUNDS</b>	\$21,224,952	\$21,224,952	\$21,224,952

**Nonpublic Postsecondary Education Commission****Continuation Budget**

*The purpose of this appropriation is to authorize private post-secondary schools in Georgia; provide transcripts for students who attended schools that closed; and resolve complaints.*

TOTAL STATE FUNDS	\$873,071	\$873,071	\$873,071
State General Funds	\$873,071	\$873,071	\$873,071
TOTAL PUBLIC FUNDS	\$873,071	\$873,071	\$873,071

**336.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$23,033	\$23,033	\$23,033
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**336.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,441	\$0	\$1,053
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**336.3** *Increase funds for personnel.*

State General Funds	\$80,150	\$80,150	\$80,150
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**336.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$726	\$545
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**336.100-Nonpublic Postsecondary Education Commission** **Appropriation (HB 751)**

*The purpose of this appropriation is to authorize private post-secondary schools in Georgia; provide transcripts for students who attended schools that closed; and resolve complaints.*

<b>TOTAL STATE FUNDS</b>	\$977,695	\$976,980	\$977,852
<b>State General Funds</b>	\$977,695	\$976,980	\$977,852
<b>TOTAL PUBLIC FUNDS</b>	\$977,695	\$976,980	\$977,852

**Section 45: Teachers' Retirement System**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$317,000	\$317,000	\$317,000
State General Funds	\$317,000	\$317,000	\$317,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$36,002,746	\$36,002,746	\$36,002,746
State Funds Transfers	\$36,002,746	\$36,002,746	\$36,002,746
Retirement Payments	\$36,002,746	\$36,002,746	\$36,002,746
<b>TOTAL PUBLIC FUNDS</b>	\$36,319,746	\$36,319,746	\$36,319,746

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$265,000	\$265,000	\$265,000
<b>State General Funds</b>	\$265,000	\$265,000	\$265,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,421,846	\$36,421,846	\$36,421,846
<b>State Funds Transfers</b>	\$36,421,846	\$36,421,846	\$36,421,846
<b>Retirement Payments</b>	\$36,421,846	\$36,421,846	\$36,421,846
<b>TOTAL PUBLIC FUNDS</b>	\$36,686,846	\$36,686,846	\$36,686,846

**Local/Floor COLA**

**Continuation Budget**

*The purpose of this appropriation is to provide retirees from local retirement systems a minimum allowance upon retirement (Floor) and a post-retirement benefit adjustment (COLA) whenever such adjustment is granted to teachers who retired under TRS.*

TOTAL STATE FUNDS	\$317,000	\$317,000	\$317,000
State General Funds	\$317,000	\$317,000	\$317,000
<b>TOTAL PUBLIC FUNDS</b>	\$317,000	\$317,000	\$317,000

**337.1** *Reduce funds to reflect the declining population of teachers who qualify for this benefit.*

State General Funds	(\$52,000)	(\$52,000)	(\$52,000)
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<b>337.100-Local/Floor COLA</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to provide retirees from local retirement systems a minimum allowance upon retirement (Floor) and a post-retirement benefit adjustment (COLA) whenever such adjustment is granted to teachers who retired under TRS.*

<b>TOTAL STATE FUNDS</b>	\$265,000	\$265,000	\$265,000
<b>State General Funds</b>	\$265,000	\$265,000	\$265,000
<b>TOTAL PUBLIC FUNDS</b>	\$265,000	\$265,000	\$265,000

**System Administration****Continuation Budget**

*The purpose of this appropriation is to administer the Teachers Retirement System of Georgia, including paying retiree benefits, investing retirement funds, accounting for the status and contributions of active and inactive members, counseling members, and processing refunds.*

TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$36,002,746	\$36,002,746	\$36,002,746
State Funds Transfers	\$36,002,746	\$36,002,746	\$36,002,746
Retirement Payments	\$36,002,746	\$36,002,746	\$36,002,746
TOTAL PUBLIC FUNDS	\$36,002,746	\$36,002,746	\$36,002,746

**338.1** *Increase funds for information technology (\$780,000), telecommunications (\$4,800), and operations (\$7,800).*

Retirement Payments	\$792,600	\$792,600	\$792,600
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**338.2** *Reduce funds for contracts (\$119,000) and one-time funding for information technology equipment and computer system upgrades (\$254,500).*

Retirement Payments	(\$373,500)	(\$373,500)	(\$373,500)
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<b>338.100-System Administration</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to administer the Teachers Retirement System of Georgia, including paying retiree benefits, investing retirement funds, accounting for the status and contributions of active and inactive members, counseling members, and processing refunds.*

<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$36,421,846	\$36,421,846	\$36,421,846
<b>State Funds Transfers</b>	\$36,421,846	\$36,421,846	\$36,421,846

<b>Retirement Payments</b>	\$36,421,846	\$36,421,846	\$36,421,846
<b>TOTAL PUBLIC FUNDS</b>	\$36,421,846	\$36,421,846	\$36,421,846

**It is the intent of the General Assembly that the employer contribution rate for the Teachers' Retirement System shall not exceed 14.27% for State Fiscal Year 2017.**

***Section 46: Technical College System of Georgia***

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$339,934,441	\$339,934,441	\$339,934,441
State General Funds	\$339,934,441	\$339,934,441	\$339,934,441
TOTAL FEDERAL FUNDS	\$81,691,954	\$81,691,954	\$81,691,954
Federal Funds Not Itemized	\$79,470,279	\$79,470,279	\$79,470,279
FFIND Child Care and Development Block Grant CFDA93.575	\$2,221,675	\$2,221,675	\$2,221,675
TOTAL AGENCY FUNDS	\$356,552,704	\$356,552,704	\$356,552,704
Intergovernmental Transfers	\$3,754,721	\$3,754,721	\$3,754,721
Intergovernmental Transfers Not Itemized	\$3,754,721	\$3,754,721	\$3,754,721
Rebates, Refunds, and Reimbursements	\$100,000	\$100,000	\$100,000
Rebates, Refunds, and Reimbursements Not Itemized	\$100,000	\$100,000	\$100,000
Sales and Services	\$352,697,983	\$352,697,983	\$352,697,983
Sales and Services Not Itemized	\$71,980,698	\$71,980,698	\$71,980,698
Tuition and Fees for Higher Education	\$280,717,285	\$280,717,285	\$280,717,285
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$3,201,099	\$3,201,099	\$3,201,099
State Funds Transfers	\$3,201,099	\$3,201,099	\$3,201,099
Agency to Agency Contracts	\$3,201,099	\$3,201,099	\$3,201,099
TOTAL PUBLIC FUNDS	\$781,380,198	\$781,380,198	\$781,380,198

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$351,400,729	\$351,206,458	\$351,324,324
<b>State General Funds</b>	\$351,400,729	\$351,206,458	\$351,324,324
<b>TOTAL FEDERAL FUNDS</b>	\$81,691,954	\$81,691,954	\$81,691,954
<b>Federal Funds Not Itemized</b>	\$79,470,279	\$79,470,279	\$79,470,279
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$2,221,675	\$2,221,675	\$2,221,675
<b>TOTAL AGENCY FUNDS</b>	\$356,552,704	\$356,552,704	\$356,552,704

<b>Intergovernmental Transfers</b>	\$3,754,721	\$3,754,721	\$3,754,721
<b>Intergovernmental Transfers Not Itemized</b>	\$3,754,721	\$3,754,721	\$3,754,721
<b>Rebates, Refunds, and Reimbursements</b>	\$100,000	\$100,000	\$100,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>Sales and Services</b>	\$352,697,983	\$352,697,983	\$352,697,983
<b>Sales and Services Not Itemized</b>	\$71,980,698	\$71,980,698	\$71,980,698
<b>Tuition and Fees for Higher Education</b>	\$280,717,285	\$280,717,285	\$280,717,285
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$3,201,099	\$3,201,099	\$3,201,099
<b>State Funds Transfers</b>	\$3,201,099	\$3,201,099	\$3,201,099
<b>Agency to Agency Contracts</b>	\$3,201,099	\$3,201,099	\$3,201,099
<b>TOTAL PUBLIC FUNDS</b>	\$792,846,486	\$792,652,215	\$792,770,081

**Adult Education****Continuation Budget**

*The purpose of this appropriation is to develop Georgia's workforce by providing adult learners in Georgia with basic reading, writing, computation, speaking, listening, and technology skills; to provide secondary instruction to adults without a high school diploma; and to provide oversight of GED preparation, testing, and the processing of diplomas and transcripts.*

<b>TOTAL STATE FUNDS</b>	\$14,492,443	\$14,492,443	\$14,492,443
State General Funds	\$14,492,443	\$14,492,443	\$14,492,443
<b>TOTAL FEDERAL FUNDS</b>	\$19,324,577	\$19,324,577	\$19,324,577
Federal Funds Not Itemized	\$19,324,577	\$19,324,577	\$19,324,577
<b>TOTAL AGENCY FUNDS</b>	\$6,485,279	\$6,485,279	\$6,485,279
Intergovernmental Transfers	\$3,754,721	\$3,754,721	\$3,754,721
Intergovernmental Transfers Not Itemized	\$3,754,721	\$3,754,721	\$3,754,721
Sales and Services	\$2,730,558	\$2,730,558	\$2,730,558
Sales and Services Not Itemized	\$2,730,558	\$2,730,558	\$2,730,558
<b>TOTAL PUBLIC FUNDS</b>	\$40,302,299	\$40,302,299	\$40,302,299

**339.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$367,538	\$367,538	\$367,538
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**339.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$13,386	\$0	\$6,529
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**339.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$789	\$789	\$789
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**339.4** *Transfer funds from the Technical Education program to the Adult Education program for 20 additional full-time adult education instructors and utilize existing funds to shift 30 part-time instructors to full-time to reach 50 additional full-time instructors.*

State General Funds	\$1,208,620	\$1,208,620	\$1,208,620
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**339.5** *Utilize existing funds to provide GED and educational opportunities for inmates in county correctional facilities.  
(G: YES)(H: YES)(S: YES)*

State General Funds	\$0	\$0	\$0
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<b>339.100-Adult Education</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to develop Georgia's workforce by providing adult learners in Georgia with basic reading, writing, computation, speaking, listening, and technology skills; to provide secondary instruction to adults without a high school diploma; and to provide oversight of GED preparation, testing, and the processing of diplomas and transcripts.*

<b>TOTAL STATE FUNDS</b>	\$16,082,776	\$16,069,390	\$16,075,919
<b>State General Funds</b>	\$16,082,776	\$16,069,390	\$16,075,919
<b>TOTAL FEDERAL FUNDS</b>	\$19,324,577	\$19,324,577	\$19,324,577
<b>Federal Funds Not Itemized</b>	\$19,324,577	\$19,324,577	\$19,324,577
<b>TOTAL AGENCY FUNDS</b>	\$6,485,279	\$6,485,279	\$6,485,279
<b>Intergovernmental Transfers</b>	\$3,754,721	\$3,754,721	\$3,754,721
<b>Intergovernmental Transfers Not Itemized</b>	\$3,754,721	\$3,754,721	\$3,754,721
<b>Sales and Services</b>	\$2,730,558	\$2,730,558	\$2,730,558
<b>Sales and Services Not Itemized</b>	\$2,730,558	\$2,730,558	\$2,730,558
<b>TOTAL PUBLIC FUNDS</b>	\$41,892,632	\$41,879,246	\$41,885,775

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide statewide administrative services to support the state workforce development efforts undertaken by the department through its associated programs and institutions.*

TOTAL STATE FUNDS	\$8,719,592	\$8,719,592	\$8,719,592
State General Funds	\$8,719,592	\$8,719,592	\$8,719,592
TOTAL AGENCY FUNDS	\$100,000	\$100,000	\$100,000
Rebates, Refunds, and Reimbursements	\$100,000	\$100,000	\$100,000
Rebates, Refunds, and Reimbursements Not Itemized	\$100,000	\$100,000	\$100,000
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$100,515	\$100,515	\$100,515
State Funds Transfers	\$100,515	\$100,515	\$100,515
Agency to Agency Contracts	\$100,515	\$100,515	\$100,515
TOTAL PUBLIC FUNDS	\$8,920,107	\$8,920,107	\$8,920,107

**340.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$219,324	\$219,324	\$219,324
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**340.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,968	\$0	\$1,448
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**340.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$3,876)	(\$3,876)	(\$3,876)
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**340.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$7,036	\$7,036	\$7,036
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**340.5** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$97,236	\$72,927
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**340.6** *Encourage the Technical College System of Georgia to create third-party cooperative arrangements with the Georgia Vocational Rehabilitation Agency to maximize financial assistance for vocational rehabilitation clients. (H:YES)(S:YES)*

State General Funds		\$0	\$0
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**340.100-Departmental Administration** **Appropriation (HB 751)**

*The purpose of this appropriation is to provide statewide administrative services to support the state workforce development efforts undertaken by the department through its associated programs and institutions.*

<b>TOTAL STATE FUNDS</b>	\$8,945,044	\$9,039,312	\$9,016,451
<b>State General Funds</b>	\$8,945,044	\$9,039,312	\$9,016,451
<b>TOTAL AGENCY FUNDS</b>	\$100,000	\$100,000	\$100,000
<b>Rebates, Refunds, and Reimbursements</b>	\$100,000	\$100,000	\$100,000
<b>Rebates, Refunds, and Reimbursements Not Itemized</b>	\$100,000	\$100,000	\$100,000
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$100,515	\$100,515	\$100,515
<b>State Funds Transfers</b>	\$100,515	\$100,515	\$100,515
<b>Agency to Agency Contracts</b>	\$100,515	\$100,515	\$100,515
<b>TOTAL PUBLIC FUNDS</b>	\$9,145,559	\$9,239,827	\$9,216,966

**Quick Start and Customized Services**

**Continuation Budget**

*The purpose of this appropriation is to promote job creation and retention by developing and delivering customized workforce training for Georgia businesses during start-up, expansion, or when they make capital investments in new technology, processes, or product lines in order to remain competitive in the global marketplace.*

<b>TOTAL STATE FUNDS</b>	\$13,060,226	\$13,060,226	\$13,060,226
State General Funds	\$13,060,226	\$13,060,226	\$13,060,226
<b>TOTAL FEDERAL FUNDS</b>	\$171,029	\$171,029	\$171,029
Federal Funds Not Itemized	\$171,029	\$171,029	\$171,029
<b>TOTAL AGENCY FUNDS</b>	\$8,796,822	\$8,796,822	\$8,796,822
Sales and Services	\$8,796,822	\$8,796,822	\$8,796,822
Sales and Services Not Itemized	\$8,796,822	\$8,796,822	\$8,796,822
<b>TOTAL PUBLIC FUNDS</b>	\$22,028,077	\$22,028,077	\$22,028,077

**341.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$233,802	\$233,802	\$233,802
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**341.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$3,130	\$0	\$1,527
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**341.3** *Reduce funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	(\$4,048)	(\$4,048)	(\$4,048)
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**341.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$1,293	\$1,293	\$1,293
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**341.100-Quick Start and Customized Services**

**Appropriation (HB 751)**

*The purpose of this appropriation is to promote job creation and retention by developing and delivering customized workforce training for Georgia businesses during start-up, expansion, or when they make capital investments in new technology, processes, or product lines in order to remain competitive in the global marketplace.*

<b>TOTAL STATE FUNDS</b>	\$13,294,403	\$13,291,273	\$13,292,800
<b>State General Funds</b>	\$13,294,403	\$13,291,273	\$13,292,800
<b>TOTAL FEDERAL FUNDS</b>	\$171,029	\$171,029	\$171,029
<b>Federal Funds Not Itemized</b>	\$171,029	\$171,029	\$171,029
<b>TOTAL AGENCY FUNDS</b>	\$8,796,822	\$8,796,822	\$8,796,822
<b>Sales and Services</b>	\$8,796,822	\$8,796,822	\$8,796,822
<b>Sales and Services Not Itemized</b>	\$8,796,822	\$8,796,822	\$8,796,822
<b>TOTAL PUBLIC FUNDS</b>	\$22,262,254	\$22,259,124	\$22,260,651

**Technical Education**

**Continuation Budget**

*The purpose of this appropriation is to provide for workforce development through certificate, diploma, and degree programs in technical education and continuing education programs for adult learners, and to encourage both youth and adult learners to acquire postsecondary education or training to increase their competitiveness in the workplace.*

<b>TOTAL STATE FUNDS</b>	\$303,662,180	\$303,662,180	\$303,662,180
State General Funds	\$303,662,180	\$303,662,180	\$303,662,180
<b>TOTAL FEDERAL FUNDS</b>	\$62,196,348	\$62,196,348	\$62,196,348
Federal Funds Not Itemized	\$59,974,673	\$59,974,673	\$59,974,673
FFIND Child Care and Development Block Grant CFDA93.575	\$2,221,675	\$2,221,675	\$2,221,675
<b>TOTAL AGENCY FUNDS</b>	\$341,170,603	\$341,170,603	\$341,170,603
Sales and Services	\$341,170,603	\$341,170,603	\$341,170,603
Sales and Services Not Itemized	\$60,453,318	\$60,453,318	\$60,453,318



Tuition and Fees for Higher Education	\$280,717,285	\$280,717,285	\$280,717,285
TOTAL INTRA-STATE GOVERNMENT TRANSFERS	\$3,100,584	\$3,100,584	\$3,100,584
State Funds Transfers	\$3,100,584	\$3,100,584	\$3,100,584
Agency to Agency Contracts	\$3,100,584	\$3,100,584	\$3,100,584
TOTAL PUBLIC FUNDS	\$710,129,715	\$710,129,715	\$710,129,715

**342.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$8,030,740	\$8,030,740	\$8,030,740
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**342.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$272,023	\$0	\$132,671
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**342.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$80,563	\$80,563	\$80,563
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**342.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$162,240	\$162,240	\$162,240
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**342.5** *Increase funds for formula growth to reflect a 1.7% increase in square footage.*

State General Funds	\$891,484	\$891,484	\$891,484
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**342.6** *Transfer funds from the Technical Education program to the Adult Education program for 20 additional full-time adult education instructors.*

State General Funds	(\$1,208,620)	(\$1,208,620)	(\$1,208,620)
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**342.7** *Increase funds for one-time funding for equipment at the Military and Academic Training Center.*

State General Funds	\$1,187,896	\$1,187,896	\$1,187,896
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**342.8** *Utilize existing funds to provide vocational education opportunities for inmates in county correctional facilities.*

(G: YES)(H: YES)(S: YES)

State General Funds	\$0	\$0	\$0
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**342.9** *Encourage the Technical College System of Georgia to create third-party cooperative arrangements with the Georgia Vocational Rehabilitation Agency to maximize financial assistance for vocational rehabilitation clients. (H:YES)(S:YES)*

State General Funds \$0 \$0

<b>342.100-Technical Education</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide for workforce development through certificate, diploma, and degree programs in technical education and continuing education programs for adult learners, and to encourage both youth and adult learners to acquire postsecondary education or training to increase their competitiveness in the workplace.*

<b>TOTAL STATE FUNDS</b>	\$313,078,506	\$312,806,483	\$312,939,154
<b>State General Funds</b>	\$313,078,506	\$312,806,483	\$312,939,154
<b>TOTAL FEDERAL FUNDS</b>	\$62,196,348	\$62,196,348	\$62,196,348
<b>Federal Funds Not Itemized</b>	\$59,974,673	\$59,974,673	\$59,974,673
<b>FFIND Child Care and Development Block Grant CFDA93.575</b>	\$2,221,675	\$2,221,675	\$2,221,675
<b>TOTAL AGENCY FUNDS</b>	\$341,170,603	\$341,170,603	\$341,170,603
<b>Sales and Services</b>	\$341,170,603	\$341,170,603	\$341,170,603
<b>Sales and Services Not Itemized</b>	\$60,453,318	\$60,453,318	\$60,453,318
<b>Tuition and Fees for Higher Education</b>	\$280,717,285	\$280,717,285	\$280,717,285
<b>TOTAL INTRA-STATE GOVERNMENT TRANSFERS</b>	\$3,100,584	\$3,100,584	\$3,100,584
<b>State Funds Transfers</b>	\$3,100,584	\$3,100,584	\$3,100,584
<b>Agency to Agency Contracts</b>	\$3,100,584	\$3,100,584	\$3,100,584
<b>TOTAL PUBLIC FUNDS</b>	\$719,546,041	\$719,274,018	\$719,406,689

*Section 47: Transportation, Department of*

**Section Total - Continuation**

<b>TOTAL STATE FUNDS</b>	\$890,537,224	\$890,537,224	\$890,537,224
State General Funds	\$23,960,710	\$23,960,710	\$23,960,710
State Motor Fuel Funds	\$866,576,514	\$866,576,514	\$866,576,514
<b>TOTAL FEDERAL FUNDS</b>	\$1,593,146,310	\$1,593,146,310	\$1,593,146,310
Federal Funds Not Itemized	\$66,861,369	\$66,861,369	\$66,861,369
Federal Highway Admin.-Planning & Construction CFDA20.205	\$1,526,284,941	\$1,526,284,941	\$1,526,284,941
<b>TOTAL AGENCY FUNDS</b>	\$93,537,703	\$93,537,703	\$93,537,703
Reserved Fund Balances	\$3,971,000	\$3,971,000	\$3,971,000
Reserved Fund Balances Not Itemized	\$3,971,000	\$3,971,000	\$3,971,000

Intergovernmental Transfers	\$39,945,170	\$39,945,170	\$39,945,170
Intergovernmental Transfers Not Itemized	\$39,945,170	\$39,945,170	\$39,945,170
Sales and Services	\$49,621,533	\$49,621,533	\$49,621,533
Sales and Services Not Itemized	\$49,621,533	\$49,621,533	\$49,621,533
<b>TOTAL PUBLIC FUNDS</b>	<b>\$2,577,221,237</b>	<b>\$2,577,221,237</b>	<b>\$2,577,221,237</b>

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$1,714,541,590	\$1,714,544,035	\$1,714,542,577
<b>State General Funds</b>	\$54,477,590	\$54,480,035	\$54,478,577
<b>State Motor Fuel Funds</b>	\$1,660,064,000	\$1,660,064,000	\$1,660,064,000
<b>TOTAL FEDERAL FUNDS</b>	\$1,593,146,310	\$1,593,146,310	\$1,593,146,310
<b>Federal Funds Not Itemized</b>	\$66,861,369	\$66,861,369	\$66,861,369
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$1,526,284,941	\$1,526,284,941	\$1,526,284,941
<b>TOTAL AGENCY FUNDS</b>	\$93,537,703	\$93,537,703	\$93,537,703
<b>Reserved Fund Balances</b>	\$3,971,000	\$3,971,000	\$3,971,000
<b>Reserved Fund Balances Not Itemized</b>	\$3,971,000	\$3,971,000	\$3,971,000
<b>Intergovernmental Transfers</b>	\$39,945,170	\$39,945,170	\$39,945,170
<b>Intergovernmental Transfers Not Itemized</b>	\$39,945,170	\$39,945,170	\$39,945,170
<b>Sales and Services</b>	\$49,621,533	\$49,621,533	\$49,621,533
<b>Sales and Services Not Itemized</b>	\$49,621,533	\$49,621,533	\$49,621,533
<b>TOTAL PUBLIC FUNDS</b>	<b>\$3,401,225,603</b>	<b>\$3,401,228,048</b>	<b>\$3,401,226,590</b>

**Capital Construction Projects**

**Continuation Budget**

*The purpose of this appropriation is to provide funding for capital outlay road construction and enhancement projects on local and state road systems.*

TOTAL STATE FUNDS	\$223,238,790	\$223,238,790	\$223,238,790
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$223,238,790	\$223,238,790	\$223,238,790
TOTAL FEDERAL FUNDS	\$925,252,699	\$925,252,699	\$925,252,699
Federal Highway Admin.-Planning & Construction CFDA20.205	\$925,252,699	\$925,252,699	\$925,252,699
TOTAL AGENCY FUNDS	\$55,300,430	\$55,300,430	\$55,300,430
Intergovernmental Transfers	\$38,737,112	\$38,737,112	\$38,737,112

Intergovernmental Transfers Not Itemized	\$38,737,112	\$38,737,112	\$38,737,112
Sales and Services	\$16,563,318	\$16,563,318	\$16,563,318
Sales and Services Not Itemized	\$16,563,318	\$16,563,318	\$16,563,318
<b>TOTAL PUBLIC FUNDS</b>	<b>\$1,203,791,919</b>	<b>\$1,203,791,919</b>	<b>\$1,203,791,919</b>

**343.1** *Increase and allocate funds in accordance with the Strategic Transportation Plan approved pursuant to O.C.G.A. 32-5-27.1.*

State Motor Fuel Funds			\$239,800,654
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**343.98** *Transfer funds and any associated prior year funds to consolidate the Capital Construction Projects program into the Capital Projects program.*

State Motor Fuel Funds	(\$223,238,790)	(\$223,238,790)	\$0
Federal Highway Admin.-Planning & Construction CFDA20.205	(\$925,252,699)	(\$925,252,699)	\$0
Sales and Services Not Itemized	(\$16,563,318)	(\$16,563,318)	\$0
Intergovernmental Transfers Not Itemized	(\$38,737,112)	(\$38,737,112)	\$0
Total Public Funds:	(\$1,203,791,919)	(\$1,203,791,919)	\$0

<b>343.100-Capital Construction Projects</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide funding for capital outlay road construction and enhancement projects on local and state road systems.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$463,039,444
<b>State Motor Fuel Funds</b>	\$0	\$0	\$463,039,444
<b>TOTAL FEDERAL FUNDS</b>	\$0	\$0	\$925,252,699
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$0	\$0	\$925,252,699
<b>TOTAL AGENCY FUNDS</b>	\$0	\$0	\$55,300,430
<b>Intergovernmental Transfers</b>	\$0	\$0	\$38,737,112
<b>Intergovernmental Transfers Not Itemized</b>	\$0	\$0	\$38,737,112
<b>Sales and Services</b>	\$0	\$0	\$16,563,318
<b>Sales and Services Not Itemized</b>	\$0	\$0	\$16,563,318
<b>TOTAL PUBLIC FUNDS</b>	\$0	\$0	\$1,443,592,573

**Capital Maintenance Projects**

**Continuation Budget**

*The purpose of this appropriation is to provide funding for capital outlay for maintenance projects.*

TOTAL STATE FUNDS	\$41,483,404	\$41,483,404	\$41,483,404
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$41,483,404	\$41,483,404	\$41,483,404
TOTAL FEDERAL FUNDS	\$183,218,385	\$183,218,385	\$183,218,385
Federal Highway Admin.-Planning & Construction CFDA20.205	\$183,218,385	\$183,218,385	\$183,218,385
TOTAL AGENCY FUNDS	\$350,574	\$350,574	\$350,574
Sales and Services	\$350,574	\$350,574	\$350,574
Sales and Services Not Itemized	\$350,574	\$350,574	\$350,574
TOTAL PUBLIC FUNDS	\$225,052,363	\$225,052,363	\$225,052,363

**344.1** *Increase and allocate funds in accordance with the Strategic Transportation Plan approved pursuant to O.C.G.A. 32-5-27.1.*  
 State Motor Fuel Funds \$302,954,123

**344.98** *Transfer funds and any associated prior year motor fuel funds to consolidate the Capital Maintenance Projects program into the Capital Projects program.*

State Motor Fuel Funds	(\$41,483,404)	(\$41,483,404)	\$0
Federal Highway Admin.-Planning & Construction CFDA20.205	(\$183,218,385)	(\$183,218,385)	\$0
Sales and Services Not Itemized	(\$350,574)	(\$350,574)	\$0
Total Public Funds:	(\$225,052,363)	(\$225,052,363)	\$0

<b>344.100-Capital Maintenance Projects</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide funding for capital outlay for maintenance projects.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$344,437,527
<b>State Motor Fuel Funds</b>	\$0	\$0	\$344,437,527
<b>TOTAL FEDERAL FUNDS</b>	\$0	\$0	\$183,218,385
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$0	\$0	\$183,218,385
<b>TOTAL AGENCY FUNDS</b>	\$0	\$0	\$350,574
<b>Sales and Services</b>	\$0	\$0	\$350,574
<b>Sales and Services Not Itemized</b>	\$0	\$0	\$350,574
<b>TOTAL PUBLIC FUNDS</b>	\$0	\$0	\$528,006,486

<b>Capital Projects</b>	<b>Continuation Budget</b>
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TOTAL STATE FUNDS	\$0	\$0	\$0
State General Funds	\$0	\$0	\$0

**345.1** *Increase funds to recognize additional revenue from HB170 (2015 Session) for capital projects.*

State Motor Fuel Funds	\$543,119,831	\$543,119,831	\$0
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**345.98** *Transfer funds and any associated prior year motor fuel funds to consolidate the Capital Construction Projects, Capital Maintenance Projects, and Local Roads Assistance Administration programs into the Capital Projects program.*

State Motor Fuel Funds	\$269,068,655	\$269,068,655	\$0
Federal Highway Admin.-Planning & Construction CFDA20.205	\$1,200,127,001	\$1,200,127,001	\$0
Sales and Services Not Itemized	\$17,509,125	\$17,509,125	\$0
Intergovernmental Transfers Not Itemized	\$38,737,112	\$38,737,112	\$0
Total Public Funds:	\$1,525,441,893	\$1,525,441,893	\$0

**345.99 SAC:** *The purpose of this appropriation is to provide funding for Capital Outlay road construction, maintenance, and enhancement projects on local and state road systems and to provide technical and financial assistance to local governments for construction, maintenance, and resurfacing of local roads and bridges.*

**House:** *The purpose of this appropriation is to provide funding for Capital Outlay road construction, maintenance, and enhancement projects on local and state road systems and to provide technical and financial assistance to local governments for construction, maintenance, and resurfacing of local roads and bridges.*

**Governor:** *The purpose of this appropriation is to provide funding for Capital Outlay road construction, maintenance, and enhancement projects on local and state road systems and to provide technical and financial assistance to local governments for construction, maintenance, and resurfacing of local roads and bridges.*

State General Funds	\$0	\$0	\$0
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**345.100-Capital Projects****Appropriation (HB 751)**

*The purpose of this appropriation is to provide funding for Capital Outlay road construction, maintenance, and enhancement projects on local and state road systems and to provide technical and financial assistance to local governments for construction, maintenance, and resurfacing of local roads and bridges.*

<b>TOTAL STATE FUNDS</b>	\$812,188,486	\$812,188,486	\$0
<b>State Motor Fuel Funds</b>	\$812,188,486	\$812,188,486	
<b>TOTAL FEDERAL FUNDS</b>	\$1,200,127,001	\$1,200,127,001	
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$1,200,127,001	\$1,200,127,001	
<b>TOTAL AGENCY FUNDS</b>	\$56,246,237	\$56,246,237	
<b>Intergovernmental Transfers</b>	\$38,737,112	\$38,737,112	

<b>Intergovernmental Transfers Not Itemized</b>	\$38,737,112	\$38,737,112	
<b>Sales and Services</b>	\$17,509,125	\$17,509,125	
<b>Sales and Services Not Itemized</b>	\$17,509,125	\$17,509,125	
<b>TOTAL PUBLIC FUNDS</b>	\$2,068,561,724	\$2,068,561,724	\$0

**Construction Administration**

**Continuation Budget**

*The purpose of this appropriation is to improve and expand the state's transportation infrastructure by planning for and selecting road and bridge projects, acquiring rights-of-way, completing engineering and project impact analyses, procuring and monitoring construction contracts, and certifying completed projects.*

TOTAL STATE FUNDS	\$82,124,154	\$82,124,154	\$82,124,154
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$82,124,154	\$82,124,154	\$82,124,154
TOTAL FEDERAL FUNDS	\$68,642,990	\$68,642,990	\$68,642,990
Federal Highway Admin.-Planning & Construction CFDA20.205	\$68,642,990	\$68,642,990	\$68,642,990
TOTAL AGENCY FUNDS	\$4,463,619	\$4,463,619	\$4,463,619
Reserved Fund Balances	\$3,500,000	\$3,500,000	\$3,500,000
Reserved Fund Balances Not Itemized	\$3,500,000	\$3,500,000	\$3,500,000
Intergovernmental Transfers	\$526,415	\$526,415	\$526,415
Intergovernmental Transfers Not Itemized	\$526,415	\$526,415	\$526,415
Sales and Services	\$437,204	\$437,204	\$437,204
Sales and Services Not Itemized	\$437,204	\$437,204	\$437,204
TOTAL PUBLIC FUNDS	\$155,230,763	\$155,230,763	\$155,230,763

**346.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State Motor Fuel Funds	\$1,974,916	\$1,974,916	\$1,974,916
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**346.2** *Increase funds to recognize additional revenue from HB170 (2015 Session) for construction administration.*

State Motor Fuel Funds	\$12,593,486	\$12,593,486	\$12,593,486
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**346.100-Construction Administration**

**Appropriation (HB 751)**

*The purpose of this appropriation is to improve and expand the state's transportation infrastructure by planning for and selecting road and bridge projects, acquiring rights-of-way, completing engineering and project impact analyses, procuring and monitoring construction contracts, and certifying completed projects.*

<b>TOTAL STATE FUNDS</b>	\$96,692,556	\$96,692,556	\$96,692,556
State Motor Fuel Funds	\$96,692,556	\$96,692,556	\$96,692,556
<b>TOTAL FEDERAL FUNDS</b>	\$68,642,990	\$68,642,990	\$68,642,990
Federal Highway Admin.-Planning & Construction CFDA20.205	\$68,642,990	\$68,642,990	\$68,642,990
<b>TOTAL AGENCY FUNDS</b>	\$4,463,619	\$4,463,619	\$4,463,619
Reserved Fund Balances	\$3,500,000	\$3,500,000	\$3,500,000
Reserved Fund Balances Not Itemized	\$3,500,000	\$3,500,000	\$3,500,000
Intergovernmental Transfers	\$526,415	\$526,415	\$526,415
Intergovernmental Transfers Not Itemized	\$526,415	\$526,415	\$526,415
Sales and Services	\$437,204	\$437,204	\$437,204
Sales and Services Not Itemized	\$437,204	\$437,204	\$437,204
<b>TOTAL PUBLIC FUNDS</b>	\$169,799,165	\$169,799,165	\$169,799,165

**Data Collection, Compliance and Reporting****Continuation Budget**

*The purpose of this appropriation is to collect and disseminate crash, accident, road, and traffic data in accordance with state and federal law in order to provide current and accurate information for planning and public awareness needs.*

TOTAL STATE FUNDS	\$2,825,346	\$2,825,346	\$2,825,346
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$2,825,346	\$2,825,346	\$2,825,346
<b>TOTAL FEDERAL FUNDS</b>	\$10,270,257	\$10,270,257	\$10,270,257
Federal Highway Admin.-Planning & Construction CFDA20.205	\$10,270,257	\$10,270,257	\$10,270,257
<b>TOTAL AGENCY FUNDS</b>	\$295,257	\$295,257	\$295,257
Reserved Fund Balances	\$233,000	\$233,000	\$233,000
Reserved Fund Balances Not Itemized	\$233,000	\$233,000	\$233,000
Sales and Services	\$62,257	\$62,257	\$62,257
Sales and Services Not Itemized	\$62,257	\$62,257	\$62,257
<b>TOTAL PUBLIC FUNDS</b>	\$13,390,860	\$13,390,860	\$13,390,860

**347.1 Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.**

State Motor Fuel Funds	\$12,363	\$12,363	\$12,363
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**347.2** *Transfer funds from the Data Collection, Compliance and Reporting program to the Departmental Administration program to align budget to expenditures.*

State Motor Fuel Funds	(\$1,000,000)	(\$1,000,000)	(\$1,000,000)
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<b>347.100-Data Collection, Compliance and Reporting</b>	<b>Appropriation (HB 751)</b>		
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*The purpose of this appropriation is to collect and disseminate crash, accident, road, and traffic data in accordance with state and federal law in order to provide current and accurate information for planning and public awareness needs.*

<b>TOTAL STATE FUNDS</b>	\$1,837,709	\$1,837,709	\$1,837,709
<b>State Motor Fuel Funds</b>	\$1,837,709	\$1,837,709	\$1,837,709
<b>TOTAL FEDERAL FUNDS</b>	\$10,270,257	\$10,270,257	\$10,270,257
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$10,270,257	\$10,270,257	\$10,270,257
<b>TOTAL AGENCY FUNDS</b>	\$295,257	\$295,257	\$295,257
<b>Reserved Fund Balances</b>	\$233,000	\$233,000	\$233,000
<b>Reserved Fund Balances Not Itemized</b>	\$233,000	\$233,000	\$233,000
<b>Sales and Services</b>	\$62,257	\$62,257	\$62,257
<b>Sales and Services Not Itemized</b>	\$62,257	\$62,257	\$62,257
<b>TOTAL PUBLIC FUNDS</b>	\$12,403,223	\$12,403,223	\$12,403,223

**Departmental Administration**

**Continuation Budget**

*The purpose of this appropriation is to plan, construct, maintain, and improve the state's roads and bridges; provide planning and financial support for other modes of transportation such as mass transit, airports, railroads and waterways.*

<b>TOTAL STATE FUNDS</b>	\$55,760,528	\$55,760,528	\$55,760,528
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$55,760,528	\$55,760,528	\$55,760,528
<b>TOTAL FEDERAL FUNDS</b>	\$10,839,823	\$10,839,823	\$10,839,823
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$10,839,823	\$10,839,823	\$10,839,823
<b>TOTAL AGENCY FUNDS</b>	\$1,136,970	\$1,136,970	\$1,136,970
<b>Reserved Fund Balances</b>	\$238,000	\$238,000	\$238,000
<b>Reserved Fund Balances Not Itemized</b>	\$238,000	\$238,000	\$238,000
<b>Sales and Services</b>	\$898,970	\$898,970	\$898,970
<b>Sales and Services Not Itemized</b>	\$898,970	\$898,970	\$898,970
<b>TOTAL PUBLIC FUNDS</b>	\$67,737,321	\$67,737,321	\$67,737,321

**348.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State Motor Fuel Funds	\$1,006,251	\$1,006,251	\$1,006,251
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**348.2** *Increase funds to recognize additional revenue from HB170 (2015 Session) for departmental administration.*

State Motor Fuel Funds	\$8,457,398	\$8,457,398	\$8,457,398
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**348.3** *Transfer funds from the Planning (\$750,000) and Data Collection, Compliance and Reporting (\$1,000,000) programs to the Departmental Administration program to align budget to expenditures.*

State Motor Fuel Funds	\$1,750,000	\$1,750,000	\$1,750,000
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**348.4** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$2,445	\$1,834
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**348.100-Departmental Administration****Appropriation (HB 751)**

*The purpose of this appropriation is to plan, construct, maintain, and improve the state's roads and bridges; provide planning and financial support for other modes of transportation such as mass transit, airports, railroads and waterways.*

<b>TOTAL STATE FUNDS</b>	\$66,974,177	\$66,976,622	\$66,976,011
<b>State General Funds</b>	\$0	\$2,445	\$1,834
<b>State Motor Fuel Funds</b>	\$66,974,177	\$66,974,177	\$66,974,177
<b>TOTAL FEDERAL FUNDS</b>	\$10,839,823	\$10,839,823	\$10,839,823
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$10,839,823	\$10,839,823	\$10,839,823
<b>TOTAL AGENCY FUNDS</b>	\$1,136,970	\$1,136,970	\$1,136,970
<b>Reserved Fund Balances</b>	\$238,000	\$238,000	\$238,000
<b>Reserved Fund Balances Not Itemized</b>	\$238,000	\$238,000	\$238,000
<b>Sales and Services</b>	\$898,970	\$898,970	\$898,970
<b>Sales and Services Not Itemized</b>	\$898,970	\$898,970	\$898,970
<b>TOTAL PUBLIC FUNDS</b>	\$78,950,970	\$78,953,415	\$78,952,804

**Intermodal****Continuation Budget**

*The purpose of this appropriation is to support the planning, development and maintenance of Georgia's Airports, Rail, Transit and Ports and Waterways to facilitate a complete and seamless statewide transportation system.*

TOTAL STATE FUNDS	\$16,321,171	\$16,321,171	\$16,321,171
State General Funds	\$16,321,171	\$16,321,171	\$16,321,171
TOTAL FEDERAL FUNDS	\$66,861,369	\$66,861,369	\$66,861,369
Federal Funds Not Itemized	\$66,861,369	\$66,861,369	\$66,861,369
TOTAL AGENCY FUNDS	\$782,232	\$782,232	\$782,232
Intergovernmental Transfers	\$681,643	\$681,643	\$681,643
Intergovernmental Transfers Not Itemized	\$681,643	\$681,643	\$681,643
Sales and Services	\$100,589	\$100,589	\$100,589
Sales and Services Not Itemized	\$100,589	\$100,589	\$100,589
TOTAL PUBLIC FUNDS	\$83,964,772	\$83,964,772	\$83,964,772

**349.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$51,887	\$51,887	\$51,887
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**349.2** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$7,416	\$7,416	\$7,416
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**349.3** *Increase funds for Airport Aid grants based on projected revenues resulting from HB170 (2015 Session).*

State General Funds	\$1,538,556	\$1,538,556	\$1,538,556
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**349.4** *Reduce funds to reflect an adjustment in merit system assessments.*

State General Funds			(\$847)
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<b>349.100-Intermodal</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to support the planning, development and maintenance of Georgia's Airports, Rail, Transit and Ports and Waterways to facilitate a complete and seamless statewide transportation system.*

<b>TOTAL STATE FUNDS</b>	\$17,919,030	\$17,919,030	\$17,918,183
<b>State General Funds</b>	\$17,919,030	\$17,919,030	\$17,918,183
<b>TOTAL FEDERAL FUNDS</b>	\$66,861,369	\$66,861,369	\$66,861,369
<b>Federal Funds Not Itemized</b>	\$66,861,369	\$66,861,369	\$66,861,369
<b>TOTAL AGENCY FUNDS</b>	\$782,232	\$782,232	\$782,232

<b>Intergovernmental Transfers</b>	\$681,643	\$681,643	\$681,643
<b>Intergovernmental Transfers Not Itemized</b>	\$681,643	\$681,643	\$681,643
<b>Sales and Services</b>	\$100,589	\$100,589	\$100,589
<b>Sales and Services Not Itemized</b>	\$100,589	\$100,589	\$100,589
<b>TOTAL PUBLIC FUNDS</b>	\$85,562,631	\$85,562,631	\$85,561,784

**Local Maintenance and Improvement Grants****Continuation Budget**

*The purpose of this appropriation is to provide funding for capital outlay grants to local governments for road and bridge resurfacing projects through the state-funded Construction-Local Road Assistance program.*

TOTAL STATE FUNDS	\$124,470,000	\$124,470,000	\$124,470,000
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$124,470,000	\$124,470,000	\$124,470,000
<b>TOTAL PUBLIC FUNDS</b>	\$124,470,000	\$124,470,000	\$124,470,000

**350.1 Increase funds to recognize additional revenue from HB170 (2015 Session) for Local Maintenance and Improvement grants.**

State Motor Fuel Funds	\$41,092,234	\$41,092,234	\$41,092,234
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**350.100-Local Maintenance and Improvement Grants****Appropriation (HB 751)**

*The purpose of this appropriation is to provide funding for capital outlay grants to local governments for road and bridge resurfacing projects through the state-funded Construction-Local Road Assistance program.*

<b>TOTAL STATE FUNDS</b>	\$165,562,234	\$165,562,234	\$165,562,234
<b>State Motor Fuel Funds</b>	\$165,562,234	\$165,562,234	\$165,562,234
<b>TOTAL PUBLIC FUNDS</b>	\$165,562,234	\$165,562,234	\$165,562,234

**Local Road Assistance Administration****Continuation Budget**

*The purpose of this appropriation is to provide technical and financial assistance to local governments for construction, maintenance, and resurfacing of local roads and bridges.*

TOTAL STATE FUNDS	\$4,346,461	\$4,346,461	\$4,346,461
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$4,346,461	\$4,346,461	\$4,346,461
<b>TOTAL FEDERAL FUNDS</b>	\$91,655,917	\$91,655,917	\$91,655,917

Federal Highway Admin.-Planning & Construction CFDA20.205	\$91,655,917	\$91,655,917	\$91,655,917
<b>TOTAL AGENCY FUNDS</b>	\$595,233	\$595,233	\$595,233
Sales and Services	\$595,233	\$595,233	\$595,233
Sales and Services Not Itemized	\$595,233	\$595,233	\$595,233
<b>TOTAL PUBLIC FUNDS</b>	\$96,597,611	\$96,597,611	\$96,597,611

**351.1** *Increase and allocate funds in accordance with the Strategic Transportation Plan approved pursuant to O.C.G.A. 32-5-27.1.*

State Motor Fuel Funds			\$365,054
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**351.98** *Transfer funds and any associated prior year motor fuel funds to consolidate the Local Road Assistance Administration program into the Capital Projects program.*

State Motor Fuel Funds	(\$4,346,461)	(\$4,346,461)	\$0
Federal Highway Admin.-Planning & Construction CFDA20.205	(\$91,655,917)	(\$91,655,917)	\$0
Sales and Services Not Itemized	(\$595,233)	(\$595,233)	\$0
Total Public Funds:	(\$96,597,611)	(\$96,597,611)	\$0

<b>351.100-Local Road Assistance Administration</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide technical and financial assistance to local governments for construction, maintenance, and resurfacing of local roads and bridges.*

<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$4,711,515
<b>State Motor Fuel Funds</b>	\$0	\$0	\$4,711,515
<b>TOTAL FEDERAL FUNDS</b>	\$0	\$0	\$91,655,917
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$0	\$0	\$91,655,917
<b>TOTAL AGENCY FUNDS</b>	\$0	\$0	\$595,233
<b>Sales and Services</b>	\$0	\$0	\$595,233
<b>Sales and Services Not Itemized</b>	\$0	\$0	\$595,233
<b>TOTAL PUBLIC FUNDS</b>	\$0	\$0	\$96,962,665

**Planning**

*The purpose of this appropriation is to develop the state transportation improvement program and the statewide strategic transportation plan, and coordinate transportation policies, planning, and programs related to design, construction, maintenance, operations, and financing of transportation.*

**Continuation Budget**

TOTAL STATE FUNDS	\$2,270,378	\$2,270,378	\$2,270,378
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$2,270,378	\$2,270,378	\$2,270,378
TOTAL FEDERAL FUNDS	\$14,683,804	\$14,683,804	\$14,683,804
Federal Highway Admin.-Planning & Construction CFDA20.205	\$14,683,804	\$14,683,804	\$14,683,804
TOTAL PUBLIC FUNDS	\$16,954,182	\$16,954,182	\$16,954,182

**352.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State Motor Fuel Funds	\$24,940	\$24,940	\$24,940
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**352.2** *Increase funds to recognize additional revenue from HB170 (2015 Session) for planning.*

State Motor Fuel Funds	\$224,432	\$224,432	\$224,432
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**352.3** *Transfer funds from the Planning program to the Departmental Administration program to align budget to expenditures.*

State Motor Fuel Funds	(\$750,000)	(\$750,000)	(\$750,000)
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**352.100-Planning**

**Appropriation (HB 751)**

*The purpose of this appropriation is to develop the state transportation improvement program and the statewide strategic transportation plan, and coordinate transportation policies, planning, and programs related to design, construction, maintenance, operations, and financing of transportation.*

<b>TOTAL STATE FUNDS</b>	\$1,769,750	\$1,769,750	\$1,769,750
<b>State Motor Fuel Funds</b>	\$1,769,750	\$1,769,750	\$1,769,750
<b>TOTAL FEDERAL FUNDS</b>	\$14,683,804	\$14,683,804	\$14,683,804
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$14,683,804	\$14,683,804	\$14,683,804
<b>TOTAL PUBLIC FUNDS</b>	\$16,453,554	\$16,453,554	\$16,453,554

**Routine Maintenance**

**Continuation Budget**

*The purpose of this appropriation is to ensure a safe and adequately maintained state transportation system by inspecting roads and bridges, cataloguing road and bridge conditions and maintenance needs, and providing routine maintenance for state road and bridges. The purpose of this appropriation is also to maintain landscaping on road easements and rights-of-way through planting, litter control, vegetation removal, and grants to local governments, to provide for emergency operations on state routes, and to maintain state rest areas and welcome centers.*

TOTAL STATE FUNDS	\$216,339,439	\$216,339,439	\$216,339,439
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$216,339,439	\$216,339,439	\$216,339,439
TOTAL FEDERAL FUNDS	\$25,086,452	\$25,086,452	\$25,086,452
Federal Highway Admin.-Planning & Construction CFDA20.205	\$25,086,452	\$25,086,452	\$25,086,452
TOTAL AGENCY FUNDS	\$5,078,904	\$5,078,904	\$5,078,904
Sales and Services	\$5,078,904	\$5,078,904	\$5,078,904
Sales and Services Not Itemized	\$5,078,904	\$5,078,904	\$5,078,904
TOTAL PUBLIC FUNDS	\$246,504,795	\$246,504,795	\$246,504,795

**353.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State Motor Fuel Funds	\$2,763,168	\$2,763,168	\$2,763,168
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**353.2** *Increase funds to recognize additional revenue from HB170 (2015 Session) for routine maintenance.*

State Motor Fuel Funds	\$204,743,644	\$204,743,644	\$204,743,644
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**353.100-Routine Maintenance**

**Appropriation (HB 751)**

*The purpose of this appropriation is to ensure a safe and adequately maintained state transportation system by inspecting roads and bridges, cataloguing road and bridge conditions and maintenance needs, and providing routine maintenance for state road and bridges. The purpose of this appropriation is also to maintain landscaping on road easements and rights-of-way through planting, litter control, vegetation removal, and grants to local governments, to provide for emergency operations on state routes, and to maintain state rest areas and welcome centers.*

TOTAL STATE FUNDS	\$423,846,251	\$423,846,251	\$423,846,251
State Motor Fuel Funds	\$423,846,251	\$423,846,251	\$423,846,251
TOTAL FEDERAL FUNDS	\$25,086,452	\$25,086,452	\$25,086,452
Federal Highway Admin.-Planning & Construction CFDA20.205	\$25,086,452	\$25,086,452	\$25,086,452
TOTAL AGENCY FUNDS	\$5,078,904	\$5,078,904	\$5,078,904
Sales and Services	\$5,078,904	\$5,078,904	\$5,078,904
Sales and Services Not Itemized	\$5,078,904	\$5,078,904	\$5,078,904
TOTAL PUBLIC FUNDS	\$454,011,607	\$454,011,607	\$454,011,607

**Traffic Management and Control**

**Continuation Budget**

*The purpose of this appropriation is to ensure a safe and efficient transportation system statewide by conducting traffic engineering studies for traffic safety planning, permitting for activity on or adjacent to state roads, providing motorist assistance and traffic*

*information through the Highway Emergency Response Operators (HERO) program and Intelligent Transportation System, and conducting inspections, repairs, and installations of traffic signals.*

TOTAL STATE FUNDS	\$21,871,601	\$21,871,601	\$21,871,601
State General Funds	\$0	\$0	\$0
State Motor Fuel Funds	\$21,871,601	\$21,871,601	\$21,871,601
TOTAL FEDERAL FUNDS	\$46,110,542	\$46,110,542	\$46,110,542
Federal Highway Admin.-Planning & Construction CFDA20.205	\$46,110,542	\$46,110,542	\$46,110,542
TOTAL AGENCY FUNDS	\$25,534,484	\$25,534,484	\$25,534,484
Sales and Services	\$25,534,484	\$25,534,484	\$25,534,484
Sales and Services Not Itemized	\$25,534,484	\$25,534,484	\$25,534,484
TOTAL PUBLIC FUNDS	\$93,516,627	\$93,516,627	\$93,516,627

**354.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State Motor Fuel Funds	\$438,527	\$438,527	\$438,527
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**354.2** *Increase funds to recognize additional revenue from HB170 (2015 Session) for traffic management, traffic engineering, and signals.*

State Motor Fuel Funds	\$3,752,483	\$3,752,483	\$3,752,483
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**354.100-Traffic Management and Control**

**Appropriation (HB 751)**

*The purpose of this appropriation is to ensure a safe and efficient transportation system statewide by conducting traffic engineering studies for traffic safety planning, permitting for activity on or adjacent to state roads, providing motorist assistance and traffic information through the Highway Emergency Response Operators (HERO) program and Intelligent Transportation System, and conducting inspections, repairs, and installations of traffic signals.*

<b>TOTAL STATE FUNDS</b>	\$26,062,611	\$26,062,611	\$26,062,611
<b>State Motor Fuel Funds</b>	\$26,062,611	\$26,062,611	\$26,062,611
<b>TOTAL FEDERAL FUNDS</b>	\$46,110,542	\$46,110,542	\$46,110,542
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$46,110,542	\$46,110,542	\$46,110,542
<b>TOTAL AGENCY FUNDS</b>	\$25,534,484	\$25,534,484	\$25,534,484
<b>Sales and Services</b>	\$25,534,484	\$25,534,484	\$25,534,484
<b>Sales and Services Not Itemized</b>	\$25,534,484	\$25,534,484	\$25,534,484
<b>TOTAL PUBLIC FUNDS</b>	\$97,707,637	\$97,707,637	\$97,707,637



**Payments to the State Road and Tollway Authority**

**Continuation Budget**

*The purpose of this appropriation is to fund debt service payments and other finance instruments and for operations.*

TOTAL STATE FUNDS	\$99,485,952	\$99,485,952	\$99,485,952
State General Funds	\$7,639,539	\$7,639,539	\$7,639,539
State Motor Fuel Funds	\$91,846,413	\$91,846,413	\$91,846,413
TOTAL FEDERAL FUNDS	\$150,524,072	\$150,524,072	\$150,524,072
Federal Highway Admin.-Planning & Construction CFDA20.205	\$150,524,072	\$150,524,072	\$150,524,072
TOTAL PUBLIC FUNDS	\$250,010,024	\$250,010,024	\$250,010,024

**355.1** *Replace funds.*

State General Funds	\$26,716,187	\$26,716,187	\$26,716,187
State Motor Fuel Funds	(\$26,716,187)	(\$26,716,187)	(\$26,716,187)
Total Public Funds:	\$0	\$0	\$0

**355.2** *Increase funds for debt service.*

State General Funds	\$2,202,834	\$2,202,834	\$2,202,834
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<b>355.100-Payments to the State Road and Tollway Authority</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to fund debt service payments and other finance instruments and for operations.*

<b>TOTAL STATE FUNDS</b>	\$101,688,786	\$101,688,786	\$101,688,786
<b>State General Funds</b>	\$36,558,560	\$36,558,560	\$36,558,560
<b>State Motor Fuel Funds</b>	\$65,130,226	\$65,130,226	\$65,130,226
<b>TOTAL FEDERAL FUNDS</b>	\$150,524,072	\$150,524,072	\$150,524,072
<b>Federal Highway Admin.-Planning &amp; Construction CFDA20.205</b>	\$150,524,072	\$150,524,072	\$150,524,072
<b>TOTAL PUBLIC FUNDS</b>	\$252,212,858	\$252,212,858	\$252,212,858

**It is the intent of this General Assembly that the following provisions apply:**

- a.) In order to meet the requirements for projects on the Interstate System, the Office of Planning and Budget is hereby authorized and directed to give advanced budgetary authorization for letting and execution of Interstate Highway Contracts not to exceed the amount of Motor Fuel Tax Revenues actually paid into the Office of the State Treasurer, attached agency of the Department of Administrative Services.
- b.) Programs financed by Motor Fuel Tax Funds may be adjusted for additional appropriation or balances brought forward

from previous years with prior approval by the Office of Planning and Budget.

c.) The Fiscal Officers of the State are hereby directed as of July 1st of each fiscal year to determine the collection of Motor Fuel Tax in the immediately preceding year less refunds, rebates and collection costs and enter this amount as being the appropriation payable in lieu of the Motor Fuel Tax Funds appropriated in this Bill, in the event such collections, less refunds, rebates and collection costs, exceed such Motor Fuel Tax Appropriation.

d.) Functions financed with General Fund appropriations shall be accounted for separately and shall be in addition to appropriations of Motor Fuel Tax revenues required under Article III, Section IX, Paragraph VI, Subsection (b) of the State Constitution.

e.) Bus rental income may be retained to operate, maintain and upgrade department-owned buses.

*Section 48: Veterans Service, Department of*

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$20,812,317	\$20,812,317	\$20,812,317
State General Funds	\$20,812,317	\$20,812,317	\$20,812,317
TOTAL FEDERAL FUNDS	\$14,855,830	\$14,855,830	\$14,855,830
Federal Funds Not Itemized	\$14,855,830	\$14,855,830	\$14,855,830
TOTAL AGENCY FUNDS	\$3,131,422	\$3,131,422	\$3,131,422
Sales and Services	\$3,131,422	\$3,131,422	\$3,131,422
Sales and Services Not Itemized	\$3,131,422	\$3,131,422	\$3,131,422
TOTAL PUBLIC FUNDS	\$38,799,569	\$38,799,569	\$38,799,569

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$21,336,288	\$21,338,850	\$21,362,511
<b>State General Funds</b>	\$21,336,288	\$21,338,850	\$21,362,511
<b>TOTAL FEDERAL FUNDS</b>	\$14,734,560	\$14,734,560	\$14,734,560
<b>Federal Funds Not Itemized</b>	\$14,734,560	\$14,734,560	\$14,734,560
<b>TOTAL AGENCY FUNDS</b>	\$3,104,119	\$3,104,119	\$3,104,119
<b>Sales and Services</b>	\$3,104,119	\$3,104,119	\$3,104,119
<b>Sales and Services Not Itemized</b>	\$3,104,119	\$3,104,119	\$3,104,119
<b>TOTAL PUBLIC FUNDS</b>	\$39,174,967	\$39,177,529	\$39,201,190

**Administration**

**Continuation Budget**

*The purpose of this appropriation is to coordinate, manage, and supervise all aspects of department operations to include financial, public information, personnel, accounting, purchasing, supply, mail, records management, and information technology.*

TOTAL STATE FUNDS	\$1,801,404	\$1,801,404	\$1,801,404
State General Funds	\$1,801,404	\$1,801,404	\$1,801,404
TOTAL PUBLIC FUNDS	\$1,801,404	\$1,801,404	\$1,801,404

**356.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$20,316	\$20,316	\$20,316
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**356.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$376	\$0	\$34
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**356.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$5,065	\$5,065	\$5,065
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**356.4** *Reduce funds to reflect an adjustment in TeamWorks billings.*

State General Funds	(\$172)	(\$172)	(\$172)
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**356.5** *Increase funds to reflect an adjustment in payroll shared services billings.*

State General Funds	\$2,855	\$2,855	\$2,855
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**356.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$6,910	\$5,183
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**356.7** *Utilize existing funds (\$25,000) for the Vietnam War Certificate of Honor initiative. (H:YES)(S:Increase funds for the Vietnam War Certificate of Honor initiative)*

State General Funds		\$0	\$25,000
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<b>356.100-Administration</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to coordinate, manage, and supervise all aspects of department operations to include financial, public information, personnel, accounting, purchasing, supply, mail, records management, and information technology.*

<b>TOTAL STATE FUNDS</b>	\$1,829,844	\$1,836,378	\$1,859,685
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<b>State General Funds</b>	\$1,829,844	\$1,836,378	\$1,859,685
<b>TOTAL PUBLIC FUNDS</b>	\$1,829,844	\$1,836,378	\$1,859,685

**Georgia Veterans Memorial Cemetery**

**Continuation Budget**

*The purpose of this appropriation is to provide for the interment of eligible Georgia Veterans who served faithfully and honorably in the military service of our country.*

TOTAL STATE FUNDS	\$661,086	\$661,086	\$661,086
State General Funds	\$661,086	\$661,086	\$661,086
TOTAL FEDERAL FUNDS	\$178,004	\$178,004	\$178,004
Federal Funds Not Itemized	\$178,004	\$178,004	\$178,004
<b>TOTAL PUBLIC FUNDS</b>	<b>\$839,090</b>	<b>\$839,090</b>	<b>\$839,090</b>

**357.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$7,455	\$7,455	\$7,455
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**357.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$138	\$0	\$12
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**357.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$1,858	\$1,858	\$1,858
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**357.4** *Transfer funds from the Veterans Benefits program to the Georgia Veterans Memorial Cemetery program to reflect projected expenditures.*

Federal Funds Not Itemized	\$750,000	\$750,000	\$750,000
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<b>357.100-Georgia Veterans Memorial Cemetery</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide for the interment of eligible Georgia Veterans who served faithfully and honorably in the military service of our country.*

<b>TOTAL STATE FUNDS</b>	\$670,537	\$670,399	\$670,411
<b>State General Funds</b>	\$670,537	\$670,399	\$670,411

<b>TOTAL FEDERAL FUNDS</b>	\$928,004	\$928,004	\$928,004
<b>Federal Funds Not Itemized</b>	\$928,004	\$928,004	\$928,004
<b>TOTAL PUBLIC FUNDS</b>	\$1,598,541	\$1,598,403	\$1,598,415

**Georgia War Veterans Nursing Homes****Continuation Budget**

*The purpose of this appropriation is to provide skilled nursing care to aged and infirmed Georgia war veterans.*

TOTAL STATE FUNDS	\$11,951,352	\$11,951,352	\$11,951,352
State General Funds	\$11,951,352	\$11,951,352	\$11,951,352
TOTAL FEDERAL FUNDS	\$13,300,386	\$13,300,386	\$13,300,386
Federal Funds Not Itemized	\$13,300,386	\$13,300,386	\$13,300,386
TOTAL AGENCY FUNDS	\$2,381,422	\$2,381,422	\$2,381,422
Sales and Services	\$2,381,422	\$2,381,422	\$2,381,422
Sales and Services Not Itemized	\$2,381,422	\$2,381,422	\$2,381,422
TOTAL PUBLIC FUNDS	\$27,633,160	\$27,633,160	\$27,633,160

**358.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$392,100	\$392,100	\$392,100
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**358.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$2,497	\$0	\$223
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**358.3** *Transfer funds from the Georgia War Veterans Nursing Homes program to the Veterans Benefits program for two veterans field service officers.*

State General Funds	(\$93,967)	(\$93,967)	(\$93,967)
Federal Funds Not Itemized	(\$121,270)	(\$121,270)	(\$121,270)
Sales and Services Not Itemized	(\$27,303)	(\$27,303)	(\$27,303)
Total Public Funds:	(\$242,540)	(\$242,540)	(\$242,540)

**358.4** *Transfer funds from the Veterans Benefits program to the Georgia War Veterans Nursing Homes program to reflect projected expenditures.*

Sales and Services Not Itemized	\$750,000	\$600,000	\$750,000
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<b>358.100-Georgia War Veterans Nursing Homes</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide skilled nursing care to aged and infirmed Georgia war veterans.*

<b>TOTAL STATE FUNDS</b>	\$12,251,982	\$12,249,485	\$12,249,708
<b>State General Funds</b>	\$12,251,982	\$12,249,485	\$12,249,708
<b>TOTAL FEDERAL FUNDS</b>	\$13,179,116	\$13,179,116	\$13,179,116
<b>Federal Funds Not Itemized</b>	\$13,179,116	\$13,179,116	\$13,179,116
<b>TOTAL AGENCY FUNDS</b>	\$3,104,119	\$2,954,119	\$3,104,119
<b>Sales and Services</b>	\$3,104,119	\$2,954,119	\$3,104,119
<b>Sales and Services Not Itemized</b>	\$3,104,119	\$2,954,119	\$3,104,119
<b>TOTAL PUBLIC FUNDS</b>	\$28,535,217	\$28,382,720	\$28,532,943

**Veterans Benefits****Continuation Budget**

*The purpose of this appropriation is to serve Georgia's veterans, their dependents, and survivors in all matters pertaining to veterans' benefits by informing the veterans and their families about veterans' benefits, and directly assisting and advising them in securing the benefits to which they are entitled.*

<b>TOTAL STATE FUNDS</b>	\$6,398,475	\$6,398,475	\$6,398,475
<b>State General Funds</b>	\$6,398,475	\$6,398,475	\$6,398,475
<b>TOTAL FEDERAL FUNDS</b>	\$1,377,440	\$1,377,440	\$1,377,440
<b>Federal Funds Not Itemized</b>	\$1,377,440	\$1,377,440	\$1,377,440
<b>TOTAL AGENCY FUNDS</b>	\$750,000	\$750,000	\$750,000
<b>Sales and Services</b>	\$750,000	\$750,000	\$750,000
<b>Sales and Services Not Itemized</b>	\$750,000	\$750,000	\$750,000
<b>TOTAL PUBLIC FUNDS</b>	\$8,525,915	\$8,525,915	\$8,525,915

**359.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$72,159	\$72,159	\$72,159
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**359.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$1,337	\$0	\$119
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**359.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$17,987	\$17,987	\$17,987
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**359.4** *Transfer funds from the Georgia War Veterans Nursing Homes program to the Veterans Benefits program for two veterans field service officers.*

State General Funds	\$93,967	\$93,967	\$93,967
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**359.5** *Transfer funds from the Veterans Benefits program to the Georgia Veterans Memorial Cemetery program to reflect projected expenditures.*

Federal Funds Not Itemized	(\$750,000)	(\$750,000)	(\$750,000)
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**359.6** *Transfer funds from the Veterans Benefits program to the Georgia War Veterans Nursing Homes program to reflect projected expenditures.*

Sales and Services Not Itemized	(\$750,000)	(\$600,000)	(\$750,000)
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**359.7** *Utilize existing funds (\$150,000) for one Women's Veterans Services Coordinator position. (H:YES)(S:NO)*

State General Funds		\$0	\$0
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<b>359.100-Veterans Benefits</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to serve Georgia's veterans, their dependents, and survivors in all matters pertaining to veterans' benefits by informing the veterans and their families about veterans' benefits, and directly assisting and advising them in securing the benefits to which they are entitled.*

<b>TOTAL STATE FUNDS</b>	\$6,583,925	\$6,582,588	\$6,582,707
<b>State General Funds</b>	\$6,583,925	\$6,582,588	\$6,582,707
<b>TOTAL FEDERAL FUNDS</b>	\$627,440	\$627,440	\$627,440
<b>Federal Funds Not Itemized</b>	\$627,440	\$627,440	\$627,440
<b>TOTAL AGENCY FUNDS</b>	\$0	\$150,000	\$0
<b>Sales and Services</b>	\$0	\$150,000	\$0
<b>Sales and Services Not Itemized</b>	\$0	\$150,000	\$0
<b>TOTAL PUBLIC FUNDS</b>	\$7,211,365	\$7,360,028	\$7,210,147

**Section 49: Workers' Compensation, State Board of**

	<b>Section Total - Continuation</b>		
TOTAL STATE FUNDS	\$22,318,356	\$22,318,356	\$22,318,356
State General Funds	\$22,318,356	\$22,318,356	\$22,318,356
TOTAL AGENCY FUNDS	\$373,832	\$373,832	\$373,832
Sales and Services	\$373,832	\$373,832	\$373,832
Sales and Services Not Itemized	\$373,832	\$373,832	\$373,832
TOTAL PUBLIC FUNDS	\$22,692,188	\$22,692,188	\$22,692,188

	<b>Section Total - Final</b>		
<b>TOTAL STATE FUNDS</b>	\$20,726,075	\$20,722,774	\$20,267,061
<b>State General Funds</b>	\$20,726,075	\$20,722,774	\$20,267,061
<b>TOTAL AGENCY FUNDS</b>	\$373,832	\$373,832	\$373,832
<b>Sales and Services</b>	\$373,832	\$373,832	\$373,832
<b>Sales and Services Not Itemized</b>	\$373,832	\$373,832	\$373,832
<b>TOTAL PUBLIC FUNDS</b>	\$21,099,907	\$21,096,606	\$20,640,893

**Administer the Workers' Compensation Laws****Continuation Budget**

*The purpose of this appropriation is to provide exclusive remedy for resolution of disputes in the Georgia Workers' Compensation law.*

TOTAL STATE FUNDS	\$12,442,450	\$12,442,450	\$12,442,450
State General Funds	\$12,442,450	\$12,442,450	\$12,442,450
TOTAL AGENCY FUNDS	\$308,353	\$308,353	\$308,353
Sales and Services	\$308,353	\$308,353	\$308,353
Sales and Services Not Itemized	\$308,353	\$308,353	\$308,353
TOTAL PUBLIC FUNDS	\$12,750,803	\$12,750,803	\$12,750,803

**360.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$257,003	\$257,003	\$257,003
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**360.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$8,480	\$0	\$4,604
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**360.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$3,748	\$3,748	\$3,748
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**360.4** *Reduce funds to reflect an increase in operating efficiencies.*

State General Funds			(\$257,003)
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<b>360.100-Administer the Workers' Compensation Laws</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide exclusive remedy for resolution of disputes in the Georgia Workers' Compensation law.*

<b>TOTAL STATE FUNDS</b>	\$12,711,681	\$12,703,201	\$12,450,802
<b>State General Funds</b>	\$12,711,681	\$12,703,201	\$12,450,802
<b>TOTAL AGENCY FUNDS</b>	\$308,353	\$308,353	\$308,353
<b>Sales and Services</b>	\$308,353	\$308,353	\$308,353
<b>Sales and Services Not Itemized</b>	\$308,353	\$308,353	\$308,353
<b>TOTAL PUBLIC FUNDS</b>	\$13,020,034	\$13,011,554	\$12,759,155

**Board Administration**

**Continuation Budget**

*The purpose of this appropriation is to provide superior access to the Georgia Workers' Compensation program for injured workers and employers in a manner that is sensitive, responsive, and effective.*

<b>TOTAL STATE FUNDS</b>	\$9,875,906	\$9,875,906	\$9,875,906
State General Funds	\$9,875,906	\$9,875,906	\$9,875,906
<b>TOTAL AGENCY FUNDS</b>	\$65,479	\$65,479	\$65,479
Sales and Services	\$65,479	\$65,479	\$65,479
Sales and Services Not Itemized	\$65,479	\$65,479	\$65,479
<b>TOTAL PUBLIC FUNDS</b>	\$9,941,385	\$9,941,385	\$9,941,385

**361.1** *Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.*

State General Funds	\$203,991	\$203,991	\$203,991
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**361.2** *Increase funds to reflect an adjustment in merit system assessments.*

State General Funds	\$6,731	\$0	\$3,654
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**361.3** *Increase funds to reflect an adjustment in agency premiums for Department of Administrative Services administered self insurance programs.*

State General Funds	\$2,974	\$2,974	\$2,974
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**361.4** *Increase funds to reflect an adjustment in TeamWorks billings.*

State General Funds	\$1,239	\$1,239	\$1,239
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**361.5** *Reduce funds for the payment to the Office of the State Treasurer from \$4,152,893 to \$2,076,446.*

State General Funds	(\$2,076,447)	(\$2,076,447)	(\$2,076,447)
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**361.6** *Increase funds to reflect an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees.*

State General Funds		\$11,910	\$8,933
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**361.7** *Reduce funds to reflect an increase in operating efficiencies.*

State General Funds			(\$203,991)
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<b>361.100-Board Administration</b>	<b>Appropriation (HB 751)</b>
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*The purpose of this appropriation is to provide superior access to the Georgia Workers' Compensation program for injured workers and employers in a manner that is sensitive, responsive, and effective.*

<b>TOTAL STATE FUNDS</b>	\$8,014,394	\$8,019,573	\$7,816,259
<b>State General Funds</b>	\$8,014,394	\$8,019,573	\$7,816,259
<b>TOTAL AGENCY FUNDS</b>	\$65,479	\$65,479	\$65,479
<b>Sales and Services</b>	\$65,479	\$65,479	\$65,479
<b>Sales and Services Not Itemized</b>	\$65,479	\$65,479	\$65,479
<b>TOTAL PUBLIC FUNDS</b>	\$8,079,873	\$8,085,052	\$7,881,738

**Section 50: State of Georgia General Obligation Debt Sinking Fund**

**Section Total - Continuation**

TOTAL STATE FUNDS	\$1,214,707,801	\$1,214,707,801	\$1,214,707,801
State General Funds	\$1,077,930,524	\$1,077,930,524	\$1,077,930,524
State Motor Fuel Funds	\$136,777,277	\$136,777,277	\$136,777,277

TOTAL FEDERAL FUNDS	\$20,010,634	\$20,010,634	\$20,010,634
Federal Funds Not Itemized	\$20,010,634	\$20,010,634	\$20,010,634
TOTAL PUBLIC FUNDS	\$1,234,718,435	\$1,234,718,435	\$1,234,718,435

**Section Total - Final**

<b>TOTAL STATE FUNDS</b>	\$1,209,918,231	\$1,203,964,677	\$1,204,167,769
<b>State General Funds</b>	\$1,209,918,231	\$1,203,964,677	\$1,204,167,769
<b>TOTAL FEDERAL FUNDS</b>	\$20,010,634	\$20,010,634	\$20,010,634
<b>Federal Funds Not Itemized</b>	\$20,010,634	\$20,010,634	\$20,010,634
<b>TOTAL PUBLIC FUNDS</b>	\$1,229,928,865	\$1,223,975,311	\$1,224,178,403

**General Obligation Debt Sinking Fund - Issued**

**Continuation Budget**

TOTAL STATE FUNDS	\$1,096,780,192	\$1,096,780,192	\$1,096,780,192
State General Funds	\$960,002,915	\$960,002,915	\$960,002,915
State Motor Fuel Funds	\$136,777,277	\$136,777,277	\$136,777,277
TOTAL FEDERAL FUNDS	\$20,010,634	\$20,010,634	\$20,010,634
Federal Funds Not Itemized	\$20,010,634	\$20,010,634	\$20,010,634
TOTAL PUBLIC FUNDS	\$1,116,790,826	\$1,116,790,826	\$1,116,790,826

**362.1** *Transfer funds from GO Bonds New to GO Bonds Issued to reflect the issuance of new bonds.*

State General Funds	\$117,927,609	\$117,927,609	\$117,927,609
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**362.2** *Reduce funds for debt service to reflect savings associated with refundings and favorable rates received in recent bond sales.*

State General Funds	(\$118,912,247)	(\$118,912,247)	(\$118,912,247)
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**362.3** *Replace funds for debt service on road and bridge general obligation bonds.*

State General Funds	\$136,777,277	\$136,777,277	\$136,777,277
State Motor Fuel Funds	(\$136,777,277)	(\$136,777,277)	(\$136,777,277)
Total Public Funds:	\$0	\$0	\$0

**362.4** *Increase funds for debt service.*

State General Funds	\$18,759,655	\$6,488,687	\$1,068,228
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**362.5** *Increase funds for debt service on road and bridge projects to meet projected need.*

State General Funds	\$1,709,202	\$1,709,202	\$1,709,202
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**362.6** *Redirect \$680,000 in 20-year unissued bonds from FY2012 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program - Regular Advance (HB78, Bond 379.303) to be used for the FY2017 Capital Outlay Program - Regular for local school construction, statewide. (G:YES)(H:YES)(S:YES)*

State General Funds	\$0	\$0	\$0
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**362.7** *Redirect \$330,000 in 20-year unissued bonds from FY2012 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program - Exceptional Growth (HB78, Bond 379.302) to be used for the FY2017 Capital Outlay Program - Regular for local school construction, statewide. (G:YES)(H:YES)(S:YES)*

State General Funds	\$0	\$0	\$0
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**362.8** *Redirect \$315,000 in 20-year unissued bonds from FY2012 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program - Low Wealth (HB78, Bond 379.304) to be used for the FY2017 Capital Outlay Program - Regular for local school construction, statewide. (G:YES)(H:YES)(S:YES)*

State General Funds	\$0	\$0	\$0
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**362.9** *Redirect \$3,600,000 in 20-year issued bonds from FY2013 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program - Regular (HB742, Bond #1) to be used for the FY2017 Capital Outlay Program - Regular for local school construction, statewide. (G:YES)(H:YES)(S:YES)*

State General Funds	\$0	\$0	\$0
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**362.10** *Redirect \$12,000,000 in 20-year unissued bonds from FY2014 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program - Regular (HB106, Bond 362.301) to be used for the FY2017 Capital Outlay Program - Regular for local school construction, statewide. (G:YES)(H:YES)(S:YES)*

State General Funds	\$0	\$0	\$0
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**362.11** Redirect \$11,590,000 in 20-year unissued bonds from FY2015 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program - Regular (HB744, Bond #1) to be used for the FY2017 Capital Outlay Program - Regular for local school construction, statewide. (G:YES)(H:YES)(S:YES)

State General Funds	\$0	\$0	\$0
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**362.12** Redirect \$1,540,000 in 20-year unissued bonds from FY2013 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program - Growth (HB742, Bond #2) to be used for the FY2017 Capital Outlay Program - Regular for local school construction, statewide. (G:YES)(H:YES)(S:YES)

State General Funds	\$0	\$0	\$0
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**362.13** Repeal the authorization of \$3,000,000 in unissued 5-year bonds from FY2015 (HB744, Bond #110, revised in HB75) to upgrade information systems for the Secretary of State.

State General Funds		(\$694,200)	(\$694,200)
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<b>362.100-General Obligation Debt Sinking Fund - Issued</b>	<b>Appropriation (HB 751)</b>
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<b>TOTAL STATE FUNDS</b>	\$1,116,264,411	\$1,103,299,243	\$1,097,878,784
State General Funds	\$1,116,264,411	\$1,103,299,243	\$1,097,878,784
<b>TOTAL FEDERAL FUNDS</b>	\$20,010,634	\$20,010,634	\$20,010,634
Federal Funds Not Itemized	\$20,010,634	\$20,010,634	\$20,010,634
<b>TOTAL PUBLIC FUNDS</b>	\$1,136,275,045	\$1,123,309,877	\$1,117,889,418

**General Obligation Debt Sinking Fund - New**

**Continuation Budget**

TOTAL STATE FUNDS	\$117,927,609	\$117,927,609	\$117,927,609
State General Funds	\$117,927,609	\$117,927,609	\$117,927,609
<b>TOTAL PUBLIC FUNDS</b>	\$117,927,609	\$117,927,609	\$117,927,609

**Total Debt Service**

    5 year at 5.07%

State General Funds	\$31,139,498	\$34,666,034	\$36,710,453
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<i>10 year at 5.52%</i>			
State General Funds	\$1,556,416	\$2,125,464	\$2,057,072
<i>20 year at 5.77%</i>			
State General Funds	\$48,379,836	\$50,412,836	\$52,668,396
<i>20 year at 6.5%</i>			
State General Funds	\$12,578,070	\$13,461,100	\$14,853,064
<i>Total Amount</i>			
State General Funds	\$93,653,820	\$100,665,434	\$106,288,985
<b>Total Principal Amount</b>			
<i>5 year at 5.07%</i>			
State General Funds	\$134,570,000	\$149,810,000	\$158,645,000
<i>10 year at 5.52%</i>			
State General Funds	\$11,720,000	\$16,005,000	\$15,490,000
<i>20 year at 5.77%</i>			
State General Funds	\$565,185,000	\$588,935,000	\$615,285,000
<i>20 year at 6.5%</i>			
State General Funds	\$138,525,000	\$148,250,000	\$163,580,000
<i>Total Amount</i>			
State General Funds	\$850,000,000	\$903,000,000	\$953,000,000
<b>363.1</b> <i>Transfer funds from GO Bonds New to GO Bonds Issued to reflect the issuance of new bonds.</i>			
State General Funds	(\$117,927,609)	(\$117,927,609)	(\$117,927,609)

<b>363.100-General Obligation Debt Sinking Fund - New</b>	<b>Appropriation (HB 751)</b>		
<b>TOTAL STATE FUNDS</b>	\$0	\$0	\$0
<b>State General Funds</b>	\$0	\$0	\$0
<b>TOTAL PUBLIC FUNDS</b>	\$0	\$0	\$0

**Education, Department of**

**363.101 BOND:** K - 12 Schools: \$172,455,000 in principal for 20 years at 5.77%: Fund the Capital Outlay Program - Regular for local school construction statewide.

**From State General Funds, \$14,762,148 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$172,455,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$14,762,148	\$14,762,148	\$14,762,148
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**Education, Department of**

**363.102 BOND:** K - 12 Schools: \$4,335,000 in principal for 20 years at 5.77%: Fund the Capital Outlay Program - Regular Advance for local school construction statewide.

**From State General Funds, \$371,076 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$4,335,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$371,076	\$371,076	\$371,076
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**Education, Department of**

**363.103 BOND:** K - 12 Schools: \$28,855,000 in principal for 20 years at 5.77%: Fund the Capital Outlay Program - Low-Wealth for local school construction statewide.

**From State General Funds, \$2,469,988 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$28,855,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$2,469,988	\$2,469,988	\$2,469,988
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**Education, Department of**

**363.104 BOND:** K - 12 Schools: \$16,615,000 in principal for 20 years at 5.77%: Fund the Capital Outlay Program - Additional Project specific Low Wealth for local school construction statewide.

**From State General Funds, \$1,422,244 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$16,615,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$1,422,244	\$1,422,244	\$1,422,244
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**Education, Department of**

**363.105 BOND:** K - 12 Schools: \$14,285,000 in principal for 10 years at 5.52%: Purchase 129 school buses, local school districts, statewide. (H and S:Provide \$14,285,000 in 10-year bonds to purchase school buses, statewide)

**From State General Funds, \$1,897,048 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$14,285,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of one hundred and twenty months.**

State General Funds	\$1,328,000	\$1,897,048	\$1,897,048
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**Education, Department of**

**363.106 BOND:** Georgia Academy for the Blind: \$1,925,000 in principal for 20 years at 5.77%: Fund facility improvements and repairs at the Georgia Academy for the Blind, Macon, Bibb County.

**From State General Funds, \$164,780 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,925,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$164,780	\$164,780	\$164,780
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**Education, Department of**

**363.107 BOND:** DOE Locations Statewide: \$635,000 in principal for 20 years at 6.5%: Purchase equipment for the Leadership Center and Dining Hall at the FFA/FCCLA Center, Covington, Newton County. [Taxable Bond]

**From State General Funds, \$57,658 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement,**



**or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$635,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$57,658	\$57,658	\$57,658
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**Education, Department of**

**363.108 BOND:** DOE Locations Statewide: \$2,300,000 in principal for 20 years at 6.5%: Fund building construction and historic preservation at the FFA/FCCLA Center, Covington, Newton County and cabin construction at Camp John Hope, Fort Valley, Peach County. [Taxable Bond]

**From State General Funds, \$208,840 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds		\$208,840	\$208,840
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**Education, Department of**

**363.109 BOND:** DOE Locations Statewide: \$4,145,000 in principal for 5 years at 5.07%: Purchase vocational equipment, statewide.

**From State General Funds, \$959,153 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,145,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds		\$959,153	\$959,153
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**Education, Department of**

**363.110 BOND:** DOE Locations Statewide: \$1,000,000 in principal for 20 years at 5.77%: Fund the Capital Outlay Program - Additional Project specific Low Wealth for Jenkins County.

**From State General Funds, \$85,600 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,000,000 in**

**principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds \$85,600

**Education, Department of**

**363.111 BOND:** DOE Locations Statewide: \$2,000,000 in principal for 20 years at 6.5%: Fund construction of an Agricultural Center at the FFA/FCCLA Center, Covington, Newton County. [Taxable Bond]

**From State General Funds, \$181,600 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds \$181,600

**University System of Georgia, Board of Regents**

**363.201 BOND:** Regents: \$60,000,000 in principal for 20 years at 5.77%: Fund facility major improvements and renovations statewide.

**From State General Funds, \$5,136,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$60,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds \$5,136,000      \$5,136,000      \$5,136,000

**University System of Georgia, Board of Regents**

**363.202 BOND:** Albany State University: \$2,100,000 in principal for 5 years at 5.07%: Purchase equipment for the new Fine Arts Center, Albany State University, Albany, Dougherty County. (H:NO; Defer funding until FY2018 based on construction)

**From State General Funds, \$485,940 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance**

**of not more than \$2,100,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$485,940	\$0	\$485,940
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**University System of Georgia, Board of Regents**

**363.203 BOND:** Columbus State University: \$2,000,000 in principal for 20 years at 5.77%: Fund construction and equipment of LeNoir Hall renovations and additions, Columbus State University, Columbus, Muscogee County.

**From State General Funds, \$171,200 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$171,200	\$171,200	\$171,200
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**University System of Georgia, Board of Regents**

**363.204 BOND:** Georgia College and State University: \$1,000,000 in principal for 5 years at 5.07%: Purchase equipment for the historic Beeson Hall renovation, Georgia College and State University, Milledgeville, Baldwin County.

**From State General Funds, \$231,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$231,400	\$231,400	\$231,400
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**University System of Georgia, Board of Regents**

**363.205 BOND:** Georgia Gwinnett College: \$1,400,000 in principal for 5 years at 5.07%: Purchase equipment for the new academic building, Georgia Gwinnett College, Lawrenceville, Gwinnett County.

**From State General Funds, \$323,960 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance**

**of not more than \$1,400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$323,960	\$323,960	\$323,960
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**University System of Georgia, Board of Regents**

**363.206 BOND:** Savannah State University: \$2,000,000 in principal for 5 years at 5.07%: Purchase equipment for the new science and technology facility, Savannah State University, Savannah, Chatham County.

**From State General Funds, \$462,800 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$462,800	\$462,800	\$462,800
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**University System of Georgia, Board of Regents**

**363.207 BOND:** University of Georgia: \$5,900,000 in principal for 20 years at 6.5%: Fund design, construction, and equipment for the Business Learning Community- Phase II, University of Georgia, Athens, Clarke County. [Taxable Bond]

**From State General Funds, \$535,720 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$535,720	\$535,720	\$535,720
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**University System of Georgia, Board of Regents**

**363.208 BOND:** Georgia Institute of Technology: \$0 in principal for 20 years at 5.77%: Fund construction of the renovation of the Price Gilbert Library and Crosland Tower complex, Georgia Institute of Technology, Atlanta, Fulton County. (S:Defer funding until FY2018)

State General Funds	\$4,057,440	\$0	\$0
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**University System of Georgia, Board of Regents**

**363.209 BOND:** University of West Georgia: \$18,975,000 in principal for 20 years at 5.77%: Fund construction of the renovation and expansion of the Biology Building, University of West Georgia, Carrollton, Carroll County.

**From State General Funds, \$1,624,260 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$18,975,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$1,624,260	\$1,624,260	\$1,624,260
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**University System of Georgia, Board of Regents**

**363.210 BOND:** Georgia College and State University: \$900,000 in principal for 5 years at 5.07%: Fund design for the renovation of Terrell Hall and Kilpatrick Hall, Georgia College and State University, Milledgeville, Baldwin County.

**From State General Funds, \$208,260 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$208,260	\$208,260	\$208,260
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**University System of Georgia, Board of Regents**

**363.211 BOND:** Georgia Gwinnett College: \$1,100,000 in principal for 5 years at 5.07%: Fund design of the Phase IV addition to Academic Building C, Georgia Gwinnett College, Lawrenceville, Gwinnett County.

**From State General Funds, \$254,540 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,100,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$254,540	\$254,540	\$254,540
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**University System of Georgia, Board of Regents**

**363.212 BOND:** Kennesaw State University: \$2,500,000 in principal for 5 years at 5.07%: Fund design of the Academic Learning Center, Kennesaw State University, Kennesaw, Cobb County.

**From State General Funds, \$578,500 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$578,500	\$578,500	\$578,500
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**University System of Georgia, Board of Regents**

**363.213 BOND:** Georgia Southern University: \$4,870,000 in principal for 20 years at 5.77%: Fund design, construction, and equipment for the renovation of the Computer and Network Operation Center (NOC), Georgia Southern University, Statesboro, Bulloch County.

**From State General Funds, \$416,872 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,870,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$416,872	\$416,872	\$416,872
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**University System of Georgia, Board of Regents**

**363.214 BOND:** Georgia Southern University: \$3,750,000 in principal for 20 years at 5.77%: Fund design and construction for infrastructure development for South Campus, Georgia Southern University, Statesboro, Bulloch County.

**From State General Funds, \$321,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,750,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$321,000	\$321,000	\$321,000
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**University System of Georgia, Board of Regents**

**363.215 BOND:** Georgia Public Library System: \$2,000,000 in principal for 20 years at 5.77%: Fund major repairs and renovations for public libraries, Georgia Public Library Service, statewide.

**From State General Funds, \$171,200 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$171,200	\$171,200	\$171,200
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**University System of Georgia, Board of Regents**

**363.216 BOND:** Georgia Public Library System: \$2,000,000 in principal for 5 years at 5.07%: Fund technology improvements and replacement for public libraries, Georgia Public Library Service, statewide.

**From State General Funds, \$462,800 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$462,800	\$462,800	\$462,800
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**University System of Georgia, Board of Regents**

**363.217 BOND:** Georgia Public Telecommunications Commission: \$500,000 in principal for 5 years at 5.07%: Fund facility repairs and sustainment and technology infrastructure, Georgia Public Telecommunications Commission, statewide. [Taxable Bond]

**From State General Funds, \$115,700 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing projects and facilities for the Georgia Public Telecommunications Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$115,700	\$115,700	\$115,700
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**University System of Georgia, Board of Regents**

**363.218 BOND:** Georgia Military College: \$1,300,000 in principal for 20 years at 5.77%: Fund construction and equipment for a new military science activities building, Georgia Military College, Milledgeville, Baldwin County.

**From State General Funds, \$111,280 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing projects and facilities for the Board of Trustees of the Georgia Military College by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$111,280	\$111,280	\$111,280
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**University System of Georgia, Board of Regents**

**363.219 BOND:** University of North Georgia: \$29,300,000 in principal for 20 years at 5.77%: Fund construction of the Convocation Center, University of North Georgia, Dahlonega, Lumpkin County.

**From State General Funds, \$2,508,080 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$29,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds		\$2,508,080	\$2,508,080
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**University System of Georgia, Board of Regents**

**363.220 BOND:** Georgia Highlands College: \$17,700,000 in principal for 20 years at 5.77%: Fund construction of the Academic Building, Georgia Highlands College, Cartersville, Bartow County.

**From State General Funds, \$1,515,120 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$17,700,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds		\$1,515,120	\$1,515,120
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**University System of Georgia, Board of Regents**

**363.221 BOND:** University of Georgia: \$5,000,000 in principal for 20 years at 5.77%: Fund design and construction of the renovation of Howell Hall, University of Georgia, Athens, Clarke County.



**From State General Funds, \$428,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$428,000	\$428,000
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**University System of Georgia, Board of Regents**

**363.222 BOND:** Georgia State University: \$5,200,000 in principal for 20 years at 5.77%: Fund construction of the Alpharetta Labs and Student Learning Center, Alpharetta, Fulton County.

**From State General Funds, \$445,120 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,200,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$445,120	\$445,120
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**University System of Georgia, Board of Regents**

**363.223 BOND:** Gordon College: \$3,300,000 in principal for 20 years at 5.77%: Fund planning, design and construction of the Student Services Center, Gordon State College, Barnesville, Lamar County.

**From State General Funds, \$282,480 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$141,240	\$282,480
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**University System of Georgia, Board of Regents**

**363.224 BOND:** Middle Georgia State University: \$4,200,000 in principal for 5 years at 5.07%: Purchase aviation equipment, Middle Georgia State University, Eastman, Dodge County. [Taxable Bond]

**From State General Funds, \$971,880 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,200,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$485,940	\$971,880
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**University System of Georgia, Board of Regents**

**363.225 BOND:** Atlanta Metropolitan State College: \$6,500,000 in principal for 20 years at 5.77%: Fund planning and construction of the Student Services and Success Center, Atlanta Metropolitan State College, Atlanta, Fulton County.

**From State General Funds, \$556,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$278,200	\$556,400
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**University System of Georgia, Board of Regents**

**363.226 BOND:** Columbus State University: \$5,900,000 in principal for 20 years at 5.77%: Fund design and construction of the Academic Core Renovations and Additions (Schwob Library), Columbus State University, Columbus, Muscogee County.

**From State General Funds, \$505,040 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$252,520	\$505,040
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**University System of Georgia, Board of Regents**

**363.227 BOND:** Valdosta State University: \$1,600,000 in principal for 20 years at 5.77%: Fund design and construction of the Pine Hall renovation, Valdosta State University, Valdosta, Lowndes County.

**From State General Funds, \$136,960 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$136,960	\$136,960
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**University System of Georgia, Board of Regents**

**363.228 BOND:** Kennesaw State University: \$1,500,000 in principal for 20 years at 5.77%: Fund infrastructure upgrades at the Marietta campus, Kennesaw State University, Marietta, Cobb County.

**From State General Funds, \$128,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$128,400	\$128,400
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**University System of Georgia, Board of Regents**

**363.229 BOND:** College of Coastal Georgia: \$2,000,000 in principal for 20 years at 5.77%: Fund planning, design and construction of the Library Renovation and Expansion, College of Coastal Georgia, Brunswick, Glynn County.

**From State General Funds, \$171,200 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$85,600	\$171,200
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**University System of Georgia, Board of Regents**

**363.230 BOND:** Athens and Tifton Veterinary Diagnostic Laboratories: \$650,000 in principal for 5 years at 5.07%: Purchase new and replacement equipment, Athens and Tifton Veterinary Diagnostic Laboratories, Clarke County and Tift County.

**From State General Funds, \$150,410 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$650,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$150,410	\$150,410
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**University System of Georgia, Board of Regents**

**363.231 BOND:** Cooperative Extension and Agricultural Experiment Station: \$4,000,000 in principal for 5 years at 5.07%: Fund major repairs and renovations at Cooperative Extension and Agricultural Experiment Station facilities, statewide. [Taxable Bond]

**From State General Funds, \$925,600 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$925,600	\$925,600
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**University System of Georgia, Board of Regents**

**363.232 BOND:** Cooperative Extension and Agricultural Experiment Station: \$1,000,000 in principal for 5 years at 5.07%: Purchase equipment for the Agricultural Equipment Station, statewide.

**From State General Funds, \$231,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$231,400	\$231,400
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**University System of Georgia, Board of Regents**

**363.233 BOND:** Rock Eagle 4-H Facility: \$2,500,000 in principal for 20 years at 6.5%: Fund design and construction of new cabins, Rock Eagle 4-H facility, Eatonton, Putnam County. [Taxable Bond]

**From State General Funds, \$227,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$227,000	\$227,000
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**University System of Georgia, Board of Regents**

**363.234 BOND:** Georgia Military College: \$505,000 in principal for 5 years at 5.07%: Fund design of rehabilitation of Historic Jenkins Hall, Milledgeville, Baldwin County.

**From State General Funds, \$116,857 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing projects and facilities for the Board of Trustees of the Georgia Military College by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$505,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$116,857	\$116,857
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**University System of Georgia, Board of Regents**

**363.235 BOND:** Georgia Public Library System: \$2,000,000 in principal for 20 years at 5.77%: Fund renovation of Northwest Public Library, Albany, Dougherty County.

**From State General Funds, \$171,200 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$171,200	\$171,200
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**University System of Georgia, Board of Regents**

**363.236 BOND:** Georgia Public Telecommunications Commission: \$865,000 in principal for 5 years at 5.07%: Purchase replacement of Georgia State Capitol cameras and equipment, Georgia Public Telecommunications Commission, Atlanta, Fulton County. [Taxable Bond]

**From State General Funds, \$200,161 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing projects and facilities for the Georgia Public Telecommunications**

**Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$865,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$200,161	\$200,161
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**University System of Georgia, Board of Regents**

**363.237 BOND:** Dalton State College: \$5,000,000 in principal for 20 years at 5.77%: Fund renovations at Dalton State College, Dalton, Whitfield County.

**From State General Funds, \$428,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds		\$428,000
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**University System of Georgia, Board of Regents**

**363.238 BOND:** University of Georgia: \$3,000,000 in principal for 20 years at 5.77%: Fund Barn Bio Lab Renovation, Skidaway, University of Georgia, Savannah, Chatham County.

**From State General Funds, \$256,800 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds		\$256,800
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**University System of Georgia, Board of Regents**

**363.239 BOND:** Clayton State University: \$1,550,000 in principal for 5 years at 5.07%: Fund design for Academic Core Renovations, Clayton State University, Morrow, Clayton County.

**From State General Funds, \$358,670 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures,**

equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,550,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

State General Funds

\$358,670

University System of Georgia, Board of Regents

**363.240 BOND:** Augusta University: \$2,000,000 in principal for 20 years at 5.77%: Fund academic space renovations of the Greenblatt Library, Augusta University, Augusta, Richmond County.

**From State General Funds, \$171,200 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds

\$171,200

University System of Georgia, Board of Regents

**363.241 BOND:** Georgia Public Library System: \$2,000,000 in principal for 20 years at 5.77%: Fund renovations of South Georgia Regional Library, Valdosta, Lowndes County.

**From State General Funds, \$171,200 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds

\$171,200

University System of Georgia, Board of Regents

**363.242 BOND:** Georgia Public Library System: \$2,000,000 in principal for 20 years at 5.77%: Fund renovations of West Georgia Regional Library, Carrollton, Carroll County.

**From State General Funds, \$171,200 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds

\$171,200

**Technical College System of Georgia**

**363.251 BOND:** Technical College Multi-Projects: \$15,000,000 in principal for 20 years at 6.5%: Fund facility major improvements and renovations statewide. [Taxable Bond]

**From State General Funds, \$1,362,000 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$15,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$1,362,000	\$1,362,000	\$1,362,000
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**Technical College System of Georgia**

**363.252 BOND:** Technical College Multi-Projects: \$12,000,000 in principal for 5 years at 5.07%: Fund world class lab equipment and renovations, multiple locations. [Taxable Bond]

**From State General Funds, \$2,776,800 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$12,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$2,776,800	\$2,776,800	\$2,776,800
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**Technical College System of Georgia**

**363.253 BOND:** Technical College Multi-Projects: \$9,405,000 in principal for 5 years at 5.07%: Purchase equipment to replace obsolete equipment statewide. [Taxable Bond]

**From State General Funds, \$2,176,317 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$9,405,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$2,176,317	\$2,176,317	\$2,176,317
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**Technical College System of Georgia**

**363.254 BOND:** Lanier Technical College: \$48,270,000 in principal for 20 years at 6.5%: Fund construction of a new Hall County campus to replace the Oakwood campus, Lanier Technical College, Gainesville, Hall County. [Taxable Bond]

**From State General Funds, \$4,382,916 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$48,270,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$4,382,916	\$4,382,916	\$4,382,916
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**Technical College System of Georgia**

**363.255 BOND:** Georgia Northwestern Technical College: \$5,000,000 in principal for 20 years at 6.5%: Fund design and construction of the new Education Building on the Whitfield Murray campus, Georgia Northwestern Technical College, Dalton, Whitfield County. [Taxable Bond]

**From State General Funds, \$454,000 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$454,000	\$454,000	\$454,000
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**Technical College System of Georgia**

**363.256 BOND:** Southern Crescent Technical College: \$16,175,000 in principal for 20 years at 6.5%: Fund design and construction of Phase II of the Industrial Training and Technology Building, Southern Crescent Technical College, McDonough, Henry County. [Taxable Bond]

**From State General Funds, \$1,468,690 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$16,175,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$1,468,690	\$1,468,690	\$1,468,690
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**Technical College System of Georgia**

**363.257 BOND:** North Georgia Technical College: \$12,545,000 in principal for 20 years at 6.5%: Fund construction of the Clarkesville campus expansion, North Georgia Technical College, Clarkesville, Habersham County. [Taxable Bond]

**From State General Funds, \$1,139,086 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$12,545,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$1,139,086	\$1,139,086	\$1,139,086
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**Technical College System of Georgia**

**363.258 BOND:** Technical College Multi-Projects: \$9,000,000 in principal for 20 years at 6.5%: Fund construction of College and Career Academies, statewide. [Taxable Bond]

**From State General Funds, \$817,200 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$9,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds			\$817,200
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**Technical College System of Georgia**

**363.259 BOND:** Technical College Multi-Projects: \$500,000 in principal for 20 years at 6.5%: Fund construction on multiple project needs, College and Career Academies, Hart County. [Taxable Bond]

**From State General Funds, \$45,400 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds			\$45,400
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**Technical College System of Georgia**

**363.260 BOND:** Coastal Pines Technical College: \$1,000,000 in principal for 20 years at 6.5%: Fund roof replacement, Coastal Pines Technical College, Waycross, Ware County. [Taxable Bond]

**From State General Funds, \$90,800 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds				\$90,800
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**Behavioral Health and Developmental Disabilities, Department of**

**363.301 BOND:** Atlanta Regional Hospital: \$5,065,000 in principal for 20 years at 5.77%: Fund design, construction, and equipment of a 40-bed forensic unit at Georgia Regional Hospital at Atlanta, Decatur, DeKalb County.

**From State General Funds, \$433,564 is specifically appropriated for the purpose of financing projects and facilities for the Department of Behavioral Health and Developmental Disabilities by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,065,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$433,564	\$433,564	\$433,564	
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**Community Health, Department of**

**363.311 BOND:** Community Health Multi-projects: \$3,000,000 in principal for 5 years at 5.07%: Fund implementation of the Integrated Eligibility System statewide.

**From State General Funds, \$694,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Community Health by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$694,200	\$694,200	\$694,200	
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**Human Services, Department of**

**363.321 BOND:** Human Service Multi-Projects: \$410,000 in principal for 5 years at 5.07%: Purchase equipment for the renovation of MLK Human Services Center, Warner Robins, Houston County.

**From State General Funds, \$94,874 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$410,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$94,874	\$94,874	\$94,874
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**Human Services, Department of**

**363.322 BOND:** Human Service Multi-Projects: \$4,820,000 in principal for 5 years at 5.07%: Purchase equipment for the new Human Services Building, Lawrenceville, Gwinnett County.

**From State General Funds, \$1,115,348 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,820,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$1,115,348	\$1,115,348	\$1,115,348
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**Georgia Vocational Rehabilitation Agency**

**363.331 BOND:** Roosevelt Warm Springs Institute: \$2,500,000 in principal for 20 years at 6.5%: Fund facility major improvements and renovations, match federal funds, Warm Springs, Meriwether County. [Taxable Bond]

**From State General Funds, \$227,000 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Vocational Rehabilitation Agency by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$227,000	\$227,000	\$227,000
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**Public Health, Department of**

**363.341 BOND:** Public Health Multi-Projects: \$4,800,000 in principal for 5 years at 5.07%: Fund implementation of a new Clinical Billing Information Technology System, Atlanta, Fulton County.

**From State General Funds, \$1,110,720 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Health by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$1,110,720	\$1,110,720	\$1,110,720
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**Public Health, Department of**

**363.342 BOND:** Public Health Multi-Projects: \$400,000 in principal for 5 years at 5.07%: Fund minor repairs and maintenance at state public health laboratories, multiple locations.

**From State General Funds, \$92,560 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Health by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$92,560	\$92,560	\$92,560
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**Veterans Service, Department of**

**363.351 BOND:** Georgia War Veterans Nursing Home, Milledgeville: \$0 in principal for 20 years at 5.77%: Fund the rebuild and repaving of Veterans Memorial Drive and Wheeler Building parking lot, Milledgeville, Baldwin County.

State General Funds	\$42,800	\$42,800	\$0
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**Veterans Service, Department of**

**363.352 BOND:** Georgia War Veterans Nursing Home, Milledgeville: \$3,000,000 in principal for 20 years at 5.77%: Fund renovations of the Subacute Rehab Therapy Unit at the Georgia War Veterans Home, Milledgeville, Baldwin County.

**From State General Funds, \$256,800 is specifically appropriated for the purpose of financing projects and facilities for the Department of Veterans Service by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or**

**facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds

\$256,800

**Community Supervision, Department of**

**363.361 BOND:** DCS - Multi - Projects: \$1,520,000 in principal for 5 years at 5.07%: Fund the replacement of 51 vehicles and purchase 47 new vehicles statewide. (S:Fund the replacement of 51 vehicles and purchase 24 new vehicles statewide to begin moving toward a ten year replacement cycle)

**From State General Funds, \$351,728 is specifically appropriated for the purpose of financing projects and facilities for the Department of Community Supervision by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,520,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds

\$461,643

\$461,643

\$351,728

**Community Supervision, Department of**

**363.362 BOND:** DCS - Multi - Projects: \$580,000 in principal for 5 years at 5.07%: Fund facility repairs and sustainment statewide.

**From State General Funds, \$134,212 is specifically appropriated for the purpose of financing projects and facilities for the Department of Community Supervision by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$580,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds

\$134,212

\$134,212

\$134,212

**Corrections, Department of**

**363.371 BOND:** GDC multi-projects: \$3,000,000 in principal for 5 years at 5.07%: Fund emergency repairs, sustainment, and equipment, statewide.

**From State General Funds, \$694,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than**

**\$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$694,200	\$694,200	\$694,200
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**Corrections, Department of**

**363.372 BOND:** GDC multi-projects: \$6,280,000 in principal for 20 years at 5.77%: Fund facility hardening, multiple locations.

**From State General Funds, \$537,568 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,280,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$537,568	\$537,568	\$537,568
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**Corrections, Department of**

**363.373 BOND:** GDC multi-projects: \$2,565,000 in principal for 5 years at 5.07%: Fund locking controls and perimeter detection improvements statewide.

**From State General Funds, \$593,541 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,565,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$593,541	\$593,541	\$593,541
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**Corrections, Department of**

**363.374 BOND:** GDC multi-projects: \$11,220,000 in principal for 20 years at 5.77%: Fund major repairs, renovations and improvements statewide.

**From State General Funds, \$960,432 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$11,220,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$960,432	\$960,432	\$960,432
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**Corrections, Department of**

**363.375 BOND:** GDC multi-projects: \$1,205,000 in principal for 10 years at 5.52%: Fund replacement of 10 inmate transportation buses, multiple locations. (S:Fund the replacement of 7 inmate transportation buses, multiple locations to begin moving towards a ten year replacement cycle)

**From State General Funds, \$160,024 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,205,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of one hundred and twenty months.**

State General Funds	\$228,416	\$228,416	\$160,024
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**Corrections, Department of**

**363.376 BOND:** GDC multi-projects: \$2,255,000 in principal for 5 years at 5.07%: Fund replacement of 50 sedans, 65 15-passenger vans, 20 7-passenger vans, 20 pick-up trucks, and 20 sport utility vehicles (Total: 175 vehicles) statewide.

**From State General Funds, \$521,807 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,255,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$521,807	\$521,807	\$521,807
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**Corrections, Department of**

**363.377 BOND:** Metro State Prison: \$13,735,000 in principal for 20 years at 5.77%: Fund design and construction to renovate and remission Metro State Prison as a reentry and transition prison, Atlanta, Fulton County.

**From State General Funds, \$1,175,716 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$13,735,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$1,175,716	\$1,175,716	\$1,175,716
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**Corrections, Department of**

**363.378 BOND:** Georgia State Prison: \$3,895,000 in principal for 20 years at 5.77%: Fund replacement of inmate cell doors at Georgia State Prison, Reidsville, Tattnall County.

**From State General Funds, \$333,412 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,895,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$333,412	\$333,412	\$333,412
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**Defense, Department of**

**363.381 BOND:** Defense Multi-projects: \$730,000 in principal for 5 years at 5.07%: Fund facility sustainment and repairs, match federal funds, statewide.

**From State General Funds, \$168,922 is specifically appropriated for the purpose of financing projects and facilities for the Department of Defense by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$730,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$168,922	\$168,922	\$168,922
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**Defense, Department of**

**363.382 BOND:** Defense Multi-projects: \$200,000 in principal for 20 years at 5.77%: Fund site improvements at readiness centers, match federal funds, multiple locations.

**From State General Funds, \$17,120 is specifically appropriated for the purpose of financing projects and facilities for the Department of Defense by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$200,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$17,120	\$17,120	\$17,120
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**Investigation, Georgia Bureau of**

**363.391 BOND:** Savannah Branch Crime Lab: \$1,015,000 in principal for 5 years at 5.07%: Fund planning and design for the new Savannah Crime Lab, Savannah, Chatham County.

**From State General Funds, \$234,871 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,015,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$234,871	\$234,871	\$234,871
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**Investigation, Georgia Bureau of**

**363.392 BOND:** GBI Headquarters and Morgue: \$705,000 in principal for 5 years at 5.07%: Purchase equipment for the GBI Headquarters Morgue Expansion, Decatur, DeKalb County.

**From State General Funds, \$163,137 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$705,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$163,137	\$163,137	\$163,137
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**Investigation, Georgia Bureau of**

**363.393 BOND:** GBI Multi-Projects: \$1,725,000 in principal for 5 years at 5.07%: Fund the replacement of 25 investigative vehicles and 4 bomb disposal unit vehicles and repair crime scene response trucks and heavy duty bomb response vehicles statewide.

**From State General Funds, \$399,165 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,725,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$399,165	\$399,165	\$399,165
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**Investigation, Georgia Bureau of**

**363.394 BOND:** GBI Multi-Projects: \$450,000 in principal for 20 years at 5.77%: Fund facility major improvements and renovations, multiple locations.

**From State General Funds, \$38,520 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$450,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$38,520	\$38,520	\$38,520
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**Investigation, Georgia Bureau of**

**363.395 BOND:** GBI Multi-Projects: \$300,000 in principal for 5 years at 5.07%: Fund facility repairs and sustainment statewide.

**From State General Funds, \$69,420 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$69,420	\$69,420	\$69,420
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**Investigation, Georgia Bureau of**

**363.396 BOND:** GBI Multi-Projects: \$1,065,000 in principal for 5 years at 5.07%: Fund the replacement of forensic laboratory equipment statewide.

**From State General Funds, \$246,441 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,065,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$246,441	\$246,441	\$246,441
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**Investigation, Georgia Bureau of**

**363.397 BOND:** GBI-CJCC: \$2,000,000 in principal for 5 years at 5.07%: Fund the implementation of Judicial Circuit Data Exchange at the Criminal Justice Coordinating Council, Atlanta, Fulton County.

**From State General Funds, \$462,800 is specifically appropriated for the Georgia Bureau of Investigation for the purpose of financing projects and facilities for the Criminal Justice Coordinating Council by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$462,800	\$462,800	\$462,800
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**Investigation, Georgia Bureau of**

**363.398 BOND:** GBI Multi-Projects: \$1,860,000 in principal for 5 years at 5.07%: Fund design of a new Investigative Division Building to house Georgia Information Sharing and Analysis Center to support anti-terrorism efforts, Decatur, DeKalb County.

**From State General Funds, \$430,404 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,860,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds			\$430,404
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**Juvenile Justice, Department of**

**363.401 BOND:** DJJ Multi-Projects: \$5,500,000 in principal for 20 years at 5.77%: Fund facility major improvements and renovations statewide.

**From State General Funds, \$470,800 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$470,800	\$470,800	\$470,800
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**Juvenile Justice, Department of**

**363.402 BOND:** DJJ Multi-Projects: \$6,165,000 in principal for 5 years at 5.07%: Fund facility repairs and sustainment statewide.

**From State General Funds, \$1,426,581 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension,**

**enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,165,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$1,426,581	\$1,426,581	\$1,426,581
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**Juvenile Justice, Department of**

**363.403 BOND:** Regional Youth Detention Center: \$2,800,000 in principal for 5 years at 5.07%: Fund CCTV security upgrades and enhancements at Augusta RYDC (Richmond County) and Macon RYDC (Bibb County).

**From State General Funds, \$647,920 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$647,920	\$647,920	\$647,920
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**Juvenile Justice, Department of**

**363.404 BOND:** Regional Youth Detention Center: \$3,860,000 in principal for 20 years at 5.77%: Fund construction and equipment gymnasiums at Terrell and Wilkes RYDCs, multiple locations.

**From State General Funds, \$330,416 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,860,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$330,416	\$330,416	\$330,416
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**Juvenile Justice, Department of**

**363.405 BOND:** Regional Youth Detention Center: \$500,000 in principal for 5 years at 5.07%: Purchase equipment for the conversion of the Wilkes PRC to a 48 bed Regional Youth Detention Center, Washington, Wilkes County.

**From State General Funds, \$115,700 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities,**

**both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$115,700	\$115,700	\$115,700
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**Juvenile Justice, Department of**

**363.406 BOND:** DJJ Multi-Projects: \$860,000 in principal for 5 years at 5.07%: Fund the replacement of 35 critical vehicles statewide. (S:Fund the replacement of 33 vehicles statewide to begin moving towards a ten year replacement schedule)

**From State General Funds, \$199,004 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$860,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$210,574	\$210,574	\$199,004
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**Juvenile Justice, Department of**

**363.407 BOND:** DJJ Multi-Projects: \$755,000 in principal for 5 years at 5.07%: Purchase radio communications equipment statewide.

**From State General Funds, \$174,707 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$755,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$174,707	\$174,707	\$174,707
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**Public Safety, Department of**

**363.421 BOND:** Patrol Posts Various: \$6,355,000 in principal for 5 years at 5.07%: Purchase 141 law enforcement pursuit vehicles statewide.

**From State General Funds, \$1,470,547 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than**

**\$6,355,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$1,470,547	\$1,470,547	\$1,470,547
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**Public Safety, Department of**

**363.422 BOND:** Patrol Posts Various: \$1,300,000 in principal for 5 years at 5.07%: Purchase communications equipment for vehicles statewide.

**From State General Funds, \$300,820 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$300,820	\$300,820	\$300,820
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**Public Safety, Department of**

**363.423 BOND:** Patrol Posts Various: \$375,000 in principal for 5 years at 5.07%: Fund repairs to radio towers statewide.

**From State General Funds, \$86,775 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$375,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$86,775	\$86,775	\$86,775
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**Public Safety, Department of**

**363.424 BOND:** Public Safety Training Center: \$3,650,000 in principal for 20 years at 5.77%: Fund construction of a driver skills course, Georgia Public Safety Training Center, Forsyth, Monroe County.

**From State General Funds, \$312,440 is specifically appropriated for the Department of Public Safety for the purpose of financing projects and facilities for the Georgia Public Safety Training Center by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,650,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$312,440	\$312,440	\$312,440
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**Accounting Office, State**

**363.451 BOND:** SAO Multi-projects: \$2,500,000 in principal for 5 years at 5.07%: Fund an upgrade of TeamWorks Financials System, Atlanta, Fulton County.

**From State General Funds, \$578,500 is specifically appropriated for the purpose of financing projects and facilities for the State Accounting Office by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$578,500	\$578,500	\$578,500
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**Banking and Finance, Department of**

**363.461 BOND:** Department of Banking and Finance - Multi-Projects: \$2,500,000 in principal for 5 years at 5.07%: Fund an upgrade of technology infrastructure, Atlanta, DeKalb County.

**From State General Funds, \$578,500 is specifically appropriated for the purpose of financing projects and facilities for the Department of Banking and Finance by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$578,500	\$578,500	\$578,500
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**Driver Services, Department of**

**363.491 BOND:** Department of Driver Services - Equipment: \$8,275,000 in principal for 5 years at 5.07%: Fund Drivers License Card Production System statewide.

**From State General Funds, \$1,914,835 is specifically appropriated for the purpose of financing projects and facilities for the Department of Driver Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$8,275,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$1,914,835	\$1,914,835	\$1,914,835
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**Driver Services, Department of**

**363.492 BOND:** Department of Driver Services - Equipment: \$210,000 in principal for 5 years at 5.07%: Fund the replacement of 10 vehicles statewide.

**From State General Funds, \$48,594 is specifically appropriated for the purpose of financing projects and facilities for the Department of Driver Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$210,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$48,594	\$48,594	\$48,594
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**Labor, Department of**

**363.501 BOND:** Department of Labor - Central Office: \$600,000 in principal for 5 years at 5.07%: Fund an upgrade of security access system at central office complex, Atlanta, Fulton County.

**From State General Funds, \$138,840 is specifically appropriated for the purpose of financing projects and facilities for the Department of Labor by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$138,840	\$138,840	\$138,840
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**Building Authority, Georgia**

**363.521 BOND:** GBA multi-projects: \$2,000,000 in principal for 20 years at 5.77%: Fund facility improvements and renovations statewide.

**From State General Funds, \$171,200 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Building Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$171,200	\$171,200	\$171,200
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**Building Authority, Georgia**

**363.522 BOND:** GBA multi-projects: \$6,500,000 in principal for 20 years at 5.77%: Fund design and site preparation for new Judicial Complex Building, Atlanta, Fulton County.

**From State General Funds, \$556,400 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Building Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$556,400	\$556,400	\$556,400
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**Public Defender Council, Georgia**

**363.541 BOND:** Public Defender Council - Multi-Projects: \$750,000 in principal for 5 years at 5.07%: Purchase 40 vehicles statewide.

**From State General Funds, \$173,550 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Public Defender Council by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$750,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$173,550	\$173,550	\$173,550
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**Public Service Commission**

**363.551 BOND:** Public Service Commission - Multi-Projects: \$1,800,000 in principal for 5 years at 5.07%: Fund an upgrade of technology infrastructure, Atlanta, Fulton County.

**From State General Funds, \$416,520 is specifically appropriated for the purpose of financing projects and facilities for the Public Service Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$416,520	\$416,520	\$416,520
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**Revenue, Department of**

**363.561 BOND:** Department of Revenue - Multi-Projects: \$23,000,000 in principal for 5 years at 5.07%: Fund DRIVES system implementation, Atlanta, DeKalb County.

**From State General Funds, \$5,322,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Revenue by means of the acquisition, construction, development, extension,**

**enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$23,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$5,322,200	\$5,322,200	\$5,322,200
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**Revenue, Department of**

**363.562 BOND:** Tax System: \$2,000,000 in principal for 5 years at 5.07%: Fund an upgrade of Integrated Tax System, Atlanta, DeKalb County.

**From State General Funds, \$462,800 is specifically appropriated for the purpose of financing projects and facilities for the Department of Revenue by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$462,800	\$462,800	\$462,800
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**Agriculture, Department of**

**363.581 BOND:** Agriculture - Multi-Projects: \$1,000,000 in principal for 5 years at 5.07%: Fund major repairs and renovations at state farmers' markets statewide. (H and S:Provide \$1,000,000 in 5-year bonds for facility repair and sustainment, statewide) [Taxable Bond]

**From State General Funds, \$231,400 is specifically appropriated for the purpose of financing projects and facilities for the Department of Agriculture by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$45,400	\$231,400	\$231,400
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**Agriculture, Department of**

**363.582 BOND:** Agriculture - Multi-Projects: \$500,000 in principal for 5 years at 5.07%: Fund the replacement of 25 vehicles statewide. (H and S:Provide \$500,000 in 5-year bonds to replace vehicles with over 175,000 miles statewide)

**From State General Funds, \$115,700 is specifically appropriated for the purpose of financing projects and facilities for the Department of Agriculture by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than**

**\$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$115,700	\$115,700	\$115,700
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**Soil and Water Conservation Commission, State**

**363.591 BOND:** Soil & Water Conservation Watershed: \$6,700,000 in principal for 20 years at 5.77%: Fund the rehabilitation of flood control structures, multiple locations.

**From State General Funds, \$573,520 is specifically appropriated for the purpose of financing projects and facilities for the State Soil and Water Conservation Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,700,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$573,520	\$573,520	\$573,520
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**Community Affairs, Department of**

**363.611 BOND:** Reservoirs: \$10,000,000 in principal for 20 years at 6.5%: Fund reservoirs, multiple locations. [Taxable Bond]

**From State General Funds, \$908,000 is specifically appropriated for the purpose of financing projects and facilities for the Department of Community Affairs by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$10,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$908,000	\$908,000	\$908,000
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**Community Affairs, Department of**

**363.612 BOND:** Department of Community Affairs: \$500,000 in principal for 5 years at 5.07%: Fund construction of seawall on Hutchinson Island, Savannah, Chatham County. [Taxable Bond]

**From State General Funds, \$115,700 is specifically appropriated for the purpose of financing projects and facilities for the Department of Community Affairs by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds			\$115,700
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**Environmental Finance Authority, Georgia**

**363.631 BOND:** Local Government Infrastructure: \$10,000,000 in principal for 20 years at 5.77%: Fund State Funded Water and Sewer Construction Loan Program, statewide.

**From State General Funds, \$856,000 is specifically appropriated for the Georgia Environmental Finance Authority for the purpose of financing loans to counties, municipal corporations, political subdivisions, local authorities, and other local government entities for water or sewerage facilities or systems or for regional or multijurisdictional solid waste recycling or solid waste facilities or systems, through the issuance of not more than \$10,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$856,000	\$856,000	\$856,000
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**Environmental Finance Authority, Georgia**

**363.632 BOND:** Local Government Infrastructure: \$10,000,000 in principal for 20 years at 5.77%: Fund Federal State Revolving Fund Match, Clean and Drinking Water Programs, match federal funds, statewide.

**From State General Funds, \$856,000 is specifically appropriated for the Georgia Environmental Finance Authority for the purpose of financing loans to counties, municipal corporations, political subdivisions, local authorities, and other local government entities for water or sewerage facilities or systems or for regional or multijurisdictional solid waste recycling or solid waste facilities or systems, through the issuance of not more than \$10,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$856,000	\$856,000	\$856,000
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**Economic Development, Department of**

**363.641 BOND:** Georgia World Congress Center: \$3,000,000 in principal for 20 years at 6.5%: Fund design and construction of the amphitheater expansion, Atlanta, Fulton County. [Taxable Bond]

**From State General Funds, \$272,400 is specifically appropriated for the Department of Economic Development for the purpose of financing projects and facilities for the Georgia World Congress Center Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$317,800	\$272,400	\$272,400
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**Economic Development, Department of**

**363.642 BOND:** Georgia World Congress Center: \$0 in principal for 20 years at 6.5%: Fund carpet replacement, Atlanta, Fulton County. (H:Provide \$4,000,000 in 20-year bonds for major renovations and repairs, Atlanta, Fulton County)(S:Defer funding until FY2018) [Taxable Bond]

State General Funds	\$317,800	\$363,200	\$0
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**Forestry Commission, State**

**363.651 BOND:** Forestry Equipment: \$1,800,000 in principal for 20 years at 5.77%: Purchase two Single Engine Air Tanker (SEAT) planes statewide.

**From State General Funds, \$154,080 is specifically appropriated for the purpose of financing projects and facilities for the State Forestry Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$154,080	\$154,080	\$154,080
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**Natural Resources, Department of**

**363.661 BOND:** DNR multi-projects: \$3,710,000 in principal for 5 years at 5.07%: Fund the replacement of 33 vehicles, communications equipment for law enforcement, one patrol boat, and one oceangoing research vessel, statewide. (H and S:Provide \$3,710,000 in 5-year bonds for the replacement of vehicles, communications equipment for law enforcement, one patrol boat, and one oceangoing research vessel, statewide)

**From State General Funds, \$858,494 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,710,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$856,180	\$858,494	\$858,494
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**Natural Resources, Department of**

**363.662 BOND:** DNR multi-projects: \$19,350,000 in principal for 20 years at 6.5%: Fund facility major improvements and renovations statewide. (H:Provide \$18,550,000 in 20-year bonds for new construction and facility major improvements and renovations statewide)(S:Provide \$19,350,000 for new construction and facility major improvements and renovations statewide) [Taxable Bond]

**From State General Funds, \$1,756,980 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development,**

**extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$19,350,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$1,362,000	\$1,684,340	\$1,756,980
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**Natural Resources, Department of**

**363.663 BOND:** DNR multi-projects: \$1,500,000 in principal for 5 years at 5.07%: Fund facility repair and sustainment statewide.

**From State General Funds, \$347,100 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$347,100	\$347,100	\$347,100
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**Natural Resources, Department of**

**363.664 BOND:** DNR multi-projects: \$350,000 in principal for 20 years at 5.77%: Fund construction of two new boat houses to support law enforcement activities, multiple locations.

**From State General Funds, \$29,960 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$350,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$29,960	\$29,960	\$29,960
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**Jekyll Island State Park Authority**

**363.671 BOND:** Jekyll Island: \$4,000,000 in principal for 20 years at 5.77%: Fund shoreline erosion mitigation, Jekyll Island, Glynn County.

**From State General Funds, \$342,400 is specifically appropriated for the purpose of financing projects and facilities for the Jekyll Island State Park Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more**

than \$4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

State General Funds	\$342,400	\$342,400	\$342,400
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Transportation, Department of

**363.691 BOND:** Roads and Bridges: \$100,000,000 in principal for 20 years at 5.77%: Fund repair, replacement, and renovation of bridges statewide.

From State General Funds, \$8,560,000 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$100,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

State General Funds	\$8,560,000	\$8,560,000	\$8,560,000
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Transportation, Department of

**363.692 BOND:** Georgia Regional Transportation Authority: \$1,805,000 in principal for 5 years at 5.07%: Fund the renovation of 24 Xpress commuter coaches, multiple locations.

From State General Funds, \$417,677 is specifically appropriated for the Department of Transportation for the purpose of financing projects and facilities for the Georgia Regional Transportation Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,805,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

State General Funds	\$417,677	\$417,677	\$417,677
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Transportation, Department of

**363.693 BOND:** Georgia Regional Transportation Authority: \$5,000,000 in principal for 20 years at 5.77%: Fund property acquisition and construction for Xpress Bus Park and Ride Lot Expansions, multiple locations.

From State General Funds, \$428,000 is specifically appropriated for the Department of Transportation for the purpose of financing projects and facilities for the Georgia Regional Transportation Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

State General Funds	\$428,000	\$428,000	\$428,000
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**Transportation, Department of**

**363.694 BOND:** Rail Lines: \$1,875,000 in principal for 20 years at 6.5%: Fund rehabilitation of Georgia Southwestern state-owned rail, Calhoun County and Randolph County. [Taxable Bond]

**From State General Funds, \$170,250 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,875,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds	\$170,250	\$170,250
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**Transportation, Department of**

**363.695 BOND:** Rail Lines: \$6,030,000 in principal for 20 years at 6.5%: Fund rail improvements in Decatur County (\$500,000), rail siding and maintenance from Chattooga County to Walker County (\$1,650,000), and rehabilitate lines from Nunez, Emanuel County to Vidalia, Toombs County (\$1,000,000), and crosstie replacements and maintenance from Cordele, Crisp County to Vidalia, Toombs County (\$2,880,000). [Taxable Bond]

**From State General Funds, \$547,524 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,030,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.**

State General Funds		\$547,524
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**General Assembly, Georgia**

**363.701 BOND:** Georgia General Assembly Joint Offices: \$2,500,000 in principal for 5 years at 5.07%: Fund the upgrade of the Legislative Management System.

**From State General Funds, \$578,500 is specifically appropriated for the purpose of financing projects and facilities for the Georgia General Assembly by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds	\$289,250	\$578,500
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**House of Representatives, Georgia**

**363.711 BOND:** Georgia House of Representatives: \$1,815,000 in principal for 5 years at 5.07%: Fund voting system improvements in the House chamber and audio visual upgrades in meeting rooms.

**From State General Funds, \$419,991 is specifically appropriated for the purpose of financing projects and facilities for the Georgia House of Representatives by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,815,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.**

State General Funds

\$419,991

\$419,991

*Section 51: General Obligation Bonds Repealed, Revised, or Reinstated*

The following paragraph of Section 50 of the General Appropriations Act for State Fiscal Year 2014 2015 (Ga. L. 2014, Volume One Appendix, commencing at p. 1 of 139, 134, Act No. 632, 2014 Regular Session, H.B. 744) signed by the Governor on April 28, 2014, carried forward in Section 50 of the Supplementary General Appropriations Act for State Fiscal Year 2014 2015 (Ga. L. 2015, Volume One Appendix, commencing at p. 1 of 98, 92, Act No. 1, 2015 Regular Session, H.B. 75) signed by the Governor on February 19, 2015, and which reads as follows:

[Bond #110] From State General Funds, \$694,200 is specifically appropriated for the purpose of financing projects and facilities for the Secretary of State by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$ 3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

is hereby repealed in its entirety.

*Section 52: Salary Adjustments*

The appropriations to budget units made above include funds for, and have the added purpose of, the following salary increases and adjustments, to be administered in conformity with the applicable compensation and performance management plans as provided by law:

1.) Additional funds for personal services for employees of the Executive, Judicial, and Legislative Branches, excluding Board of Regents faculty and Technical College System of Georgia teachers and support personnel, to be used for merit based pay increases for high performing employees in Fiscal Year 2016 and salary adjustments to attract new employees with critical

skills or keep successful performers in critical jobs. The amount for this Item is calculated according to an effective date of July 1, 2016.

2.) Before Item 1 above, but not in lieu of it, funds for supplementary salary adjustments to address employee retention needs for certain employees in the job titles specified in the appropriations stated above to the Department of Banking and Finance, Department of Behavioral Health and Developmental Disabilities, Department of Corrections, Department of Juvenile Justice, Department of Law, Department of Public Health, Prosecuting Attorneys, and Georgia Public Defender Council. The amount for this Item is calculated according to an effective date of July 1, 2016.

3.) In lieu of other numbered items, funds for the State Board of Education for the Quality Basic Education program, such funds to be used by the Quality Basic Education program for the purpose of reducing or eliminating furlough days, increasing instructional days, and providing salary increases to teachers in local education authorities. The amount for this Item is calculated according to an effective date of July 1, 2016.

4.) In lieu of other numbered items, funds for the Department of Early Care and Learning for pre-kindergarten teachers to be used for employee recruitment and retention initiatives. The amount for this Item is calculated according to an effective date of July 1, 2016.

5.) Before Item 4 above, but not in lieu of it, additional funds for the Department of Early Care and Learning to implement a new compensation model to retain lead teachers, increase assistant teacher salaries, and maintain classroom quality. The amount for this Item is calculated according to an effective date of July 1, 2016.

6.) In lieu of other numbered items, additional fund for personal services for non-faculty employees of the Board of Regents, to be used for merit based pay increases for high performing employees in Fiscal Year 2016 and salary adjustments to attract new employees with critical skills or to keep successful performers in critical jobs. The amount for this Item is calculated according to an effective date of July 1, 2016.

7.) In lieu of other numbered items, to provide funds for supplementary salary adjustments to address needs for the recruitment and retention of Board of Regents faculty, funded through the Teaching program appropriation stated above. The amount for this Item is calculated according to an effective date of July 1, 2016.

8.) In lieu of other numbered items, additional funds for personal services for public librarians, funded through the Public Libraries appropriation stated above, to be used for merit based pay increases for high performing employees in Fiscal Year

**2016 and salary adjustments to attract new employees with critical skills or keep successful performers in critical jobs as administered by the Board of Regents. The amount for this Item is calculated according to an effective date of July 1, 2016.**

**9.) In lieu of other numbered items, additional funds for personal services for teachers and support personnel within the Technical College System of Georgia, to be used for merit based pay increases for high performing employees in Fiscal Year 2016 and salary adjustments to attract new employees with critical skills or to keep successful performers in critical jobs. The amount for this Item is calculated according to an effective date of July 1, 2016.**

*Section 53: Refunds*

**In addition to all other appropriations, there is hereby appropriated, as needed, a specific sum of money equal to each refund authorized by law, which is required to make refunds of taxes and other monies collected in error, farmer gasoline tax refunds, and any other refunds specifically authorized by law.**

*Section 54: Leases*

**In accordance with the requirements of Article IX, Section III, Paragraph I(a) of the Constitution of the State of Georgia, as amended, there is hereby appropriated payable to each department, agency, or institution of the State sums sufficient to satisfy the payments required to be made in each year under existing lease contracts between any department, agency, or institution of the State and any authority created and activated at the time of the effective date of the aforesaid constitutional provision, as amended, or appropriated for the State Fiscal Year addressed within this Act. If for any reason any of the sums herein provided under any other provision of this Act are insufficient to make the required payments in full, then there shall be taken from other funds appropriated to the department, agency, or institution involved an amount sufficient to satisfy such deficiency in full, and the lease payment shall constitute a first charge on all such appropriations.**

*Section 55: Budgetary Control and Interpretation*

**The appropriations in this Act consist of the amount stated in the right-most column, for each line at the lowest level of detail for the fund source categories, "Total State Funds" and "Total Federal Funds," under a caption beginning with a program or special project number that has a 100 or a higher number after the decimal and a program or special project name. In each case, such appropriation is associated with the immediately preceding program or special project name, number, and statement of program or special project purpose. The program or special project purpose is stated immediately below the program or special project name. For authorizations for general obligation debt in Section 50, the indented, bold-faced paragraphs following each Bond number are the lowest level of detail and constitute appropriations in accordance with Article VII, Section IV, Paragraph III(a)(1) of the Georgia Constitution. The caption above the Bond number, the light-faced text immediately following the Bond number before the bold-faced text, and the light-faced after the bold-faced text are information only.**

Similarly, text in a group of lines that has a number less than 100 after the decimal (01 through 99) is not part of a statement of purpose but constitutes information as to how the appropriation was derived. Amounts in the columns other than the right-most column are for informational purposes only. The summary and lowest level of detail for the fund source categories "Total Agency Funds" and "Total Intra-State Governmental Transfers," are for informational purposes only. The blocks of text and numerals immediately following the section header and beginning with the phrases, "Section Total - Continuation" and "Section Totals - Final" are for informational purposes only. Sections 51, 52, 53 and 54 contain, constitute, or amend appropriations.

*Section 56: Flex*

Notwithstanding any other statement of purpose, the purpose of each appropriation of federal funds or other funds shall be the stated purpose or any other lawful purpose consistent with the fund source and the general law powers of the budget unit.

In the preceding sentence, "Federal Funds" means any federal funding source, whether specifically identified or not specifically identified; "Other Funds" means all other fund sources except State Funds or Federal Funds, including without limitation Intra-State Government Transfers. This paragraph shall not permit an agency to include within its flex the appropriations for an agency attached to it for administrative purposes.

For purposes of the appropriations for the "Medicaid: Low-Income Medicaid," "Medicaid: Aged, Blind, and Disabled," and "PeachCare" programs of the Department of Community Health, the appropriation of a particular State fund source for each program shall be the amount stated, and each such program shall also be authorized up to an additional amount of 10 percent (10%) of the amount stated. However, if the additional authority is used, the appropriation of the same State fund source for the other programs to that agency shall be reduced in the same amount, such that the stated total in program appropriations from that State fund source for the three programs shall not be exceeded. However, the additional amount shall be from a State fund source which is lawfully available for the program to which it is added.

*Part II: Effective Date*

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

*Part III: Repeal Conflicting Laws*

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	E Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 2.

HB 751, having received the requisite constitutional majority, was passed by substitute.

Senator Hill of the 4th moved that HB 751 be immediately transmitted to the House.

On the motion, there was no objection, and HB 751 was immediately transmitted.

The following communications were received by the Secretary:

3/10/2016

I inadvertently voted "NO" on HB 751. Please reflect in the Journal that my intent was to vote "Yes".

/s/ Marty Harbin  
District 16

Senator Horacena Tate  
District 38  
121-A State Capitol  
Atlanta, GA 30334

**Committees:**

Rules  
Appropriations  
Education and Youth  
State and Local Governmental Operations  
Reapportionment and Redistricting  
Urban Affairs

The State Senate  
Atlanta, Georgia 30334

**TO:** Mr. David Cook  
Secretary of Senate  
**FROM:** Senator Horacena Tate /s/ H.T.  
38th District  
**DATE:** March 10, 2016  
**SUBJECT:** REGISTER MISSED VOTE

On Thursday, March 10, 2016, the Senate voted on **HB 751 General appropriations; State Fiscal Year July 1, 2016 - June 30, 2017 (Substitute) (APPROP - 4th) Ralston-7th**; and there was not a vote recorded for me at that time.

Through this letter, I am giving notice of my favorable support and ask for a vote of "Yea" to be entered for me into the record of the Senate.

Thank you in advance for your consideration.

**OFFICE OF THE LIEUTENANT GOVERNOR**  
240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Tyler Harper to serve as Ex-Officio for the Senate Reapportionment and

Redistricting Committee meeting on March 10, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Burt Jones to serve as Ex-Officio for the Senate Reapportionment and Redistricting Committee meeting on March 10, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor



Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Josh McKoon to serve as Ex-Officio for the Senate Reapportionment and Redistricting Committee meeting on March 10, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

Senator Cowsert of the 46th moved that the Senate adjourn until 9:30 a.m. Friday, March 11, 2016.

The motion prevailed, and the President announced the Senate adjourned at 12:55 p.m.

Senate Chamber, Atlanta, Georgia  
Friday, March 11, 2016  
Thirty-fifth Legislative Day

The Senate met pursuant to adjournment at 9:35 a.m. today and was called to order by the President.

Senator Albers of the 56th reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 1003. By Representatives Ehrhart of the 36th, Evans of the 42nd, Wilkerson of the 38th, Dollar of the 45th, Parsons of the 44th and others:

A BILL to be entitled an Act to amend an Act creating the Cobb County-Marietta Water Authority, approved February 21, 1951 (Ga. L. 1951, p. 497), as amended, so as to change provisions relating to the membership and terms of office of members of the authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1110. By Representative Dickey of the 140th:

A BILL to be entitled an Act to provide for the unified government of Roberta-Crawford County; to provide for boundaries and districts; to provide for powers and duties; to provide for organization, qualifications, election, terms, compensation, and filling of vacancies; to provide for associated offices, departments, agencies, and personnel; to provide for budgets and financial matters; to provide for a transition period; to provide for the repeal of certain Acts; to provide for a referendum; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1113. By Representative Rhodes of the 120th:

A BILL to be entitled an Act to amend an Act to provide that certain officials of Greene County who have served at least 15 years in office may, upon leaving, continue to participate in the county health insurance program for themselves and their dependents by paying the total cost of such participation, approved May 16, 2007 (Ga. L. 2007, p. 3664), as amended, particularly by an Act approved April 24, 2013 (Ga. L. 2013, p. 3654), so as to clarify the qualifications for participation in such health insurance program; to prohibit persons who are separated from the county by their commission of an illegal act from participating in such health insurance program; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1114. By Representatives Jones of the 167th and Atwood of the 179th:

A BILL to be entitled an Act to amend an Act creating the Brunswick-Glynn County Joint Water and Sewer Commission, approved April 19, 2006 (Ga. L. 2006, p. 3661), as amended, particularly by an Act approved April 11, 2012 (Ga. L. 2012, p. 5287); to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1115. By Representatives Henson of the 86th, Drenner of the 85th, Oliver of the 82nd, Taylor of the 79th, Holcomb of the 81st and others:

A BILL to be entitled an Act to amend an Act to make provisions for the Magistrate Court of DeKalb County, approved March 28, 1985 (Ga. L. 1985, p. 4819), as amended, so as to allow for service of a citation for or accusation of a violation of an ordinance concerning the condition of real property by leaving a copy at the premises where the violation is allegedly to have occurred, mailing a copy to the owner of the premises, and filing with the clerk of the magistrate court; to limit sanctions for violations when such form of service is used; to provide for related matters; to provide for a contingent effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1116. By Representatives Oliver of the 82nd, Holcomb of the 81st, Bennett of the 80th, Stephenson of the 90th, Taylor of the 79th and others:

A BILL to be entitled an Act to amend an Act creating the State Court of DeKalb County, formerly known as the Civil and Criminal Court of DeKalb County, approved February 14, 1951 (Ga. L. 1951, p. 2401), as amended, particularly by an Act approved March 3, 2015 (Ga. L. 2015, p.

3501), so as to provide for the payment of costs in such court; to provide for a failure to appear fee in such court; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 290. By Senator Bethel of the 54th:

A BILL to be entitled an Act to amend Chapter 23 of Title 33 of the Official Code of Georgia Annotated, relating to licensing, so as to clarify those individuals not required to be licensed as an insurance agent; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 305. By Senator Unterman of the 45th:

A BILL to be entitled an Act to amend Article 1 of Chapter 1 of Title 31 of the Official Code of Georgia Annotated, relating to general provisions relative to health, so as to require the department to provide certain notification prior to modification of the Physician Orders for Life-Sustaining Treatment form; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 309. By Senators Jones of the 25th, Bethel of the 54th, Hill of the 6th, Jeffares of the 17th, Mullis of the 53rd and others:

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

SB 412. By Senator Lucas of the 26th:

A BILL to be entitled an Act to amend an Act to create a board of elections and registration for Hancock County and to provide for its powers and duties, approved April 20, 2011 (Ga. L. 2011, p. 3710), so as to change the manner of appointment of the board; to change the manner of selection of the chairperson; to provide for the continuation in office of the current members of the board; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

SB 191. By Senators Tippins of the 37th, Jeffares of the 17th, Gooch of the 51st, McKoon of the 29th, Thompson of the 5th and others:

A BILL to be entitled an Act to amend Chapter 9 of Title 25 of the Official Code of Georgia Annotated, relating to blasting or excavating near utility facilities, so as to prohibit local governing authorities from adopting or enforcing ordinances which mandate marking requirements or standards which are different from those contained in state law or the rules and regulations of certain departments of this state; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute to the following Bill of the House:

HB 857. By Representatives Fleming of the 121st and Jackson of the 128th:

A BILL to be entitled an Act to provide a homestead exemption from McDuffie County school district ad valorem taxes for educational purposes in the amount of half the assessed value of the homestead for residents of that school district who are 70 years of age or older and in the full amount of the assessed value of the homestead for residents of that school district who are 75 years of age or older; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

The House has disagreed to the Senate substitute to the following Bill of the House:

HB 751. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to be entitled an Act to make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 437. By Senators Jones of the 25th, Hill of the 6th, Dugan of the 30th and Mullis of the 53rd:

A BILL to be entitled an Act to amend Part 2 of Article 1 of Chapter 2 of Title 8 of the Official Code of Georgia Annotated, relating to state building, plumbing, and electrical codes, so as to change certain time frames within which local governing authorities have to review and issue certain building permits; to require that certain information relating to the plan submittal process be made available to those seeking an application for permitting; to change certain provisions relating to regulatory fees or charges for certain permits if a plan review or inspection is conducted by a private professional provider; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State Institutions and Property.

SR 1137. By Senators Miller of the 49th, Millar of the 40th, Unterman of the 45th, Orrock of the 36th, Jackson of the 2nd and others:

A RESOLUTION creating the Senate Study Committee on Grandparents Raising Grandchildren and Kinship Care; and for other purposes.

Referred to the Committee on Rules.

SR 1144. By Senators Miller of the 49th, Wilkinson of the 50th, Hufstetler of the 52nd, Jackson of the 24th, Walker III of the 20th and others:

A RESOLUTION encouraging the United States Senate to delay action on a new Associate Justice of the United States Supreme Court until after the 2016 presidential election; and for other purposes.

Referred to the Committee on Rules.

SR 1154. By Senators Miller of the 49th, Unterman of the 45th, Hufstetler of the 52nd, Orrock of the 36th and Millar of the 40th:

A RESOLUTION creating the Senate Emergency Cardiac Care Centers Study Committee; and for other purposes.

Referred to the Committee on Rules.

SR 1159. By Senators Seay of the 34th, Thompson of the 14th, Parent of the 42nd, Beach of the 21st, Kennedy of the 18th and others:

A RESOLUTION creating the Senate Camden County Spaceport Study Committee; and for other purposes.

Referred to the Committee on Rules.

SR 1165. By Senators Miller of the 49th, Unterman of the 45th, Kirk of the 13th, Hufstetler of the 52nd, Orrock of the 36th and others:

A RESOLUTION creating the Senate Opioid Abuse Study Committee; and for other purposes.

Referred to the Committee on Rules.

SR 1166. By Senator Harbin of the 16th:

A RESOLUTION creating the Senate State Sponsored Self-insured Group Health Insurance Plan Study Committee; and for other purposes.

Referred to the Committee on Rules.

SR 1170. By Senator McKoon of the 29th:

A RESOLUTION creating the Senate Divorce Proceedings Study Committee; and for other purposes.

Referred to the Committee on Rules.

SR 1171. By Senator McKoon of the 29th:

A RESOLUTION creating the Senate Judicial Qualifications Commission Study Committee; and for other purposes.

Referred to the Committee on Rules.

The following House legislation was read the first time and referred to committee:

HB 1003. By Representatives Ehrhart of the 36th, Evans of the 42nd, Wilkerson of the 38th, Dollar of the 45th, Parsons of the 44th and others:

A BILL to be entitled an Act to amend an Act creating the Cobb County-Marietta Water Authority, approved February 21, 1951 (Ga. L. 1951, p. 497),

as amended, so as to change provisions relating to the membership and terms of office of members of the authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1110. By Representative Dickey of the 140th:

A BILL to be entitled an Act to provide for the unified government of Roberta-Crawford County; to provide for boundaries and districts; to provide for powers and duties; to provide for organization, qualifications, election, terms, compensation, and filling of vacancies; to provide for associated offices, departments, agencies, and personnel; to provide for budgets and financial matters; to provide for a transition period; to provide for the repeal of certain Acts; to provide for a referendum; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1113. By Representative Rhodes of the 120th:

A BILL to be entitled an Act to amend an Act to provide that certain officials of Greene County who have served at least 15 years in office may, upon leaving, continue to participate in the county health insurance program for themselves and their dependents by paying the total cost of such participation, approved May 16, 2007 (Ga. L. 2007, p. 3664), as amended, particularly by an Act approved April 24, 2013 (Ga. L. 2013, p. 3654), so as to clarify the qualifications for participation in such health insurance program; to prohibit persons who are separated from the county by their commission of an illegal act from participating in such health insurance program; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1114. By Representatives Jones of the 167th and Atwood of the 179th:

A BILL to be entitled an Act to amend an Act creating the Brunswick-Glynn County Joint Water and Sewer Commission, approved April 19, 2006 (Ga. L. 2006, p. 3661), as amended, particularly by an Act approved April 11, 2012 (Ga. L. 2012, p. 5287); to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.



HB 1115. By Representatives Henson of the 86th, Drenner of the 85th, Oliver of the 82nd, Taylor of the 79th, Holcomb of the 81st and others:

A BILL to be entitled an Act to amend an Act to make provisions for the Magistrate Court of DeKalb County, approved March 28, 1985 (Ga. L. 1985, p. 4819), as amended, so as to allow for service of a citation for or accusation of a violation of an ordinance concerning the condition of real property by leaving a copy at the premises where the violation is allegedly to have occurred, mailing a copy to the owner of the premises, and filing with the clerk of the magistrate court; to limit sanctions for violations when such form of service is used; to provide for related matters; to provide for a contingent effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1116. By Representatives Oliver of the 82nd, Holcomb of the 81st, Bennett of the 80th, Stephenson of the 90th, Taylor of the 79th and others:

A BILL to be entitled an Act to amend an Act creating the State Court of DeKalb County, formerly known as the Civil and Criminal Court of DeKalb County, approved February 14, 1951 (Ga. L. 1951, p. 2401), as amended, particularly by an Act approved March 3, 2015 (Ga. L. 2015, p. 3501), so as to provide for the payment of costs in such court; to provide for a failure to appear fee in such court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Appropriations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 745     Do Pass  
HB 773     Do Pass

Respectfully submitted,  
Senator Hill of the 4th District, Chairman

Mr. President:

The Committee on Economic Development and Tourism has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 513      Do Pass by substitute

Respectfully submitted,  
Senator Beach of the 21st District, Chairman

Mr. President:

The Committee on Insurance and Labor has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 193      Do Pass  
HB 943      Do Pass by substitute

Respectfully submitted,  
Senator Bethel of the 54th District, Chairman

Mr. President:

The Committee on Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 547      Do Pass by substitute

Respectfully submitted,  
Senator McKoon of the 29th District, Chairman

Mr. President:

The Committee on Judiciary Non-Civil has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 352      Do Pass by substitute  
HB 783      Do Pass by substitute

Respectfully submitted,  
Senator Stone of the 23rd District, Chairman

Mr. President:

The Committee on Reapportionment and Redistricting has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 1019 Do Pass

Respectfully submitted,  
Senator Crane of the 28th District, Chairman

Mr. President:

The Committee on Rules has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 1084 Do Pass

Respectfully submitted,  
Senator Mullis of the 53rd District, Chairman

Mr. President:

The Committee on Special Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 381 Do Pass by substitute

HB 1073 Do Pass by substitute

Respectfully submitted,  
Senator Thompson of the 5th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 683 Do Pass

HB 1047 Do Pass

HB 1056 Do Pass

HB 1082 Do Pass

HB 945 Do Pass

HB 1048 Do Pass

HB 1081 Do Pass

SB 423 Do Pass

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Mr. President:

The Committee on State Institutions and Property has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 1066 Do Pass  
HR 1312 Do Pass

Respectfully submitted,  
Senator Harbison of the 15th District, Chairman

Mr. President:

The Committee on Transportation has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 21 Do Pass by substitute  
HB 499 Do Pass by substitute

Respectfully submitted,  
Senator Williams of the 19th District, Chairman

The following legislation was read the second time:

HB 54	HB 93	HB 166	HB 212	HB 228	HB 402
HB 486	HB 508	HB 509	HB 605	HB 635	HB 691
HB 727	HB 736	HB 759	HB 763	HB 765	HB 768
HB 777	HB 784	HB 792	HB 798	HB 801	HB 804
HB 851	HB 856	HB 866	HB 884	HB 902	HB 903
HB 904	HB 910	HB 922	HB 948	HB 949	HB 954
HB 957	HB 965	HB 976	HB 979	HB 1004	HB 1028
HB 1043	HB 1058	HB 1064	HB 1072	HR 1052	SR 1085
SR 1091					

Senator Albers of the 56th asked unanimous consent that Senator Beach of the 21st be excused. The consent was granted, and Senator Beach was excused.

Senator Crane of the 28th asked unanimous consent that Senator Harbin of the 16th be excused. The consent was granted, and Senator Harbin was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Judson	Orrock
Bethel	Hufstetler	Parent
Black	Jackson, B	Rhett
Burke	Jackson, L	Seay
Butler	James	Shafer
Cowsert	Jeffares	Sims
Crane	Jones, B	Stone
Davenport	Jones, E	Tate
Dugan	Jones, H	Thompson, B
Fort	Kennedy	Thompson, C
Ginn	Kirk	Tippins
Gooch	Ligon	Unterman
Harbison	Lucas	VanNess
Harper	Martin	Walker
Heath	McKoon	Watson
Henson	Millar	Wilkinson
Hill, H	Miller	Williams, M
Hill, Jack	Mullis	

Not answering were Senators:

Beach (Excused)	Harbin (Excused)	Williams, T.
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Senator Williams of the 19th was off the floor of the Senate when the roll was called and wished to be recorded as present.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Tate of the 38th introduced the chaplain of the day, Dr. Charles Z. Gardner of Atlanta, Georgia, who offered scripture reading and prayer.

Senator Heath of the 31st honored the life and memory of John Phinizy Stevens, commended by SR 1072, adopted previously. Mrs. Joyce Stevens addressed the Senate briefly.

Senator Millar of the 40th recognized CHRIS Kids for its leadership in promoting trauma informed best practices in Georgia and its commitment to helping children, young adults, and families with behavioral health challenges, commended by SR 1078, adopted previously. CEO Kathy Colbenson addressed the Senate briefly.

Senator Jones of the 25th recognized the South River Watershed Alliance, commended by SR 852, adopted previously. President Jacqueline M. Echols addressed the Senate briefly.

Senator Seay of the 34th honored the life and memory of Major Gregory E. Barney, commended by SR 1068, adopted previously. Mrs. Lisa Barney addressed the Senate briefly.

The following resolution was read and adopted:

SR 1169. By Senators Millar of the 40th and Parent of the 42nd:

A RESOLUTION commending Liberty Schultz, Madison Kessel, and Jessica Thompson; and for other purposes.

Senator Millar of the 40th recognized the winners of Georgia's National History Day Senior Group Documentary competition.

Senator Shafer of the 48th introduced the doctor of the day, Dr. Adrian C. Douglass.

The following bill was taken up to consider House action thereto:

HB 751. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to be entitled an Act to make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senator Hill of the 4th asked unanimous consent that the Senate insist on its substitute to HB 751.

The consent was granted, and the Senate insisted on its substitute to HB 751.

Senator Hill of the 4th moved that HB 751 be immediately transmitted to the House.

On the motion, there was no objection, and HB 751 was immediately transmitted.

The following resolutions were read and adopted:

SR 1138. By Senator Hill of the 32nd:

A RESOLUTION commending Jose Luis Espinel, Pope High School's 2016 STAR Student; and for other purposes.

SR 1139. By Senator Hill of the 32nd:

A RESOLUTION commending Sarah Elizabeth Lezaj, Lassiter High School's 2016 STAR Student; and for other purposes.

SR 1140. By Senator Hill of the 32nd:

A RESOLUTION commending Eujin Jang, Walton High School's 2016 STAR Student; and for other purposes.

SR 1141. By Senator Hill of the 32nd:

A RESOLUTION commending Stefan Nathaniel Best, Sprayberry High School's 2016 STAR Student; and for other purposes.

SR 1142. By Senator Hill of the 32nd:

A RESOLUTION commending Hideto John Mori, Walton High School's 2016 STAR Student; and for other purposes.

SR 1143. By Senator Hill of the 32nd:

A RESOLUTION commending Erwin Gan Cai, Wheeler High School's 2016 STAR Student; and for other purposes.

SR 1145. By Senators Davenport of the 44th, Jones of the 10th, Fort of the 39th, Tate of the 38th, Butler of the 55th and others:

A RESOLUTION recognizing the National Alumnae Association of Spelman College's Decatur Alumnae Chapter; and for other purposes.

SR 1146. By Senator Shafer of the 48th:

A RESOLUTION recognizing and commending Stephanie Moody, Chairman of the Atlanta-Fulton Public Library System Board of Trustees, on the occasion of her retirement from the board; and for other purposes.

SR 1147. By Senator Shafer of the 48th:

A RESOLUTION celebrating the birth of Amelia Rose Fiese; and for other purposes.

SR 1148. By Senator Shafer of the 48th:

A RESOLUTION celebrating the birth of Cameron Joseph Yarber; and for other purposes.

SR 1149. By Senator Shafer of the 48th:

A RESOLUTION celebrating the birth of James Maxwell Collins; and for other purposes.

SR 1150. By Senators Henson of the 41st, Parent of the 42nd, Jones of the 10th, Lucas of the 26th, Harbison of the 15th and others:

A RESOLUTION recognizing March 10, 2016, as King David Grand Lodge of Georgia Ancient & Accepted Scottish Rite Free Masons Day; and for other purposes.

SR 1151. By Senators Parent of the 42nd, Henson of the 41st, Millar of the 40th, Jones II of the 22nd, Hill of the 32nd and others:

A RESOLUTION recognizing Emory University President James W. Wagner; and for other purposes.

SR 1152. By Senators Miller of the 49th, Wilkinson of the 50th, Gooch of the 51st, Ginn of the 47th and Hufstetler of the 52nd:

A RESOLUTION commending Brenau University's Department of Physical Therapy; and for other purposes.

SR 1153. By Senators Miller of the 49th, Tippins of the 37th, Hufstetler of the 52nd, Black of the 8th, Sims of the 12th and others:

A RESOLUTION recognizing and commending Dr. James "Jim" Puckett on the grand occasion of his retirement; and for other purposes.

SR 1155. By Senators Butler of the 55th, Jones of the 25th, Ginn of the 47th and Jackson of the 24th:

A RESOLUTION recognizing and commending the 2015 Child Fatality Review Committee of the Year, Northern Circuit; and for other purposes.



SR 1156. By Senators Butler of the 55th, Dugan of the 30th and James of the 35th:

A RESOLUTION recognizing and commending Mark Alcares, the 2015 Child Fatality Review Coroner of the Year; and for other purposes.

SR 1157. By Senators Butler of the 55th, Watson of the 1st and Jackson of the 2nd:

A RESOLUTION recognizing and commending Dr. Lora Darrisaw, the 2014 Child Fatality Review Medical Examiner of the Year; and for other purposes.

SR 1158. By Senators Butler of the 55th, Thompson of the 14th, Bethel of the 54th and Hufstetler of the 52nd:

A RESOLUTION recognizing and commending the Cherokee Circuit Child Fatality Review Committee on receiving the 2015 Child Fatality Review Prevention Team Award; and for other purposes.

SR 1160. By Senator Lucas of the 26th:

A RESOLUTION recognizing and commending the Wilkinson County boys basketball team on winning the GHSA Class A Public School Championship; and for other purposes.

SR 1161. By Senators Gooch of the 51st, Miller of the 49th, Williams of the 27th and Cowsert of the 46th:

A RESOLUTION recognizing and commending Lindsay Reeves; and for other purposes.

SR 1162. By Senators Ligon, Jr. of the 3rd, Albers of the 56th, Williams of the 19th, Thompson of the 14th, Hufstetler of the 52nd and others:

A RESOLUTION recognizing and commending Elijah Newell; and for other purposes.

SR 1163. By Senators Gooch of the 51st, Wilkinson of the 50th, Ginn of the 47th and Miller of the 49th:

A RESOLUTION honoring the life and memory of Mr. Terry Wayne Grindle; and for other purposes.

SR 1164. By Senators Thompson of the 14th, Parent of the 42nd, Kennedy of the 18th and Beach of the 21st:

A RESOLUTION commending the GeorgiaGov Interactive Team for outstanding work and recognizing March 7, 2016, as Georgia.gov Day at the state capitol; and for other purposes.

SR 1167. By Senator Martin of the 9th:

A RESOLUTION recognizing and commending Brian Ball of Boys and Girls Clubs of Metro Atlanta for being named the 2015-2016 Youth of the Year for Georgia; and for other purposes.

SR 1168. By Senator Martin of the 9th:

A RESOLUTION recognizing and commending Sergeant Zach Spahr; and for other purposes.

The following Senators were excused for business outside the Senate Chamber:

Hill of the 32nd

Martin of the 9th

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Friday March 11, 2016  
Thirty-fifth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 423

Jeffares of the 17th

VanNess of the 43rd

#### **NEWTON COUNTY**

A BILL to be entitled an Act to reestablish the Board of Commissioners of Newton County; to supersede the laws pertaining to the governing authority of Newton County; to provide for a board of commissioners, commissioner districts, a chair of the board, a county manager, a clerk to the board, and ethics provisions; to provide for meetings, agendas, and the conduct of meetings; to provide for budgeting, audits, financial condition, and approval of

expenditures; to provide for the repeal of existing enabling legislation and other conflicting laws; to provide for related matters; and for other purposes.

HB 683

VanNess of the 43rd  
Jeffares of the 17th  
**ROCKDALE COUNTY**

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

HB 945

Harbison of the 15th  
**SCHLEY COUNTY**

A BILL to be entitled an Act to amend an Act creating the Schley County Utilities Authority, approved May 12, 2015 (Ga. L. 2015, p. 4204), so as to modify provisions related to appointment of authority members; to repeal conflicting laws; and for other purposes.

HB 1047

Crane of the 28th  
**COWETA COUNTY**

A BILL to be entitled an Act to amend an Act continuing the State Court of Coweta County, approved May 17, 2004 (Ga. L. 2004, p. 4260), so as to revise the terms of court of the State Court of Coweta County; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1048

Walker III of the 20th  
Kennedy of the 18th  
Lucas of the 26th  
**HOUSTON COUNTY**

A BILL to be entitled an Act to repeal an Act creating the Houston County Commission on Children and Youth, approved April 14, 1997 (Ga. L.1997, p. 4177); to provide for the assets and liabilities thereof; to repeal conflicting laws; and for other purposes.

HB 1056 Bethel of the 54th  
Gooch of the 51st  
**PICKENS COUNTY**

A BILL to be entitled an Act to amend an Act creating the Pickens County Airport Authority, approved April 19, 2006 (Ga. L. 2006, p. 3645), so as to reduce the number of members; to revise the appointment and qualifications of members; to revise the election of chairperson; to revise terms by which a vacancy on the authority shall exist; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1081 Jones of the 25th  
**CITY OF JERSEY**

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Jersey, approved March 22, 1990 (Ga. L. 1990, p. 4484), so as to change the terms of the members of the governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1082 Burke of the 11th  
**CITY OF BLAKELY**

A BILL to be entitled an Act to provide a new charter for the City of Blakely; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
E Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B

Y Dugan	Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
E Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Williams, M
Y Henson	Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 46, nays 0.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

3/11/16

Due to business outside the Senate Chamber, I missed the vote on the Local Consent Calendar. Had I been present, I would have voted "yes".

/s/ Butch Miller  
District 49

3-11-16

Due to business outside the Senate Chamber, I missed the vote on the Local Consent Calendar. Had I been present, I would have voted "yes".

/s/ Bruce Thompson  
District 14

3-11-16

Due to business outside the Senate Chamber, I missed the vote on the Local Consent Calendar. Had I been present, I would have voted "yes".

/s/ Renee S. Unterman  
District 45

Senator Cowsert of the 46th moved to engross HB 859, which was on today's Senate Rules Calendar.

Senator Fort of the 39th objected.

On the motion a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
E Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	N VanNess
E Harbin	N Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Williams, M
N Henson	Y Miller	Y Williams, T
N Hill, H	Y Mullis	

On the motion, the yeas were 34, nays 17; the motion prevailed, and HB 859 was engrossed.

The following communication was received by the Secretary:

3/11/16

Due to business outside the Senate Chamber, I missed the vote on Engrossing HB 859. Had I been present, I would have voted "NAY".

/s/ Michael "Doc" Rhett  
District 33

SENATE RULES CALENDAR  
FRIDAY, MARCH 11, 2016  
THIRTY-FIFTH LEGISLATIVE DAY

- HB 34 Georgia Right to Try Act; enact (H&HS-6th) Dudgeon-25th
- HB 52 Child custody; require parenting plans to be incorporated into final orders; change provisions (Substitute)(JUDY-29th) Quick-117th
- HB 767 Motor vehicles; add utility service vehicles to the "Spencer Pass Law"; provisions (Substitute)(PUB SAF-51st) Powell-32nd
- HB 886 Pharmacy licenses; employing mails or common carriers to sell, distribute, and deliver prescription drugs; revise a provision (H&HS-1st) Cooper-43rd
- HB 859 Firearms; weapons carry license holders; carrying and possession of certain weapons in certain buildings or real property owned or leased to public institutions of postsecondary education; authorize (JUDY-23rd) Jasperse-11th

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

- HB 34. By Representatives Dudgeon of the 25th, Spencer of the 180th, Teasley of the 37th, Gravley of the 67th, Turner of the 21st and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to enact the "Georgia Right to Try Act"; to provide for investigational drugs, biological products, and devices for patients with advanced illnesses; to provide for a short title; to provide for legislative findings; to provide for definitions; to provide for eligibility criteria; to provide for written informed consent; to allow manufacturers to make such drugs available; to provide that health benefit coverage is not mandatory; to prohibit sanctions against a physician's license; to prohibit blocking access; to provide for statutory construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 6th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
E Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 55, nays 0.

HB 34, having received the requisite constitutional majority, was passed.

HB 52. By Representatives Quick of the 117th, Caldwell of the 131st, Jones of the 62nd, Oliver of the 82nd, Weldon of the 3rd and others:

A BILL to be entitled an Act to amend Code Section 19-9-1 of the Official Code of Georgia Annotated, relating to parenting plans, so as to change provisions requiring parenting plans to be incorporated into final orders involving the custody of a child; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator McKoon of the 29th.

The Senate Committee on Judiciary offered the following substitute to HB 52:



A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 19-9-1 of the Official Code of Georgia Annotated, relating to parenting plans, so as to change provisions requiring parenting plans to be incorporated into final orders involving the custody of a child; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 19-9-1 of the Official Code of Georgia Annotated, relating to parenting plans, is amended by revising subsections (a) and (c) and the introductory language to paragraphs (1) and (2) of subsection (b) as follows:

"(a) Except when a parent seeks emergency relief for family violence pursuant to Code Section 19-13-3 or 19-13-4, in all cases in which the custody of any child is at issue between the parents, each parent shall prepare a parenting plan or the parties may jointly submit a parenting plan. It shall be in the judge's court's discretion as to when a party shall be required to submit a parenting plan to the judge court. A parenting plan shall be required for permanent custody and modification actions and in the judge's court's discretion may be required for temporary hearings. The final ~~decree~~ order in any legal action involving the custody of a child, including modification actions, shall incorporate a permanent parenting plan as further set forth in this Code section; provided, however, that unless otherwise ordered by the court, a separate court order exclusively devoted to a parenting plan shall not be required.

(b)(1) Unless otherwise ordered by the judge court, a parenting plan shall include the following:"

"(2) Unless otherwise ordered by the judge court, or agreed upon by the parties, a parenting plan shall include, but not be limited to:"

"(c) If the parties cannot reach agreement on a permanent parenting plan, each party shall file and serve a proposed parenting plan on or before the date set by the judge court. Failure to comply with filing a parenting plan may result in the judge court adopting the plan of the opposing party if the judge finds such plan to be in the best interests of the child."

**SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
E Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 55, nays 0.

HB 52, having received the requisite constitutional majority, was passed by substitute.

HB 767. By Representatives Powell of the 32nd, Hitchens of the 161st, Petrea of the 166th, Waites of the 60th, Taylor of the 173rd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions regarding uniform rules of the road, so as to add utility service vehicles to the "Spencer Pass Law"; to provide a procedure for passing stationary utility service vehicles; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Gooch of the 51st.

The Senate Committee on Public Safety offered the following substitute to HB 767:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions regarding uniform rules of the road, so as to add utility

service vehicles to the "Spencer Pass Law"; to add flashing white lights as a color of light which denotes caution; to provide a procedure for passing stationary utility service vehicles; to provide for definitions; to provide for penalties; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions regarding uniform rules of the road, is amended in Code Section 40-6-16, the "Spencer Pass Law," by revising subsections (c) and (d) and by adding a new subsection to read as follows:

"(c) The operator of a motor vehicle approaching a stationary towing or recovery vehicle, ~~or~~ a stationary highway maintenance vehicle, or a stationary utility service vehicle that is utilizing traffic cones or displaying flashing yellow, amber, white, or red lights shall approach the vehicle with due caution and shall, absent any other direction by a peace officer, proceed as follows:

(1) Make a lane change into a lane not adjacent to the towing, recovery, ~~or~~ highway maintenance, or utility service vehicle if possible in the existing safety and traffic conditions; or

(2) If a lane change under paragraph (1) of this subsection would be impossible, prohibited by law, or unsafe, reduce the speed of the motor vehicle to a reasonable and proper speed for the existing road and traffic conditions, which speed shall be less than the posted speed limit, and be prepared to stop.

(d)(1) Violation of subsection (b) ~~or (e)~~ of this Code section shall be punished by a fine of not more than \$500.00.

(2) Violation of subsection (c) of this Code section shall be punished by a fine of not more than \$250.00.

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

(1) 'Utility service vehicle' means any vehicle being used by an employee or contractor of any entity, including, but not limited to, a political subdivision of this state or a local authority or commission related thereto, an electric cooperative, or a public or private corporation, in connection with the provision of utility services.

(2) 'Utility services' means and includes electric, natural gas, water, waste-water, cable, telephone, or telecommunication services or the repair, location, relocation, improvement, or maintenance of utility poles, transmission structures, pipes, wires, fibers, cables, easements, rights of way, and associated infrastructure."

**SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
E Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 1.

HB 767, having received the requisite constitutional majority, was passed by substitute.

Senator Jones of the 10th moved to suspend Senate Rules for the purpose of agreeing to the House substitute to SB 362. There was no objection and the motion prevailed.

The following bill was taken up to consider House action thereto:

SB 362. By Senators Jones of the 10th and Jeffares of the 17th:

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for an exception; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend an Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for an exception; to provide for the manner of election of members of the governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

An Act to provide a new charter for the City of Stockbridge, approved April 4, 1991 (Ga. L. 1991, p. 4359), as amended, particularly by an Act approved April 19, 2000 (Ga. L. 2000, p. 3766), is amended by revising subsection (b) of Section 2.12 as follows:

"(b) Unless otherwise provided for by O.C.G.A. Section 36-30-13, a vacancy in the office of the mayor or any councilmember shall be filled for the remainder of the unexpired term, if any, as follows:

- (1) If the vacancy occurs when six months or more remain in the term of office of the seat vacated, then such vacancy shall be filled for the unexpired term of office at a special election held in accordance with Georgia law; or
- (2) If the vacancy occurs when fewer than six months remain in the term of office of the seat vacated, then the remaining members of the city governing authority shall, by majority vote of a quorum present and voting, select a qualified person to serve the remainder of the unexpired term.

The candidate receiving a majority of the votes cast in a special election under this subsection shall be elected."

**SECTION 2.**

Said Act is further amended by revising Section 2.14 as follows:

"SECTION 2.14.

Election of councilmembers by plurality; election of mayor by majority.

- (a) Except as provided in subsection (b) of Section 2.12 of this charter, the candidate receiving a plurality of the votes cast for any seat on the city council shall be elected.
- (b) Notwithstanding the provisions of subsection (a) of this section, the candidate receiving a majority of the votes cast for the office of mayor shall be elected. In the event that no candidate in the election receives a majority of the votes for the office of mayor, then a runoff election between the candidates receiving the two highest numbers of votes shall be conducted in accordance with law."

**SECTION 3.**

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

Senator Jones of the 10th moved that the Senate agree to the House substitute to SB 362.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	VanNess
E Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 50, nays 1; the motion prevailed, and the Senate agreed to the House substitute to SB 362.

The following communication was received by the Secretary:

3/11/16

Due to business outside the Senate Chamber, I missed the vote on SB 362. Had I been present, I would have voted "yes".

/s/ JaNice VanNess  
District 43

The Calendar was resumed.

HB 886. By Representatives Cooper of the 43rd, Martin of the 49th, Smith of the 134th and Rogers of the 29th:

A BILL to be entitled an Act to amend Code Section 26-4-60 of the Official Code of Georgia Annotated, relating to grounds for suspension, revocation, or refusal to grant pharmacy licenses, so as to revise a provision relating to employing the mails or common carriers to sell, distribute, and deliver prescription drugs; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Watson of the 1st.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	VanNess
E Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

HB 886, having received the requisite constitutional majority, was passed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House insists on its position in disagreeing to the Senate substitute, and has appointed a Committee of Conference to confer with a like committee on the part of the Senate on the following Bill of the House:

HB 751. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to be entitled an Act to make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Speaker has appointed on the part of the House, Representatives England of the 116th, Burns of the 159th, and Jones of the 47th.

The following bill was taken up to consider House action thereto:

HB 751. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to be entitled an Act to make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senator Hill of the 4th asked unanimous consent that the Senate adhere to its substitute to HB 751 and that a Conference Committee be appointed.



The consent was granted, and the President appointed as a Conference Committee the following Senators: Hill of the 4th, Cowser of the 46th and Shafer of the 48th.

Senator Hill of the 4th moved that HB 751 be immediately transmitted to the House.

On the motion, there was no objection, and HB 751 was immediately transmitted.

At 11:55 a.m. the President announced that the Senate would stand at ease until 12:15 p.m.

At 12:28 p.m. the President called the Senate to order.

The Calendar was resumed.

HB 859. By Representatives Jasperse of the 11th, Ballinger of the 23rd, Meadows of the 5th, Powell of the 32nd, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize the carrying and possession of certain weapons by weapons carry license holders in or on certain buildings or real property owned by or leased to public institutions of postsecondary education; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Stone of the 23rd.

The following Minority Report on HB 859 was filed with the Secretary:

**Senate Judiciary Committee**  
**Minority Report**  
March 11, 2016

The undersigned members of the Senate Judiciary Committee offer the following report to express our disagreement with the committee report on House Bill 859.

HB 859 would allow guns on college campuses over the objection of Georgia's students, professors, and the schools themselves.

- An overwhelming 78% of people in Georgia oppose allowing guns on campus; only 20% support it.

- Permitting guns on campus would cost Georgia's universities millions of dollars that neither universities nor the State of Georgia have. Our limited tax dollars should go to education students, not to providing security to deal with weapons on campus.
- College campuses are full of young people, many of whom routinely experiment with drugs and alcohol. Adding guns to this mix significantly increases the risk of tragedy.
- Georgia has no requirements for gun-safety instruction or demonstration of basic competencies before getting a gun permit. Allowing guns on campus would recklessly endanger students in what are currently some of the safest places in the United States.
- The argument that only a good guy with a gun can stop a bad guy with a gun is flawed. College students are not prepared to conduct themselves with the tactical judgment and execution we expect from trained law enforcement professionals.
- Overall, there has been no decline in the crime rate on campuses which allow concealed carry.
- When a gunman opened fire last year on a campus which allowed campus carry in Oregon, armed citizens on campus chose not to intervene out of fear of being mistaken for a hostile gunman.

Respectfully Submitted,

/s/ Sen. Vincent Fort, District 39

/s/ Sen. Harold Jones, District 22

/s/ Sen. Curt Thompson, District 5

Senator Albers of the 56th moved the previous question.

Senator Henson of the 41st objected.

Senator Albers of the 56th asked unanimous consent to withdraw his motion for the previous question. The consent was granted.

Senator Albers of the 56th moved to resolve the debate.

Senator Henson of the 41st objected.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
N Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims

Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
E Harbin	Lucas	Y Walker
N Harbison	N Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	N Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 34 nays 20 the motion prevailed, and the debate was resolved.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
E Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	N Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 37, nays 17.

HB 859, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

3/11/2016

Due to business outside the Senate Chamber, I missed the vote on HB 859. Had I been present, I would have voted "yes".

/s/ Marty Harbin  
District 16

3/11

Due to business outside the Senate Chamber, I missed the vote on HB 859. Had I been present, I would have voted "NO".

/s/ Nan Orrock  
District 36

Senator Cowsert of the 46th moved that the Senate stand adjourned pursuant to HR 1114 until 10:00 a.m. Monday, March 14, 2016; the motion prevailed, and at 2:28 p.m. the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Monday, March 14, 2016  
Thirty-sixth Legislative Day

The Senate met pursuant to adjournment at 10:14 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 1106. By Representatives Clark of the 98th, Coleman of the 97th and Brockway of the 102nd:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Sugar Hill, approved May 14, 2003 (Ga. L. 2003, p. 3546), so as to change provisions relating to municipal property ownership; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1117. By Representatives Quick of the 117th, Williams of the 119th and Frye of the 118th:

A BILL to be entitled an Act to amend an Act creating the Downtown Athens Development Authority, approved March 23, 1977 (Ga. L. 1977, p. 3533), as amended, which authority was created pursuant to an amendment to the Constitution as contained in Ga. L. 1975, p. 1698, and amended by Ga. L. 1976, p. 1912; to define and create the Downtown Athens Area; to provide for other matters relative to the foregoing; to provide effective dates; to repeal conflicting laws; and for other purposes.

HB 1118. By Representative Jackson of the 128th:

A BILL to be entitled an Act to provide for the filling of vacancies on the Washington County Hospital Authority; to provide for the filling of vacancies; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1119. By Representatives Petrea of the 166th, Stephens of the 164th, Hitchens of the 161st, Stephens of the 165th and Gordon of the 163rd:

A BILL to be entitled an Act to abolish the office of elected county surveyor of Chatham County; to provide that the person currently serving as elected county surveyor shall serve the remainder of his or her term; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1120. By Representative Burns of the 159th:

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

HB 1121. By Representatives Pezold of the 133rd and Buckner of the 137th:

A BILL to be entitled an Act to amend an Act to provide for a new charter for the City of Hamilton, approved April 10, 2014 (Ga. L. 2014, p. 4118), so as to change provisions related to residing or being a resident of the city to being domiciled in such city; to provide that the failure of the mayor to regularly attend city council meetings shall be considered forfeiture of office; to eliminate the position of the city manager; to transfer certain duties from the city manager to the mayor; to fix a cross-reference; to repeal conflicting laws; and for other purposes.

HB 1122. By Representative Rhodes of the 120th:

A BILL to be entitled an Act to create a board of elections and registration for Oglethorpe County; to provide for its powers and duties; to provide for definitions; to provide for the composition of the board and the selection and appointment of members and an elections supervisor; to provide for the qualifications, terms, and removal of members; to provide for vacancies; to provide for oaths and privileges; to provide for the conduct of primaries and

elections; to provide for meetings; to authorize the conduct of municipal elections; to allow for joint primaries; to authorize expenditure of public funds; to provide compensation for board members; to provide for offices, supplies, and other materials; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1123. By Representatives Blackmon of the 146th, Clark of the 147th, Harden of the 148th, Epps of the 144th and Dickey of the 140th:

A BILL to be entitled an Act to amend an Act authorizing the governing authority of the City of Warner Robins to levy an excise tax pursuant to subsection (b) of Code Section 48-13-51 of the O.C.G.A., approved May 11, 2009 (Ga. L. 2009, p. 3981), as amended, particularly by an Act approved May 12, 2015 (Ga. L. 2015, p. 4161), so as to identify the projects or tourism product development purposes and specify the allocation of proceeds of the excise tax; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1124. By Representative Pirkle of the 155th:

A BILL to be entitled an Act to reconstitute the Ocilla-Irwin County Industrial Development Authority; to provide for powers, authority, funds, purposes, and procedures connected therewith; to repeal the amendment to the Constitution of Georgia creating the previous Ocilla-Irwin County Industrial Development Authority; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1125. By Representatives Morris of the 156th and Nimmer of the 178th:

A BILL to be entitled an Act to provide a new charter for the City of Surrency, formerly the Town of Surrency; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1126. By Representative Morris of the 156th:

A BILL to be entitled an Act to provide a new charter for the City of Graham; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1127. By Representative Morris of the 156th:

A BILL to be entitled an Act to create the City of Vidalia Convention and Visitor's Bureau Authority as a public body corporate and politic, a political subdivision of the state, and a public corporation, to have the responsibility and authority to promote tourism, trade, and conventions in the City of Vidalia, Georgia; to provide for creation and organization of the authority; to provide for a purpose; to provide for powers, duties, and authority; to provide for a board of directors, membership, terms of office, and removal from office; to provide for an executive director and his or her duties and powers; to provide for meetings; to limit liability; to provide for a budget and finances; to provide for oversight; to provide that the city not be bound; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1128. By Representative Cheokas of the 138th:

A BILL to be entitled an Act to reconstitute the Chattahoochee County Board of Education with staggered terms and nonpartisan elections for members; to repeal the amendment to the Constitution of Georgia creating a new board of education for Chattahoochee County, approved March 25, 1958 (Ga. L. 1958, p. 603), which was continued under the 1983 Constitution of the State of Georgia by an Act approved March 20, 1986 (Ga. L. 1986, p. 4311); to provide for a referendum with respect to the foregoing; to provide for a contingent effective date; to provide for a contingent automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 137. By Senators Harbin of the 16th, Thompson of the 14th, McKoon of the 29th, Ligon, Jr. of the 3rd, Stone of the 23rd and others:

A BILL to be entitled an Act to amend Chapter 32 of Title 33 of the Official Code of Georgia Annotated, relating to property insurance, so as to expand the ownership restriction as it relates to the application of the value of the property covered against loss by fire; to repeal conflicting laws; and for other purposes.

SB 273. By Senators Burke of the 11th, Jones of the 25th, Jeffares of the 17th and VanNess of the 43rd:

A BILL to be entitled an Act to amend Code Section 31-22-1 of the Official Code of Georgia Annotated, relating to definitions relative to clinical laboratories, so as to provide that certain nondiagnostic laboratories are not



subject to state licensure as a clinical laboratory; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 277. By Senators Albers of the 56th, Bethel of the 54th, Ligon, Jr. of the 3rd, Shafer of the 48th, Millar of the 40th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions relative to labor and industrial relations, so as to provide that neither a franchisee nor a franchisee's employee shall be deemed to be an employee of the franchisor for any purpose; to provide for a short title; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 279. By Senators Harper of the 7th, Albers of the 56th, Ligon, Jr. of the 3rd, Dugan of the 30th, Williams of the 27th and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 35 of the Official Code of Georgia Annotated, relating to employment and training of peace officers, so as to include the commissioner of juvenile justice and the commissioner of natural resources as voting members of the Georgia Peace Officer Standards and Training Council; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 419. By Senator Williams of the 19th:

A BILL to be entitled an Act to amend an Act establishing the State Court of Wayne County (formerly the City Court of Jesup, in and for the County of Wayne), approved July 31, 1916 (Ga. L. 1916, p. 248), as amended, particularly by an Act approved April 28, 2001 (Ga. L. 2001, p. 4563), so as to change the salary of the judge and solicitor; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

SB 158. By Senators Burke of the 11th, Kirk of the 13th, Watson of the 1st, Hill of the 6th and McKoon of the 29th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide certain consumer and provider protections regarding health insurance; to provide for definitions; to provide for short titles; to provide for health insurer

transparency; to provide for health care providers' right to choose; to provide for health care provider stability; to provide for consumer right to access; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 308. By Senators Unterman of the 45th, Shafer of the 48th, Cowsert of the 46th, Ligon, Jr. of the 3rd, Gooch of the 51st and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to establish the Positive Alternatives for Pregnancy and Parenting Grant Program; to provide for a purpose; to provide for definitions; to provide for administration and duties; to provide for grant services; to provide criteria; to provide for record maintenance and reporting; to provide for reports to the General Assembly; to provide for funding; to provide for redesignation of certain Code provisions and conforming changes; to expand authorized expenditure of contributed funds; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 347. By Senator Bethel of the 54th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for extensive changes to the captive insurance company provisions of this title; to provide for definitions for types of captive insurance companies; to provide for creation and regulation of different types of captive insurance companies; to provide for certain exemptions; to change certain requirements; to provide for regulation by the Commissioner; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 438. By Senator Williams of the 19th:

A BILL to be entitled an Act to repeal the amendment to the Constitution of Georgia providing that the county officers of Telfair County shall be ineligible to hold office under certain conditions; to provide for legislative intent; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 439. By Senator Black of the 8th:

A BILL to be entitled an Act to provide a new charter for the City of Barwick; to provide for incorporation, boundaries, powers and construction; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SB 440. By Senator Albers of the 56th:

A BILL to be entitled an Act to amend an Act entitled "An Act to reincorporate the City of Roswell in the County of Fulton," approved April 19, 2000 (Ga. L. 2000, p. 3844), as amended, particularly by an Act approved May 28, 2010 (Ga. L. 2010, p. 3650), so as to modify term limits for the mayor of the City of Roswell; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

SR 1175. By Senator Unterman of the 45th:

A RESOLUTION creating the Senate Study Committee on a Georgia Abuser Registry; and for other purposes.

Referred to the Committee on Rules.

SR 1177. By Senator Orrock of the 36th:

A RESOLUTION honoring and recognizing the Nagorno Karabakh Republic; and for other purposes.

Referred to the Committee on Rules.

The following House legislation was read the first time and referred to committee:

HB 1106. By Representatives Clark of the 98th, Coleman of the 97th and Brockway of the 102nd:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Sugar Hill, approved May 14, 2003 (Ga. L. 2003, p. 3546), so as to change provisions relating to municipal property ownership; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1117. By Representatives Quick of the 117th, Williams of the 119th and Frye of the 118th:

A BILL to be entitled an Act to amend an Act creating the Downtown Athens Development Authority, approved March 23, 1977 (Ga. L. 1977, p. 3533), as amended, which authority was created pursuant to an amendment to the Constitution as contained in Ga. L. 1975, p. 1698, and amended by Ga. L. 1976, p. 1912; to define and create the Downtown Athens Area; to provide for other matters relative to the foregoing; to provide effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1118. By Representative Jackson of the 128th:

A BILL to be entitled an Act to provide for the filling of vacancies on the Washington County Hospital Authority; to provide for the filling of vacancies; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1119. By Representatives Petrea of the 166th, Stephens of the 164th, Hitchens of the 161st, Stephens of the 165th and Gordon of the 163rd:

A BILL to be entitled an Act to abolish the office of elected county surveyor of Chatham County; to provide that the person currently serving as elected county surveyor shall serve the remainder of his or her term; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1120. By Representative Burns of the 159th:

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

Referred to the Committee on State and Local Governmental Operations.

HB 1121. By Representatives Pezold of the 133rd and Buckner of the 137th:

A BILL to be entitled an Act to amend an Act to provide for a new charter for the City of Hamilton, approved April 10, 2014 (Ga. L. 2014, p. 4118), so as to change provisions related to residing or being a resident of the city to being domiciled in such city; to provide that the failure of the mayor to regularly attend city council meetings shall be considered forfeiture of office; to eliminate the position of the city manager; to transfer certain duties from the city manager to the mayor; to fix a cross-reference; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1122. By Representative Rhodes of the 120th:

A BILL to be entitled an Act to create a board of elections and registration for Oglethorpe County; to provide for its powers and duties; to provide for definitions; to provide for the composition of the board and the selection and appointment of members and an elections supervisor; to provide for the qualifications, terms, and removal of members; to provide for vacancies; to provide for oaths and privileges; to provide for the conduct of primaries and elections; to provide for meetings; to authorize the conduct of municipal elections; to allow for joint primaries; to authorize expenditure of public funds; to provide compensation for board members; to provide for offices, supplies, and other materials; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1123. By Representatives Blackmon of the 146th, Clark of the 147th, Harden of the 148th, Epps of the 144th and Dickey of the 140th:

A BILL to be entitled an Act to amend an Act authorizing the governing authority of the City of Warner Robins to levy an excise tax pursuant to subsection (b) of Code Section 48-13-51 of the O.C.G.A., approved May 11, 2009 (Ga. L. 2009, p. 3981), as amended, particularly by an Act approved May 12, 2015 (Ga. L. 2015, p. 4161), so as to identify the projects or tourism product development purposes and specify the allocation of proceeds of the excise tax; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1124. By Representative Pirkle of the 155th:

A BILL to be entitled an Act to reconstitute the Ocilla-Irwin County Industrial Development Authority; to provide for powers, authority, funds, purposes, and procedures connected therewith; to repeal the amendment to the Constitution of Georgia creating the previous Ocilla-Irwin County Industrial Development Authority; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1125. By Representatives Morris of the 156th and Nimmer of the 178th:

A BILL to be entitled an Act to provide a new charter for the City of Surrency, formerly the Town of Surrency; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1126. By Representative Morris of the 156th:

A BILL to be entitled an Act to provide a new charter for the City of Graham; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1127. By Representative Morris of the 156th:

A BILL to be entitled an Act to create the City of Vidalia Convention and Visitor's Bureau Authority as a public body corporate and politic, a political subdivision of the state, and a public corporation, to have the responsibility and authority to promote tourism, trade, and conventions in the City of Vidalia, Georgia; to provide for creation and organization of the authority; to provide for a purpose; to provide for powers, duties, and authority; to provide for a board of directors, membership, terms of office, and removal from office; to provide for an executive director and his or her duties and powers; to provide for meetings; to limit liability; to provide for a budget and finances; to provide for oversight; to provide that the city not be bound; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1128. By Representative Cheokas of the 138th:

A BILL to be entitled an Act to reconstitute the Chattahoochee County Board of Education with staggered terms and nonpartisan elections for members; to repeal the amendment to the Constitution of Georgia creating a new board of education for Chattahoochee County, approved March 25, 1958 (Ga. L. 1958, p. 603), which was continued under the 1983 Constitution of the State of Georgia by an Act approved March 20, 1986 (Ga. L. 1986, p. 4311); to provide for a referendum with respect to the foregoing; to provide for a contingent effective date; to provide for a contingent automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Education and Youth has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 65	Do Pass by substitute	HB 614	Do Pass by substitute
HB 659	Do Pass by substitute	HB 739	Do Pass
HB 879	Do Pass	HB 895	Do Pass
HR 394	Do Pass by substitute		

Respectfully submitted,  
 Senator Tippins of the 37th District, Chairman

Mr. President:

The Committee on Finance has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 769	Do Pass by substitute	HB 899	Do Pass by substitute
HB 991	Do Pass	HB 1014	Do Pass

Respectfully submitted,  
 Senator Hill of the 32nd District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 229	Do Pass by substitute	HB 825	Do Pass by substitute
HB 853	Do Pass	HB 900	Do Pass
HB 916	Do Pass	HB 920	Do Pass by substitute
HB 934	Do Pass	HB 1070	Do Pass by substitute

Respectfully submitted,  
Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Insurance and Labor has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 882 Do Pass by substitute

Respectfully submitted,  
Senator Bethel of the 54th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 786	Do Pass	HB 1049	Do Pass
HB 1050	Do Pass	HB 1051	Do Pass
HB 1053	Do Pass	HB 1093	Do Pass
HB 1109	Do Pass	SB 241	Do Pass
SB 426	Do Pass		

Respectfully submitted,  
Senator Albers of the 56th District, Chairman



The following legislation was read the second time:

HB 193	HB 229	HB 381	HB 499	HB 513	HB 614
HB 659	HB 739	HB 745	HB 769	HB 773	HB 783
HB 825	HB 853	HB 879	HB 882	HB 895	HB 899
HB 900	HB 916	HB 920	HB 934	HB 943	HB 991
HB 1014	HB 1066	HB 1070	HB 1073	HR 394	HR 1312
SR 1019	SR 1084				

Senator Jackson of the 2nd was excused for business outside the Senate Chamber.

Senator Martin of the 9th asked unanimous consent that Senator Burke of the 11th be excused. The consent was granted, and Senator Burke was excused.

Senator Wilkinson of the 50th asked unanimous consent that Senator Black of the 8th be excused. The consent was granted, and Senator Black was excused.

Senator Tate of the 38th asked unanimous consent that Senators Lucas of the 26th and Fort of the 39th be excused. The consent was granted, and Senators Lucas and Fort were excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Judson	Parent
Beach	Hufstetler	Rhett
Bethel	Jackson, B	Seay
Butler	James	Shafer
Cowsert	Jeffares	Sims
Crane	Jones, B	Stone
Davenport	Jones, E	Tate
Dugan	Jones, H	Thompson, B
Ginn	Kennedy	Thompson, C
Gooch	Kirk	Tippins
Harbin	Ligon	Unterman
Harbison	Martin	VanNess
Harper	McKoon	Walker
Heath	Millar	Watson
Henson	Miller	Wilkinson
Hill, H	Mullis	Williams, M
Hill, Jack	Orrock	Williams, T

Not answering were Senators:

Black (Excused)

Burke (Excused)

Fort (Excused)

Jackson, L. (Excused)

Lucas (Excused)

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Gooch of the 51st introduced the chaplain of the day, Reverend Michael B. Rodgers of Dahlonega, Georgia, who offered scripture reading and prayer.

The President introduced the doctor of the day, Dr. John Sy.

Senator Orrock of the 36th moved that the following resolution be withdrawn from the consideration of the Senate.

SR 1177. By Senator Orrock of the 36th:

A RESOLUTION honoring and recognizing the Nagorno Karabakh Republic; and for other purposes.

On the motion, there was no objection; the motion prevailed, and SR 1177 was withdrawn from consideration of the Senate.

Senator Davenport of the 44th recognized Hank and Billye Aaron and celebrated the 755 Restaurant Corporation on the grand occasion of its 20th anniversary, commended by SR 1115, adopted previously. Hank and Billye Aaron addressed the Senate briefly.

Senator James of the 35th recognized Reece Odum, Blue Kimble, Angel Terron, Ty Manns, and Jeff Searcy on their powerful and inspiring movie, *The Wish*, and recognized LifeLink of Georgia, commended by SR 1080, adopted previously. Reece Odum and Bobby Howard addressed the Senate briefly.

Senator Beach of the 21st recognized March 16, 2016, as Council for Quality Growth Day at the state capitol, commended by SR 712, adopted previously. Vice Chairman Scott Selig addressed the Senate briefly.

Senator McKoon of the 29th recognized the Georgia Association of Paralegals for its leadership and congratulated it on its three National Federation of Paralegal Association awards, commended by SR 947, adopted previously. President Suzette Corley addressed the Senate briefly.

Senator Butler of the 55th recognized the Richmond County Child Fatality Review Committee, commended by SR 1114, SR 1155, SR 1156, SR 1157, and SR 1158, adopted previously. GBI Special Agent Trebor Randall addressed the Senate briefly.

Senator Shafer of the 48th recognized Stephanie Moody, Chairman of the Atlanta-Fulton Public Library System Board of Trustees, on the occasion of her retirement from the board, commended by SR 1146, adopted previously. Stephanie Moody addressed the Senate briefly.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 1129. By Representatives Gardner of the 57th, Mosby of the 83rd, Kaiser of the 59th, Cannon of the 58th, Bennett of the 80th and others:

A BILL to be entitled an Act to amend an Act to create the McPherson Implementing Local Redevelopment Authority, approved May 14, 2008 (Ga. L. 2008, p. 4328), so as to continue such authority; to provide for extended contract and lease periods with respect to projects; to provide for public contracts with private enterprises for the completion of projects; to revise provisions relating to absences from board meetings; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1130. By Representatives Harden of the 148th, Blackmon of the 146th, Dickey of the 140th, Clark of the 147th and Epps of the 144th:

A BILL to be entitled an Act to amend an Act to create and establish the State Court of Houston County, approved February 28, 1975 (Ga. L. 1975, p. 2584), as amended, so as to change the office of the clerk of the state court to an appointed position; to repeal conflicting laws; and for other purposes.

HB 1133. By Representative Greene of the 151st:

A BILL to be entitled an Act to provide a new charter for the City of Lumpkin; to provide for pending matters; to provide for construction and severability; to provide for other matters relative to the foregoing; to

provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1134. By Representatives Wilkerson of the 38th, Ehrhart of the 36th, Evans of the 42nd, Smith of the 41st, Thomas of the 39th and others:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Powder Springs, approved March 13, 1970 (Ga. L. 1970, p. 2760), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 4167), so as to provide for annexation of certain property; to provide for deannexation of certain property; to provide for related matters; to repeal a certain act; to repeal conflicting laws; and for other purposes.

HB 1135. By Representatives Reeves of the 34th, Setzler of the 35th, Ehrhart of the 36th, Parsons of the 44th, Wilkerson of the 38th and others:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Kennesaw, approved May 6, 2013 (Ga. L. 2013, p. 4234), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 4106) and by an Act approved May 6, 2015 (Ga. L. 2015, p. 3737), so as to change provisions relating to the corporate limits of the city; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1136. By Representatives Dempsey of the 13th, Coomer of the 14th and Lumsden of the 12th:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Rome, approved August 19, 1918 (Ga. L. 1918, p. 813), as amended, particularly by an Act approved March 16, 1983 (Ga. L. 1983, p. 4188), an Ordinance adopted by the Rome City Commission June 15, 1987 (Ga. L. 1988, p. 5404), an Ordinance adopted by the Rome City Commission August 4, 1997 (Ga. L. 1998, p. 4849), and an Ordinance adopted by the Rome City Commission September 3, 2002 (Ga. L. 2004, p. 4756), so as to change qualifications for members of the governing authority to include residency in the ward in which they seek office; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 105. By Senator Jackson of the 2nd:

A BILL to be entitled an Act to amend an Act making provisions for the Magistrate Court of Chatham County and abolishing the Municipal Court of Savannah, approved March 21, 1984 (Ga. L. 1984, p. 4422), as amended,

particularly by Acts approved March 20, 1985 (Ga. L 1985, p. 4028), March 24, 1994 (Ga. L 1994, p. 3772), and March 27, 1995 (Ga. L. 1995, p. 3751), so as to provide for two full-time magistrates for Chatham County; to provide for the appointment of a third full-time magistrate by the Board of Commissioners; to provide for the election and appointment of successor magistrates; to provide for the appointment of pro tempore and part-time magistrates; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendment to the following Bill of the House:

HB 947. By Representative Corbett of the 174th:

A BILL to be entitled an Act to authorize the assessment and collection of a technology fee by the Probate Court of Echols County; to identify the authorized uses of said technology fee; to provide for the maintenance of said technology fee funds; to authorize collaboration of the clerk of the Probate Court of Echols County with the finance director of Echols County; to provide for reports of income and expenditures; to provide for fund history reviews; to provide for lowering of the amount of said technology fee; to repeal conflicting laws; and for other purposes.

Senator Watson of the 1st recognized the St. Patrick's Day Parade Committee. Grand Marshal Michael A. Foran addressed the Senate briefly.

The following resolutions were read and adopted:

SR 1172. By Senator Butler of the 55th:

A RESOLUTION recognizing Mrs. Runell "Nell" Brooks Foster on the remarkable occasion of her 110th birthday; and for other purposes.

SR 1173. By Senators Hill of the 4th, Wilkinson of the 50th, Harper of the 7th, Cowser of the 46th, Albers of the 56th and others:

A RESOLUTION commending Corporal Connie Morris and Sergeant Bruce Cleveland and recognizing them upon being chosen as the 2015 Peace Officers of the Year for Valor; and for other purposes.

SR 1174. By Senators Hill of the 4th, Harper of the 7th, Cowser of the 46th, Albers of the 56th and Shafer of the 48th:

A RESOLUTION commending Representative Bill Hitchens, recipient of the Peace Officers' Association of Georgia's 2015 Arthur Hutchins Memorial Award for Meritorious Service; and for other purposes.

SR 1176. By Senators Beach of the 21st and James of the 35th:

A RESOLUTION recognizing Tyler Perry; and for other purposes.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Monday March 14, 2016  
Thirty-sixth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 241                   Watson of the 1st  
                              Jackson of the 2nd  
**CHATHAM COUNTY**

A BILL to be entitled an Act to amend an Act providing for the compensation of certain officials in Chatham County, approved March 26, 1986 (Ga. L. 1986, p. 4797), as amended, particularly by an Act approved May 29, 2007 (Ga. L. 2007, p. 4351), so as to provide for the compensation of certain Chatham County officials; to repeal conflicting laws; and for other purposes.

SB 426                   Unterman of the 45th  
**CITY OF SUGAR HILL**

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Sugar Hill, approved May 14, 2003 (Ga. L. 2003, p. 3546), so as to change provisions relating to municipal property ownership; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 786                   Harbison of the 15th  
                              McKoon of the 29th  
**CITY OF MANCHESTER**

A BILL to be entitled an Act to amend an Act providing a new charter for the City of Manchester, approved August 16, 1909 (Ga. L. 1909, p. 1071), as amended, particularly by an Act approved August 20, 1923 (Ga. L. 1923, p. 739), an Act approved March 28, 1990 (Ga. L. 1990, p. 4980), and an Act approved April 10, 2014

(Ga. L. 2014, p. 3692), so as to change provisions relating to the filling of vacancies in the offices of members of the governing authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1049

Watson of the 1st  
Jackson of the 2nd

**CITY OF SAVANNAH AND CHATHAM COUNTY**

A BILL to be entitled an Act to amend an Act to provide for the Board of Public Education for the City of Savannah and Chatham County, approved March 21, 1968 (Ga. L. 1968, p. 2636), as amended, so as to authorize members of the Board of Public Education for the City of Savannah and Chatham County to censure its members; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1050

Watson of the 1st  
Jackson of the 2nd

**CITY OF SAVANNAH**

A BILL to be entitled an Act to amend several Acts relating to and incorporating the mayor and aldermen of the City of Savannah, so as to authorize members of the governing body of the City of Savannah to censure its members; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1051

Watson of the 1st  
Jackson of the 2nd

**CHATHAM COUNTY**

A BILL to be entitled an Act to amend an Act completely revising the laws relative to the governing authority of Chatham County, approved March 29, 1984 (Ga. L. 1984, p. 5050), as amended, so as to provide for an additional power of the board to censure members; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1053

Burke of the 11th  
**GRADY COUNTY**

A BILL to be entitled an Act to amend an Act creating a new board of education of Grady County, approved March 5, 1968 (Ga. L.

1968, p. 2120), as amended, so as to provide that members of the board of education shall be elected on a nonpartisan basis; to provide for continuation in office of current members of the board; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1093

Crane of the 28th  
Dugan of the 30th  
**CARROLL COUNTY**

A BILL to be entitled an Act to amend an Act providing that the tax commissioner of Carroll County shall retain 1 percent of educational funds collected by said officer and remit the same to the governing authority of Carroll County to reimburse the county for the cost of collecting school taxes, approved March 27, 1998 (Ga. L. 1998, p. 3698), so as to increase the percentage of educational funds retained and remitted by said officer for said purpose to the governing authority of Carroll County; to provide a statement of intention and authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1109

Tippins of the 37th  
**CITY OF ACWORTH**

A BILL to be entitled an Act to amend an Act entitled "An Act to reincorporate and provide a new charter for the City of Acworth," approved February 17, 1989 (Ga. L. 1989, p. 3512), as amended, particularly by an Act approved May 12, 2015 (Ga. L. 2015, p. 4201), so as to adopt by reference a certain map; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone



Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	E Lucas	Y Walker
Harbison	Y Martin	Watson
Y Harper	Y McKoon	Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 50, nays 1.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

SENATE RULES CALENDAR  
MONDAY, MARCH 14, 2016  
THIRTY-SIXTH LEGISLATIVE DAY

HB 768	Handicapped persons; ABLE program establishment to use tax exempt accounts to pay for qualified expenses of eligible individuals with disabilities; provisions (FIN-40th) Hawkins-27th
HB 871	"Georgia Lemon Law"; consumer fees forwarded to the Department of Law for deposit in the new motor vehicle arbitration account; require (SJUDY-30th) Dickey-140th
HB 725	"Child Abuse Records Protection Act"; enact (H&HS-54th) Cantrell-22nd
HB 555	Courts; provide reporting of certain statistics regarding juveniles seeking abortions without parental notice; provisions (Substitute)(H&HS-14th) Chandler-105th
HB 965	"The Honorable Jimmy Carter Cancer Treatment Access Act"; enact (I&L-54th) Cheokas-138th
HB 887	Courts; parental rights; prioritize placement of a child with an adult or fictive kin qualified to care for such child (Substitute)(H&HS-45th) Efstration-104th

- HB 421 Retirement and pensions; officers employed by Department of Community Supervision shall be entitled to certain disability benefits; provide (PUB SAF-18th) Nimmer-178th
- HB 508 Appellate court judges; age of eligibility for certain benefits; decrease (RET-8th) Fleming-121st
- HB 509 Georgia Palliative Care and Quality of Life Advisory Council; create; provisions (Substitute)(H&HS-11th) Petrea-166th
- HB 635 Judges of Probate Courts Retirement Fund; increase number of years of mandatory contribution; provisions (RET-8th) Epps-144th
- HB 676 Accountability, Change Management, and Process Improvement Act of 2015; enact (Substitute)(S&T-9th) Brockway-102nd
- HB 747 Motor vehicles; safe operation of motor carriers and commercial motor vehicles; update reference date to federal regulations (PUB SAF-7th) Rogers-10th

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

- HB 768. By Representatives Hawkins of the 27th, Willard of the 51st, Fludd of the 64th, Jones of the 47th, Turner of the 21st and others:

A BILL to be entitled an Act to amend Title 30 of the O.C.G.A., relating to disabled persons, so as to provide for the establishment of a qualified ABLE program in this state to enable the contribution of funds to tax-exempt accounts to pay for the qualified expenses of eligible individuals with disabilities; to amend Code Section 48-7-27 of the O.C.G.A., relating to computation of taxable net income; to amend Code Section 50-13-2 of the O.C.G.A., relating to the definitions for purposes of the Georgia Administrative Procedure Act, so as to exclude the Georgia ABLE Program Corporation from the meaning of "agency"; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Millar of the 40th.

The following Fiscal Notes, as required by law, were read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

January 22, 2016

Honorable Lee Hawkins  
State Representative  
508-D Coverdell Legislative Office Bldg.  
Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
House Bill 768 (LC 33 6294)

Dear Representative Hawkins:

The bill would establish the Georgia ABLE Program to allow annual contributions to accounts to pay for the qualified expenses of eligible individuals with disabilities. The account would not be considered as an asset when determining the beneficiary's eligibility for certain social services, such as Medicaid. Georgia taxpayers could deduct up to \$2,000 per beneficiary per year for contributions to an ABLE account.

This bill would have the same fiscal impact reported in the January 13, 2016 fiscal note for LC 33 6236. The Office of the State Treasurer estimated first-year administrative costs of approximately \$945,000, with costs dropping to \$320,000 by year three. (If the state pays the account maintenance fees, the costs would be higher.) Additionally, Georgia State University's Fiscal Research Center (FRC) estimates the base revenue loss to the state to be \$9.2 million in the first year and \$9.3 million in the second year. These amounts are dependent on the participation rate of the eligible population. Details are included below.

### Estimate of Eligible Individuals and Participation Rate

Using a report from the National Disability Institute that relied upon the 2009-2010 National Survey of Children with Special Health Care Needs and additional research, FRC estimates that 3.14 percent of the population - approximately 300,000 - would be eligible. This matches the estimate provided by the National Disability Institute.

The group most likely to create an account are families of individuals 400 percent or more above the federal poverty line (\$97,000 for a family of four in 2015). In the state of Georgia, the individuals 400% or more above the federal poverty line make up approximately 24% of the estimated eligible population- 76,743 in 2017. This assumes that these individuals will go through the effort of establishing, maintaining and funding an ABLE account in order to receive the associated tax deduction and ability to grow the account free of capital gains taxes.

### Estimate of Administrative Costs

**Table 1** shows an estimate of the initial startup and reoccurring fixed administrative costs provided by Treasury. The fixed costs include personnel and other operating costs, with a higher amount to cover startup costs in the first two years.

**Table 1**  
**Fixed Administrative Costs**

	Initial Year	Year 2	Year 3
Personal Services <sup>(1)</sup>	\$265,000	\$265,000	\$265,000
Regular Operating	\$30,000	\$30,000	\$20,000
Legal Fees <sup>(2)</sup>	\$600,000	\$200,000	\$20,000
Computer Charges	\$50,000	\$25,000	\$25,000
<b>Total Cost Estimate</b>	<b>\$945,000</b>	<b>\$520,000</b>	<b>\$320,000</b>

<sup>(1)</sup> Primarily the costs of three full time staff dedicated to the program

<sup>(2)</sup> Includes initial compliance and program creation costs

Treasury also provided an estimate of the cost of the annual account maintenance fees charged by investment providers (see **Table 2**). The bill allows Treasury to set fees on account holders to cover administrative costs, but Treasury noted that the state initially paid the fees to the investment providers when the Path2College 529 Plan was created. Now accounts fees are covered by investment fees charged on the assets.

**Table 2**  
**Potential Variable Administrative Costs**

	Initial Year	Year 2	Year 3
Contracts <sup>(1)</sup>	\$2,686,005	\$2,718,555	\$2,751,175

<sup>(1)</sup> Assumes the number of accounts estimated by FRC and annual account maintenance costs of \$35 per account

Other states passing ABLE legislation have begun conversations on establishing a consortium where states can join together with a single investment provider. This could decrease the initial and ongoing administrative costs. It is not known at this time exactly what the cost savings would be if Georgia were to join such a consortium.

**Impact on Tax Revenue**

The bill would be effective for tax years beginning on or after January 1, 2016, with an impact on tax collections beginning in FY 2017. According to FRC, based on the assumptions detailed in the attached appendix, revenue losses are estimated for FY 2017-21 as shown in **Table 3**. The base estimate of revenue loss for the state of Georgia considers the families of individuals 400% or more above the federal poverty line (\$97,000 for a family of four in 2015), assuming that one ABLE account is created for each of the approximately 77,000-80,000 qualified individuals in this subset. The FRC analysis assumes that each of these families would be willing to establish an ABLE account in order to decrease their state tax liability by up to \$120 per year and grow account contributions tax free.

**Table 3**  
**Revenue Loss from LC 33 6236**

<i>(\$millions)</i>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</b>
Base Estimate	\$9.2	\$9.3	\$9.4	\$9.5	\$9.7

As detailed in the appendix, FRC includes a higher revenue loss if all individuals above the federal poverty level have an ABLE account. This higher estimate includes more than 240,000 accounts and a revenue loss of more than \$26 million annually.

Sincerely,

/s/ Greg S. Griffin  
State Auditor

/s/ Teresa A. MacCartney, Director  
Office of Planning and Budget

**Analysis by Fiscal Research Center**

Those eligible to be the beneficiary of an ABLE account include individuals who meet the Supplemental Security Income (SSI) definition of a disability and are currently under the age of 26, and also those older individuals who meet the SSI definition of a disability and were diagnosed prior to their 26th birthday. The National Disability Institute report "Estimated Number of ABLE Act Participants" estimated the number of qualified individuals, both children and adults, nationally in January 2015. The report relied on the Centers for Disease Control's 2009-2010 National Survey of Children with Special Health Care Needs to estimate the number of children eligible for an ABLE account. This

survey also estimates the number of children age 0-17 in the state of Georgia with functional limitations, the category of individuals identified by the National Disability Institute as most likely to meet the ABLE definition. According to the survey, 94,347 children with functional limitations lived in the state of Georgia in 2009-10, about 3.7 percent of the total population in the 0-17 age group. Of the children with functional limitations, 61,964 live in family at or above the federal poverty line.

Research by Jamoom et al. ("Age at disability onset and self-reported health status," *BMC Public Health*, January 2008) finds that in 1998-2000, approximately 2.0 percent of the age 18 or older population in seven states and the District of Columbia had a disability with an onset by the age of 21; an additional 5.5 percent become disabled at ages 22-44, according to the study. Assuming age at onset is uniformly distributed within the 22-44 age group, about 1.0 percent are estimated to become disabled at ages 22-25, bringing the total share of adults becoming disabled prior to age 26 to about 3.0 percent. Assuming Georgia follows a similar pattern, approximately 209,824 adults within the state of Georgia in 2010 would have met the eligibility requirement for an ABLE account. According to the Georgia Council on Developmental Disabilities, approximately 21% of adults with disabilities live in families below the federal poverty line. Together with the estimate for children, the total meeting the eligibility requirement would be about 3.14 percent of the combined population or 304,171 in 2010.

The base estimate of revenue loss for the state of Georgia only considers the families of individuals 400% or more above the federal poverty line (\$97,000 for a family of four in 2015), assuming that one ABLE account is created for each of this subset of qualified individuals, with a deposit of \$2,000 annually. The National Disabilities Institute study identifies this subsection of the eligible population as the group most likely to create an ABLE account. In the state of Georgia, the individuals 400% or more above the federal poverty line make up approximately 24% of the estimated eligible population within the state.

However, given that the funds contributed to an ABLE account need not remain in the account for any length of time, it follows that any money to be spent on eligible expenses could reasonably be expected to be run through an ABLE account in order to capture this subsidy, provided only that those spending the money are aware of the program and have taxable income to offset. For this reason, the numbers of such accounts may be significantly larger than estimated for the base case and an upper bound estimate is provided as well. The upper bound revenue loss estimate assumes one ABLE account is opened for the benefit of every qualified individual who is in a family at or above the federal poverty line, with a deposit of the \$2,000 maximum every taxable year beginning in 2016. This assumption is premised on the likelihood that each such individual will incur (or have incurred on their behalf) at least \$2,000 of eligible expenses and that they, their guardian, or some other interested person would have taxable income to offset with the deduction.

Both estimates assume tax collections are affected at the time of filing returns, during the fiscal year beginning July 1 of the given taxable year (e.g. FY 2017 for TY 2016 contributions). In addition, the estimates assume that non-qualified withdrawals from ABLE accounts are not material. Finally, the high estimate assumes a marginal tax rate of 5.5 percent while the low estimate assumes 6.0 percent. Additional information about the calculations can be found in Tables 2 and 3.

**Table 2. Base Revenue Loss Estimates**

<b>Fiscal Year</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>
Population	76,743	77,673	78,605	79,536	80,467
Donation	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000
Income Tax Rate	6.0%	6.0%	6.0%	6.0%	6.0%
Loss Per Person	\$120	\$120	\$120	\$120	\$120
Total Revenue Loss (\$ mil)	\$9.2	\$9.3	\$9.4	\$9.5	\$9.7

**Table 3. Upper Bound Revenue Loss Estimates**

<b>Fiscal Year</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>
Population	240,843	243,763	246,686	249,609	252,531
Donation	\$2,000	\$2,000	\$2,000	\$2,000	\$2,000
Income Tax Rate	5.5%	5.5%	5.5%	5.5%	5.5%
Loss Per Person	\$110	\$110	\$110	\$110	\$110
Total Revenue Loss (\$ mil)	\$26.5	\$26.8	\$27.1	\$27.5	\$27.8

Note: Qualified disability expenses are those made for the designated beneficiary related to their disability, including education, housing, transportation, employment training and support, assistive technology and personal support services, health, prevention and wellness, financial management and administrative services, legal fees, expenses for oversight and monitoring, and funeral and burial expenses.



## **Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174

March 8, 2016

Honorable Jay Powell  
State Representative  
133 State Capitol  
Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
House Bill 768 (LC 33 6510S)

Dear Chairman Powell:

The bill would authorize the establishment of the Georgia ABLE Program to allow annual contributions to accounts to pay for the qualified expenses of eligible individuals with disabilities . The account would not be considered as an asset when determining the beneficiary' s eligibility for certain social services, such as Medicaid. In lieu of establishing its own ABLE program, the bill would allow Georgia to enter into an agreement with another state or a consortium of states with a qualified ABLE program to allow Georgia residents to participate.

The Office of the State Treasurer estimated first-year administrative costs of approximately \$945,000, with costs dropping to \$320,000 by year three, in order to establish the Georgia ABLE Program. (If the state pays the account maintenance fees, the costs would be higher.) However , Treasury estimated no additional costs to enter into an agreement with another state to allow Georgia residents to participate in their ABLE Program. According to Georgia State University's Fiscal Research Center, the bill would have no impact on state revenues.

#### **Estimate of Eligible Individuals and Participation Rate**

Using a report from the National Disability Institute that relied upon the 2009-2010 National Survey of Children with Special Health Care Needs and additional research , Georgia State University 's Fiscal Research Center estimates that 3.14 percent of the population-approximately 300,000-would be eligible. This matches the estimate provided by the National Disability Institute.

The group most likely to create an account are families of individuals 400 percent or more above the federal poverty line (\$97,000 for a family of four in 2015). In the state of Georgia, the individuals 400% or more above the federal poverty line make up approximately 24% of the estimated eligible population -76,743 in 2017. This assumes that these individuals will go through the effort of establishing, maintaining and funding an ABLE account in order to receive the ability to grow the account free of capital gains taxes.

#### **Estimate of Administrative Costs**

Should Georgia establish its own ABLE program, Table 1 shows an estimate of the initial startup and reoccurring fixed administrative costs provided by Treasury. The fixed costs include personnel and other operating costs, with a higher amount to cover startup costs in the first two years.



**Table 1**  
**Fixed Administrative Costs**

	Initial Year	Year 2	Year 3
Personal Services <sup>(1)</sup>	\$265,000	\$265,000	\$265,000
Regular Operating	\$30,000	\$30,000	\$20,000
Legal Fees <sup>(2)</sup>	\$600,000	\$200,000	\$20,000
Computer Charges	\$50,000	\$25,000	\$25,000
<b>Total Cost Estimate</b>	<b>\$945,000</b>	<b>\$520,000</b>	<b>\$320,000</b>

<sup>(1)</sup> Primarily the costs of three full time staff dedicated to the program

<sup>(2)</sup> Includes initial compliance and program creation costs

Treasury also provided an estimate of the cost of the annual account maintenance fees charged by investment providers (see Table 2). The amounts are based on an estimated cost per account and the total expected participation rate. The bill allows Treasury to set fees on account holders to cover administrative costs, but Treasury noted that the state initially paid the fees to the investment providers when the Path2College 529 Plan was created. Now account fees are covered by investment fees charged on the assets.

**Table 2**  
**Potential Variable Administrative Costs**

		Initial Year	Year 2	Year 3
Contracts <sup>(1)</sup>	24% Participation Rate	\$2,686,005	\$2,718,555	\$2,751,175

<sup>(1)</sup> Assumes the number of accounts estimated by FRC and DOAA and annual account maintenance costs of \$35 per account

If Treasury enters into an agreement with another state allowing Georgia residents to participate in the other state's plan, Treasury stated that it can absorb any administrative costs. Treasury anticipates that legal services would be provided pro bono and any startup website costs would be covered by donations. It should be noted that at least one other state has established an ABLE program that will allow individuals from other states to join.

Other states passing ABLE legislation have begun conversations on establishing a consortium where states can join together with a single investment provider. This could decrease the initial and ongoing administrative costs, but Georgia would be required to share in the startup costs. It is not known at this time exactly what the cost savings would be if Georgia were to join such a consortium.

Sincerely,

/s/ Greg S. Griffin  
State Auditor

/s/ Teresa A. MacCartney, Director  
Office of Planning and Budget

Senator Millar of the 40th offered the following amendment #1:

*Amend HB 768 (LC 33 6510S) by inserting on line 383 after "administrative services;" the following:*

the Board of Regents of the University System of Georgia;

On the adoption of the amendment, there were no objections, and the Millar amendment #1 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	E Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 768, having received the requisite constitutional majority, was passed as amended.

The following communication was received by the Secretary:

Senator Horacena Tate  
 District 38  
 121-A State Capitol  
 Atlanta, GA 30334

**Committees:**  
 Rules  
 Appropriations  
 Education and Youth  
 State and Local Governmental Operations  
 Reapportionment and Redistricting  
 Urban Affairs

The State Senate  
 Atlanta, Georgia 30334

***MEMORANDUM***

**TO:** Mr. David Cook  
 Secretary of Senate  
**FROM:** Senator Horacena Tate /s/ H.T. 38th  
 38th District  
**RE:** VOTE DID NOT REGISTER  
**DATE:** MONDAY, March 14, 2016

It was brought to my attention that my vote for HB 768 Handicapped persons; ABLE program establishment to use tax exempt accounts to pay for qualified expenses of eligible individuals with disabilities; provisions (As Passed House) (FIN-40th) Hawkins-27th, did not register on the board.

I was present and pressed the button, but the machine did not record my vote.

Please record my vote in the journal to reflect a favorable vote of "YES".

Thank you.

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

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

Senate Sponsor: Senator Dugan of the 30th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	E Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 2.

HB 871, having received the requisite constitutional majority, was passed.

HB 725. By Representatives Cantrell of the 22nd, Spencer of the 180th, Ballinger of the 23rd, Weldon of the 3rd, Evans of the 42nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to child abuse and deprivation records, so as to provide for greater confidentiality of child abuse records; to provide for and revise definitions; to change provisions relating to persons and agencies permitted access to records of child abuse; to provide for contents of a protective order; to provide for immunity for child advocacy centers in releasing child abuse records under certain circumstances; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	E Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

HB 725, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/14/16

Due to business outside the Senate Chamber, I missed the vote on HB 725. Had I been present, I would have voted "Yes".

/s/ Steve Gooch  
District 51

HB 555. By Representatives Chandler of the 105th, Taylor of the 173rd, Cantrell of the 22nd, Setzler of the 35th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to provide for the reporting of certain statistics regarding juveniles seeking abortions without parental notice; to amend Article 5 of Chapter 12 of Title 16 of the O.C.G.A., relating to abortion,

so as to make reporting requirements applicable to all abortions performed; to amend Chapter 9A of Title 31 of the O.C.G.A., relating to the "Woman's Right to Know Act," so as to make reporting requirements applicable to all abortions performed; to amend Part 1 of Article 1 of Chapter 18 of Title 45 of the O.C.G.A., relating to State Employees' Health Insurance Plan, so as to clarify that elective abortions are not covered under the state health insurance plan; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Thompson of the 14th.

The Senate Committee on Health and Human Services offered the following substitute to HB 555:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to provide for the reporting of certain statistics regarding juveniles seeking abortions without parental notice; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended by revising Code Section 15-11-64, relating to collection of information by juvenile court clerks, by designating the existing text as subsection (a) and adding a new subsection to read as follows:

"(b) Each clerk of the juvenile court shall report to the Administrative Office of the Courts the total number of petitions or motions filed under subsection (b) of Code Section 15-11-682 for the previous calendar year and, of that number, the number in which the court appointed a guardian ad litem, the number in which the court appointed counsel, the number in which the judge issued an order authorizing an abortion without notification, the number in which the judge denied such an order, and, of the last, the number of denials from which an appeal was filed, the number of appeals that resulted in denials being affirmed, and the number of appeals that resulted in reversals of such denials. Each clerk shall make such report by March 15 of each year for the previous calendar year. The individual reports made to the Administrative Office of the Courts shall be held confidential and not subject to disclosure under Article 4 of Chapter 18 of Title 50, relating to open records. The Administrative Office of the Courts shall provide aggregated statistics only in accordance with subsection (g) of Code Section 16-12-141.1. Such individual reports shall be destroyed six months after submission to the Administrative Office of the Courts."

**SECTION 2.**

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

Senators Cowsert of the 46th, Thompson of the 14th and Gooch of the 51st offered the following amendment #1:

*Amend the Senate committee substitute to HB 555 (LC 37 2190S) by inserting immediately before "to provide for related matters;" on line 3 the following:*  
to amend Code Section 31-9A-6 of the Official Code of Georgia Annotated, relating to abortion reporting requirements, so as to change certain provisions relating to forms;

*By inserting immediately before Section 2 the following:*

**SECTION 1B.**

Code Section 31-9A-6 of the Official Code of Georgia Annotated, relating to abortion reporting requirements, is amended by revising the introductory language of subsection (a) as follows:

"(a) The Department of Public Health shall prepare a reporting form for physicians ~~performing who perform~~ abortions ~~in a health facility licensed as an abortion facility by the Department of Community Health containing which shall contain~~ a reprint of this chapter and ~~listing shall require the following information:~~"

On the adoption of the amendment, the President asked unanimous consent.

Senator Henson of the 41st objected.

On the adoption of the amendment, the yeas were 31, nays 17, and the Cowsert, et al. amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone

Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	N VanNess
Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 37, nays 17.

HB 555, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

3/14/16

I inadvertently voted "Yes" on HB 555. Please reflect in the Journal that my intent was to vote "No".

/s/ Vincent D. Fort  
District 39

3/14/16

Due to business outside the Senate Chamber, I missed the vote on HB 555. Had I been present, I would have voted "yes".

/s/ Marty Harbin  
District 16

3/14/16

Due to business outside the Senate Chamber, I missed the vote on HB 555. Had I been present, I would have voted "Aye".

/s/ Jack Hill  
District 4



HB 965. By Representatives Cheokas of the 138th, Burns of the 159th, Smyre of the 135th, Dawkins-Haigler of the 91st, Greene of the 151st and others:

A BILL to be entitled an Act to amend Chapter 24 of Title 33 of the Official Code of Georgia Annotated, relating to general insurance provisions, so as to provide that no health benefit plan shall require an insured to fail to successfully respond to a drug or drugs for stage four advanced, metastatic cancer prior to the approval of a drug prescribed by his or her physician; to provide for definitions; to provide for a short title; to provide for legislative findings and intent; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 1.

HB 965, having received the requisite constitutional majority, was passed.

Senator Williams of the 27th was excused for business outside the Senate Chamber.

HB 887. By Representatives Efstoration of the 104th, Ballinger of the 23rd, Quick of the 117th, Caldwell of the 131st, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Articles 3 and 4 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to dependency proceedings and termination of parental rights, respectively, so as to prioritize the placement of a child with a relative who is an adult or fictive kin when such individual is qualified to care for such child and it is in the best interests of the child; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Unterman of the 45th.

The Senate Committee on Health and Human Services offered the following substitute to HB 887:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 9 of Title 19 of the Official Code of Georgia Annotated, relating to child custody proceedings, so as to provide for the creation, authorization, procedure, revocation, and termination of a power of attorney from a parent, guardian, or legal custodian of a child to a kinship caregiver for the temporary delegation of certain power and authority for the care and custody of a child; to provide a short title; to provide for definitions; to provide for procedure; to amend Articles 3 and 4 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to dependency proceedings and termination of parental rights, respectively, so as to prioritize the placement of a child with an adult who is a relative or fictive kin when such individual is qualified to care for such child and it is in the best interests of the child; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**PART I**  
**SECTION 1-1.**

The General Assembly finds that:

- (1) From time to time, parents experience short-term difficulties that impair their ability to perform the regular and expected functions to provide care and support to their children;
- (2) Parents need a means to confer to a relative or individual with whom a child has a

significant relationship the temporary authority to act on behalf of a child without the time and expense of a court proceeding or the involvement of the Division of Family and Children Services of the Department of Human Services; and

(3) Providing a statutory mechanism for granting such authority enhances family preservation and stability.

## SECTION 1-2.

Chapter 9 of Title 19 of the Official Code of Georgia Annotated, relating to child custody proceedings, is amended by adding a new article to read as follows:

### "ARTICLE 5

19-9-140.

This article shall be known and may be cited as the 'Supporting and Strengthening Families Act.'

19-9-141.

As used in this article, the term:

(1) 'Child' means an individual who is under the age of 18 years.

(2) 'Fictive kin' means a person who is known to a child as a relative, but who is not, in fact, related by blood or marriage to such child, and with whom such child has resided or had significant contact.

(3) 'Guardian' means an individual appointed pursuant to Title 29 or by a court of law.

(4) 'Kinship caregiver' means a grandparent, aunt, uncle, great aunt, great uncle, cousin, or sibling of a child or a fictive kin.

(5) 'Legal custodian' shall have the same meaning as provided in Code Section 15-11-2.

(6) 'Parent' shall have the same meaning as provided in Code Section 15-11-2.

19-9-142.

(a) A parent, guardian, or legal custodian of a child, by a properly executed power of attorney provided in Code Section 19-9-150, may delegate to a kinship caregiver residing in this state caregiving authority regarding his or her child for a period not to exceed one year, except as provided in Code Section 19-9-149. A parent, guardian, or legal custodian of a child may delegate to such attorney-in-fact any power and authority regarding the care and custody of such child, except the power to consent to the marriage or adoption of such child, the performance or inducement of an abortion on or for such child, or the termination of parental rights to such child. Such power and authority may be delegated without the approval of a court by executing in writing a power of attorney for the care and custody of a child in a form substantially complying with the provisions of this article. A delegation of power and authority under this Code section shall not operate to change or modify any parental or legal rights, obligations, or authority established by an existing court order or deprive a parent, guardian, or legal

custodian of a child of any parental or legal rights, obligations, or authority regarding the custody, visitation, or support of such child.

(b) Except as limited by federal law, this Code section, or the wishes of the parent, guardian, or legal custodian of a child as expressed in the power of attorney, the attorney-in-fact shall have the same rights, duties, and responsibilities that would otherwise be exercised by such parent, guardian, or legal custodian of a child pursuant to the laws of this state.

(c) An attorney-in-fact shall acknowledge in writing his or her acceptance of the responsibility for caring for a child for the duration of the power of attorney. An attorney-in-fact shall certify that he or she is not currently on the state sexual offender registry of this state or the sexual offender registration for any other state, a United States territory, the District of Columbia, or any Indian Tribe nor has he or she ever been required to register for any such registry.

(d) The attorney-in-fact under a power of attorney for the care and custody of a child shall act in the best interest of the child. Such attorney-in-fact shall not be liable for consenting or refusing to consent to medical, dental, or mental health care for a child when such decision is made in good faith and is exercised in the best interest of the child.

(e)(1) The attorney-in-fact shall have the right to enroll the child in a public school serving the area where the attorney-in-fact resides and may enroll the child in a private school, pre-kindergarten program, or home study program.

(2) A public school shall allow such attorney-in-fact with a properly executed power of attorney for the care and custody of a child to enroll such child.

(3) At the time of enrollment, the attorney-in-fact shall provide to such public school such residency documentation as is customary in that school district.

(4) A public school shall not unreasonably deny enrollment of a child. If a public school denies enrollment of a child by an attorney-in-fact, such denial may be appealed and shall be treated as any other denial of enrollment of a child in that school district, including all of the remedies otherwise available when enrollment is denied to a child.

19-9-143.

(a) When only one parent has legal custody of a child, he or she shall provide written notice to the other parent, by certified mail or statutory overnight delivery, 30 days prior to the executing of a power of attorney under this article.

(b) The parent receiving the notice set forth in subsection (a) of this Code section may object to the execution of a power of attorney within 21 days of the delivery of such notice. Such objection shall be filed in the superior court of circuit where the child resides and shall be served by certified mail or statutory overnight delivery. Within 30 days of the objection being filed, the court shall hold an expedited hearing and determine whether the power of attorney is in the best interest of the child. The power of attorney shall not become effective until the court finds it to be in the best interest of the child.

(c) In addition to the notice provided in subsection (a) of this Code section, a parent executing a power of attorney under this article shall comply with any applicable relocation notice requirements under subsection (f) of Code Section 19-9-3.

(d) In the event of an emergency, the written requirement provisions of this Code section may be waived, but in no event shall this provision be interpreted as a means to violate a court order entered pursuant to subsection (f) of Code Section 19-9-3.

19-9-144.

Nothing in this article shall preclude a parent, guardian, legal custodian, or attorney-in-fact from granting temporary written permission to seek emergency medical treatment or other services for a child while in the custody of an adult who is not the parent, guardian, legal custodian, or attorney-in-fact and who is temporarily supervising the child at the request of the parent, guardian, legal custodian, or attorney-in-fact.

19-9-145.

(a) Except as may be permitted by the federal No Child Left Behind Act (P.L. 107-110), a parent, guardian, or legal custodian executing the power of attorney for the care and custody of a child shall swear or affirm under penalty of law that such action is not being taken for the purpose of enrolling the child in a school to participate in the academic or interscholastic athletic programs provided by that school or for any other unlawful purpose. Violation of this subsection shall be punishable in accordance with state law and may require, in addition to any other remedies, repayment by such parent, guardian, or legal custodian of all costs incurred by the school as a result of the violation.

(b) A parent, guardian, or legal custodian shall not execute a power of attorney for the care and custody of a child for the purpose of subverting an investigation of the child's welfare initiated by the Division of Family and Children Services of the Department of Human Services and shall not execute such power of attorney so long as the Division of Family and Children Services has an open child welfare and youth services case with regard to the parent, guardian, or legal custodian, the child, or another child of the parent.

(c) The power of attorney for the care and custody of a child shall be signed and acknowledged before a notary public by the parent, guardian, or legal custodian executing the power of attorney.

19-9-146.

(a) The parent, guardian, or legal custodian of a child shall have the authority to revoke or withdraw the power of attorney authorized by Code Section 19-9-142 at any time. If a parent, guardian, or legal custodian withdraws or revokes the power of attorney, the child shall be returned to the custody of the parent, guardian, or legal custodian as soon as reasonably possible.

(b) Unless the authority is revoked or withdrawn by the parent, guardian, or legal custodian, the attorney-in-fact shall exercise parental or legal authority on a continuous

basis without compensation for the duration of the power of attorney authorized in such power of attorney so long as it does not exceed the length of time authorized in Code Sections 19-9-142 and 19-9-149 and shall not be subject to any provision concerning the licensing or regulation of foster care homes.

19-9-147.

The execution of a power of attorney by a parent, guardian, or legal custodian, as authorized by this article, shall not constitute abandonment under Code Section 19-10-1 nor be reportable as child abuse or neglect under Code Section 19-7-5 unless the parent, guardian, or legal custodian fails to take custody of the child or execute a new power of attorney after the expiration of the power of attorney.

19-9-148.

(a) A child subject to the power of attorney authorized by this article shall not be considered placed in foster care as defined in any other provision of law, and the parties to the power of attorney shall not be subject to any of the requirements or licensing regulations for foster care or other regulations relating to community care for children.

(b) An attorney-in-fact who has been delegated caregiving authority under this article shall not be subject to the requirements of any other child care facility or foster care licensing provisions, and such delegation shall not constitute an out-of-home child placement.

19-9-149.

A parent who is a member of the armed forces of the United States, including any reserve component thereof, or the commissioned corps of the National Oceanic and Atmospheric Administration or the Public Health Service of the United States Department of Health and Human Services detailed by proper authority for duty with the armed forces of the United States, or who is required to enter or serve in the active military service of the United States under a call or order of the President of the United States or to serve on state active duty, may delegate caregiving authority for a period longer than one year if such parent is on active duty service. Such term of delegation, however, shall not exceed the term of active duty service plus 30 days.

19-9-150.

(a) The statutory power of attorney contained in this Code section may be used for the temporary delegation of parental caregiving authority to an attorney-in-fact. This power of attorney is not intended to be exclusive. No provision of this article shall be construed to bar use by a parent, guardian, or legal custodian of any other or different form of power of attorney for the care and custody of a child that substantially complies with this article.

(b) A power of attorney shall be legally sufficient under this Code section if the wording of the form complies substantially with the provisions of this Code section, the form is properly completed, and the signatures of the parties are acknowledged.

(c) The power of attorney for the care and custody of a child shall be in substantially the following form:

'Statutory Form for Power of Attorney to Delegate Parental, Guardian, or Legal Custodian Power and Authority

1. I certify that I am the parent, guardian, or legal custodian of:

\_\_\_\_\_ (Full name of child) (Date of birth)

2. I designate \_\_\_\_\_ (full name of attorney-in-fact),

\_\_\_\_\_ (street address, city, state, and ZIP Code of attorney-in-fact)

\_\_\_\_\_ (home and work phone numbers of attorney-in-fact)

as the attorney-in-fact of the child named above.

3. I delegate to the attorney-in-fact all my power and authority regarding the care and custody the child named above, including but not limited to the right to enroll the child in school, inspect and obtain copies of education records and other records concerning the child, attend school activities and other functions concerning the child, and give or withhold any consent or waiver with respect to school activities, medical and dental treatment, and any other activity, function, or treatment that may concern the child. This delegation shall not include the power or authority to consent to the marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child.

OR

4. I delegate to the attorney-in-fact the following specific powers and responsibilities *(write in)*:

\_\_\_\_\_ *In the event section 4 is completed, section 3 does not apply.*

This delegation shall not include the power or authority to consent to the marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child.

5. This power of attorney is effective for a period not to exceed one year, beginning \_\_\_\_\_, 20\_\_\_\_, and ending \_\_\_\_\_, 20\_\_\_\_. I reserve the right to revoke this power and authority at any time.

OR

6. I am a serving parent as defined by Code Section 19-9-149 of the Official Code of Georgia Annotated. My active duty service is scheduled to begin on \_\_\_\_\_, 20\_\_\_\_, and is estimated to end on \_\_\_\_\_, 20\_\_\_\_. I acknowledge that in no event shall this delegation of power and authority last more than one year or the term of my active duty plus 30 days, whichever is longer. I reserve the right to revoke this power and authority at any time.

7. Except as may be permitted by the federal No Child Left Behind Act (P.L. 107-110), I hereby swear or affirm under penalty of law that this power of attorney is not being executed for the purpose of enrolling a child in a school so that the child may participate in the academic or interscholastic athletic programs provided by that school or for any other unlawful purpose.

By: \_\_\_\_\_  
(Parent, guardian, or legal custodian signature)

8. I hereby accept my designation as attorney-in-fact for the child specified in this power of attorney and by doing so acknowledge my acceptance of the responsibility for caring for such child for the duration of this power of attorney. Furthermore, I hereby certify that I am not currently on the state sexual offender registry of this state or the sexual offender registration for any other state, a United States territory, the District of Columbia, or any Indian Tribe nor have I ever been required to register for any such registry.

\_\_\_\_\_  
(Attorney-in-fact signature)

State of Georgia  
County of \_\_\_\_\_

### ACKNOWLEDGMENT

Before me, the undersigned, a Notary Public, in and for said County and State on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, personally appeared \_\_\_\_\_ (name of parent, guardian, or legal custodian) and \_\_\_\_\_ (name of attorney-in-fact), to me known to be the identical persons who executed this instrument and acknowledged to me that each executed the same as his or her free and voluntary act and deed for the uses and purposes set forth in the instrument. Witness my hand and official seal the day and year above written.

\_\_\_\_\_  
(Notary public signature)

(Seal)

My commission expires: \_\_\_\_\_'''



**PART II**  
**SECTION 2-1.**

Article 3 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to dependency proceedings, is amended by revising subsection (e) of Code Section 15-11-135, relating to placement in eligible foster care, as follows:

"(e) In any case in which a child is taken into protective custody of DFCS, ~~such child shall be placed together:~~

(1) DFCS shall give preference for placement to an adult who is a relative or fictive kin over a nonrelated caregiver, provided that the such relative or fictive kin has met all requirements for a DFCS relative or fictive kin placement and such placement is in the best interests of the child; and

(2) Such child shall be placed together with his or her siblings who are also in protective custody or DFCS shall include a statement in its report and case plan of continuing efforts to place the siblings together or document why such joint placement would be contrary to the safety or well-being of any of the siblings. If siblings are not placed together, DFCS shall provide for frequent visitation or other ongoing interaction between siblings, unless DFCS documents that such frequent visitation or other ongoing interaction would be contrary to the safety or well-being of any of the siblings."

**SECTION 2-2.**

Said article is further amended by revising paragraph (3) of subsection (b) of Code Section 15-11-146, relating to preliminary protective hearing and findings, as follows:

"(3) On finding that the complainant has met the burden prescribed in subsection (a) of this Code section, may place the child before the court in the temporary custody of DFCS pending the hearing on the dependency petition. DFCS shall prioritize temporary placement with an adult who is a relative or fictive kin, provided that such individual has met DFCS's requirements for relative placement and such temporary placement is in the best interests of such child."

**SECTION 2-3.**

Said article is further amended by revising subparagraph (a)(2)(A) of Code Section 15-11-212, relating to disposition of a dependent child, as follows:

"(A) Any individual, including a biological parent, who, after study by the probation officer or other person or agency designated by the court, is found by the court to be qualified to receive and care for such child, provided that priority for placement is given to an adult who is a relative or fictive kin;"

**SECTION 2-4.**

Article 4 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to termination of parental rights, is amended by revising subsection (a) of Code Section 15-11-321, relating to custody of child following termination proceedings or surrender of

parental rights, as follows:

"(a) When a court enters an order terminating the parental rights of a parent or accepts a parent's voluntary surrender of parental rights, or a petition for termination of parental rights is withdrawn because a parent has executed an act of surrender in favor of the department, a placement may be made only if the court finds that such placement is in the best interests of the child and in accordance with such child's court approved permanency plan created pursuant to Code Sections 15-11-231 and 15-11-232. In determining which placement is in a child's best interests, the court shall initially attempt to place the child with an adult who is a relative or fictive kin, if such individual is willing and found by the court to be qualified to receive and care for such child. In determining which placement is in a child's best interests, the court shall enter findings of fact reflecting its consideration of the following:

- (1) Such child's need for a placement that offers the greatest degree of legal permanence and security;
- (2) The least disruptive placement for such child;
- (3) Such child's sense of attachment and need for continuity of relationships;
- (4) The value of biological and familial connections; and
- (5) Any other factors the court deems relevant to its determination."

### **PART III SECTION 3-1.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins

Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	E Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

HB 887, having received the requisite constitutional majority, was passed by substitute.

HB 421. By Representatives Nimmer of the 178th, Coomer of the 14th, Dickey of the 140th and Rogers of the 10th:

A BILL to be entitled an Act to amend Code Section 47-2-221 of the Official Code of Georgia Annotated, relating to disability allowances payable to personnel for certain disabilities arising in the line of duty, so as to provide that community supervision officers employed by the Department of Community Supervision shall be entitled to certain disability benefits; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Kennedy of the 18th.

The following Fiscal Notes, as required by law, were read by the Secretary:



**Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

January 26, 2016

The Honorable Chad Nimmer  
State Representative  
State Capitol, Room 109  
Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
Substitute to House Bill 421  
(LC 43 0253-ECS)

Dear Representative Nimmer:

This substitute bill would amend provisions relating to the payment of disability benefits for certain members of the Employees' Retirement System of Georgia. Specifically, this bill would entitle community supervision officers employed by the Department of Community Supervision to receive enhanced disability benefits if they become permanently disabled due to an act of external violence or injury incurred in the line of law enforcement duty. All members who are currently eligible to receive this benefit, based on their job title, would remain eligible for such benefit.

This is to certify that the changes made in this substitute bill are nonfiscal amendments as defined in the Public Retirement Systems Standards Law. Therefore, the initial actuarial investigation prepared for House Bill 421 (LC 21 3669-EC) would apply to this bill. A copy of the actuarial investigation and State Auditor's Summary for House Bill 421 (LC 21 3669-EC) is attached.

Respectfully,

/s/ Greg S. Griffin  
State Auditor



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

September 10, 2015

Honorable Paul Battles, Chairman  
House Retirement Committee  
State Capitol, Room 401-K  
Atlanta, Georgia 30334

SUBJECT: Actuarial Investigation  
House Bill 421 (LC 21 3669-EC)  
Employees' Retirement System

Dear Chairman Battles:

This bill would amend provisions relating to the payment of disability benefits for certain members of the Employees' Retirement System of Georgia. Specifically, this bill would authorize community supervision officers employed by the Department of Community Supervision to receive enhanced disability benefits if they become permanently disabled due to an act of external violence or injury incurred in the line of law enforcement duty.

The Department of Community Supervision was created as a result of HB 310, which was passed into law during the 2015 Session of the General Assembly. This newly created agency is responsible for: (1) supervising probationers previously assigned to the Department of Corrections, (2) supervising parolees previously assigned to the State Board of Pardons and Paroles, and (3) supervising probation of youthful offenders previously assigned to the Department of Juvenile Justice. Persons in the above mentioned agencies who were responsible for these functions were transferred to this new agency and assumed the new title of 'community supervision officer.' Under the current provisions of O.C.G.A. §47-2-221, persons employed by the Department of Corrections as a probation officer or the State Board of Pardons as a parole officer were already eligible for this benefit. This legislation makes the enhanced disability benefits available to persons who transferred from the Department of Juvenile Justice for the purpose of supervising the probation of youthful offenders.

The cost of this legislation to the Employees' Retirement System, would be negligible, less than \$1,000 in the first year. There would be no increase in the employer contribution rate or the unfunded actuarial accrued liability of the Employees' Retirement System as a result of this legislation. This estimate is based on information that an additional seven members of the Employees' Retirement System would become eligible for this disability benefit. Since the employer is required to pay an additional employer contribution to fund the cost of this additional benefit, the cost of this legislation is covered through the higher contribution rate imposed on the affected employers. It should be noted that changes in any of these variables could affect the cost of this legislation. Any future costs would be paid through State appropriations.

The following is a summary of the relevant findings of the actuarial investigation for this bill pursuant to a request by the House Retirement Committee. The investigation was to be conducted according to O.C.G.A. §47-20-36, which outlines the factors to be considered in an actuarial investigation. The figures are based on employee data and the most recent actuarial assumptions and methods.

(1) The amount of the unfunded actuarial accrued liability which will result from the bill.	\$ <u>          0</u>
(2) The amount of the annual amortization of the unfunded actuarial accrued liability which will result from the bill.	\$ <u>          0</u>
(3) The number of years that the unfunded actuarial accrued liability created by this bill would be amortized.	<u>          N/A</u>
(4) The amount of the annual normal cost which will result from the bill.	\$ <u>          0</u>
(5) The employer contribution rate currently in effect for Non-GSEPS Members.	<u>          24.69%*</u>
(6) The employer contribution rate recommended for Non-GSEPS Members (in conformity with minimum funding standards specified in Code Section 47-20-10).	<u>          24.69%</u>
(7) The employer contribution rate currently in effect for GSEPS Members.	<u>          21.69%*</u>
(8) The employer contribution rate recommended for GSEPS Members (in conformity with minimum funding standards specified in Code Section 47-20-10).	<u>          21.69%</u>
(9) The total dollar amount of the increase in the annual employer contribution which is necessary to maintain the retirement system in an actuarially sound condition.	\$ <u>          0</u>

*\*This rate represents the employer contribution rate that has been recommended by the actuary beginning July 1, 2016 in order to meet the minimum funding standards.*

It should be noted that any subsequent changes in the retirement bill will invalidate the actuarial investigation and the findings included therein.

Respectfully,

/s/ Greg S. Griffin  
State Auditor



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

February 17, 2016

The Honorable Chad Nimmer  
State Representative  
State Capitol, Room 109  
Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
House Bill 421 (LC 21 3669-EC)

Dear Representative Nimmer:

This bill would amend provisions relating to the payment of disability benefits for certain members of the Employees' Retirement System of Georgia. Specifically, this bill would entitle community supervision officers employed by the Department of Community Supervision to receive enhanced disability benefits if they become permanently disabled due to an act of external violence or injury incurred in the line of law enforcement duty. Community supervision officer is a new job title created for the proposed Department of Community Supervision under House Bill 310. If created, this new Department will assume responsibilities for: (1) supervising probationers currently assigned to the Department of Corrections, (2) supervising parolees currently assigned to the State Board of Pardons and Paroles, and (3) supervising probation of youthful offenders assigned to the Department of Juvenile Justice. All persons who are employed by this Department and are responsible for supervising probationers or parolees would assume the title of community supervision officer.

Under the current provisions of Title 47 of the Official Code of Georgia, members of the Employees' Retirement System who are currently responsible for supervising probationers or parolees under the Department of Corrections or the State Board of Pardons and Paroles, respectively, are already eligible for the enhanced disability benefit. If this legislation is enacted along with House Bill 310, certain current employees of the Department of Juvenile Justice would subsequently become eligible for this enhanced benefit once they are transferred to the Department of Community Supervision and assume the new job title.

This is to certify that this bill is a fiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	E Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.



HB 421, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3-14-2016

Due to business outside the Senate Chamber, I missed the vote on HB 421. Had I been present, I would have voted "yes".

/s/ Bruce Thompson  
District 14

HB 508. By Representatives Fleming of the 121st, Atwood of the 179th, Weldon of the 3rd, Hightower of the 68th, Williams of the 87th and others:

A BILL to be entitled an Act to amend Code Section 47-2-244 of the Official Code of Georgia Annotated, relating to optional benefits available to appellate court judges, notice of election of benefits, eligibility for benefits, disability benefits and survivors benefits, so as to decrease the age of eligibility for certain benefits; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Black of the 8th.

Senator Black of the 8th asked unanimous consent that HB 508 be placed on the Table. The consent was granted, and HB 508 was placed on the Table.

HB 509. By Representatives Petrea of the 166th, Stephens of the 164th, Tankersley of the 160th, Hitchens of the 161st and Williams of the 119th:

A BILL to be entitled an Act to amend Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to health care facilities, so as to implement initiatives to improve quality and delivery of patient centered and family focused palliative care in this state; to provide for legislative intent; to provide for definitions; to create the Georgia Palliative Care and Quality of Life Advisory Council; to establish a state-wide Palliative Care Consumer and Professional Information and Education Program; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Watson of the 1st.

The Senate Committee on Health and Human Services offered the following substitute to HB 509:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to health care facilities, so as to implement initiatives to improve quality and delivery of patient centered and family focused palliative care in this state; to provide for legislative intent; to provide for definitions; to create the Georgia Palliative Care and Quality of Life Advisory Council; to establish a state-wide Palliative Care Consumer and Professional Information and Education Program; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to health care facilities, is amended by revising Article 10, which is reserved, to read as follows:

**"ARTICLE 10**

31-7-190.

The intent of the General Assembly in enacting this article is to improve quality and delivery of patient centered and family focused palliative care in this state.

31-7-191.

As used in this article, the term:

(1) 'Commissioner' means the commissioner of community health.

(2) 'Department' means the Department of Community Health.

(3) 'Georgia Palliative Care and Quality of Life Advisory Council' or 'council' means the advisory council created pursuant to Code Section 31-7-192.

(4) 'Health care facility' means hospitals; other special care units, including but not limited to podiatric facilities; skilled nursing facilities; intermediate care facilities; assisted living communities; personal care homes; ambulatory surgical or obstetrical facilities; health maintenance organizations; home health agencies; and diagnostic, treatment, or rehabilitation centers.

(5) 'Palliative care' means those interventions which are intended to alleviate suffering and to achieve relief from, reduction of, or elimination of pain and of other physical, emotional, social, or spiritual symptoms of distress to achieve the best quality of life for the patients and their families.

31-7-192.

(a) There is hereby created the Georgia Palliative Care and Quality of Life Advisory Council within the department. The council shall be composed of nine members, as follows:

- (1) The chairperson of the House Committee on Health and Human Services, or his or her designee;
- (2) The chairperson of the Senate Health and Human Services Committee, or his or her designee;
- (3) Two members appointed by the Speaker of the House of Representatives;
- (4) Two members appointed by the President of the Senate; and
- (5) Three members appointed by the Governor.

The appointing authorities are encouraged to coordinate their appointments so that the council includes interdisciplinary palliative care medical, nursing, social work, pharmacy, and spiritual professional expertise; patient and family caregiver advocate representation; and any relevant appointees from the department or other state entities or councils. Membership should include health professionals who have palliative care work experience or expertise in palliative care delivery models in a variety of inpatient, outpatient, and community settings, such as acute care, long-term care, or hospice, and with a variety of populations, including pediatric, youth, and adult patients. It is preferable that at least two councilmembers are board certified hospice and palliative medicine physicians or nurses.

(b) Appointed councilmembers shall serve for a period of three years. The members shall elect a chairperson and vice chairperson from among their membership whose duties shall be established by the council.

(c) The department shall fix a time and place for regular meetings of the council, which shall meet at least twice yearly.

(d) Councilmembers shall receive no compensation for their services but shall be allowed actual and necessary expenses in the performance of their duties. Any legislative members of the council shall receive the allowances provided for in Code Section 28-1-8. Citizen members shall receive a daily expense allowance in the amount specified in subsection (b) of Code Section 45-7-21 as well as the mileage or transportation allowance authorized for state employees. If any members selected to serve on the council are state officials, other than legislative members, or are state employees, they shall receive no compensation for their services on the council, but shall be reimbursed for expenses incurred in the performance of their duties as members of the council in the same manner as reimbursements are made in their capacity as state officials or state employees. The funds necessary for the reimbursement of the expenses of state officials, other than legislative members, and state employees shall come from funds appropriated to or otherwise available to their respective departments.

(e) The council shall consult with and advise the department on matters related to the establishment, maintenance, operation, and outcomes evaluation of palliative care initiatives in this state.

(f) The council, no later than June 30, 2017, and annually thereafter, shall submit to the Governor and the General Assembly a report of its findings and recommendations.

31-7-193.

(a) There is established a state-wide Palliative Care Consumer and Professional Information and Education Program within the department.

(b) The purpose of the Palliative Care Consumer and Professional Information and Education Program shall be to maximize the effectiveness of palliative care initiatives in this state by ensuring that comprehensive and accurate information and education about palliative care is available to the public, health care providers, and health care facilities.

(c) The department shall publish on its website information and resources, including links to external resources, about palliative care for the public, health care providers, and health care facilities. This shall include, but not be limited to, continuing educational opportunities for health care providers; information about palliative care delivery in the home, primary, secondary, and tertiary environments; best practices for palliative care delivery; and consumer educational materials and referral information for palliative care, including hospice.

(d) The department shall consult with the Georgia Palliative Care and Quality of Life Advisory Council in implementing this Code section. ~~Reserved.~~"

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

N Albers	Y Hill, Jack	Y Orrock
Y Beach	Hill, Judson	Y Parent
N Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker

Y Harbison  
 N Harper  
 Y Heath  
 Y Henson  
 N Hill, H

Y Martin  
 N McKoon  
 Y Millar  
 Y Miller  
 Y Mullis

Y Watson  
 Y Wilkinson  
 E Williams, M  
 Y Williams, T

On the passage of the bill, the yeas were 46, nays 7.

HB 509, having received the requisite constitutional majority, was passed by substitute.

HB 635. By Representative Epps of the 144th:

A BILL to be entitled an Act to amend Chapter 11 of Title 47 of the Official Code of Georgia Annotated, relating to the Judges of the Probate Courts Retirement Fund, so as to increase the number of years of mandatory contribution to such fund; to increase the maximum number of years used to calculate benefits; to provide for certain creditable service; to provide for application and payment of funds; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Black of the 8th.

The following Fiscal Notes, as required by law, were read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
 Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
 State Auditor  
 (404) 656-2174

October 9, 2015

Honorable Paul Battles, Chairman  
 House Retirement Committee  
 State Capitol, Room 401-K  
 Atlanta, Georgia 30334

SUBJECT: Actuarial Investigation  
 House Bill 635 (LC 43 0171S)  
 Judges of the Probate Courts Retirement Fund of Georgia

Dear Chairman Battles:

This bill would amend provisions relating to the payment of member dues and the calculation of retirement benefits under the Judges of the Probate Courts Retirement Fund. If this bill is enacted, members of the Fund would be required to pay dues for a maximum of 30 years. Currently, members discontinue paying dues after 20 years. Additionally, this bill would increase the maximum years used to calculate retirement benefits from 20 years to 30 years. Under the provisions of this bill, any person who is an active member on July 1, 2016 would be authorized to obtain creditable service for certain allowable service in excess of 20 years. Any member wishing to obtain such creditable service would be required to pay the full actuarial cost of any service granted. The application for creditable service must be received by the Board no later than December 31, 2016. Under the provisions of this bill, no member would be eligible to receive credit for service in excess of 30 years.

The first year cost of this legislation would be \$311,000 in order to meet the concurrent funding requirements of O.C.G.A §47-20-50. This cost includes \$266,000 each year for the next 30 years to amortize the unfunded actuarial accrued liability and \$45,000 each year to fund the normal cost. The estimated cost is based on current member data, actuarial assumptions, and actuarial methods. It should be noted that changes in any of these variables could affect the cost of this legislation. Any future costs would be paid through the collection of fines, fees, and bond forfeitures.

The following is a summary of the relevant findings of the actuarial investigation for this bill pursuant to a request by the House Retirement Committee. The investigation was to be conducted according to O.C.G.A. §47-20-36, which outlines the factors to be considered in an actuarial investigation. The figures are based on employee data and the most recent actuarial assumptions and methods.

- |  |                     |
|--|---------------------|
| (1) The amount of the unfunded actuarial accrued liability which will result from the bill.                            | \$ <u>3,415,000</u> |
| (2) The amount of the annual amortization of the unfunded actuarial accrued liability which will result from the bill. | \$ <u>266,000</u>   |
| (3) The number of years that the unfunded actuarial accrued liability created by this bill would be amortized.         | <u>30</u>           |
| (4) The amount of the annual normal cost which will result from the bill.  | \$ <u>45,000</u>    |

- (5) The employer contribution rate currently in effect. Collection of fines, fees,  
and bond forfeitures
- (6) The employer contribution rate recommended  
(in conformity with minimum funding standards  
specified in Code Section 47-20-10). Collection of fines, fees,  
and bond forfeitures
- (7) The total dollar amount of the increase in the annual  
employer contribution which is necessary to maintain  
the retirement system in an actuarially sound condition. \$ 311,000

It should be noted that any subsequent changes in the retirement bill will invalidate the actuarial investigation and the findings included therein.

Respectfully,

/s/ Greg S. Griffin  
State Auditor



**Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

October 9, 2015

The Honorable Paul Battles, Chairman  
House Retirement Committee  
State Capitol, Room 401-K  
Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
Substitute to House Bill 635  
(LC 43 0171 S)

Dear Chairman Battles:

This substitute bill would amend provisions relating to the payment of member dues and the calculation of retirement benefits under the Judges of the Probate Courts Retirement Fund. If this bill is enacted, members of the Fund would be required to pay dues for a maximum of 30 years. Currently, members discontinue paying dues after 20 years. Additionally, this bill would increase the maximum years used to calculate retirement benefits from 20 years to 30 years.

Under the provisions of this substitute bill, any person who is an active member on July 1, 2016 would be authorized to obtain creditable service for certain allowable service in excess of 20 years. Any member wishing to obtain such creditable service would be required to pay the full actuarial cost of any service granted. The application for creditable service must be received by the Board no later than December 31, 2016. Under the provisions of this bill, no member would be eligible to receive credit for service in excess of 30 years.

This is to certify that this substitute bill is a fiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor



## **Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

March 17, 2015

The Honorable Bubber Epps  
State Representative  
Coverdell Legislative Office Building, Room 608-A  
Atlanta, Georgia 30334



SUBJECT: State Auditor's Certification  
House Bill 635 (LC 21 3694)

Dear Representative Epps:

This bill would amend provisions relating to the payment of member dues and the calculation of retirement benefits under the Judges of the Probate Courts Retirement Fund. If this bill is enacted , members of the Fund would be required to pay dues for a maximum of 30 years. Currently, members discontinue paying dues after a period of 20 years. Additionally, this bill would increase the maximum years used to calculate retirement benefits from 20 years to 30 years.

Under the provisions of this bill, any person who is currently an active member on July 1, 2016 would be authorized to obtain creditable service for certain allowable service in excess of 20 years. Any member wishing to obtain such creditable service would be required to make an application to the Board and pay the amount of member contributions that would have been paid during such period, together with 7 percent interest. The application must be received by the Board no later than December 31, 2016. Under this provision, no member would be eligible to receive credit for service in excess of 30 years.

This is to certify that this bill is a fiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B

Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

HB 635, having received the requisite constitutional majority, was passed.

HB 676. By Representative Brockway of the 102nd:

A BILL to be entitled an Act to amend Chapter 29 of Title 50 of the Official Code of Georgia Annotated, relating to information technology, so as to provide for the submission of business cases in certain circumstances; to provide for change management requirements for certain projects; to provide for legislative intent and findings; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Martin of the 9th.

The Senate Committee on Science and Technology offered the following substitute to HB 676:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 29 of Title 50 of the Official Code of Georgia Annotated, relating to information technology, so as to provide for the submission of business cases in certain circumstances; to provide for change management requirements for certain projects; to provide for legislative intent and findings; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Accountability, Change Management, and Process Improvement Act of 2016."

**SECTION 2.**

Chapter 29 of Title 50 of the Official Code of Georgia Annotated, relating to information technology, is amended by revising Code Section 50-29-3, which was previously reserved, as follows:

"50-29-3.

(a) The General Assembly finds that:

(1) As Georgia's state government seeks to provide improved service at a lower cost to its citizens and technology continues to play an increased role in service delivery, the pace of change for state agencies, boards, authorities, and commissions will continue to increase;

(2) Programs that involve significant expenditures or major changes for large numbers of Georgia residents should each be backed by a strong business case at its launch;

(3) Research has consistently shown that projects with effective change management programs are significantly more likely to be successful than projects with little or no change management programs and are significantly more likely to come in on time and on or under budget; and

(4) Leading private businesses have grown and regularly utilize change management services to ensure that technological, organizational, and other changes are effectively implemented.

(b)(1) All state agencies, boards, authorities, and commissions of the executive branch of state government shall provide a written business case for every information technology project that exceeds \$1 million in value. Such business case shall include at a minimum:

(A) A description of the business need for the project;

(B) A budget for the project;

(C) An estimate of its operational impacts;

(D) A scan of available options to meet the business need;

(E) An outline of the benefits of a successful implementation to the citizens of Georgia and an outline with time frames of anticipated benefits;

(F) An analysis of the risks of not acting and how the proposed solutions will mitigate those risks; and

(G) An assessment of business process improvement, the need for process improvement, and corresponding change management.

(2) Written business cases for covered projects shall be provided to the Georgia Technology Authority at least 30 days prior to the request of any state funds or the issuance of any procurement documents for the project. The Georgia Technology Authority shall consult with the Department of Administrative Services and report to the Governor's Office of Planning and Budget on findings and recommendations.

(c)(1) All state agencies, boards, authorities, and commissions of the executive branch of state government shall provide for a change management plan and resources necessary for plan execution for projects that exceed \$1 million in value, projects that directly involve two or more state agencies, or service delivery changes in existing

programs that significantly change existing business processes.

(2) A change management plan and execution shall, at a minimum, incorporate:

(A) A stakeholder analysis covering all impacted parties, including impacted groups, number of stakeholders impacted, type and degree of impact, and like areas and degree of resistance;

(B) A change risk assessment;

(C) Primary sponsors for the change program;

(D) A change management program approach; and

(E) A change management work plan for communication, coaching, training, sponsorship, and resistance management.

(3) It is the intent of the General Assembly that agencies shall seek best practices with private or public sector experts when appropriate to develop and implement change management plans. Change management consulting may be independent of project implementation.

(4) Written change management plans for covered projects shall be delivered to the Governor's Office of Planning and Budget and the Georgia Technology Authority. Reserved."

### SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker

Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

HB 676, having received the requisite constitutional majority, was passed by substitute.

HB 747. By Representatives Rogers of the 10th, Nimmer of the 178th, Dickey of the 140th, Hitchens of the 161st, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Code Section 40-1-8 of the Official Code of Georgia Annotated, relating to safe operation of motor carriers and commercial motor vehicles, so as to update the reference date to federal regulations regarding the safe operation of motor carriers and commercial motor vehicles; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Harper of the 7th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
N Burke	Y Jackson, L	Y Shafer
Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson

Y Heath  
Henson  
Y Hill, H

Y Millar  
Y Miller  
Y Mullis

Y Williams, M  
Y Williams, T

On the passage of the bill, the yeas were 52, nays 1.

HB 747, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Lindsey Tippins to serve as Ex-Officio for the Senate Regulated Industries meeting on March 14, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

Senator Cowser of the 46th moved that the Senate adjourn until 10:00 a.m. Tuesday, March 15, 2016.

The motion prevailed, and the President announced the Senate adjourned at 1:02 p.m.

Senate Chamber, Atlanta, Georgia  
Tuesday, March 15, 2016  
Thirty-seventh Legislative Day

The Senate met pursuant to adjournment at 10:14 a.m. today and was called to order by David Shafer, President Pro Tempore.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 274. By Senators Albers of the 56th and Beach of the 21st:

A BILL to be entitled an Act to repeal an Act entitled "An Act to repeal an Act entitled 'An Act to provide for a budget in all counties in this State having a population of two hundred thousand or more by the United States census of 1930, or by any future census; to define the word 'authorities' as used herein; for the publication of the proposed budget, the adoption of the budget and publication of the final budget as adopted... and for other purposes' approved March 16, 1939, appearing in Georgia Laws 1939, pp. 272-276, and all Acts amendatory thereto; and for other purposes," approved March 2, 1953 (Ga. L. 1953, p. 2815), and all Acts amendatory thereto; to provide for the nonrevival of a previously repealed Act; to repeal conflicting laws; and for other purposes.

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

SR 876. By Senators Gooch of the 51st, Wilkinson of the 50th, Ginn of the 47th, Mullis of the 53rd, Harper of the 7th and others:

A RESOLUTION creating the Joint High-Speed Broadband Communications Access for all Georgians Study Committee; and for other purposes.

The House has passed, by substitute, by the requisite constitutional majority the following Bills and Resolution of the Senate:

SB 262. By Senator Stone of the 23rd:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to change provisions relating to when a judge, judicial officer, grand juror, or trial juror may be disqualified from presiding or serving, as applicable, due to being related by consanguinity or affinity to a party; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 302. By Senators Martin of the 9th, Burke of the 11th, Unterman of the 45th, Watson of the 1st and Parent of the 42nd:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to require health carriers to maintain accurate provider directories; to provide for definitions; to provide for electronic and printed provider directories; to require certain information in provider directories; to grant enforcement authority to the Commissioner; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 316. By Senators Gooch of the 51st, Mullis of the 53rd, Harper of the 7th, Beach of the 21st and Ginn of the 47th:

A BILL to be entitled an Act to amend Code Section 16-12-60 of the Official Code of Georgia Annotated, relating to rules and regulations relative to bingo, so as to remove the daily permissible prize limitation while preserving the weekly permissible prize limitation; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 350. By Senators Mullis of the 53rd, Watson of the 1st, Harper of the 7th, Shafer of the 48th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of consumer fireworks, so as to dedicate moneys collected from the excise tax on the sale of consumer fireworks for trauma care, fire services, and local public safety purposes; to provide for related matters; to provide for an effective date contingent on a certain ratification of the Constitution of Georgia; to repeal conflicting laws; and for other purposes.



SR 955. By Senators Jeffares of the 17th, VanNess of the 43rd, Jones of the 25th, Kennedy of the 18th and Hill of the 6th:

A RESOLUTION authorizing the conveyance and lease of various state owned real properties; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 441. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend an Act creating the State Court of Troup County (formerly the Civil and Criminal Court of Troup County), approved March 6, 1962 (Ga. L. 1962, p. 3020), as amended, so as to authorize the court to charge and collect a technology fee for certain filings; to specify the uses to which said technology fees may be put; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following House legislation was read the first time and referred to committee:

HB 1129. By Representatives Gardner of the 57th, Mosby of the 83rd, Kaiser of the 59th, Cannon of the 58th, Bennett of the 80th and others:

A BILL to be entitled an Act to amend an Act to create the McPherson Implementing Local Redevelopment Authority, approved May 14, 2008 (Ga. L. 2008, p. 4328), so as to continue such authority; to provide for extended contract and lease periods with respect to projects; to provide for public contracts with private enterprises for the completion of projects; to revise provisions relating to absences from board meetings; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1130. By Representatives Harden of the 148th, Blackmon of the 146th, Dickey of the 140th, Clark of the 147th and Epps of the 144th:

A BILL to be entitled an Act to amend an Act to create and establish the State Court of Houston County, approved February 28, 1975 (Ga. L. 1975, p. 2584),

as amended, so as to change the office of the clerk of the state court to an appointed position; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1133. By Representative Greene of the 151st:

A BILL to be entitled an Act to provide a new charter for the City of Lumpkin; to provide for pending matters; to provide for construction and severability; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1134. By Representatives Wilkerson of the 38th, Ehrhart of the 36th, Evans of the 42nd, Smith of the 41st, Thomas of the 39th and others:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Powder Springs, approved March 13, 1970 (Ga. L. 1970, p. 2760), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 4167), so as to provide for annexation of certain property; to provide for deannexation of certain property; to provide for related matters; to repeal a certain act; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1135. By Representatives Reeves of the 34th, Setzler of the 35th, Ehrhart of the 36th, Parsons of the 44th, Wilkerson of the 38th and others:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Kennesaw, approved May 6, 2013 (Ga. L. 2013, p. 4234), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 4106) and by an Act approved May 6, 2015 (Ga. L. 2015, p. 3737), so as to change provisions relating to the corporate limits of the city; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1136. By Representatives Dempsey of the 13th, Coomer of the 14th and Lumsden of the 12th:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Rome, approved August 19, 1918 (Ga. L. 1918, p. 813), as amended,

particularly by an Act approved March 16, 1983 (Ga. L. 1983, p. 4188), an Ordinance adopted by the Rome City Commission June 15, 1987 (Ga. L. 1988, p. 5404), an Ordinance adopted by the Rome City Commission August 4, 1997 (Ga. L. 1998, p. 4849), and an Ordinance adopted by the Rome City Commission September 3, 2002 (Ga. L. 2004, p. 4756), so as to change qualifications for members of the governing authority to include residency in the ward in which they seek office; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Agriculture and Consumer Affairs has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 876      Do Pass by substitute  
HB 1030     Do Pass by substitute

Respectfully submitted,  
Senator Wilkinson of the 50th District, Chairman

Mr. President:

The Committee on Education and Youth has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 100      Do Pass by substitute  
HB 959      Do Pass by substitute

Respectfully submitted,  
Senator Tippins of the 37th District, Chairman

Mr. President:

The Committee on Finance has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 285	Do Pass by substitute	HB 364	Do Pass by substitute
HB 726	Do Pass	HB 802	Do Pass
HB 822	Do Pass	HB 960	Do Pass by substitute

Respectfully submitted,  
 Senator Hill of the 32nd District, Chairman

Mr. President:

The Committee on Government Oversight has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 737	Do Pass
HB 795	Do Pass

Respectfully submitted,  
 Senator Heath of the 31st District, Chairman

Mr. President:

The Committee on Health and Human Services has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 762	Do Pass	HB 897	Do Pass
HB 926	Do Pass by substitute	SR 974	Do Pass
SR 1056	Do Pass	SR 1059	Do Pass

Respectfully submitted,  
 Senator Unterman of the 45th District, Chairman

Mr. President:

The Committee on Insurance and Labor has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 216	Do Pass by substitute
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Respectfully submitted,  
 Senator Bethel of the 54th District, Chairman

Mr. President:

The Committee on Judiciary Non-Civil has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 874 Do Pass by substitute  
 HB 905 Do Pass by substitute

Respectfully submitted,  
 Senator Stone of the 23rd District, Chairman

Mr. President:

The Committee on Public Safety has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 375 Do Pass by substitute

Respectfully submitted,  
 Senator Harper of the 7th District, Chairman

Mr. President:

The Committee on Regulated Industries and Utilities has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 821 Do Pass  
 HB 889 Do Pass by substitute

Respectfully submitted,  
 Senator Jeffares of the 17th District, Chairman

Mr. President:

The Committee on Rules has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 1131	Do Pass	SR 1132	Do Pass
SR 1137	Do Pass	SR 1144	Do Pass
SR 1154	Do Pass	SR 1159	Do Pass

SR 1165 Do Pass  
SR 1170 Do Pass

SR 1166 Do Pass  
SR 1171 Do Pass

Respectfully submitted,  
Senator Mullis of the 53rd District, Chairman

Mr. President:

The Committee on Science and Technology has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 779 Do Pass by substitute

Respectfully submitted,  
Senator Thompson of the 14th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 1008	Do Pass	HB 1009	Do Pass
HB 1010	Do Pass	HB 1011	Do Pass by substitute
HB 1033	Do Pass	HB 1092	Do Pass
HB 1101	Do Pass	SB 234	Do Pass
SB 424	Do Pass	SB 430	Do Pass
SB 431	Do Pass	SB 432	Do Pass
SB 433	Do Pass	SB 434	Do Pass
SB 435	Do Pass	SB 436	Do Pass
SB 438	Do Pass		

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Mr. President:

The Committee on Veterans, Military and Homeland Security has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 12 Do Pass  
 HB 654 Do Pass by substitute  
 HB 831 Do Pass

Respectfully submitted,  
 Senator Hill of the 6th District, Chairman

The following legislation was read the second time:

HB 12	HB 100	HB 216	HB 285	HB 364	HB 654
HB 726	HB 737	HB 762	HB 779	HB 795	HB 802
HB 821	HB 822	HB 831	HB 874	HB 876	HB 889
HB 897	HB 905	HB 926	HB 959	HB 960	HB 1030
SR 974	SR 1056	SR 1059	SR 1131	SR 1132	SR 1137
SR 1144	SR 1154	SR 1159	SR 1165	SR 1166	SR 1170
SR 1171					

The following Senators were excused for business outside the Senate Chamber:

Butler of the 55th                  Jackson of the 2nd

Senator Henson of the 41st asked unanimous consent that Senator Tate of the 38th be excused. The consent was granted, and Senator Tate was excused.

Senator Seay of the 34th asked unanimous consent that Senator Harbison of the 15th be excused. The consent was granted, and Senator Harbison was excused.

Senator Crane of the 28th asked unanimous consent that Senator McKoon of the 29th be excused. The consent was granted, and Senator McKoon was excused.

Senator Martin of the 9th asked unanimous consent that Senator Burke of the 11th be excused. The consent was granted, and Senator Burke was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Judson	Orrock
Beach	Hufstetler	Parent
Bethel	Jackson, B	Rhett
Black	James	Seay
Cowsert	Jeffares	Sims
Crane	Jones, B	Stone
Davenport	Jones, E	Thompson, B
Dugan	Jones, H	Thompson, C

Fort	Kennedy	Tippins
Ginn	Kirk	Unterman
Gooch	Ligon	VanNess
Harbin	Lucas	Walker
Harper	Martin	Watson
Heath	Millar	Wilkinson
Henson	Miller	Williams, M
Hill, H	Mullis	Williams, T
Hill, Jack		

Not answering were Senators:

Burke (Excused)	Butler (Excused)	Harbison (Excused)
Jackson (Excused)	McKoon (Excused)	Shafer (Presiding)
Tate (Excused)		

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Watson of the 1st introduced the chaplain of the day, Reverend Nicholas T. Batzig of Richmond Hill, Georgia, who offered scripture reading and prayer.

The President assumed the Chair.

The President recognized Tyler Perry, commended by SR 1176, adopted previously. Tyler Perry addressed the Senate briefly.

Senator David Shafer, President Pro Tempore, assumed the Chair.

Senator Jackson of the 24th introduced the doctor of the day, Dr. Richard Gordon.

The President resumed the Chair.

Senator Wilkinson of the 50th recognized Mr. Edward C. Gambrell on the occasion of his retirement, commended by SR 734, adopted previously. Mr. Gambrell addressed the Senate briefly.

Senator Williams of the 27th honored the life of Sergeant David Paul "Bubba" Land and dedicating an intersection in his memory, commended by SR 929, adopted previously. Mrs. Paula F. Land addressed the Senate briefly.

Senator Williams of the 27th recognized the Hammond's Crossing area of Forsyth County and dedicating an intersection in its honor, commended by SR 952, adopted previously. Allen Hammond addressed the Senate briefly.



Senator Hill of the 32nd honored the life and memory of Lance Corporal Skip Wells, commended by SR 693, adopted previously.

The following resolutions were read and adopted:

SR 1178. By Senator Hill of the 32nd:

A RESOLUTION honoring the Georgia High School Fencing League (GHSFL) and its member teams; and for other purposes.

SR 1179. By Senators Tippins of the 37th, Jeffares of the 17th, Ginn of the 47th, Crane of the 28th, Walker III of the 20th and others:

A RESOLUTION commending the Georgia Utility Contractors Association and recognizing March 24, 2016, as Georgia Utility Contractors Association Day at the state capitol; and for other purposes.

SR 1180. By Senators Beach of the 21st, Mullis of the 53rd, Williams of the 19th, Cowsert of the 46th, Ligon, Jr. of the 3rd and others:

A RESOLUTION commending the Georgia Aquarium and recognizing the facility's ten-year anniversary; and for other purposes.

SR 1181. By Senators Harbison of the 15th and McKoon of the 29th:

A RESOLUTION recognizing and commending Dr. Marvin Crumbs; and for other purposes.

SR 1182. By Senators James of the 35th and Rhett of the 33rd:

A RESOLUTION recognizing and commending the Partners of the Americas Georgia-Pernambuco organization; and for other purposes.

SR 1183. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Patrise Perkins-Hooker; and for other purposes.

SR 1184. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Linda A. Klein; and for other purposes.

SR 1185. By Senator Harper of the 7th:

A RESOLUTION commending Joe Kenny Boyett for his dedicated service to the Department of Corrections and the State of Georgia; and for other purposes.

SR 1186. By Senator Jones of the 25th:

A RESOLUTION commending the GIVE Center at Georgia College on its 20th Anniversary; and for other purposes.

SR 1187. By Senator Shafer of the 48th:

A RESOLUTION recognizing and commending The White House Restaurant, and its proprietor, Demosthenes Galaktiadis, in Atlanta, Georgia; and for other purposes.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Tuesday March 15, 2016  
Thirty-seventh Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 234

Thompson of the 14th  
Beach of the 21st  
Albers of the 56th

### **CHEROKEE COUNTY BLUE RIDGE JUDICIAL CIRCUIT**

A BILL to be entitled an Act to amend an Act to supplement the salary of the judge of the Superior Courts of the Blue Ridge Judicial Circuit, approved February 8, 1950 (Ga. L. 1949-50, p. 102), as amended, particularly by an Act approved December 28, 1953 (Ga. L. 1953, Nov.-Dec. Sess., p. 330), an Act approved March 2, 1966 (Ga. L. 1966, p. 119), an Act approved March 22, 1989 (Ga. L. 1989, p. 4192), an Act approved April 10, 1998 (Ga. L. 1998, p. 4447), and an Act approved May 5, 2006 (Ga. L. 2006, p. 4415), so as to change provisions relating to the amount of compensation paid to such judges by the county comprising the Blue Ridge Judicial Circuit; to provide for annual increases in the discretion of the governing authority; to provide for an effective date; to repeal conflicting laws; and for other purposes.

SB 424 Hill of the 6th  
Orrock of the 36th  
Tate of the 38th  
Fort of the 39th  
Millar of the 40th  
Parent of the 42nd  
Davenport of the 44th  
**CITY OF ATLANTA**

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Atlanta, approved April 15, 1996 (Ga. L. 1996, p. 4469), as amended, so as to provide for the rebate of excess public safety access assessments; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 430 Thompson of the 14th  
Hufstetler of the 52nd  
**BARTOW COUNTY**

A BILL to be entitled an Act to amend an Act creating the office of commissioner of Bartow County, approved July 28, 1924 (Ga. L. 1924, p. 276), as amended, particularly by an Act approved April 20, 2001 (Ga. L. 2001, p. 4414), so as to change the cost-of-living adjustment for the commissioner's compensation; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 431 Thompson of the 14th  
Hufstetler of the 52nd  
**CITY OF CARTERSVILLE**

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

SB 432 Thompson of the 14th  
Hufstetler of the 52nd  
**BARTOW COUNTY**

A BILL to be entitled an Act to authorize the governing authority of Bartow County to levy an excise tax pursuant to subsection (b) of Code Section 48-13-51 of the O.C.G.A.; to provide procedures,

conditions, and limitations; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 433

Hufstetler of the 52nd  
**CITY OF EMERSON**

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

SB 434

Thompson of the 14th  
Hufstetler of the 52nd  
**BARTOW COUNTY**

A BILL to be entitled an Act to amend an Act providing for the compensation of the chief magistrate of the Magistrate Court of Bartow County, approved March 18, 1985 (Ga. L. 1985, p. 3788), as amended, particularly by an Act approved April 28, 2006 (Ga. L. 2006, p. 3817), so as to change provisions relating to cost-of-living adjustments to the compensation of the chief magistrate; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 435

Thompson of the 14th  
Hufstetler of the 52nd  
**CITY OF ADAIRSVILLE**

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

SB 436

Thompson of the 14th  
Hufstetler of the 52nd  
**BARTOW COUNTY**

A BILL to be entitled an Act to amend an Act placing certain of the county officers of Bartow County upon an annual salary, approved March 21, 1958 (Ga. L. 1958, p. 2866), as amended, particularly by an Act approved March 27, 1998 (Ga. L. 1998, p. 4046), so as to

change provisions relating to cost-of-living adjustments to the compensation of the clerk of the superior court; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 438

Williams of the 19th  
**TELFAIR COUNTY**

A BILL to be entitled an Act to repeal the amendment to the Constitution of Georgia providing that the county officers of Telfair County shall be ineligible to hold office under certain conditions; to provide for legislative intent; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to repeal conflicting laws; and for other purposes.

HB 1008

Hill of the 6th  
Thompson of the 14th  
Hill of the 32nd  
Rhett of the 33rd  
Tippins of the 37th  
Tate of the 38th  
**COBB COUNTY**

A BILL to be entitled an Act to amend an Act creating the State Court of Cobb County, approved March 26, 1964 (Ga. L. 1964, p. 3211), as amended, particularly by an Act approved May 30, 2003 (Ga. L. 2003, p. 3695), an Act approved May 12, 2008 (Ga. L. 2008, p. 3723), an Act approved April 10, 2014 (Ga. L. 2014, p. 4267), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4063), so as to change the salary of the chief deputy clerk and the clerk of the State Court of Cobb County; to change the salary of the chief assistant solicitor of Cobb County; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1009

Hill of the 6th  
Thompson of the 14th  
Hill of the 32nd  
Rhett of the 33rd  
Tippins of the 37th  
Tate of the 38th  
**COBB COUNTY**

A BILL to be entitled an Act to amend an Act consolidating the offices of tax collector and tax receiver into the office of tax

commissioner of Cobb County, approved February 17, 1949 (Ga. L. 1949, p. 790), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3725) and an Act approved May 12, 2015 (Ga. L. 2015, p. 4046), so as to change the compensation of certain employees of such office; to repeal conflicting laws; and for other purposes.

HB 1010

Hill of the 6th  
Thompson of the 14th  
Hill of the 32nd  
Rhett of the 33rd  
Tippins of the 37th  
Tate of the 38th  
**COBB COUNTY**

A BILL to be entitled an Act to amend an Act creating the Board of Commissioners of Cobb County, approved June 19, 1964 (Ga. L. 1964, Ex. Sess., p. 2075), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3691) and an Act approved May 12, 2015 (Ga. L. 2015, p. 4048), so as to change the provisions relating to the compensation of the chairperson and the other commissioners of the board; to repeal conflicting laws; and for other purposes.

HB 1011

Hill of the 6th  
Thompson of the 14th  
Hill of the 32nd  
Rhett of the 33rd  
Tippins of the 37th  
Tate of the 38th  
**COBB COUNTY**

A BILL to be entitled an Act to amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3702), an Act approved May 6, 2013 (Ga. L. 2013, p. 4150), an Act approved April 10, 2014 (Ga. L. 2014, p. 4269), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4281), so as to change the compensation of the chief deputy, the assistant chief deputy, and the executive assistant to the sheriff; to provide for related matters; to repeal conflicting laws; and for other purposes.

**SUBSTITUTE**

HB 1033 Hill of the 6th  
Thompson of the 14th  
Hill of the 32nd  
Rhett of the 33rd  
Tippins of the 37th  
Tate of the 38th  
**COBB COUNTY**

A BILL to be entitled an Act to amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3732) and an Act approved May 12, 2015 (Ga. L. 2015, p. 4050), so as to change the compensation of the judge of the probate court; to change the compensation of the clerk of the probate court; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1092 Wilkinson of the 50th  
**HABERSHAM COUNTY AIRPORT AUTHORITY**

A BILL to be entitled an Act to repeal an Act creating the Habersham County Airport Authority, approved April 20, 2011 (Ga. L. 2011, p. 3684); to provide for the assets and encumbrances thereof; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1101 Stone of the 23rd  
**JENKINS COUNTY**

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

The substitute to the following bill was put upon its adoption:

\*HB 1011:

The Senate Committee on State and Local Governmental Operations offered the following substitute to HB 1011:

A BILL TO BE ENTITLED  
AN ACT

To amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3702), an Act approved May 6, 2013 (Ga. L. 2013, p. 4150), an Act approved April 10, 2014 (Ga. L. 2014, p. 4269), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4281), so as to change the compensation of the sheriff, the chief deputy, the assistant chief deputy, and the executive assistant to the sheriff; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

An Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3702), an Act approved May 6, 2013 (Ga. L. 2013, p. 4150), an Act approved April 10, 2014 (Ga. L. 2014, p. 4269), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4281), is amended by revising Section 5 as follows:

"(a) The salary of the sheriff of Cobb County shall be \$144,438.57 per annum, to be paid in monthly installments from the funds of Cobb County.

(b) The sheriff of Cobb County shall have one chief deputy whose salary shall be \$134,795.27 per annum, to be paid in equal monthly installments from the funds of Cobb County. The chief deputy sheriff shall possess the same qualifications for office as required for the sheriff. The chief deputy shall serve at the pleasure of the sheriff. Each candidate for the office of sheriff of Cobb County shall, at the time he or she qualifies to run for the office of sheriff, designate and certify to the judge of the probate court the name of the person who shall be his or her chief deputy sheriff. In the event the office of sheriff becomes vacant by death, resignation, or otherwise, the vacancy shall be filled until the next general election by said chief deputy, who shall in such event enter upon the performance of said duties upon taking the oath of office prescribed by law for the sheriff of Cobb County. The chief deputy sheriff is authorized, when directed by the sheriff, to discharge any and all of the duties and powers of the sheriff. In addition to said chief deputy, said sheriff shall be authorized to name and appoint such additional deputies as shall be approved from time to time by the governing authority of Cobb County. The salaries of said additional deputies shall be set by the governing authority of Cobb County; provided, however, that said salaries shall not be less than \$4,880.00 per annum per each additional deputy approved by said governing authority of Cobb County. In addition to said chief deputy and other deputies provided for in this subsection, the sheriff of Cobb County shall be authorized



to employ the clerical help necessary to perform properly the functions and duties of his or her office, provided that the number of employees and salaries or other compensation to be paid to each shall first be approved by the governing authority of Cobb County.

(c) In addition to those employees provided for by subsection (b) of this section, there is created the office of assistant chief deputy for Cobb County. The assistant chief deputy shall be appointed by the sheriff, shall be under his or her direct supervision and control, and shall serve at the pleasure of the sheriff. The individual appointed by the sheriff of Cobb County shall possess, at a minimum, a high school education or its equivalent and shall either be a graduate of the Federal Bureau of Investigation's National Academy for Peace Officers or possess ten years of actual experience as a peace officer or be a graduate of a law school accredited by the Georgia Bar Association or be a graduate of the Southern Police Institute School of Police Management and Administration or have a master's degree from an accredited college or university. The salary of the assistant chief deputy shall be \$122,307.60 per annum, to be paid in equal monthly installments from the funds of Cobb County.

(d) In addition to those employees provided for in subsections (b) and (c) of this section, there is created the position of executive assistant to the sheriff. The executive assistant shall be appointed by the sheriff, shall be under his or her direct supervision and control, and shall serve at the pleasure of the sheriff. The sheriff shall establish such qualifications, education, and experience as he or she deems necessary for the individual appointed to the position of executive assistant. The salary of the executive assistant shall be \$73,487.83 per annum, to be paid in equal monthly installments from the funds of Cobb County."

## SECTION 2.

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

On the adoption of the substitute, the yeas were 50, nays 2, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bills as reported, was agreed to.

On the passage of the bills on the Local Consent Calendar, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone

Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the local bills, the yeas were 50, nays 2.

The bills on the Local Consent Calendar, except HB 1011, having received the requisite constitutional majority, were passed.

HB 1011, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

15 March 2016

Due to business outside the Senate Chamber, I missed the vote on the Local Consent Calendar. Had I been present, I would have voted "Yes".

/s/ Lester Jackson  
District 2

SENATE RULES CALENDAR  
TUESDAY, MARCH 15, 2016  
THIRTY-SEVENTH LEGISLATIVE DAY

HB 979	Crimes and offenses; assault and battery; increase the punishment committed upon hospital emergency department and medical services personnel (JUDYNC-45th) Caldwell-131st
HB 727	Fireworks; certain further regulations by counties and municipal corporations; provide (Substitute)(PUB SAF-53rd) Battles-15th
HB 1036	Eminent domain; construction of petroleum pipelines and the environmental permitting requirements; change certain provisions (Substitute)(RI&U-23rd) Hitchens-161st

- HB 219 Health; swimming pools; exempt certain privately owned pools from inspection and licensing requirements (Substitute)(AG&CA-3rd) Jones-167th
- HB 588 Controlled substances; possession of substances containing ephedrine, pseudoephedrine, and phenylpropanolamine and restrictions of sale of products containing pseudoephedrine; change provisions (H&HS-45th) Clark-101st
- HB 649 Georgia Lactation Consultant Practice Act; enact (Substitute)(H&HS-11th) Cooper-43rd
- HB 811 Banking and finance; update, modernize, and streamline numerous Code sections; revise provisions (B&FI-18th) Williamson-115th
- HB 815 Meat inspection; inspection and regulation of certain avian meat products and facilities; provide (AG&CA-25th) Rhodes-120th
- HB 739 Elementary and secondary education; process for state approved instructional materials and content is optional; provide (ED&Y-51st) Tanner-9th
- HB 951 Sales and use tax; admissions to major sporting events; create exemption (ED&T-49th) Nimmer-178th
- HB 775 Health; restrictions on sale and dispensing of spectacles; provide (H&HS-45th) Ehrhart-36th
- HB 777 School buses; drivers use cellular telephones in similar manner as a two-way radio; allow (PUB SAF-7th) Dudgeon-25th
- HB 884 Insurance; company action level event to include a health organization with certain total adjusted capital levels; revise definition (Substitute)(I&L-9th) Taylor-173rd
- HB 54 Tuition grants; children of officers killed in line of duty who attend University System institutions and meet certain requirements; provide (H ED-36th) Waites-60th

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

HB 979. By Representatives Caldwell of the 131st, Cooper of the 43rd, Golick of the 40th, Atwood of the 179th, Lott of the 122nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 16 of the Official Code of Georgia Annotated, relating to assault and battery and related offenses against persons, so as to increase the punishment for aggravated assault and aggravated battery committed upon hospital emergency department personnel and emergency medical services personnel; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Unterman of the 45th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 2.

HB 979, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/15/16

Due to business outside the Senate Chamber, I missed the vote on HB 979. Had I been present, I would have voted "Yes"

/s/ Steve Gooch  
District 51

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRiccia of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the collection of such excise tax; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Mullis of the 53rd.

The Senate Committee on Public Safety offered the following substitute to HB 727:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 10 of Title 25 of the Official Code of Georgia Annotated, relating to regulation of fireworks, so as to revise the standard of compliance from explosion to ignition; to provide for definitions; to provide that certain sparkling items are consumer fireworks; to revise provisions relating to the sale, use, or ignition of consumer fireworks; to revise the days, times, locations, situations, and circumstances in which consumer fireworks can be lawfully used or ignited; to revise places within this state where the use or ignition of consumer fireworks is prohibited; to create the criminal offense of using or igniting or causing to be ignited consumer fireworks while under the influence; to provide for criminal penalties; to revise the licensing standards and procedures which shall be applied by the Safety Fire Commissioner and the governing authorities of counties and municipal corporations toward distributors; to revise licensing fees; to

expand enforcement and regulatory mechanisms of the Safety Fire Commissioner regarding fireworks and consumer fireworks; to provide for the forfeiture of fireworks and consumer fireworks contraband; to provide for criminal penalties; to provide for civil enforcement; to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding provisions applicable to counties and municipal corporations, so as to provide for further regulations by municipal corporations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 10 of Title 25 of the Official Code of Georgia Annotated, relating to regulation of fireworks, is amended by revising Code Section 25-10-1, relating to definitions, as follows:

"25-10-1.

(a) As used in this chapter, the term:

(1) 'Consumer fireworks' means any small fireworks devices containing restricted amounts of pyrotechnic composition, designed primarily to produce visible or audible effects by combustion, that comply with the construction, chemical composition, and labeling regulations of the United States Consumer Product Safety Commission as provided for in Parts 1500 and 1507 of Title 16 of the Code of Federal Regulations, the United States Department of Transportation as provided for in Part 172 of Title 49 of the Code of Federal Regulations, and the American Pyrotechnics Association as provided for in the 2001 American Pyrotechnics Association Standard 87-1, and additionally shall mean Roman candles.

(2) 'Consumer fireworks retail sales facility' shall have the same meaning as provided for by NFPA 1124; provided, however, that such term shall not include a tent, canopy, or membrane structure.

(3) 'Consumer fireworks retail sales stand' shall have the same meaning as provided for by NFPA 1124.

(4) 'Distributor' means any person, firm, corporation, association, or partnership which sells consumer fireworks.

(4.1) 'Electric plant' shall have the same meaning as provided for in Code Section 46-3A-1.

(5) 'Fireworks' means any combustible or explosive composition or any substance or combination of substances or article prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration, or detonation, including blank cartridges, firecrackers, torpedos, skyrockets, bombs, sparklers, and other combustibles and explosives of like construction, as well as articles containing any explosive or flammable compound and tablets and other devices containing an explosive substance.

(6) 'NFPA 1124' means the National Fire Protection Association Standard 1124,

*Code for the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles*, 2006 Edition.

(7) 'Nonprofit group' means any entity exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, any entity incorporated under Chapter 3 of Title 14, the 'Georgia Nonprofit Corporation Code,' or a sponsored organization of a public or private elementary or secondary school in this state.

(8) 'Proximate audience' means an audience closer to pyrotechnic devices than permitted by the National Fire Protection Association Standard 1123, *Code for Fireworks Display*, as adopted by the Safety Fire Commissioner.

(9) 'Pyrotechnics' means fireworks.

~~(10) 'Retail chain' means a person, firm, corporation, association, or partnership with more than one store, where all such stores are collectively known to the public by the same name or share central management.~~

~~(11)~~(10) 'Store' shall have the same meaning as provided for by NFPA 1124; provided, however, that such term shall only include such buildings with at least 4,000 square feet of retail display space and wherefrom:

(A) No more than 25 percent of such retail display space is used for consumer fireworks and items or products as provided for under paragraph (2) of subsection (b) of this Code section; and

(B) Other items or products which are not consumer fireworks or items or products as provided for under paragraph (2) of subsection (b) of this Code section are sold; and provided, further, that such term means a person, firm, corporation, association, or partnership with more than one mercantile location, where all such mercantile locations are collectively known to the public by the same name or share central management.

(11) 'Waste-water treatment plant' shall have the same meaning as provided for in Code Section 43-51-2.

(12) 'Water treatment plant' shall have the same meaning as provided for in Code Section 43-51-2.

(b) As used in this chapter, the term 'consumer fireworks' or 'fireworks' shall not include:

(1) Model rockets and model rocket engines designed, sold, and used for the purpose of propelling recoverable aero models, toy pistol paper caps in which the explosive content averages 0.25 grains or less of explosive mixture per paper cap or toy pistols, toy cannons, toy canes, toy guns, or other devices using such paper caps; nor shall the term 'consumer fireworks' or 'fireworks' include ammunition consumed by weapons used for sporting and hunting purposes; and

(2) Wire or wood sparklers of 100 grams or less of mixture per item; other sparkling items which are nonexplosive and nonaerial and contain 75 grams or less of chemical compound per tube or a total of 500 grams or less for multiple tubes; snake and glow worms; smoke devices; or trick noise makers which include paper streamers, party poppers, string poppers, snappers, and drop pops each consisting of 0.25 grains or less of explosive mixture."

**SECTION 2.**

Said chapter is further amended by revising Code Section 25-10-2, relating to prohibited fireworks activities, as follows:

"25-10-2.

(a) It shall be unlawful for any person, firm, corporation, association, or partnership to offer for sale at retail or wholesale, to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited, or to possess, manufacture, transport, or store any consumer fireworks or fireworks, except as otherwise provided in this chapter.

(b)(1) Notwithstanding any provision of this chapter to the contrary, it shall be unlawful for any person, firm, corporation, association, or partnership to sell consumer fireworks or any items defined in paragraph (2) of subsection (b) of Code Section 25-10-1 to any person under 18 years of age.

(2) It shall be unlawful to sell consumer fireworks or any items defined in paragraph (2) of subsection (b) of Code Section 25-10-1 to any person by any means other than an in-person, face-to-face sale. Such person shall provide proper identification to the seller at the time of such purchase. For purposes of this paragraph, the term 'proper identification' means any document issued by a governmental agency containing a description of the person or such person's photograph, or both, and giving such person's date of birth and includes without being limited to a passport, military identification card, driver's license, or identification card authorized under Code Sections 40-5-100 through 40-5-104.

(3)(A) It shall be unlawful to use fireworks, consumer fireworks, or any items defined in paragraph (2) of subsection (b) of Code Section 25-10-1 indoors or within the right of way of a public road, street, highway, or railroad of this state.

(B) Except as provided for in subparagraph (D) or (E) of this paragraph and subject to paragraph (4) of this subsection and Code Section 25-10-2.1, it shall be lawful for any person, firm, corporation, association, or partnership to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited any consumer fireworks ~~on:~~

(i) On any day ~~between~~ beginning at the hours time of 10:00 A.M. and 12:00 Midnight only; provided, however, that it shall be lawful for any person, firm, corporation, association, or partnership to use or ~~explode~~ or cause to be ~~exploded~~ any consumer fireworks on January 1, July 3, July 4, and December 31 of each year between the hours of 12:00 Midnight and 2:00 A.M. up to and including the ending time of 10:00 P.M.;

(ii) Until January 31, 2018, on any day after the time of 10:00 P.M. and up to and including the time of 11:59 P.M. if such use or ignition is lawful pursuant to any noise ordinance of the county or municipal corporation of the location in which such use or ignition occurs, except as otherwise provided for under this subparagraph; provided, however, that a county or municipal corporation may additionally require the issuance of a special use permit pursuant to subparagraph (D) of this paragraph for use or ignition;

(iii) On January 1, July 3, July 4, and December 31 of each year after the time of 10:00 P.M. and up to and including the time of 11:59 P.M.; and



(iv) On January 1 of each year beginning at the time of 12:00 Midnight and up to and including the ending time of 1:00 A.M.

(C) Subject to subparagraph (D) of this paragraph, paragraph (4) of this subsection, and Code Section 25-10-2.1, it shall be lawful for any person, firm, corporation, association, or partnership to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited any consumer fireworks anywhere in this state except:

(i) As provided for under subparagraph (A) of this paragraph;

(ii) In any location where such person, firm, corporation, association, or partnership is not lawfully present or is not otherwise lawfully permitted to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited any consumer fireworks; or

(iii) Within 100 yards of a nuclear power facility or an electric plant; water treatment plant; waste-water treatment plant; a facility engaged in the retail sale of gasoline or other flammable or combustible liquids or gases where the volume stored is in excess of 500 gallons for the purpose of retail sale; a facility engaged in the production, refining, processing, or blending of gasoline any flammable or combustible liquids or gases for such retail purposes; any public or private electric substation; or a jail or prison;

(iv) Within 100 yards of the boundaries of any public use air facility provided for under Title 6 or any public use landing area or platform marked and designed for landing use by helicopters;

(v) Within any park, historic site, recreational area, or other property which is owned by or operated by, for, or under the custody and control of a governing authority of a county or municipal corporation, except pursuant to a special use permit as provided for in subparagraph (D) of this paragraph;

(vi) Within any park, historic site, recreational area, or other property which is owned by or operated by, for, or under the custody and control of the State of Georgia, except pursuant to any rules and regulations of the agency or department having control of such property which may allow for such use or ignition of consumer fireworks;

(vii) Within 100 yards of a hospital, nursing home, or other health care facility regulated under Chapter 7 of Title 31; provided, however, that an owner or operator of such facility may use or ignite or cause to be ignited consumer fireworks on the property of such facility or may grant written permission to any person, firm, corporation, association, or partnership to use or ignite or cause to be ignited consumer fireworks on the property of such facility; or

(viii) While under the influence of alcohol or any drug or any combination of alcohol and any drug to the extent that it is less safe or unlawful for such person to ignite consumer fireworks as provided for in Code Section 25-10-2.1.

(D) ~~Any~~ Until January 31, 2018, any person, firm, corporation, association, or partnership may use or explode ignite or cause to be exploded ignited any consumer fireworks on any day at a time not as provided for under subparagraph (B) of this paragraph divisions (3)(B)(ii) and (3)(C)(v) of this subsection if such person, firm, corporation, association, or partnership is issued a special use permit pursuant to the

law of a governing authority of a county or municipal corporation for the use or ~~explosion~~ ignition of consumer fireworks in a location within such county or municipality ~~at a time not as provided for under subparagraph (B) of this paragraph~~ divisions (3)(B)(ii) and (3)(C)(v) of this subsection, provided that such special use permit is required for such use or ignition. Such special use permit shall designate the time or times and location that such person, firm, corporation, association, or partnership may use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited such consumer fireworks. A fee assessed by a county or municipal corporation for the issuance of a special use permit pursuant to this subparagraph shall not exceed \$100.00. No governing authority or official of a county, municipality, or other political subdivision shall bear liability for any decisions made pursuant to this Code section.

(E) Whenever the Governor issues a declaration of drought, the Governor may, for the boundaries of the area covered by such declaration, enact further regulations and restrictions concerning the use of consumer fireworks than provided for under this chapter; provided, however, that no such further regulations or restrictions on the use of consumer fireworks shall be effective pursuant to this subparagraph on January 1, July 3, July 4, or December 31 of any year; provided, further, that such further regulations or restrictions shall only apply to the exact boundaries of the area covered by such declaration and shall only apply with regard to the ignition of consumer fireworks; and provided, further, that upon expiration or conclusion of such declaration, such further regulations or restrictions shall be rescinded by law.

(4)(A) It shall be lawful for any person 18 years of age or older to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited or to possess, manufacture, transport, or store consumer fireworks.

(B) To the extent otherwise permitted by law, it shall be lawful for any person who is 16 or 17 years of age to possess or transport consumer fireworks, provided that such person is serving as an assistant to a distributor licensed under subsection (c) of Code Section 25-10-5.1 or the nonprofit group benefiting from such distributor's application pursuant to subsection (c) of Code Section 25-10-5.1 and is not transporting such consumer fireworks on a highway which constitutes a part of The Dwight D. Eisenhower System of Interstate and Defense Highways.

(5)(A) It shall be lawful for any person 18 years of age or older to sell or to offer for sale at retail or wholesale any consumer fireworks pursuant to the requirements of this chapter.

(B) It shall be lawful for any person who is 16 or 17 years of age to sell or to offer for sale at retail or wholesale any consumer fireworks, provided that such person is serving as an assistant to a distributor licensed under subsection (c) of Code Section 25-10-5.1 or the nonprofit group benefiting from such distributor's application pursuant to subsection (c) of Code Section 25-10-5.1.

(6)(A) It shall be lawful to sell consumer fireworks from a permanent consumer fireworks retail sales facility or store only if such permanent consumer fireworks retail sales facility or store is:

(i) In compliance with the requirements for such a permanent consumer fireworks retail sales facility or store in the selling of consumer fireworks as provided for in NFPA 1124; and

(ii) Selling consumer fireworks of a distributor licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1;

provided, however, that such permanent consumer fireworks retail sales facility or store shall not be considered an H-3 or hazardous occupancy.

(B) It shall be lawful to sell consumer fireworks from a temporary consumer fireworks retail sales stand only if such temporary consumer fireworks retail sales stand is:

(i) In compliance with the requirements for such a temporary consumer fireworks retail sales stand in the selling of consumer fireworks as provided for in NFPA 1124;

(ii) Within 1,000 feet of a fire hydrant of a county, municipality, or other political subdivision or a fire department connection of a building affiliated with such consumer fireworks retail sales stand, unless the chief administrative officer of the fire department of a county, municipality, or other political subdivision or chartered fire department legally organized to operate in this state pursuant to Chapter 3 of this title and having operational authority over such location of the temporary consumer fireworks retail sales stand provides in writing that such temporary consumer fireworks retail sales stand may operate in excess of 1,000 feet from such fire hydrant or fire department connection; and

(iii) Selling consumer fireworks of a distributor licensed pursuant to subsection (c) of Code Section 25-10-5.1.

~~No A distributor licensed pursuant to subsection (c) of Code Section 25-10-5.1 shall at any one time operate more than two temporary consumer fireworks retail sales stands for each license issued to such distributor under subsection (b) or (d) of Code Section 25-10-5.1, except that a distributor which is a retail chain and which is licensed pursuant to subsection (d) of Code Section 25-10-5.1 shall not at any one time operate more than two temporary consumer fireworks retail sales stands for each store of such retail chain. Such temporary consumer fireworks retail sales stands shall be located within the same county as the location of such permanent consumer fireworks retail sales facility or store provided for under subsection (b) or (d) of Code Section 25-10-5.1; provided, however, that if a county does not have a distributor licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1 offering consumer fireworks for sale from a permanent consumer fireworks retail sales facility or store within its boundaries, then a distributor licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1 offering consumer fireworks for sale from a permanent consumer fireworks retail sales facility or store within 75 miles of the perimeter of the boundaries of such county may locate one of the two temporary consumer fireworks retail sales stands in the unserved county may operate no more than two temporary consumer fireworks retail sales stands in this state per location licensed pursuant to subsection (b) or (d) of Code Section 25-10-~~

5.1; provided, however, that such distributor has been operating and open to the public pursuant to subsection (b) or (d) of Code Section 25-10-5.1 no less than 45 days prior to July 4 or December 31 in the year of an application for a license under subsection (c) of Code Section 25-10-5.1 that is filed within 45 days of July 4 or December 31.

(C) It shall be unlawful to sell consumer fireworks from any motor vehicle, or from a trailer towed by a motor vehicle, or from a tent, canopy, or membrane structure."

### SECTION 3.

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

"25-10-2.1

(a) It shall be unlawful for any person to ignite consumer fireworks or fireworks while:

(1) Under the influence of alcohol or any drug or any combination of alcohol and any drug to the extent that it is unsafe for such person to ignite consumer fireworks or fireworks; or

(2) Subject to the provisions of subsection (b) of this Code section, there is any amount of marijuana or a controlled substance, as defined in Code Section 16-13-21, present in such person's blood or urine, or both, including the metabolites and derivatives of each or both, without regard to whether or not any alcohol is present in such person's breath or blood.

(b) The fact that any person charged with violating this Code section is or has been legally entitled to use a drug shall not constitute a defense against any charge of violating this Code section; provided, however, that such person shall not be in violation of this Code section unless such person is rendered incapable of igniting consumer fireworks or fireworks safely as a result of using a drug other than alcohol which such person is legally entitled to use.

(c) Any person convicted of violating subsection (a) of this Code section shall be guilty of a misdemeanor."

### SECTION 4.

Said chapter is further amended by revising subsection (a) of Code Section 25-10-3.2, relating to license required for pyrotechnics exhibits, as follows:

"(a) No person, firm, corporation, association, or partnership shall cause the combustion, explosion, deflagration, or detonation, or ignition of pyrotechnics for the purpose of a public exhibition or display before a proximate audience unless such person, firm, corporation, association, or partnership holds a valid license issued by the Safety Fire Commissioner in accordance with the provisions of this Code section. Any application for such a license shall be made to the Safety Fire Commissioner in the form prescribed by the Safety Fire Commissioner."

### SECTION 5.

Said chapter is further amended by revising Code Section 25-10-5.1, relating to requirements for issuance of license to distribute consumer fireworks, as follows:

"25-10-5.1.

(a)(1) A license pursuant to this Code section shall only be issued to a distributor that:

(A) Complies with all the requirements of this chapter; and

(B) Maintains at all times public liability and product liability insurance with minimum coverage limits of \$2 million to cover the losses, damages, or injuries that might ensue to persons or property as a result of selling consumer fireworks.

(2) Any person who knowingly and willfully makes a false, fictitious, or fraudulent statement of representation in an application executed pursuant to this Code section shall be guilty of a violation of Code Section 16-10-20.

(3) Applications to the Safety Fire Commissioner pursuant to this Code section shall be upon forms prescribed and promulgated by the Safety Fire Commissioner.

(4) Any person, firm, corporation, association, or partnership seeking a license pursuant to subsection (b) or (d) of this Code section shall have property from which the applicant intends to sell consumer fireworks under such person's, firm's, corporation's, association's, or partnership's ownership or legal control through a lease, rental agreement, licensing agreement, or other contractual instrument at the time of filing the application for such license, and such property shall be in a condition ready for inspection.

(b)(1) The initial license fee for a distributor selling consumer fireworks from a permanent consumer fireworks retail sales facility shall be ~~\$5,000.00~~ \$2,000.00 per location, payable to the Safety Fire Commissioner. Upon a finding that a distributor has met the requirements of ~~paragraph (1) of~~ subsection (a) of this Code section and upon payment of such license fee, such initial license shall be issued by the Safety Fire Commissioner and shall identify the permanent consumer fireworks retail sales facility applicable to such license. Such initial license shall expire on January 31 of the year after such initial license was issued or as otherwise provided for under this subsection. After such initial license, such distributor may annually renew such initial license, which shall then become an annual license, for \$1,000.00 per year, payable to the Safety Fire Commissioner. Upon finding that a distributor has met the requirements of ~~paragraph (1) of~~ subsection (a) of this Code section and upon payment of such license fee, such annual license shall be issued by the Safety Fire Commissioner and shall identify the permanent consumer fireworks retail sales facility applicable to such license. Such annual license shall expire on January 31 of each year or as otherwise provided for under this subsection; provided, however, that a distributor shall ~~not~~ apply for an annual license ~~earlier than 30 days prior to the expiration of an initial license or renewal of an annual license by December 1 in the year preceding the expiration date of such initial or annual license; and provided, further, that if an initial license is issued to a distributor on or after December 1, then such distributor shall apply for an annual license by the first business day of the next year.~~

(2) The determination by the Safety Fire Commissioner of whether a distributor has met requirements for the issuance of a license required by this subsection shall be

made within ~~45~~ 30 days of the submission of an application for any ~~such~~ initial or annual license; provided, however, that if a license will expire prior to the expiration of such 30 days and no such determination has been made by the Safety Fire Commissioner, then the expiration date for such license shall be extended until the date of such determination by the Safety Fire Commissioner but for no more than 30 days. ~~Such application shall be in writing and, if the Safety Fire Commissioner provides for a written form for the application for a license pursuant to this Code section, upon such form as may be provided by the Safety Fire Commissioner.~~ If a determination has not been made within the time provided for by this paragraph, or for an appeal of a determination by the Safety Fire Commissioner, a distributor may seek review from the judge of the probate court of the county of the location or proposed location of the permanent consumer fireworks retail sales facility. Such judge may provide for the issuance or nonissuance of a license and for the payment of license fees in such manner as is consistent with the provisions of this subsection.

(c)(1) The license fee for a distributor selling consumer fireworks from a temporary consumer fireworks retail sales stand shall be \$500.00 per location, payable to the governing authority of the county, municipality, or other political subdivision of this state in whose boundaries such temporary consumer fireworks retail sales stand shall be located or is proposed to be located. Upon finding that a distributor has met the requirements of ~~paragraph (1) of subsection (a) of this Code section, has a license pursuant to subsection (b) or (d) of this Code section for a location applicable to the location of such temporary consumer fireworks retail sales stand as provided for in subparagraph (b)(6)(B) of Code Section 25-10-2,~~ has no more than the allowable temporary consumer fireworks retail sales stands pursuant to subparagraph (b)(6)(B) of Code Section 25-10-2, that the sales of consumer fireworks from such temporary consumer fireworks retail sales stand shall accrue to the benefit of a nonprofit group, and upon payment of such license fee, such license shall be issued by the fire department of the county, municipality, or other political subdivision or the chartered fire department legally organized to operate in this state pursuant to Chapter 3 of this title and having operational authority of the area in which such temporary consumer fireworks retail sales stand shall be located or is proposed to be located; ~~provided, however, that no such license shall be issued prior to January 1, 2016.~~ Such license shall identify the temporary consumer fireworks retail sales stand applicable to such license and shall expire ~~90 days~~ on the next January 31 after the issuance of such license.

(2) A determination by a fire department as provided for under paragraph (1) of this subsection of whether a distributor has met requirements for the issuance of a license pursuant to this subsection shall be made within ~~45~~ 30 days of the submission of an application for any such license. Such application shall be in writing and, if such fire department provides for a written form for the application for a license pursuant to this Code section, upon such form as may be provided by such fire department. If a determination has not been made within the time provided for by this paragraph, or for an appeal of a determination by such fire department, a distributor may seek

review from the judge of the probate court of the county of the location or proposed location of the temporary consumer fireworks retail sales stand. Such judge may provide for the issuance or nonissuance of a license and for the payment of license fees in such manner as is consistent with the provisions of this subsection.

(3) A nonprofit group benefiting from the sale of consumer fireworks pursuant to this Code section shall directly participate in operating the temporary consumer fireworks retail sales stand. It shall be unlawful for a nonprofit group or any agent or bona fide representative of a nonprofit group to knowingly lend the name of the nonprofit group or allow the identity of the nonprofit group to be used for the license under this subsection if such nonprofit group is not directly participating in operating such temporary consumer fireworks retail sales stand.

(4) The governing authority of a county, municipality, or other political subdivision receiving fees pursuant to this Code section shall expend such fees for public safety purposes.

(5) A distributor licensed pursuant to this subsection shall submit a list of the names and addresses, including the counties, of each temporary consumer fireworks retail sales stand at which such distributor has consumer fireworks offered for sale pursuant to this Code section to the Safety Fire Commissioner. Such list shall be submitted ~~by January 31 of each year and such distributor shall amend such list, or file an initial list if such distributor first becomes licensed after January 31 of a particular year, within 45 days of~~ not less than 30 days prior to first having a temporary consumer fireworks retail sales stand at which such distributor has consumer fireworks offered for sale and not less than 30 days prior to having such distributor's consumer fireworks offered for sale at a location not previously included on such list. The Safety Fire Commissioner shall make such list publicly available for inspection. In making determinations as provided for under this subsection, fire departments shall reference the list provided for by this paragraph.

(6) A revocation or suspension of a license provided for under subsection (b) or (d) of this Code section shall operate as a revocation or suspension of a distributor's license under this subsection for the term of such revocation or suspension.

(d)(1) The initial license fee for a distributor selling consumer fireworks from a store shall be ~~\$5,000.00~~ \$1,500.00 in addition to \$250.00 per store location, payable to the Safety Fire Commissioner, ~~provided that, if a store is a retail chain, one payment of \$5,000.00 shall satisfy such license fee for each store of the retail chain.~~ Upon finding that a distributor has met the requirements of ~~paragraph (1) of~~ subsection (a) of this Code section, such initial license shall be issued by the Safety Fire Commissioner ~~and, if issued to a store which is a retail chain, shall be a license for each current or future store of the retail chain;~~ provided, however, that such distributor has been operating and open to the public no less than 45 days prior to July 4 or December 31 in the year of an application for an initial license that is filed within 45 days of July 4 or December 31; and provided, further, that a distributor holding an initial license may add additional store locations to such license prior to the expiration of such license upon payment of \$250.00 per added store location. Such initial

license shall expire on January 31 of the year after such initial license was issued or as otherwise provided for under this subsection. After such initial license, such distributor may annually renew such initial license, which shall then become an annual license, for \$1,000.00 in addition to \$100.00 per year store location, payable to the Safety Fire Commissioner, ~~provided that, if a store is a retail chain, one payment of \$1,000.00 shall satisfy such license fee for each store of the retail chain;~~ provided, however, that a distributor holding an annual license may add additional store locations to such license prior to the expiration of such license upon payment of \$250.00 per added store location. Upon finding that a distributor has met the requirements of ~~paragraph (1) of subsection (a) of this Code section,~~ such annual license shall be issued by the Safety Fire Commissioner ~~and, if issued to a store which is a retail chain, shall be a license for each current or future store of the retail chain.~~ Such annual license shall expire on January 31 of each year or as otherwise provided for under this subsection; provided, however, that a distributor shall ~~not~~ apply for an annual license ~~earlier than 30 days prior to the expiration of an initial license or renewal of an annual license by December 1 in the year preceding the expiration date of such initial or annual license;~~ and provided, further, that if an initial license is issued to a distributor on or after December 1, then such distributor shall apply for an annual license by the first business day of the next year.

(2) An application submitted under this subsection shall identify each store location to which an initial or annual license is applicable; there shall not be a requirement for a separate application for each of the several store locations. The determination by the Safety Fire Commissioner of whether a distributor has met requirements for the issuance of a license required by this subsection shall be made within ~~45~~ 30 days of the submission of an application for any ~~such~~ initial or annual license; provided, however, that if a license will expire prior to the expiration of such 30 days and no such determination has been made by the Safety Fire Commissioner, then the expiration date for such license shall be extended until the date of such determination by the Safety Fire Commissioner but for no more than 30 days. ~~Such application shall be in writing and, if the Safety Fire Commissioner provides for a written form for the application for a license pursuant to this Code section, upon such form as may be provided by the Safety Fire Commissioner.~~ If a determination has not been made within the time provided for by this paragraph, or for an appeal of a determination by the Safety Fire Commissioner, a distributor may seek review from the judge of the probate court of the county of the location or proposed location of the store from which consumer fireworks will be sold. Such judge may provide for the issuance or nonissuance of a license and for the payment of license fees in such manner as is consistent with the provisions of this subsection."

#### SECTION 6.

Said chapter is further amended by revising Code Section 25-10-6, relating to fireworks manufactured, sold, or stored in violation of chapter declared contraband and seizure and disposition thereof, as follows:



"25-10-6.

(a) The state fire marshal shall enforce the provisions of this chapter; provided, however, that, in addition, any law enforcement officer or agency of this state or political subdivision thereof may enforce provisions relating to using or igniting or causing to be ignited consumer fireworks. Applicable fire departments of a county, municipality, or other political subdivision or a chartered fire department shall refer cases for enforcement under subsection (c) of Code Section 25-10-5.1 to the state fire marshal. All fireworks or consumer fireworks manufactured, offered for sale, exposed for sale, or stored in violation of this chapter are declared to be contraband and may be seized, taken, and removed, or caused to be removed and destroyed or disposed of at the expense of the owner thereof by the state fire marshal, the Georgia State Patrol, or any sheriff or local police official.

(b) Any property declared as contraband pursuant to this Code section shall be forfeited in accordance with the procedures set forth in Chapter 16 of Title 9."

#### **SECTION 7.**

Said chapter is further amended by revising Code Section 25-10-9, relating to penalties for illegal sale of fireworks, as follows:

"25-10-9.

Notwithstanding any provision of this chapter to the contrary, the Safety Fire Commissioner shall have the authority to subject any person, firm, corporation, association, or partnership that knowingly violates this chapter ~~may be punished by a fine not to exceed~~ to a monetary penalty of up to \$2,500.00 for each and every act in violation of this chapter; provided, however, that the Safety Fire Commissioner shall have the authority to subject any person, firm, corporation, association, or partnership that knowingly sells consumer fireworks from a tent, canopy, or membrane structure to a monetary penalty of up to \$5,000.00 and, if any such person, firm, corporation, association, or partnership is a distributor, then a license revocation for not more than two years. Each sales transaction in violation of this chapter shall be a separate offense."

#### **SECTION 8.**

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

"25-10-11.

(a) Whenever the Safety Fire Commissioner shall have reason to believe that any person is or has been violating any provisions of this chapter, the Safety Fire Commissioner, his or her deputy, his or her assistant, or other designated persons may issue and deliver to the person an order to cease and desist such violation. An order issued under this Code section shall be delivered in accordance with the provisions of subsection (c) of this Code section.

(b) Violation of any provision of this chapter or failure to comply with a cease and desist order is cause for revocation of any or all licenses issued by the Safety Fire Commissioner for a period of not less than six months and not to exceed five years. If a

new license has been issued to the person so charged, the order of revocation shall operate effectively with respect to such new license held by such person. In the case of an applicant for a license, violation of any provision of this title or regulations promulgated thereunder may constitute grounds for refusal of the application. Decisions under this subsection may be appealed as provided by law.

(c) Any order issued by the Safety Fire Commissioner under this chapter shall contain or be accompanied by a notice of opportunity for hearing which shall provide that a hearing will be held if and only if a person subject to the order requests a hearing in writing within ten days of receipt of the order and notice. The order and notice shall be served by delivery by the Safety Fire Commissioner or his or her agent or by registered or certified mail or statutory overnight delivery, return receipt requested. Any person who fails to comply with any order under this subsection is guilty of a misdemeanor and may be punished by law.

(d) In addition to other powers granted to the Safety Fire Commissioner under this chapter, the Safety Fire Commissioner may bring a civil action to enjoin a violation of any provision of this chapter or of any rule, regulation, or order issued by the Safety Fire Commissioner under this chapter.

25-10-12.

(a) In addition to the grounds set forth in Code Section 25-10-11, it is cause for revocation or suspension, refusal, or nonrenewal by the Safety Fire Commissioner of any license issued under this chapter if it is determined that the licensee or applicant has:

- (1) Failed to comply with all the requirements of this chapter or the rules and regulations promulgated pursuant thereto;
- (2) Failed to maintain the minimum insurance coverage as set forth in this chapter;
- (3) Made a material misstatement or misrepresentation or committed a fraud in obtaining or attempting to obtain a license; or
- (4) Failed to notify the Safety Fire Commissioner, in writing, with 30 days after a change of residence, principal business address, or name.

(b) In addition to other grounds set forth in this Code section, the Safety Fire Commissioner shall not issue a new license under this chapter if the Safety Fire Commissioner finds that the circumstance or circumstances for which the license was previously suspended or revoked still exist or are likely to recur."

### **SECTION 9.**

Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding provisions applicable to counties and municipal corporations, is amended by revising subsections (a), (b), (d), and (e) of Code Section 36-60-24, relating to sale or use or explosion of consumer fireworks products, as follows:

"(a) The governing authority of a county or municipal corporation shall not prohibit the sale or use or ~~explosion~~ ignition of consumer fireworks or other products or services which are lawful under ~~subsection (b) of Code Section 25-10-1~~ Chapter 10 of Title 25,

unless such prohibition is expressly authorized by general law.

(b) If the sale of a product or service is regulated by Chapter 10 of Title 25, the governing authority of a county or municipal corporation shall not enact additional regulation of the sale or use or ~~explosion~~ ignition of such product or service, unless such additional regulation is expressly authorized by general law."

"(d) Notwithstanding subsections (a) and (b) of this Code section, the governing authority of a county or municipal corporation may further regulate the sale of consumer fireworks from temporary consumer fireworks retail sales stands until January 31, 2018.

(e) The governing authority of a county or municipal corporation shall not unreasonably delay or deny an application for a temporary consumer fireworks retail sales stand."

**SECTION 10.**

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

**SECTION 11.**

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

Senators Harbin of the 16th, McKoon of the 29th and Crane of the 28th offered the following amendment #1:

Amend Committee Sub 727 by strike lines – 264 – 265

On the adoption of the amendment, the yeas were 4, nays 40, and the Harbin, et al. amendment #1 to the committee substitute was lost.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

- |           |                |          |
|-----------|----------------|----------|
| Y Albers  | Y Hill, Jack   | Y Orrock |
| Y Beach   | Y Hill, Judson | Parent   |
| Y Bethel  | Y Hufstetler   | Y Rhett  |
| Y Black   | Y Jackson, B   | Y Seay   |
| Y Burke   | Y Jackson, L   | Y Shafer |
| Y Butler  | Y James        | Y Sims   |
| Y Cowsert | Y Jeffares     | Y Stone  |

Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

HB 727, having received the requisite constitutional majority, was passed by substitute.

HB 1036. By Representatives Hitchens of the 161st, Stephens of the 164th, Petrea of the 166th, Williams of the 168th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 22 of the O.C.G.A., relating to the exercise of power of eminent domain for special purposes, so as to change certain provisions relating to the exercise of power of eminent domain for construction of petroleum pipelines and the environmental permitting requirements for petroleum pipelines; to enact a temporary moratorium on the use of eminent domain for construction of petroleum pipelines and the permitting for construction of such pipelines so that a commission of elected officials and field experts can conduct a detailed study; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Stone of the 23rd.

The Senate Committee on Regulated Industries and Utilities offered the following substitute to HB 1036:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 3 of Title 22 of the Official Code of Georgia Annotated, relating to the exercise of power of eminent domain for special purposes, so as to change certain provisions relating to the exercise of power of eminent domain for construction of petroleum pipelines; to provide for legislative findings; to provide for definitions; to

enact a temporary moratorium on the use of eminent domain powers for construction of petroleum pipelines so that a commission of elected officials and field experts can conduct a detailed study; to ensure the exercise of eminent domain powers by petroleum pipelines is carried out in a prudent and responsible manner consistent with this state's essential public interests; to provide for the membership, powers, duties, compensation, and allowances of the commission; to provide for the abolishment of the commission; to suspend the exercise of the power of eminent domain by pipeline companies for a certain period; to provide for an exception; to suspend the receipt of certain applications and the issuance of certain approvals; to move existing provisions relating to the use of the power of eminent domain for natural or artificial gas; to provide for applicability; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 3 of Title 22 of the Official Code of Georgia Annotated, relating to the exercise of power of eminent domain for special purposes, is amended by revising Article 4, relating to the construction and operation of petroleum pipelines and gas pipelines, as follows:

"ARTICLE 4  
Part 1

22-3-80.

~~The General Assembly finds and declares that, based on an authorized study by the Petroleum Pipeline Study Committee created by the General Assembly, while petroleum pipelines are appropriate and valuable for use in the transportation of petroleum and petroleum products, there are certain problems and characteristics indigenous to such pipelines which require the enactment and implementation of special procedures and restrictions on petroleum pipelines and related facilities as a condition of the grant of the power of eminent domain to petroleum pipeline companies.~~ With respect to the siting and regulation of petroleum pipelines in this state, the General Assembly finds that:

- (1) The natural resources, environment, and vital areas of the state are of utmost importance to the state and its citizens and the State of Georgia has an essential public interest in establishing minimum standards for land use in order to protect and preserve its natural resources, environment, and vital areas;
- (2) State law presently grants pipeline companies the power to acquire property or interests in property through the use of eminent domain;
- (3) The procedures that pipeline companies are required to use to exercise such statutory powers of eminent domain have not been reviewed since the Petroleum Pipeline Study Committee created in an Act approved March 24, 1994 (Ga. L. 1994,

p. 229) and abolished on January 1, 1995, studied the issue;

(4) Technology has significantly advanced in the past decade and the pipeline industry has also changed;

(5) The vitally important issue of land use impacts associated with pipelines that are presently in use and being developed for future use merits a detailed study by elected officials and experts in this field to ensure that the exercise of eminent domain by pipeline companies is carried out in a prudent and responsible manner consistent with this state's essential public interest in establishing minimum standards for land use in order to protect and preserve its natural resources, environment, and vital areas; and

(6) A temporary moratorium on the exercise of eminent domain powers of pipeline companies through June 30, 2017, would provide the General Assembly with time to study the need for any changes to land use controls or restrictions related to pipeline companies seeking to deliver petroleum to residents of this state or other states, including but not limited to those related to siting of pipelines, and to assess various proposals relating to the eminent domain powers that pipeline companies presently enjoy, the issuance of certain environmental permits to pipeline companies, and the enactment of additional laws to ensure the consistency of pipeline development and operation with the state's land use goals and standards.

22-3-81.

As used in this article, the term:

(1) 'Commission' means the State Commission on Petroleum Pipelines created pursuant to Code Section 22-3-82.

~~(1)~~(2) 'Pipeline' means a pipeline constructed or to be constructed as a common carrier in interstate or intrastate commerce for the transportation of petroleum or petroleum products in or through this state.

~~(2)~~(3) 'Pipeline company' means a corporation organized under the laws of this state or which is organized under the laws of another state and is authorized to do business in this state and which is specifically authorized by its charter or articles of incorporation to construct and operate pipelines for the transportation of petroleum and petroleum products.

~~(3)~~(4) 'Pipeline facility' or 'pipeline facilities' means and includes the pipeline and all equipment or facilities, including lateral lines, essential to the operation of the pipeline but shall not include any storage tank or storage facility which is not being constructed as a part of the operation of the pipeline.

22-3-82.

There is created the State Commission on Petroleum Pipelines to be composed of three members of the House of Representatives to be appointed by the Speaker of the House of Representatives; three members of the Senate to be appointed by the President of the Senate; the director of the Environmental Protection Division of the Department of Natural Resources or his or her designee; the commissioner of community affairs or his or her designee; and five members to be appointed by the Governor, including one

member who shall represent the petroleum industry and four members who shall represent a cross section of the interests of local government, business, agriculture, and conservation. The Speaker of the House of Representatives and the President of the Senate shall each select a cochairperson. The cochairpersons shall call all meetings of the commission. Administrative support for the commission shall be provided by the staff of the Office of Planning and Budget, the staff of the Environmental Protection Division of the Department of Natural Resources, or the staff of the Department of Community Affairs, as appropriate.

22-3-83.

(a) The commission shall perform the following by December 31, 2016:

(1) Examine the impacts on land associated with pipeline siting, construction, and operation, including impacts associated with potential leaks and spills;

(2) Examine the current legal and regulatory structure pertinent to the protection of land uses and natural resources from impacts associated with pipeline siting, construction, and operation;

(3) Examine the purposes behind and necessity of, if any, Part 2 of this article and the grant therein of eminent domain powers to pipeline companies and the siting procedures therein and weigh those with the rights of property owners affected by the use of such eminent domain powers;

(4) Consider the extent to which the powers granted pipeline companies under Part 2 of this article, and more broadly the existing legal and regulatory system pertinent to the siting, construction, and operation of pipelines, are consistent with and implement Georgia's essential public interest in establishing minimum standards for land use in order to protect and preserve its natural resources, environment, and vital areas;

(5) Consider legal and regulatory mechanisms by which the eminent domain powers of pipeline companies can be appropriately restricted or controlled in order to ensure siting of pipelines that is consistent with current state and local land use policies and the protection of natural resources;

(6) Consider whether any changes to the siting procedures in this article are necessary to protect the residents of this state in consideration of whether the pipeline is delivering petroleum to customers inside or outside this state;

(7) Prepare a report summarizing the findings of the commission and submit such report to the President of the Senate and the Speaker of the House of Representatives and to the chairpersons of each of the standing committees of the Senate and of the House of Representatives which regularly consider proposed legislation related to transportation, energy, or natural resources; and

(8) Recommend to the General Assembly proposed legislation as necessary to accomplish the continuing goal of ensuring that pipeline siting, construction, and operation are consistent with and implement the State of Georgia's essential public interest in establishing minimum standards for land use in order to protect and preserve its natural resources, environment, and vital areas and to best serve the residents of this state.

(b) The legislative members of the commission shall be entitled to receive the compensation and allowances provided for in Code Section 28-1-8. Members of the commission who are state officials, other than legislative members, or state employees shall receive no compensation for their services on the commission but may be reimbursed for expenses incurred by them in the performance of their duties as members of the commission in the same manner as they are reimbursed for expenses in their capacities as state officials or employees. Members of the commission who are not legislators, state officials, or state employees shall receive a daily expense allowance in an amount the same as that specified in subsection (b) of Code Section 45-7-21, as well as the mileage or transportation allowance authorized for state employees, and the funds for payment thereof shall come from funds of the Department of Natural Resources.

(c) The commission may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this part.

(d) The commission shall stand abolished on January 1, 2017.

## Part 2

### 22-3-85.

(a)(1) The powers of eminent domain granted by this part to pipeline companies shall be temporarily suspended starting from the effective date of this Code section through and including June 30, 2017, in order to allow the commission to complete its report and recommendations and to allow the General Assembly to act on those recommendations during the 2017 legislative session.

(2) Between the effective date of this Code section and June 30, 2017:

(A) No pipeline company shall exercise any eminent domain powers under this part, including, without limitation, condemning any property through the exercise of eminent domain;

(B) The commissioner of transportation shall not accept any applications for or issue any certificates of public convenience and necessity provided for in Code Section 22-3-87;

(C) The Environmental Protection Division of the Department of Natural Resources shall not accept any applications for or issue any permits provided for in Code Section 22-3-88; and

(D) No state officer, official, or employee or any state agency, department, commission, or committee shall accept any applications for or issue any approval, permit, or document necessary for the construction of a pipeline, including, but not limited to, the granting of any easement, deed, license, or permission to cross over, under, or through any:

(i) Body of water, state wildlife management areas, heritage or historic preserve areas, or historical sites within this state;

(ii) Area of Particular Concern as set out in the State of Georgia Coastal



Management Program as such existed on January 1, 2016; or

(iii) Public road of the state highway system.

(b) The temporary suspension of the power of eminent domain provided in subsection (a) of this Code section shall not apply to acquisitions for the purpose of establishing the right to maintain an existing pipeline in place or to acquisitions within 200 feet of an existing pipeline for purposes of line replacements or relocations or for purposes of temporary work space for repairs of existing pipelines.

~~22-3-82~~ 22-3-86.

(a) Subject to the provisions and restrictions of this ~~article~~ part, pipeline companies are granted the ~~right~~ power to acquire property or interests in property by eminent domain for the construction, reconstruction, operation, and maintenance of pipelines in this state; provided, however, that prior to instigating eminent domain proceedings or threatening to do so, the pipeline company shall cause to be delivered to each landowner whose property may be condemned a written notice containing the following language in boldface type:

'CODE SECTIONS ~~22-3-80~~ 22-3-86 THROUGH ~~22-3-87~~ 22-3-91 OF THE OFFICIAL CODE OF GEORGIA ANNOTATED PROVIDE SPECIFIC REQUIREMENTS WHICH MUST BE FOLLOWED BY PETROLEUM PIPELINE COMPANIES BEFORE THEY MAY EXERCISE THE RIGHT TO CONDEMN YOUR PROPERTY. THOSE CODE SECTIONS ALSO PROVIDE SPECIFIC RIGHTS FOR YOUR PROTECTION. YOU SHOULD MAKE YOURSELF FAMILIAR WITH THOSE REQUIREMENTS AND YOUR RIGHTS PRIOR TO CONTINUING NEGOTIATIONS CONCERNING THE SALE OF YOUR PROPERTY TO A PETROLEUM PIPELINE COMPANY.'

(b) The restrictions and conditions imposed by this ~~article~~ part on the exercise of the power of eminent domain by ~~petroleum~~ pipeline companies shall not apply to relocations of pipelines necessitated by the exercise of a legal right by a third party or to any activities incident to the maintenance of an existing pipeline or existing pipeline right of way. A pipeline company shall have a right of reasonable access to property proposed as the site of a pipeline for the purpose of conducting a survey of the surface of such property for use in determining the suitability of such property for placement of a pipeline.

(c) After obtaining the certificate of convenience and necessity provided for in Code Section ~~22-3-83~~ 22-3-87 and after complying with the notice requirements set forth in subsection (a) of this Code section, a pipeline company shall have a right of reasonable access to any property proposed as the site of a pipeline for the purpose of conducting additional surveying which may be necessary in preparing its submission to the Department of Natural Resources as provided for in Code Section ~~22-3-84~~ 22-3-88.

(d) The owner of any property or property interest which is entered by a pipeline company for the purpose of surveying such property, as allowed in this Code section, or for access to or maintenance or relocation of an existing pipeline shall have the right to be compensated for any damage to such property incident to such entry. Any survey

conducted pursuant to this ~~article~~ part shall be conducted in such a fashion as to cause minimal damage to the property surveyed.

~~22-3-83~~ 22-3-87.

(a) Before exercising the ~~right~~ power of eminent domain as authorized in this ~~article~~ part, a pipeline company shall first obtain from the commissioner of transportation or the commissioner's designee a certificate of public convenience and necessity that such action by the pipeline company is authorized. Such certificate shall not be unreasonably withheld.

(b) The commissioner of transportation shall prescribe regulations pursuant to Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' relative to the requirements for obtaining a certificate of public convenience and necessity which shall include:

(1) A requirement that the application for such certificate shall include a description of the proposed project including its general route, a description of the public convenience and necessity which support the proposed pipeline route, the width of the proposed pipeline corridor up to a maximum width of one-third mile, ~~and~~ a showing that use of the power of eminent domain may be necessary ~~to~~ for construction of the pipeline, and a showing that the public necessity for the ~~petroleum~~ pipeline justifies the use of the power of eminent domain;

(2) A provision for reasonable public notice of the application and the proposed route;

(3) Provision for a hearing on the application and the filing and hearing of any objections to such application;

(4) A requirement that all hearings shall be held and a final decision rendered on any application not later than 90 days from the date of the publication of notice required in paragraph (2) of this subsection; and

(5) Such other reasonable requirements as shall be deemed necessary or desirable to a proper determination of the application.

(c) In the event the application is not approved or denied within the time period provided for in paragraph (4) of subsection (b) of this Code section, the application shall be deemed to be approved by operation of law.

(d) The approval and issuance of the certificate of public convenience and necessity shall not be subject to review. The denial of the certificate may be reviewed by a judge of the superior court of the county in which the pipeline company has an agent and place of doing business. The review shall be by petition filed within 30 days of the date of disapproval of the application and shall be determined on the basis of the record before the commissioner of transportation. The action of the commissioner of transportation shall be affirmed if supported by substantial evidence.

~~22-3-84~~ 22-3-88.

(a) In addition to obtaining a certificate as required in Code Section ~~22-3-83~~ 22-3-87, a pipeline company shall, prior to the exercise of the power of eminent domain, obtain a permit from the director of the Environmental Protection Division of the Department of

Natural Resources as provided in this Code section.

(b) The Board of Natural Resources shall, pursuant to Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' issue rules and regulations governing the obtaining of the permit provided for in subsection (a) of this Code section which shall include:

(1) Reasonable public notice to an owner of property who, after reasonable efforts, cannot personally be given the notice in subsection (a) of Code Section ~~22-3-82~~ 22-3-86;

(2) Reasonable public notice of the filing of an application for a permit;

(3) Provisions for hearings on all applications for such permits; and

(4) A requirement that no such permit shall be granted by the division unless, prior to the construction of any portion of the ~~petroleum~~ pipeline project for which the use of the power of eminent domain may be required, the pipeline company has submitted the proposed siting of such portion of the pipeline project to the division with appropriate notices thereof to affected parties and unless the division director determines after a hearing that the location, construction, and maintenance of such portion of the pipeline ~~is~~ are consistent with and not an undue hazard to the environment and natural resources of this state, determined in accordance with the factors set forth in subsection (c) of this Code section.

(c) In making the decision required by paragraph (4) of subsection (b) of this Code section, the director shall determine:

(1) Whether the proposed route of such portion of the pipeline is an environmentally reasonable route;

(2) Whether other corridors of public utilities already in existence may reasonably be used for the siting of such portion of the pipeline;

(3) The existence of any local zoning ordinances and that such portion of the project will comply with those ordinances unless to require such compliance would impose an unreasonable burden on the project as weighed against the purpose of such ordinances;

(4) That ample opportunity has been afforded for public comment, specifically including but not limited to comment by the governing body of any municipality or county within which the proposed project or any part thereof is to be located; and

(5) Such reasonable conditions to the permit as will allow the monitoring of the effect of the ~~petroleum~~ pipeline upon the property subjected to eminent domain and the surrounding environment and natural resources.

(d) In the event an application under this Code section is not approved or denied within 120 days of the date of the publication of notice required in paragraph (2) of subsection (b) of this Code section, the application shall be deemed to be approved by operation of law.

~~22-3-85~~ 22-3-89.

All hearings and appeals on applications for certificates and permits required under this ~~article~~ part shall be conducted in accordance with Chapter 13 of Title 50, the 'Georgia

Administrative Procedure Act,' provided that if the final decision of the Administrative Law Judge on any appeal is not rendered within 120 days from the date of filing of a petition for review, the decision of the director shall be affirmed by operation of law; and provided further that judicial review of the approval or denial of an application under Code Section ~~22-3-84~~ 22-3-88 shall be governed by Code Section 12-2-1.

~~22-3-86~~ 22-3-90.

When a pipeline company which has obtained the certification and permits required in this ~~article~~ part is unable to acquire the property or interest required for such certified or permitted project after reasonable negotiation with the owner of such property or interest, the company may acquire such property or interest by the use of the condemnation procedures authorized by Chapter 2 of this title.

~~22-3-87~~ 22-3-91.

If the portion of the ~~petroleum~~ pipeline route chosen and approved pursuant to Code Section ~~22-3-84~~ 22-3-88 unreasonably impacts any other property of the same owner which is not acquired by eminent domain as a part of such portion of the project, there shall be a right of compensation available under the laws of eminent domain for the fair market value of any such damage upon the trial of the case of the parcel taken.

~~22-3-88~~.

~~The power of eminent domain may be exercised by persons who are or may be engaged in constructing or operating pipelines for the transportation or distribution of natural or artificial gas and by persons who are or may be engaged in furnishing natural or artificial gas for heating, lighting, or power purposes in the State of Georgia."~~

## **SECTION 2.**

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

### "ARTICLE 4A

22-3-95.

The power of eminent domain may be exercised by persons who are or may be engaged in constructing or operating pipelines for the transportation or distribution of natural or artificial gas and by persons who are or may be engaged in furnishing natural or artificial gas for heating, lighting, or power purposes in this state."

## **SECTION 3.**

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

## **SECTION 4.**

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

Senators Hill of the 4th, Stone of the 23rd, Unterman of the 45th and Watson of the 1st offered the following amendment #1:

*Amend the Senate Committee on Regulated Industries and Utilities substitute to HB 1036 (LC 36 3060S) by deleting "to provide for applicability;" on line 14.*

*By deleting "accept any applications for or" on line 156.*

*By deleting lines 165 through 169 and inserting in lieu thereof the following:*

(b) The temporary suspension of the power of eminent domain provided in subsection (a) of this Code section and temporary suspension of the issuance of approvals, permits, or documents provided in subparagraph (D) of paragraph (2) of subsection (a) of this Code section shall not apply to acquisitions, approvals, permits, or documents for the purposes of:

- (1) Maintaining an existing pipeline facility in place;
- (2) Replacing lines within 200 feet of an existing pipeline facility; or
- (3) Relocating temporary work space for repairs of an existing pipeline facility.

For purposes of this subsection, the term 'existing pipeline facility' means a pipeline facility constructed and in use prior to January 1, 2016.

On the adoption of the amendment, there were no objections, and the Hill of the 4th, et al. amendment #1 to the committee substitute was adopted.

Senators Hill of the 6th and Hufstetler of the 52nd offered the following amendment #2:

*Amend the Senate Committee on Regulated Industries and Utilities substitute to HB 1036 (LC 36 3060S) by adding after "approvals;" on line 13 the following:  
to provide for statutory construction;*

*By deleting "to provide for applicability;" on line 14.*

*By adding "and" at the end of line 151 and by deleting lines 154 through 164 and inserting in lieu thereof the following:*

22-3-88.

*By deleting lines 298 through 302 and inserting in lieu thereof the following:*

~~22-3-88. 22-3-92.~~

The power of eminent domain may be exercised by persons who are or may be engaged in constructing or operating pipelines for the transportation or distribution of natural or artificial gas and by persons who are or may be engaged in furnishing natural or artificial gas for heating, lighting, or power purposes in the State of Georgia. Nothing in this article shall be construed to eliminate any requirement to obtain any permits, easements, or other permission under Title 12 or any other provision of law that may be

required for the use of property acquired by any means for construction of a pipeline or for any pipeline project."

Senator Hill of the 6th asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Hill of the 6th, Hufstetler amendment #2 was withdrawn.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 1.

HB 1036, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/15/16

Due to business outside the Senate Chamber, I missed the vote on HB 1036. Had I been present, I would have voted "yes".

/s/ Donzella J. James  
District 35

HB 219. By Representatives Jones of the 167th, Atwood of the 179th and Werkheiser of the 157th:

A BILL to be entitled an Act to amend Chapter 45 of Title 31 of the Official Code of Georgia Annotated, relating to health and public swimming pools, so as to exempt certain privately owned swimming pools from inspection and licensing requirements; to authorize inspection requests to board of health by residents or owners; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Ligon, Jr. of the 3rd.

The Senate Committee on Agriculture and Consumer Affairs offered the following substitute to HB 219:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 45 of Title 31 of the Official Code of Georgia Annotated, relating to health and public swimming pools, so as to exempt pools that are part of a condominium association or townhome from certain regulatory requirements; to authorize inspection requests to the county board of health by residents or owners; to allow those pools which are part of a condominium association or townhome to be governed in accordance with state law rather than local ordinances; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 45 of Title 31 of the Official Code of Georgia Annotated, relating to health and public swimming pools, is amended by revising Code Section 31-45-3, relating to definitions, as follows:

"31-45-3.

As used in this chapter, the term 'public swimming pool,' 'swimming pool,' or 'pool' means any structure, chamber, or tank containing an artificial body of water ~~used by the~~ open to the general public for swimming, diving, wading, recreation, or therapy, together with buildings, appurtenances, and equipment used in connection with the body of water, regardless of whether a fee is charged for its use. The term includes municipal, school, hotel, or motel pools and any pool to which access is granted in

exchange for payment of a daily fee. ~~This chapter shall not apply to~~ The term shall not include a private pool or hot tub serving a single-family dwelling and used only by the residents of the dwelling and their guests. This chapter also shall not apply to apartment complex pools, country club pools, subdivision pools which are open only to residents of the subdivision and their guests The term shall also not include pools serving a country club, subdivision, apartment complex, condominium association, or townhome which are open only to residents or members thereof and their guests, therapeutic pools used in physical therapy programs operated by medical facilities licensed by the department or operated by a licensed physical therapist, therapeutic chambers drained, cleaned, and refilled after each individual use, or to religious ritual baths used solely for religious purposes; provided, however, that such term shall include such pools serving a country club, subdivision, condominium association, or townhome for purposes of regulations promulgated pursuant to this chapter relating to minimum construction standards."

### SECTION 2.

Said chapter is further amended by revising Code Section 31-45-12, relating to inspection of unregulated pools, as follows:

"31-45-12.

Notwithstanding any provision of Code Section 31-45-13 regarding the applicability of this chapter to the contrary, a resident, member, or owner of an apartment complex, country club, subdivision, condominium association, or townhome that is not subject to regulation under this chapter or local ordinance may request that the county board of health inspect a ~~pool at such apartment complex~~ common area pool located therein. Upon receipt of such a request, the county board of health shall have the authority to inspect such pool at any reasonable time and in a reasonable manner and issue a report on the condition of such pool to such owner and to the requesting party, if other than such owner; provided, however, that such report shall be for informational purposes only and no fines, fees, charges, or other penalties, monetary or otherwise, shall be assessed with regard to the inspection or report."

### SECTION 3.

Said chapter is further amended by revising Code Section 31-45-13, relating to applicability of the chapter, as follows:

"31-45-13.

(a) ~~The~~ Except as provided in subsection (b) of this Code section, the provisions of this chapter shall not apply only in those counties where local rules and regulations governing public swimming pools ~~are not~~ were in effect on December 31, 2000. Nothing in this chapter shall be construed to limit the authority of a county to adopt an ordinance or resolution regarding public swimming pools that applies to apartment complex pools.

(b)(1) Any country club, subdivision, condominium association, or townhome lying within a county generally exempted from this chapter under subsection (a) of this



Code section which is part of a complex containing a common area pool with a bather or load capacity of 75 people or fewer may instead elect to be governed solely under the provisions of this chapter by providing written notice to the department and the county board of health; provided, however, that no such election shall be made for any condominium association or townhome complex unless such condominium association or townhome complex is controlled by the owners of the individual dwelling units therein.

(2)(A) Any such country club, subdivision, condominium association, or townhome complex that so elects under paragraph (1) of this subsection shall have all common area pools located therein inspected by the applicable county board of health once each year; provided, however, that the inspection shall occur no more than 30 days prior to the seasonal opening for any such common area pool that is not operated continuously throughout the year.

(B) The inspection shall be limited to issues relating to:

(i) Compliance with federal law regarding suction outlet covers;

(ii) Availability of lifesaving and rescue equipment, to the extent required by local ordinance;

(iii) Security of access to such common area pool;

(iv) Water quality; and

(v) Adequacy of electrical systems.

(C) If any common area pool fails to meet the inspection standards set forth in subparagraph (B) of this paragraph, the department shall suspend operations thereof until a follow-up inspection confirms that such standards are met; provided, however, that any such follow-up inspection shall be limited to review of those matters detailed in the initial inspection as having failed to meet such standards. In addition, such notice shall be posted in a conspicuous location at such common area pool until operations resume.

(D) The county board of health may charge an inspection fee not to exceed the usual and customary rate, and such fee may be charged for any follow-up inspection.

(3) Such election shall be effective until the department and county board of health receive written notice of rescission from such country club, subdivision, condominium association or townhome complex; provided, however, that each such election or rescission shall be effective for not less than one year. Upon rescission, the country club, subdivision, condominium association, or townhome complex shall be governed by applicable local ordinances.

(4) The department shall promulgate rules and regulations necessary to administer and enforce this subsection in an efficient and effective manner."

#### **SECTION 4.**

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

Senators Ligon of the 3rd, Williams of the 19th and Kirk of the 13th offered the following amendment #1:

*Amend the substitute to HB 219 (LC 40 1170S) by replacing lines 86 through 87 with the following:*

(D) The county board of health may charge an inspection fee which shall not exceed the actual cost of inspection, and such fee may be charged for any follow-up inspection.

On the adoption of the amendment, the President asked unanimous consent.

Senator Unterman of the 45th objected.

On the adoption of the amendment, the yeas were 14, nays 21, and the Ligon, et al. amendment #1 to the committee substitute was lost.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	N Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 6.

HB 219, having received the requisite constitutional majority, was passed by substitute.

At 12:25 p.m. the President announced that the Senate would stand at ease until 1:15 p.m.

At 1:25 p.m. the President called the Senate to order.

The following Senators were excused for business outside the Senate Chamber:

Hill of the 32nd                      Tippins of the 37th

The Calendar was resumed.

HB 588. By Representatives Clark of the 101st, Cooper of the 43rd, Broadrick of the 4th, Kidd of the 145th, Rynders of the 152nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to regulation of controlled substances, so as to change provisions relating to possession of substances containing ephedrine, pseudoephedrine, and phenylpropanolamine and restrictions on sales of products containing pseudoephedrine; to provide for real-time tracking of sales of products containing ephedrine, norpseudoephedrine, pseudoephedrine, and phenylpropanolamine; to provide for definitions; to revise provisions relating to exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Unterman of the 45th.

Senators Jeffares of the 17th, Jones of the 25th, Unterman of the 45th and Hufstetler of the 52nd offered the following amendment #1:

*Amend the substitute to HB 588 (LC 33 6465S) by inserting after "exceptions;" on line 6 the following:*

to amend Code Section 43-34-103 of the Official Code of Georgia Annotated, relating to delegation of authority to physician assistants, so as to authorize a physician to delegate to a physician assistant the authority to prescribe hydrocodone compound products; to provide for a limitation; to provide for additional continuing education requirements regarding Schedule II controlled substances;

*By inserting between lines 177 and 178 the following:*

Code Section 43-34-103 of the Official Code of Georgia Annotated, relating to delegation of authority to physician assistants, is amended in subsection (e.1) by revising paragraph (1) and by adding a new paragraph to read as follows:

"(e.1)(1)(A) In addition to and without limiting the authority granted by Code Section 43-34-23, a physician may delegate to a physician assistant, in accordance with a job description, the authority to issue a prescription drug order or orders for any device as defined in Code Section 26-4-5 or to issue any dangerous drug as defined in Code Section 16-13-71 or any Schedule III, IV, or V controlled substance as defined in Code Section 16-13-21 on a prescription drug order or prescription device order form as specified in paragraph (3) of this subsection.

(B) A physician may delegate to a physician assistant the authority to issue a prescription drug order or orders for up to a 15 day supply of a Schedule II controlled substance as defined in Code Section 16-13-26 that is a hydrocodone compound product:

(i) If the authority to prescribe such drug is within the scope of practice of such physician;

(ii) If the issuance of such prescription drug order or orders is within such physician assistant's job description; and

(iii) In accordance with requirements and limitations established by the board.

(C) Delegation of such authority shall be contained in the job description required by this Code section. The delegating physician shall remain responsible for the medical acts of the physician assistant performing such delegated acts and shall adequately supervise the physician assistant. If an existing job description for a physician assistant does not contain such authority to order a prescription drug or device order as provided by this subsection, that physician assistant may not issue any such prescription drug or device order until a new job description delegating such authority is submitted to and approved by the board.

(D) Except as provided in subparagraph (B) of this paragraph, nothing ~~Nothing~~ in this Code section shall be construed to authorize the written prescription drug order of a Schedule I or II controlled substance."

"(11.1) A physician assistant delegated the authority by the primary supervising physician to issue a prescription drug order for a Schedule II controlled substance in accordance with subparagraph (B) of paragraph (1) of this subsection shall be required to complete three hours of continuing education biennially in the appropriate ordering and use of Schedule II controlled substances. Such hours of continuing education shall be counted toward the overall biennial continuing education requirements established by the board for physician assistants."

### SECTION 3.

On the adoption of the amendment, the President asked unanimous consent.

Senator Heath of the 31st objected.

On the adoption of the amendment, the yeas were 22, nays 3, and the Jeffares, et al. amendment #1 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	E Hill, Judson	Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Seay
Y Burke	Y Jackson, L	Shafer
Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Thompson, C
Y Fort	Y Kennedy	E Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
N Heath	Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 39, nays 1.

HB 588, having received the requisite constitutional majority, was passed as amended.

The following communications were received by the Secretary:

3/15/16

Due to business outside the Senate Chamber, I missed the vote on HB 588. Had I been present, I would have voted "Yes"

/s/ Fran Millar  
District 40

3/15/16

Due to business outside the Senate Chamber, I missed the vote on HB 588. Had I been present, I would have voted "Yes"

/s/ Elena Parent  
District 42

March 15, 2016

Due to business outside the Senate Chamber, I missed the vote on HB 588. Had I been present, I would have voted "Yes"

/s/ David Shafer  
District 48

HB 649. By Representatives Cooper of the 43rd, Clark of the 101st, Knight of the 130th, Jones of the 53rd, Stephenson of the 90th and others:

A BILL to be entitled an Act to amend Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to physicians, acupuncturists, and others, so as to require licensure of lactation consultants; to provide for a short title; to provide for legislative findings; to provide for definitions; to provide for an advisory committee; to provide for licensure application and qualifications; to provide for license renewal; to provide for statutory construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Burke of the 11th.

The Senate Committee on Health and Human Services offered the following substitute to HB 649:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, so as to require licensure of lactation consultants; to provide for a short title; to provide for legislative findings; to provide for definitions; to provide for an advisory group; to provide for licensure application and qualifications; to provide for license renewal and revocation; to provide for sanctions; to provide for statutory construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, is amended by adding a new chapter to read as follows:

"CHAPTER 22A43-22A-1.

This chapter shall be known and may be cited as the 'Georgia Lactation Consultant Practice Act.'

43-22A-2.

The General Assembly acknowledges that the application of specific knowledge and skills relating to breastfeeding is important to the health of mothers and babies and acknowledges further that the rendering of sound lactation care and services in hospitals, physician practices, private homes, and other settings requires trained and competent professionals. It is declared, therefore, to be the purpose of this chapter to protect the health, safety, and welfare of the public by providing for the licensure and regulation of the activities of persons engaged in lactation care and services.

43-22A-3.

As used in this chapter, the term:

(1) 'Advisory group' means the group appointed pursuant to Code Section 43-22A-4.

(2) 'Applicant' means any person seeking a license under this chapter.

(3) 'International Board Certified Lactation Consultant (IBCLC)' means a person who holds current certification from the International Board of Lactation Consultant Examiners (IBLCE) after demonstrating the appropriate education, knowledge, and experience necessary for independent clinical practice.

(4) 'International Board of Lactation Consultant Examiners (IBLCE)' means the international organization that certifies IBCLCs and is independently accredited by the National Commission of Certifying Agencies.

(5) 'Lactation care and services' means the clinical application of scientific principles and a multidisciplinary body of evidence for evaluation, problem identification, treatment, education, and consultation to childbearing families regarding lactation care and services. Lactation care and services shall include, but not be limited to:

(A) Lactation assessment through the systematic collection of subjective and objective data;

(B) Analysis of data and creation of a lactation care plan;

(C) Implementation of a lactation care plan with demonstration and instruction to parents and communication to the primary health care provider;

(D) Evaluation of outcomes;

(E) Provision of lactation education to parents and health care providers; and

(F) The recommendation and use of assistive devices.

(6) 'Lactation consultant' means:

(A) A person duly licensed under this chapter to practice lactation care and services; or

(B) A health care professional duly licensed pursuant to such health care professional's licensing requirements to perform lactation care and services who is

also an IBCLC in good standing with the IBLCE, or its successor organization; provided, however, that such health care professional shall not be deemed to be licensed under this chapter nor be entitled to use the title 'licensed lactation consultant' or 'licensed L.C.' without having met the requirements of Code Section 43-22A-7.

(7) 'License' means a license to practice as a lactation consultant pursuant to this chapter.

(8) 'Office' means the office of the Secretary of State.

(9) 'Practice' means rendering or offering to render any lactation care and services to any individual, family, or group of individuals.

(10) 'Secretary' means the Secretary of State or his or her designee.

#### 43-22A-4.

(a) There is created within the office a Lactation Consultant Advisory Group which shall consist of five members.

(b) The Secretary shall appoint all members of the advisory group. The advisory group shall consist of persons familiar with the practice of lactation care and services to provide the Secretary with expertise and assistance in carrying out his or her duties pursuant to this chapter.

(c) The Secretary shall appoint members of the advisory group to serve for terms of four years. The Secretary shall appoint four members who are lactation consultants in this state and one member who is a consumer.

(d) Members shall serve without compensation.

(e) Members may serve consecutive terms at the will of the Secretary. Any vacancy shall be filled in the same manner as the regular appointments. The Secretary may remove members of the advisory group for incompetence, neglect of duty, unprofessional conduct, conviction of any felony, failure to meet the qualifications of this chapter, or committing any act prohibited by this chapter.

#### 43-22A-5.

(a) The advisory group shall meet at least once per year or as otherwise called by the Secretary.

(b) The Secretary shall consult with the advisory group prior to setting or changing fees as provided for in this chapter.

(c) The advisory group may facilitate the development of materials that the Secretary may utilize to educate the public concerning lactation consultant licensure, the benefits of lactation care and services, and utilization of lactation care and services by individuals and in facilities or institutional settings.

(d) The advisory group may act as a facilitator of state-wide dissemination of information between lactation consultants, the International Board of Lactation Consultant Examiners or its successor organization, and the Secretary.

(e) The advisory group shall provide analysis of disciplinary actions taken, appeals and denials, and revocation of licenses at least once per year.



(f) The Secretary shall seek the advice of the advisory group for issues related to lactation care and services.

43-22A-6.

The Secretary may grant, upon application and payment of proper fees, a license without examination to a person who, at the time of application, either:

- (1) Holds a valid license to practice lactation care and services issued by another state, political territory, or jurisdiction acceptable to the Secretary if, in the Secretary's opinion, the requirements for that license are substantially equal to or greater than the requirements of this chapter; or
- (2) Presents evidence satisfactory to the Secretary that the applicant is an IBCLC in good standing with the IBLCE, or its successor organization.

43-22A-7.

Except as provided in paragraph (4) of this Code section, each applicant for a license as a lactation consultant shall be at least 18 years of age, shall have submitted a completed application upon a form and in such manner as the Secretary prescribes, accompanied by applicable fees, and shall be in compliance with the following requirements:

- (1) Meeting the international education and clinical standards established for IBCLCs by the IBLCE, or its successor organization;
- (2) Providing proof of successful completion of the IBLCE examination or the examination of any successor organization;
- (3) Having satisfactory results from a criminal background check report conducted by the Georgia Crime Information Center and the Federal Bureau of Investigation, as determined by the Secretary. Application for a license under this Code section shall constitute express consent and authorization for the Secretary to perform a criminal background check. Each applicant who submits an application to the Secretary for licensure agrees to provide the Secretary with any and all information necessary to run a criminal background check, including, but not limited to, classifiable sets of fingerprints. The applicant shall be responsible for all fees associated with the performance of such background check; and
- (4) Completing such other requirements as may be prescribed by the Secretary.

43-22A-8.

After evaluation of an application and other evidence submitted, the Secretary shall notify each applicant that the application and evidence submitted are satisfactory and accepted or unsatisfactory and rejected. If rejected, the notice shall state the reasons for the rejection.

43-22A-9.

- (a) A license issued by the Secretary is the property of the Secretary and must be surrendered on demand.
- (b) The licensee shall display the license in an appropriate and public manner.

- (c) The licensee shall inform the Secretary of any change of address.
- (d) The license shall be renewed biennially if the licensee is not in violation of this chapter at the time of application for renewal and if the applicant fulfills current requirements of continuing education as established by the Secretary.
- (e) Each person licensed under this chapter is responsible for renewing his or her license before the expiration date.
- (f) Under procedures and conditions established by the Secretary, a licensee may request that his or her license be declared inactive. The licensee may apply for active status at any time, and upon meeting the conditions set by the Secretary, such license shall be declared active.

#### 43-22A-10.

The Secretary, in consultation with the advisory group, may impose on a licensed lactation consultant any sanction authorized under subsection (c) of Code Section 43-22A-12 upon a finding of any conduct specified in subsection (a) of Code Section 43-22A-12.

#### 43-22A-11.

On and after July 1, 2018, no person without a license as a lactation consultant issued pursuant to this chapter shall use the title 'licensed lactation consultant' or 'licensed L.C.' or practice lactation care and services, provided that this chapter shall not prohibit any practice of lactation care and services that is exempt pursuant to the provisions set forth in Code Section 43-22A-13.

#### 43-22A-12.

(a) The Secretary may revoke, suspend, deny, or refuse to issue or renew a license; place a licensee on probation; or issue a letter of admonition upon proof that the licensee or applicant:

- (1) Has procured or attempted to procure a license by fraud, deceit, misrepresentation, misleading omission, or material misstatement of fact;
- (2) Has been convicted of a felony or of any crime involving moral turpitude as provided under state law;
- (3) Has willfully or negligently acted in a manner inconsistent with the health or safety of persons under such licensee's care;
- (4) Has had a license to practice a business or profession suspended or revoked or has otherwise been subject to discipline related to such licensee's practice of a business or profession in any other jurisdiction;
- (5) Has committed a fraudulent act that materially affects the fitness of the licensee or applicant to practice a business or profession;
- (6) Excessively or habitually uses alcohol or drugs, provided that the Secretary shall not discipline a licensee under this paragraph if such licensee is enrolled in a substance abuse program approved by the office; or
- (7) Has a physical or mental disability that renders such licensee incapable of safely

administering lactation care and services.

(b) The Secretary is authorized to conduct investigations into allegations of conduct described in subsection (a) of this Code section.

(c) In addition to revoking, suspending, denying, or refusing to renew a license, the Secretary may fine a licensee found to have violated any provision of this chapter or any rule adopted by the Secretary under this chapter not less than \$100.00 nor more than \$500.00 for each violation.

(d) The provisions of Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' shall be applicable to the Secretary and the provisions of this chapter.

43-22A-13.

Nothing in this chapter shall be construed to affect or prevent:

(1) Persons licensed to practice the professions of dentistry, medicine, osteopathy, chiropractic, nursing, physician assistant, or dietetics from engaging in the practice of lactation care and services when incidental to the practice of their profession, except such persons shall not use the title 'licensed lactation consultant' or 'licensed L.C.';

(2) Doulas and perinatal and childbirth educators from performing education functions consistent with the accepted standards of their respective occupations, except such persons shall not use the title 'licensed lactation consultant' or 'licensed L.C.' or designate themselves by any other term or title which implies that such person has the clinical skills and education comparable to a licensed lactation consultant;

(3) The practice of lactation care and services by students, interns, or persons preparing for the practice of lactation care and services under the qualified supervision of a lactation consultant or any licensed professional listed in paragraph (1) of this Code section;

(4) Employees of the United States government or any bureau, division, or agency thereof from engaging in the practice of lactation care and services within the discharge of the employees' official duties so long as such employees are performing their duties within the recognized confines of a federal installation regardless of whether jurisdiction is solely federal or concurrent;

(5) Employees of a department, agency, or division of state, county, or local government from engaging in the practice of lactation care and services within the discharge of the employees' official duties, including, but not limited to, peer counselors working within the Special Supplemental Nutrition Program for Women, Infants, and Children;

(6) Individual volunteers from providing lactation care and services, provided that:

(A) Such volunteers shall not use the title 'licensed lactation consultant' or 'licensed L.C.', shall not state that they are licensed to practice lactation care and services, and shall not designate themselves by any other term or title which implies that such volunteers have the clinical skills and education comparable to a licensed lactation consultant;

(B) Their volunteer service is performed without fee or other form of

compensation, monetary or otherwise, from the individuals or groups served; and

(C) Such volunteers receive no form of compensation, monetary or otherwise, except for administrative expenses, such as mileage;

(7) A nonresident IBCLC from practicing lactation care and services in this state for five days without licensure or up to 30 days with licensure from another state if the requirements for licensure in such other state are substantially equal to the requirements contained in this chapter; or

(8) Other health care related professionals from seeking licensure for their professions."

## SECTION 2.

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

Senators Jeffares of the 17th, Jones of the 25th, Unterman of the 45th, and Hufstetler of the 52nd offered the following amendment #1:

*Amend the substitute to HB 649 (LC 33 6581S) by inserting after "statutory constuction;" on line 5 the following:*

to authorize a physician to delegate to a physician assistant the authority to prescribe hydrocodone compound products; to provide for a limitation; to provide for additional continuing education requirements regarding Schedule II controlled substances;

*By inserting between lines 214 and 215 the following:*

Said title is further amended in Code Section 43-34-103, relating to delegation of authority to physician assistants, by revising paragraph (1) and by adding a new paragraph to subsection (e.1) to read as follows:

"(e.1)(1)(A) In addition to and without limiting the authority granted by Code Section 43-34-23, a physician may delegate to a physician assistant, in accordance with a job description, the authority to issue a prescription drug order or orders for any device as defined in Code Section 26-4-5 or to issue any dangerous drug as defined in Code Section 16-13-71 or any Schedule III, IV, or V controlled substance as defined in Code Section 16-13-21 on a prescription drug order or prescription device order form as specified in paragraph (3) of this subsection.

(B) A physician may delegate to a physician assistant the authority to issue a prescription drug order or orders for up to a 15 day supply of a Schedule II controlled substance as defined in Code Section 16-13-26 that is a hydrocodone compound product:

(i) If the authority to prescribe such drug is within the scope of practice of such physician;

(ii) If the issuance of such prescription drug order or orders is within such physician assistant's job description; and

(iii) In accordance with requirements and limitations established by the board.

(C) Delegation of such authority shall be contained in the job description required by this Code section. The delegating physician shall remain responsible for the

medical acts of the physician assistant performing such delegated acts and shall adequately supervise the physician assistant. If an existing job description for a physician assistant does not contain such authority to order a prescription drug or device order as provided by this subsection, that physician assistant may not issue any such prescription drug or device order until a new job description delegating such authority is submitted to and approved by the board.

(D) Except as provided in subparagraph (B) of this paragraph, nothing ~~Nothing~~ in this Code section shall be construed to authorize the written prescription drug order of a Schedule I or II controlled substance."

"(11.1) A physician assistant delegated the authority by the primary supervising physician to issue a prescription drug order for a Schedule II controlled substance in accordance with subparagraph (B) of paragraph (1) of this subsection shall be required to complete three hours of continuing education biennially in the appropriate ordering and use of Schedule II controlled substances. Such hours of continuing education shall be counted toward the overall biennial continuing education requirements established by the board for physician assistants."

### SECTION 3.

Senator Jeffares of the 17th asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Jeffares, et al. amendment #1 was withdrawn.

Senators Kirk of the 13th and Jackson of the 2nd offered the following amendment #2:

Amend Committee Sub. 649 by adding after line 33 the following:

“Professional counseling includes the diagnosis of mental, emotional and addictive problems, conditions and disorders.”

Senator Parent of the 42nd requested a ruling of the Chair as to the germaneness of the Kirk, Jackson of the 2nd amendment #2 to the committee substitute.

The President ruled the amendment not germane.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay

Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	E Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 46, nays 4.

HB 649, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/15/16

Due to business outside the Senate Chamber, I missed the vote on HB 649. Had I been present, I would have voted "Yes".

/s/ Tyler Harper  
District 7

HB 811. By Representatives Williamson of the 115th, Powell of the 171st, Brockway of the 102nd, Morris of the 156th, England of the 116th and others:

A BILL to be entitled an Act to extensively amend Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, so as to update, modernize, and streamline numerous Code sections to provide for efficient regulation of banks, trust companies, credit unions, merchant acquirer limited purpose banks, and the mortgage lending industry; to update and eliminate certain provisions to comply with federal law; to update certain provisions to comply with federal court decisions; to revise powers and duties of the Department of Banking and Finance; to delete all appearances of and references to the term "building and loan associations"; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Kennedy of the 18th.

Senators Jones of the 25th, Jeffares of the 17th, Mullis of the 53rd, Kennedy of the 18th and Bethel of the 54th offered the following amendment #1:

Amend HB 811 by adding the following after line 1541 a new section 8-2 as follows:

Products authorized under O.C.G.A. 44-12-130 et seq. that are subject to rules adopted under the authority of 12 USC 5491 et seq. may be offered for a fixed term so long as such products are fully amortized by the end of such term. Provisions of Title 7, chapter 4 shall not be applicable if such products adhere to limits set forth in 44-12-130.

On the adoption of the amendment, there were no objections, and the Jones of the 25th, et al. amendment #1 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	E Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 1.

HB 811, having received the requisite constitutional majority, was passed as amended.

Senator Harper of the 7th asked unanimous consent that the Senate Rules be suspended in order for the following resolution to be withdrawn from the Senate Committee on Public Safety and committed to the Senate Committee on Rules:

SR 1098. By Senators VanNess of the 43rd and Mullis of the 53rd:

A RESOLUTION creating the Senate Crime Study Committee; and for other purposes.

The consent was granted, and SR 1098 was committed to the Senate Committee on Rules.

The Calendar was resumed.

HB 815. By Representatives Rhodes of the 120th, McCall of the 33rd, Broadrick of the 4th, Williams of the 119th, Knight of the 130th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to meat inspection, so as to provide for the inspection and regulation of certain avian meat products and facilities related to the processing of such products for human consumption; to provide for uniformity; to remove an obsolete provision relating to enforcement responsibility; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Jones of the 25th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	E Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson



Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

HB 815, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3-15-16

Due to business outside the Senate Chamber, I missed the vote on HB 815. Had I been present, I would have voted "yes".

/s/ Jesse Stone  
District 23

Senator Albers of the 56th asked unanimous consent to reconsider the following bill:

SB 438. By Senator Williams of the 19th:

A BILL to be entitled an Act to repeal the amendment to the Constitution of Georgia providing that the county officers of Telfair County shall be ineligible to hold office under certain conditions; to provide for legislative intent; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to repeal conflicting laws; and for other purposes.

There was no objection and SB 438 was reconsidered.

Senator Albers of the 56th asked unanimous consent that SB 438 be placed on the Table. The consent was granted, and SB 438 was placed on the Table.

The Calendar was resumed.

HB 739. By Representatives Tanner of the 9th, Dudgeon of the 25th, Brockway of the 102nd, Rice of the 95th, Harrell of the 106th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide that the state recommendation process for instructional materials

and content is optional; to require a review and recommendation process for locally approved instructional materials and content; to provide for public review of proposed and approved instructional materials and content; to provide for the designation of a school system coordinator; to provide for an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Gooch of the 51st.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	E Hill, Judson	Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Jackson, L	Y Shafer
N Butler	Y James	Sims
Y Cowsert	Y Jeffares	Stone
N Crane	Y Jones, B	N Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Y Thompson, C
N Fort	Y Kennedy	E Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 38, nays 8.

HB 739, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

3/15/16

Due to business outside the Senate Chamber, I missed the vote on HB 739. Had I been present, I would have voted "yes".

/s/ Gail Davenport  
District 44

3-15-16

Due to business outside the Senate Chamber, I missed the vote on HB 739. Had I been present, I would have voted “yes”.

/s/ Jesse Stone  
District 23

The following Senators were excused for business outside the Senate Chamber:

Bethel of the 54th                      Williams of the 27th

HB 951. By Representatives Nimmer of the 178th, Powell of the 171st, Abrams of the 89th, Dickey of the 140th, Smyre of the 135th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use taxes, so as to create a new exemption for admissions to major sporting events; to provide a definition; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Miller of the 49th.

The following Fiscal Note, as required by law, was read by the Secretary:



## **Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

February 23, 2016

Honorable Jay Powell  
 Chairman, House Ways and Means  
 133 State Capitol  
 Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
 House Bill 951 (LC 34 4805)

Dear Chairman Powell:

The bill would exempt from sales and use taxation the cost of admissions to certain major sporting events in Georgia. These include specific events identified in the bill and any other sporting event determined by the commissioners of the Departments of Economic Development and Revenue to be expected to generate \$50 million or more of revenue in the host locality, "including but not limited to spending on lodging, meals, vehicle rentals, and admissions to tourist attractions." The proposed exemption, if passed, would be effective beginning January 1, 2017.

Georgia State University's Fiscal Research Center found that the bill would result in varying revenue losses over the fiscal year 2017-2021 period, depending on the number of expected qualifying events. Revenue effects depend on, among other things, the dates of already-scheduled qualified events, and the terms and success of bids on events for which Georgia entities may compete. The appendix details the events that would qualify due to being specifically identified by the bill language, regardless of revenue generated for the host locality, and those that likely or potentially would qualify based on reaching the revenue threshold. Table 1 summarizes the estimated state and local revenue effects of those events that are certain or highly certain to qualify, and are currently scheduled to be held in Georgia in FY 2017-21. Events that might be held here, subject to a bidding or award process, are evaluated in the appendix, but not included in Table 1 due to high uncertainty as to their being awarded to a Georgia host city or venue.

**Table 1. State and Local Revenue Loss**

<i>(\$ millions)</i>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</b>
State Revenue Effect	\$0.9	\$2.6	\$0.9	\$2.7	\$1.0
Local Revenue Effect	\$0.9	\$2.6	\$0.9	\$2.7	\$1.0

Sincerely,

/s/ Greg S. Griffin  
 State Auditor

/s/ Teresa A. MacCartney, Director  
 Office of Planning and Budget

### **Analysis by the Fiscal Research Center**

The subject bill proposed to exempt from sales and use taxation the cost of admissions to major sporting events in Georgia, including, but not limited to, the following:

- National Football League Championship Game (NFL Super Bowl);
- "any semifinal game or championship game of a national collegiate tournament";
- Major League Baseball (MLB) All-Star Game;
- Major League Soccer (MLS) All-Star Game;
- National Basketball Association (NBA) All-Star Game; and
- "any other major sporting event determined by the commissioner of economic development and the state revenue commissioner to be expected to generate revenue of at least \$50 million in the host locality."

Event category #2 is vague and, interpreted strictly as written, would include national collegiate tournaments for any sport, in any division or level of college sports. The National Collegiate Athletic Association (NCAA) awards national championships in 23 sports, all but three with separate championships for men and women, and each of those with one to four divisions. This results in 42 men's, 44 women's, and three coed sports national championships annually. Though any could qualify based on the language of the bill, only the largest events are evaluated for this fiscal note. These include the men's and women's Division I basketball tournament "Final Four" games (NCAA MFF and WFF, respectively) and the semi-final and final games of the Division I Football Bowl Subdivision College Football Playoff (NCAA CFP).

For event category #6, any event in any sport may qualify if the organizers can show sufficient direct revenues in the host locality arising from the event. Revenues, for purposes of the \$50 million threshold, include any expenditures in the host locality by consumers or businesses, which can be shown to arise from the holding of the event. This is defined to specifically include spending by event attendees and other visitors on lodging, meals, vehicle rentals, and admissions to tourist attractions, but would presumably also include spending on concessions at the event, merchandise (whether or not sold at the event venue), other forms of local transportation, rentals of event spaces in the vicinity by groups or businesses holding related public or private events, rentals of equipment for such related events or by businesses providing services at the primary event, and potentially others. Known events that may qualify in this category are discussed below.

To evaluate the potential revenue cost to the state, it is next necessary to divide the named and potential other qualified events over the next five fiscal years into groups that differ, most importantly, as to the "counter-factual" or the assumptions as to the state revenues generated if the proposed sales tax exemption is not passed. These groups are as follows:

- **Named events currently scheduled:** These events, being already awarded and scheduled, will occur regardless of the existence of the proposed exemption. As such, the revenue loss is simply the estimated sales tax revenue on tickets to the event. In this group are the following events, with date and venue noted, and estimated state and local revenue losses as shown in Table 2:
- NCAA CFP Championship Game (January 2018, Mercedes-Benz Stadium);
- NCAA CFP Semi-Final Game (December 2019, Mercedes-Benz Stadium); and
- NCAA MFF (April 2020, Mercedes-Benz Stadium)

**Table 2. Estimate revenue losses for currently scheduled named events**  
(\$ millions except ticket prices)

<b>Event:</b>	<b>NCAA CFP Final</b>	<b>NCAA CFP Semi-Final</b>	<b>NCAA MFF</b>	<b>Total</b>
Fiscal Year Affected	2018	2020	2020	
Venue Capacity	75,000	75,000	83,000	
Assumed Attendance*	75,000	75,000	166,000	
Assumed Avg Ticket Price	\$550	\$250	\$150	
State Revenue Loss	\$1.65	\$0.75	\$1.00	\$3.40
Local Revenue Loss	\$1.65	\$0.75	\$1.00	\$3.40

\* NCAA MFF shows 2-day total attendance.

**B. Named events subject to bidding or other award processes:** These events arguably would not be held in Georgia absent the proposed exemption, thus this group is further subdivided as follows:

- **NFL Super Bowl** (1st open date Feb 2019, Mercedes-Benz Stadium). The NFL has named Atlanta as one of four finalist cities to host the 2019 Super Bowl; the same four cities plus one additional city were named finalists for 2020. It is generally understood, since the NFL's "Host City Bid Specifications & Requirements" for the 2018 Super Bowl were leaked in 2014, that a condition of bidding is that sales of tickets to the Super Bowl game and also to the NFL Experience, the NFL Honors show, and other NFL Official Events be exempt from all state and local sales taxes. *As such, it is assumed that absent the proposed exemption, this event will not come to Georgia and thus the revenue loss from the sales tax exemption would be zero.*

On the other hand, should the exemption be enacted and Atlanta be awarded the Super Bowl for 2019 or 2020, direct spending by visitors could be expected to result in substantial sales tax revenue gains to the state and local governments. According to a PricewaterhouseCoopers (PwC) estimate (see PwC press release of Feb 1, 2016), the 2016 Super Bowl was expected to generate \$220 million in direct spending in the San Francisco area on "lodging, transportation, food and beverage, entertainment, business services, and tourism activities related to Super Bowl 50." A study

published by the host committee and researchers at the University of New Orleans after the 2013 Super Bowl estimated direct spending there of about \$149 million. Assuming this spending is all taxable at 4 percent, this equates to between \$6.0 and \$8.8 million in state sales tax revenues (and a similar amount in local, given Atlanta's 4 percent rate, though some spending would likely be taxed at lower rates in surrounding jurisdictions). This compares favorably to the likely amount of forgone sales tax revenue on tickets to the game, which at 75,000 seats and an assumed average ticket price of \$1,800 would be \$5.4 million for the state.

- **Other potentially-awarded named events.** None of these events are known to be awarded conditional on exempting ticket sales and all but one have been held in Atlanta in either 2000 or 2003 (see below), thus it is arguable that Atlanta may be equally likely to be awarded one or more of these events in the future without the proposed exemption. For these, the direct spending economic impact is estimated, to the degree possible, and sales taxes on that spending are netted out of the cost to state and local revenues to show the minimum net cost. However, it should be noted that 1) some of these revenues would likely be earned in the absence of the event (other, smaller events may be crowded out) and 2) costs to local governments for increases in service levels for police and other services are not accounted for and may be significant. Effects on other tax revenues such as hotel, rental car, or alcohol taxes are also not addressed. These events are as follows (estimated gross revenue losses and revenue effects net of potential sales tax gains are in Table 3):
- **NCAA WFF** (1st open date April 2021, Mercedes-Benz Stadium). Atlanta last hosted the WFF in 2003 at the Georgia Dome (attendance 56,420 over 2 days). No independent estimates of the economic impact of hosting the WFF are available at this time, but the NCAA estimated in October 2013 that the *direct* economic impact that host cities could expect in spending by an estimated 30,000 visitors is about \$20 million or \$667 per visitor. Assuming this level of direct spending is taxable and occurs primarily in the city of Atlanta, the resulting state and local sales tax revenues would be \$0.8 million each.
- **MLB All-Star Game** (1st open date July 2019, SunTrust Park). Atlanta last hosted this event in 2000 at Turner Field (attendance 51,323), but the locations for the 2015 through 2018 games are all National League teams' ballparks, so it is unclear how soon Georgia may have the opportunity to host again. For the 2016 All-Star Game in San Diego, 60,000 tourists are expected in the city for the game and related events over the days before, according to reporting in the San Diego Star-Tribune (Dec 30, 2014). No direct spending estimate could be found, but assuming the same \$667 per visitor as in the case of the NCAA WFF, this implies about \$40 million of direct spending. The 2014 game in Minneapolis, according to the Minnesota Department of Revenue (cited in the Minneapolis Star Tribune, Nov 12, 2014) generated about \$21.3 million of added taxable sales above what would have

otherwise been expected that July. These spending estimates equate to between \$0.85 and \$1.6 million in state sales tax revenues at Georgia's tax rate and slightly less locally, given that much of the spending for a MLB All-Star Game here would be taxed at Cobb County's lower local rate.

- **NBA All-Star Game** (1st open date Feb 2019, Philips Arena). Atlanta last hosted this event in 2003 at Philips Arena (official attendance 20,325). Researchers at the University of New Orleans (cited at NBA.com) estimated direct spending arising from the 2014 NBA All-Star Game at \$904 per visitor and \$60.4 million in total, suggesting almost 67,000 visitors, though the host committee estimated the number of visitors at only 50,000. A study by Strategic Market Services and SportsEconomics (cited by the Orlando Sentinel, July 3, 2012) estimated the direct spending impact of the 2012 NBA All-Star Game in Orlando was about \$56.3 million. Counting only the estimated 36,890 "incremental visitors" from outside the county, the study found that these visitors spent about \$1,020 on average, for a total of \$37.6 million. These estimates suggest state sales at revenues at Georgia's tax rate of between \$1.5 and \$2.4 million.
- **MLS All-Star Game** (1st open date July/Aug 2017, Mercedes-Benz Stadium). Less information is available on economic impacts of MLS All-Star Games, though the Orlando City soccer club, in a presentation to the city of Orlando about a proposed new stadium, reported an average economic impact on host cities for this event of about \$5.7 million. Assuming that amount includes only direct spending, it would equate to about \$0.2 million of state sales tax revenues at Georgia's tax rate.

**Table 3. Estimated revenue losses from named events not currently scheduled**  
(\$ millions except ticket prices)

<b>Event:</b>	<b>NCAA WFF</b>	<b>MLB All-Star</b>	<b>NBA All-Star</b>	<b>MLS All-Star</b>	<b>Total</b>
First Open Date (fiscal year)	2021	2020	2019	2018	
Venue Capacity	83,000	41,500	18,047	75,000	
Assumed Attendance*	58,000	41,500	18,047	26,000	
Assume Avg Ticket Price	\$100	\$300	\$700	\$100	
Gross State Revenue Loss	\$0.2	\$0.5	\$0.5	\$0.1	\$1.3
Gross Local Revenue Loss	\$0.2	\$0.5	\$0.5	\$0.1	\$1.3
Est'd Direct Spending**	\$20	\$31	\$49	\$6	
State Rev. Loss (Gain)	(\$0.6)	(\$0.7)	(\$1.5)	(\$0.1)	(\$2.9)
Local Rev. Loss (Gain)	(\$0.6)	(\$0.7)	(\$1.5)	(\$0.1)	(\$2.9)

\*NCAA WFF shows 2-day total attendance. \*\* see text; midpoint of range.

C. Unnamed events: These events include any that may qualify for the proposed exemption based on the expectation of the commissioners of revenue and economic



development that the event will generate at least \$50 million of direct spending in the host locality. Three annual events in Georgia have been identified that are likely to, or may, hit this threshold. However, because all are events that are already held in Georgia annually, one for many years, and none are expected to consider relocating outside of Georgia for the foreseeable future, tax revenues from direct spending would occur with or without the proposed exemption. Thus the annual revenue loss is simply the forgone sales tax revenue from admissions sales, provided they are approved by the two commissioners. These events potentially include:

- **The Masters (Augusta).** Golf Digest magazine (Feb 23, 2015) estimated patron spending the week of the tournament of \$7.75 million for food concessions, \$47.5 million for merchandise, and \$12 million for access to the entertainment/dining venue Berckmans Place, adjacent to the 5th Fairway, thus exceeding the \$50 million threshold from tournament venue revenues alone, before including lodging or other spending off the tournament grounds. Golf Digest also reported sales of approximately 150,000 admissions badges for practice rounds at \$65 each and 40,000 badges for Thursday-Sunday rounds at \$325 each, for total admissions revenue of about \$22.75 million. Foregone state sales tax revenue would thus be about \$0.91 million and the local revenue loss at Richmond County's 4 percent sales tax rate would be the same.
- **Folds of Honor QuickTrip 500 (Atlanta Motor Speedway).** Seating capacity for this venue is reportedly 111,000 and this event is the major NASCAR Sprint Cup Series race held there each year. Practice sessions over the days leading up to the race mean that many visitors come for a weekend or longer. No estimates are available as to direct spending by visitors for this event, but assuming a sold out event, average spending per attendee would need to reach \$450 for this event to qualify for the exemption. Seat prices range from \$39 to \$104, depending on location and when they are purchased, while suites tickets for race day only are \$295 each while "Club One" premium tickets are \$545 each. If qualified for the exemption, and assuming an average ticket price of \$80, state sales tax revenue losses for this event would be about \$0.4 million and local revenue losses at Henry County's 3 percent tax rate would be about \$0.3 million. Nevertheless, insufficient information is available to predict whether this event would qualify.
- One other identified annual large sports event that could conceivably qualify is the **Chick-fil-A Peach Bowl** (Mercedes-Benz Stadium), which on average attracts over 71,000 attendees each year. Peach Bowl attendees would need to spend around \$700 each for the event to reach the \$50 million threshold, excluding business services and other related direct spending, but should it qualify, the state revenue loss would be about \$0.4 million per year, assuming an average ticket price of \$150.

It is also important to note about these events that most have related, ticketed events in the days leading up to the main event (e.g. home run and slam dunk competitions for the MLB and NBA all-star games), and it is unclear whether tickets to these events would also be exempted from sales taxes under the bill.

Finally, for purposes of the summary effects of the bill in Table 1, no prediction is made as to whether or when the state might be awarded any events subject to bidding or similar processes, thus only currently scheduled, named events or recurring events that are highly certain to meet the \$50 million direct spending threshold are included. These are:

- NCAA College Football Playoff Final, affecting FY 2018;
- NCAA College Football Playoff Semi-Final, affecting FY 2020;
- NCAA Men's Division I Basketball Final Four, affecting FY 2020; and
- The Masters, affecting all years (assumed to grow at 2 percent per annum).

Senators Crane of the 28th, McKoon of the 29th, Henson of the 41st, Jackson of the 24th, Heath of the 31st and Harbin of the 16th offered the following amendment #6:

Amend HB 951 by delete on line 28 “sales of” and insert “The initial sale or transfer of tickets for”

Senator Crane of the 28th asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Crane, et al. amendment #6 was withdrawn.

Senator McKoon of the 29th offered the following amendment #2:

Amend LC 34 4897ERS HB 951 by striking “the commissioner of economic development and the state revenue” from line 34; striking “commission” from line 35 and inserting in lieu thereof “A joint resolution passed by the General Assembly”

On the adoption of the amendment, the President asked unanimous consent.

Senator Miller of the 49th objected.

On the adoption of the amendment, Senator McKoon of the 29th called for the yeas and nays; the call was sustained, and the vote was as follows:

Y Albers	N Hill, Jack	Y Orrock
N Beach	E Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
N Black	N Jackson, B	Y Seay
N Burke	N Jackson, L	N Shafer

Y Butler	Y James	N Sims
N Cowsert	N Jeffares	N Stone
Y Crane	Jones, B	Y Tate
Y Davenport	N Jones, E	N Thompson, B
N Dugan	N Jones, H	Y Thompson, C
Y Fort	N Kennedy	N Tippins
N Ginn	N Kirk	Y Unterman
Gooch	Y Ligon	N VanNess
Y Harbin	N Lucas	N Walker
E Harbison	N Martin	N Watson
N Harper	Y McKoon	N Wilkinson
Y Heath	N Millar	E Williams, M
Y Henson	N Miller	N Williams, T
N Hill, H	N Mullis	

On the adoption of the amendment, the yeas were 19, nays 31, and the McKoon amendment #2 was lost.

Senators Crane of the 28th, McKoon of the 29th and Heath of the 31st offered the following amendment #5:

Amend HB 951 by insert after line 52 a new subsection that reads “(F) The host city shall be required to remit to the state an amount equal to the value of sales tax revenue lost as a result of the tax exemption offered by (97)(A)”

On the adoption of the amendment, the President asked unanimous consent.

Senator Miller of the 49th objected.

On the adoption of the amendment, the yeas were 7, nays 33, and the Crane, et al. amendment #5 was lost.

Senator McKoon of the 29th offered the following amendment #4:

Amend LC 34 4897ERS HB 951 by striking the word “2022” on line 53 and replacing it with “2016”

On the adoption of the amendment, the yeas were 8, nays 32, and the McKoon amendment #4 was lost.

Senators McKoon of the 29th and Crane of the 28th offered the following amendment #1:

Amend LC 34 4897ERS HB 951 by striking lines 28-55.

On the adoption of the amendment, the President asked unanimous consent.

Senator Miller of the 49th objected.

On the adoption of the amendment, Senator McKoon of the 29th called for the yeas and nays; the call was sustained, and the vote was as follows:

Y Albers	N Hill, Jack	Y Orrock
N Beach	E Hill, Judson	N Parent
E Bethel	Y Hufstetler	N Rhett
N Black	N Jackson, B	Y Seay
N Burke	N Jackson, L	N Shafer
N Butler	N James	N Sims
Y Cowsert	N Jeffares	N Stone
Y Crane	N Jones, B	N Tate
Y Davenport	N Jones, E	N Thompson, B
N Dugan	Y Jones, H	Y Thompson, C
Y Fort	N Kennedy	Y Tippins
N Ginn	N Kirk	Y Unterman
N Gooch	N Ligon	N VanNess
Y Harbin	N Lucas	N Walker
E Harbison	N Martin	N Watson
N Harper	Y McKoon	N Wilkinson
Y Heath	N Millar	E Williams, M
Y Henson	N Miller	N Williams, T
N Hill, H	N Mullis	

On the adoption of the amendment, the yeas were 16, nays 36, and the McKoon, Crane amendment #1 was lost.

Senators McKoon of the 29th and Crane of the 28th offered the following amendment #3:

*Amend HB 951 (LC 34 4897ERS) by striking "to create a new exemption for admissions to major sporting events;" on lines 3 through 5; by inserting in lieu thereof "to amend Article 3 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to excise tax on rooms, lodgings, and accommodations, so as to provide for the imposition of an excise tax upon the furnishing for value to the public of any room or rooms, lodgings, or accommodations for a limited time for the purpose of reimbursing the sales tax paid by the sponsor of a major sporting event;"; by striking lines 28 through 55 and redesignating Sections 2 and 3 as Sections 3 and 4, respectively; and by inserting after line 55 the following:*

**SECTION 2.**

Article 3 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to

excise tax on rooms, lodgings, and accommodations, is amended by adding a new Code section to read as follows:

"48-13-51.1.

(a) As used in this Code section, the term 'nonrecurring major sporting event' means the National Football League championship game; any semifinal game or championship game of a national collegiate tournament; a Major League Baseball, Major League Soccer, or National Basketball Association all-star game; or any other nonrecurring major sporting event determined by the commissioner of economic development and the state revenue commissioner to be a major sporting event which does not occur in this state more than once every three years.

(b) Each municipality in this state in which a nonrecurring major sporting event is to be held may levy and collect, during the calendar year in which such nonrecurring major sporting event is held, an excise tax upon the furnishing for value to the public of any rooms, lodgings, or accommodations furnished by any person or legal entity licensed by, or required to pay business or occupation taxes to, the municipality for operating a hotel, motel, inn, lodge, tourist camp, tourist cabin, campground, or any other place in which rooms, lodgings, or accommodations are regularly furnished for value. The tax shall be levied at a rate which will generate sufficient funds to reimburse the sponsor of the nonrecurring major sporting event for sales taxes collected on ticket sales for such event."

On the adoption of the amendment, the President asked unanimous consent.

Senator Miller of the 49th objected.

On the adoption of the amendment, Senator McKoon of the 29th called for the yeas and nays; the call was sustained, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
N Beach	E Hill, Judson	N Parent
E Bethel	Y Hufstetler	N Rhett
N Black	N Jackson, B	Y Seay
N Burke	N Jackson, L	N Shafer
N Butler	N James	N Sims
Y Cowsert	N Jeffares	Y Stone
Y Crane	N Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
N Dugan	Y Jones, H	Y Thompson, C
N Fort	N Kennedy	Tippins
N Ginn	Kirk	Y Unterman
Y Gooch	Y Ligon	N VanNess
Y Harbin	N Lucas	N Walker
E Harbison	Y Martin	N Watson

N Harper	Y McKoon	N Wilkinson
Y Heath	N Millar	E Williams, M
N Henson	N Miller	N Williams, T
Y Hill, H	N Mullis	

On the adoption of the amendment, the yeas were 18, nays 32, and the McKoon, Crane amendment #3 was lost.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

N Albers	Y Hill, Jack	N Orrock
Y Beach	E Hill, Judson	Y Parent
E Bethel	N Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
N Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	N Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
E Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	E Williams, M
N Henson	Y Miller	Y Williams, T
N Hill, H	Y Mullis	

On the passage of the bill, the yeas were 38, nays 14.

HB 951, having received the requisite constitutional majority, was passed.

Senator Millar of the 40th was excused for business outside the Senate Chamber.

HB 775. By Representatives Ehrhart of the 36th and Meadows of the 5th:

A BILL to be entitled an Act to amend Chapter 12 of Title 31 of the Official Code of Georgia Annotated, relating to the control of hazardous conditions,

preventable diseases, and metabolic disorders, so as to provide for restrictions on the sale and dispensing of spectacles; to provide for definitions; to provide for violations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Unterman of the 45th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
E Harbison	Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
N Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 3.

HB 775, having received the requisite constitutional majority, was passed.

Senator Watson of the 1st was excused for business outside the Senate Chamber.

HB 777. By Representatives Dudgeon of the 25th, Coleman of the 97th and Parsons of the 44th:

A BILL to be entitled an Act to amend Code Section 40-6-165 of the Official Code of Georgia Annotated, relating to operation of school buses, so as to

allow school bus drivers to use cellular telephones in a similar manner as a two-way radio; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Harper of the 7th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
E Harbison	Y Martin	E Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 0.

HB 777, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**  
240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor



Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Tyler Harper to serve as Ex-Officio for the Senate Judiciary Non-Civil Committee meeting on March 15, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor  
President of the Senate

Senator Cowser of the 46th moved that the Senate adjourn until 10:00 a.m. Wednesday, March 16, 2016.

The motion prevailed, and the President announced the Senate adjourned at 3:35 p.m.

Senate Chamber, Atlanta, Georgia  
Wednesday, March 16, 2016  
Thirty-eighth Legislative Day

The Senate met pursuant to adjournment at 10:15 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following communications were received by the Secretary:

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Bruce Thompson to serve as Ex-Officio for the Senate Insurance and Labor Committee meeting on March 16, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

**OFFICE OF THE LIEUTENANT GOVERNOR**

240 State Capitol  
Atlanta, Georgia 30334

Casey Cagle  
Lieutenant Governor

Mr. David Cook  
Secretary of the Senate  
353 State Capitol  
Atlanta, GA 30334

Dear David:

In accordance with the Senate Rules, the Committee on Assignments hereby appoints Senator Lindsey Tippins to serve as Ex-Officio for the Senate Insurance and Labor Committee meeting on March 16, 2016. This appointment shall expire upon the adjournment of the committee meeting.

Sincerely,

/s/ Casey Cagle  
Lt. Governor Casey Cagle  
President of the Senate

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 1137. By Representatives Cooke of the 18th and Kelley of the 16th:

A BILL to be entitled an Act to amend an Act consolidating the offices of Tax Receiver and Tax Collector of Haralson County into the office of Tax Commissioner of Haralson County, approved March 21, 1958 (Ga. L. 1958, p. 2917), as amended, so as to modify the compensation of the tax commissioner; to provide that all fees, commissions, costs, and perquisites collected by the tax commissioner shall be the property of Haralson County; to modify the appointment and compensation of deputies and clerical staff; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1138. By Representatives Cooke of the 18th and Kelley of the 16th:

A BILL to be entitled an Act to provide a homestead exemption from Haralson County ad valorem taxes for county purposes in the amount of \$4,000.00 of the assessed value of the homestead for residents of that county who are 65 years of age or older and whose income, together with the income of the spouse of such resident who resides within such homestead and excluding certain retirement income, does not exceed \$10,000.00; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1139. By Representatives Jasperse of the 11th and Meadows of the 5th:

A BILL to be entitled an Act to amend an Act to repeal and replace the Charter of the City of Fairmount, approved April 17, 1975 (Ga. L. 1975, p. 3136), as amended, so as to change the corporate limits of the city by annexing certain territory to the city; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

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

SB 269. By Senators Stone of the 23rd, Heath of the 31st, Thompson of the 14th, Ligon, Jr. of the 3rd, Martin of the 9th and others:

A BILL to be entitled an Act to amend Code Section 36-80-23 of the Official Code of Georgia Annotated, relating to the prohibition on immigration sanctuary policies by local governmental entities, so as to require local governing bodies to provide certain entities with a certification of compliance with such Code section as a condition of funding; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 335. By Senators Black of the 8th, Hufstetler of the 52nd, Hill of the 6th, Jones of the 10th and Lucas of the 26th:

A BILL to be entitled an Act to amend Article 7 of Chapter 20 of Title 47 of the Official Code of Georgia Annotated, the "Public Retirement Systems Investment Authority Law," so as to revise provisions related to permissible investments in commingled funds and collective investment funds; to repeal conflicting laws; and for other purposes.

SB 336. By Senators Black of the 8th, Hufstetler of the 52nd, Jones of the 10th and Lucas of the 26th:

A BILL to be entitled an Act to amend Article 3 of Chapter 5 of Title 47 of the O.C.G.A., related to retirement plans of the Georgia Municipal Employees Benefit System, so as to permit governing bodies of municipal corporations to enact plans or join a master plan by resolution in addition to ordinance; to designate a board of trustees for a master plan; to repeal conflicting laws; and for other purposes.

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

SR 558. By Senators Mullis of the 53rd, Harbison of the 15th, Harper of the 7th, Burke of the 11th, Watson of the 1st and others:

A RESOLUTION proposing an amendment to the Constitution so as to provide that the proceeds of excise taxes on the sale of fireworks in this state be dedicated to the funding of trauma care, fire services, burn treatment, and local public safety purposes in the State of Georgia; to provide that such funds shall not lapse; to provide for related matters; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

SR 730. By Senators Ligon, Jr. of the 3rd, Watson of the 1st and Jackson of the 2nd:

A RESOLUTION encouraging the Coastal Regional Commission and other entities to support implementation of the Coastal Georgia Greenway; and for other purposes.

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

SB 193. By Senators Bethel of the 54th, Stone of the 23rd, Kennedy of the 18th, Parent of the 42nd, Unterman of the 45th and others:

A BILL to be entitled an Act to amend Code Section 16-5-23.1 of the Official Code of Georgia Annotated, relating to battery, so as to change penalty provisions relating to family violence battery; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 206. By Senator Ligon, Jr. of the 3rd:

A BILL to be entitled an Act to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties and municipal corporations, so as to revise provisions relating to water liens; to provide for procedures for water liens, amended water liens, and cancellation of water liens and the forms therefor; to provide for bonds; to provide for contest of liens; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 364. By Senators Tippins of the 37th, Sims of the 12th, Wilkinson of the 50th, Shafer of the 48th, Cowsert of the 46th and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the "Quality Basic Education Act," so as to revise provisions relating to annual teacher, principal, and assistant principal evaluations; to revise provisions relating to student assessment; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 402. By Senators Mullis of the 53rd, Burke of the 11th, Harper of the 7th and Watson of the 1st:

A BILL to be entitled an Act to amend Chapter 5 of Title 26 of the Official Code of Georgia Annotated, relating to drug abuse treatment and education programs, so as to provide for a moratorium on the issuance of new licenses to narcotic treatment programs; to create the State Commission on Narcotic Treatment Programs; to provide legislative findings and intent; to provide for the membership, powers, duties, compensation, and allowances of the commission; to provide for the abolishment of the commission; to suspend the acceptance of applications and issuing of licenses for narcotic treatment programs for a certain period; to provide for exceptions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following House legislation was read the first time and referred to committee:

HB 1137. By Representatives Cooke of the 18th and Kelley of the 16th:

A BILL to be entitled an Act to amend an Act consolidating the offices of Tax Receiver and Tax Collector of Haralson County into the office of Tax Commissioner of Haralson County, approved March 21, 1958 (Ga. L. 1958, p. 2917), as amended, so as to modify the compensation of the tax commissioner; to provide that all fees, commissions, costs, and perquisites collected by the tax commissioner shall be the property of Haralson County; to modify the appointment and compensation of deputies and clerical staff; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1138. By Representatives Cooke of the 18th and Kelley of the 16th:

A BILL to be entitled an Act to provide a homestead exemption from Haralson County ad valorem taxes for county purposes in the amount of \$4,000.00 of the assessed value of the homestead for residents of that county who are 65 years of age or older and whose income, together with the income of the spouse of such resident who resides within such homestead and excluding certain retirement income, does not exceed \$10,000.00; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1139. By Representatives Jasperse of the 11th and Meadows of the 5th:

A BILL to be entitled an Act to amend an Act to repeal and replace the Charter of the City of Fairmount, approved April 17, 1975 (Ga. L. 1975, p. 3136), as amended, so as to change the corporate limits of the city by annexing certain territory to the city; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee reports were read by the Secretary:

Mr. President:

The Committee on Ethics has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 772	Do Pass	HB 808	Do Pass by substitute
HB 980	Do Pass by substitute	HR 1113	Do Pass by substitute

Respectfully submitted,  
Senator Burke of the 11th District, Chairman

Mr. President:

The Committee on Finance has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 862	Do Pass by substitute	HB 911	Do Pass by substitute
HB 935	Do Pass	HB 936	Do Pass by substitute
HB 937	Do Pass by substitute	HB 939	Do Pass
HB 987	Do Pass by substitute		

Respectfully submitted,  
Senator Hill of the 32nd District, Chairman

Mr. President:

The Committee on Insurance and Labor has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 838	Do Pass by substitute
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Respectfully submitted,  
Senator Bethel of the 54th District, Chairman

Mr. President:

The Committee on Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:



HB 927 Do Pass  
HB 1025 Do Pass by substitute  
HB 1060 Do Pass by substitute

Respectfully submitted,  
Senator McKoon of the 29th District, Chairman

Mr. President:

The Committee on Judiciary Non-Civil has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 205 Do Pass by substitute  
HB 941 Do Pass by substitute

Respectfully submitted,  
Senator Stone of the 23rd District, Chairman

Mr. President:

The Committee on Natural Resources and the Environment has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 483 Do Pass

Respectfully submitted,  
Senator Ginn of the 47th District, Chairman

Mr. President:

The Committee on Rules has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

SR 1098 Do Pass  
SR 1175 Do Pass

Respectfully submitted,  
Senator Mullis of the 53rd District, Chairman

Mr. President:

The Committee on Special Judiciary has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 171      Do Pass

Respectfully submitted,  
Senator Thompson of the 5th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 1012	Do Pass	HB 1067	Do Pass
HB 1097	Do Pass	HB 1106	Do Pass
HB 1114	Do Pass	HB 1116	Do Pass
HB 1118	Do Pass	HB 1122	Do Pass
HB 1125	Do Pass	HB 1126	Do Pass
HB 1127	Do Pass	HB 1128	Do Pass
SB 427	Do Pass	SB 439	Do Pass
SB 440	Do Pass		

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

Mr. President:

The Committee on State and Local Governmental Operations (General) has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 514      Do Pass by substitute

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

The following legislation was read the second time:

HB 171      HB 205      HB 483      HB 514      HB 772      HB 808

HB 838	HB 862	HB 911	HB 927	HB 935	HB 936
HB 937	HB 939	HB 941	HB 980	HB 987	HB 1025
HB 1060	HR 1113	SR 1098	SR 1175		

Senator Harbison of the 15th asked unanimous consent that the call of the roll be dispensed with. The consent was granted, and the roll call was dispensed with.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Fort of the 39th introduced the chaplain of the day, Reverend Anthony A.W. Motley of Atlanta, Georgia, who offered scripture reading and prayer.

The following resolutions were read and adopted:

SR 1188. By Senators James of the 35th and Rhett of the 33rd:

A RESOLUTION recognizing Claudio Roberto de Barros Alencar and welcoming him to the United States; and for other purposes.

SR 1189. By Senator Tate of the 38th:

A RESOLUTION honoring Ms. Dollie Mae Pope-Howard on the grand occasion of her 90th birthday; and for other purposes.

SR 1190. By Senators Henson of the 41st, Bethel of the 54th, Davenport of the 44th, James of the 35th, Seay of the 34th and others:

A RESOLUTION commending the Lymphoma Research Foundation as the nation's only nonprofit organization devoted totally to innovative research to find a cure for this specific disease, and recognizing the Georgia Lymphoma Walk on April 16, 2016, as Cure Lymphoma Day in Georgia; and for other purposes.

SR 1191. By Senators Shafer of the 48th and Cowser of the 46th:

A RESOLUTION honoring the University of Georgia Department of Public Administration and Policy and marking the 50th anniversary of the Master of Public Administration program; and for other purposes.

SR 1192. By Senator Gooch of the 51st:

A RESOLUTION commending Ashley Stover, Gilmer County High School's 2016 STAR Teacher; and for other purposes.

SR 1193. By Senator Gooch of the 51st:

A RESOLUTION commending Christine Westbrook, Pickens County High School's 2016 STAR Teacher; and for other purposes.

SR 1194. By Senator Gooch of the 51st:

A RESOLUTION commending Haley Higingbotham, Gilmer County High School's 2016 salutatorian; and for other purposes.

SR 1195. By Senator Gooch of the 51st:

A RESOLUTION commending White County High School's 2016 STAR Student, Kayla Duarte; and for other purposes.

SR 1196. By Senator Gooch of the 51st:

A RESOLUTION commending and recognizing White County High School's 2016 valedictorian, Slaine O'Bryant; and for other purposes.

SR 1197. By Senator Gooch of the 51st:

A RESOLUTION commending Anna Danek, Union County High School's 2016 STAR Student; and for other purposes.

SR 1198. By Senator Gooch of the 51st:

A RESOLUTION commending Andrea Irvin, White County High School's 2016 STAR Teacher; and for other purposes.

SR 1199. By Senator Gooch of the 51st:

A RESOLUTION commending Ginny Morris, Pickens County High School's 2016 salutatorian; and for other purposes.

SR 1200. By Senator Gooch of the 51st:

A RESOLUTION commending Sarah Adams, Lumpkin County High School's 2016 STAR Student; and for other purposes.

SR 1201. By Senator Gooch of the 51st:

A RESOLUTION commending Laney Henson, Gilmer County High School's 2016 valedictorian and STAR Student; and for other purposes.

SR 1202. By Senator Gooch of the 51st:

A RESOLUTION commending Madison Politt, White County High School's 2016 salutatorian; and for other purposes.

SR 1203. By Senator Gooch of the 51st:

A RESOLUTION commending Hannah Kilpatrick, Pickens County High School's 2016 STAR Student; and for other purposes.

SR 1204. By Senator Gooch of the 51st:

A RESOLUTION commending Colton Carpenter, Fannin County High School's 2016 STAR Student; and for other purposes.

SR 1205. By Senator Gooch of the 51st:

A RESOLUTION commending Sarah Tinsley, Dawson County High School's 2016 STAR Student; and for other purposes.

SR 1206. By Senator Gooch of the 51st:

A RESOLUTION commending Debbie Nichols, Union County High School's 2016 STAR Teacher; and for other purposes.

SR 1207. By Senator Gooch of the 51st:

A RESOLUTION commending Hilda Jackson, Dawson County High School's 2016 STAR Teacher; and for other purposes.

SR 1208. By Senator Gooch of the 51st:

A RESOLUTION commending Matt Tompkins, Lumpkin County High School's 2016 STAR Teacher; and for other purposes.

SR 1209. By Senator Gooch of the 51st:

A RESOLUTION commending David Henson, Fannin County High School's 2016 STAR Teacher; and for other purposes.

SR 1210. By Senator Gooch of the 51st:

A RESOLUTION commending Hannah Kilpatrick, Pickens County High School's 2016 valedictorian; and for other purposes.

SR 1211. By Senator Tate of the 38th:

A RESOLUTION recognizing the Kappa Omega Chapter of Alpha Kappa Alpha Sorority, Inc., during the month of March, on the occasion of the chapter's 93rd anniversary; and for other purposes.

The following Senators were excused for business outside the Senate Chamber:

Jackson of the 2nd                      Orrock of the 36th

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Wednesday March 16, 2016  
Thirty-eighth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 427                      Unterman of the 45th  
                                 Miller of the 49th  
**CITY OF BUFORD**

A BILL to be entitled an Act to amend an Act providing a new charter for the City of Buford, approved June 3, 2003 (Ga. L. 2003, p. 4622), so as to change the corporate limits of the city; to repeal conflicting laws; and for other purposes.

SB 439                      Black of the 8th  
**CITY OF BARWICK**

A BILL to be entitled an Act to provide a new charter for the City of Barwick; to provide for incorporation, boundaries, powers and construction; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

SB 440                      Millar of the 40th  
                                 Albers of the 56th  
**CITY OF ROSWELL**

A BILL to be entitled an Act to amend an Act entitled "An Act to reincorporate the City of Roswell in the County of Fulton," approved

April 19, 2000 (Ga. L. 2000, p. 3844), as amended, particularly by an Act approved May 28, 2010 (Ga. L. 2010, p. 3650), so as to modify term limits for the mayor of the City of Roswell; to repeal conflicting laws; and for other purposes.

HB 1012

Hill of the 6th  
Thompson of the 14th  
Hill of the 32nd  
Rhett of the 33rd  
Tippins of the 37th  
Tate of the 38th  
**COBB COUNTY**

A BILL to be entitled an Act to amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 4104), an Act approved April 10, 2014 (Ga. L. 2014, p. 4269), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4284), so as to change the salary of the clerk of the superior court, the deputy clerk, the executive assistant, and the executive secretary; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1067

Jones of the 25th  
**GREENE COUNTY**

A BILL to be entitled an Act to amend an Act to create a board of elections and registration for Greene County, approved May 16, 2007 (Ga. L. 2007, p. 3602), so as to provide for an election supervisor; to provide for the qualifications, appointment, compensation, duties, and employment of said election supervisor; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1097

Seay of the 34th  
Harbin of the 16th  
**FAYETTE COUNTY**

A BILL to be entitled an Act to amend an Act providing for the compensation and expenses of the chairperson and members of the Board of Education of Fayette County, approved March 30, 1993

(Ga. L. 1993, p. 4308), so as to increase the compensation of the chairperson and members of the Fayette County Board of Education; to repeal conflicting laws; and for other purposes.

HB 1106

Unterman of the 45th  
**CITY OF SUGAR HILL**

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Sugar Hill, approved May 14, 2003 (Ga. L. 2003, p. 3546), so as to change provisions relating to municipal property ownership; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1114

Ligon, Jr. of the 3rd  
**BRUNSWICK-GLYNN COUNTY JOINT WATER AND SEWER COMMISSION**

A BILL to be entitled an Act to amend an Act creating the Brunswick-Glynn County Joint Water and Sewer Commission, approved April 19, 2006 (Ga. L. 2006, p. 3661), as amended, particularly by an Act approved April 11, 2012 (Ga. L. 2012, p. 5287); to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1116

Jones of the 10th  
Millar of the 40th  
Henson of the 41st  
Parent of the 42nd  
VanNess of the 43rd  
Davenport of the 44th  
Butler of the 55th  
**DEKALB COUNTY**

A BILL to be entitled an Act to amend an Act creating the State Court of DeKalb County, formerly known as the Civil and Criminal Court of DeKalb County, approved February 14, 1951 (Ga. L. 1951, p. 2401), as amended, particularly by an Act approved March 3, 2015 (Ga. L. 2015, p. 3501), so as to provide for the payment of costs in such court; to provide for a failure to appear fee in such court; to provide for related matters; to repeal conflicting laws; and for other purposes.



HB 1118

Lucas of the 26th  
**WASHINGTON COUNTY**

A BILL to be entitled an Act to provide for the filling of vacancies on the Washington County Hospital Authority; to provide for the filling of vacancies; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1122

Jackson of the 24th  
**OGLETHORPE COUNTY**

A BILL to be entitled an Act to create a board of elections and registration for Oglethorpe County; to provide for its powers and duties; to provide for definitions; to provide for the composition of the board and the selection and appointment of members and an elections supervisor; to provide for the qualifications, terms, and removal of members; to provide for vacancies; to provide for oaths and privileges; to provide for the conduct of primaries and elections; to provide for meetings; to authorize the conduct of municipal elections; to allow for joint primaries; to authorize expenditure of public funds; to provide compensation for board members; to provide for offices, supplies, and other materials; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1125

Williams of the 27th  
**CITY OF SURRENCY**

A BILL to be entitled an Act to provide a new charter for the City of Surrency, formerly the Town of Surrency; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1126

Williams of the 19th  
**CITY OF GRAHAM**

A BILL to be entitled an Act to provide a new charter for the City of Graham; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1127

Williams of the 19th  
**CITY OF VIDALIA**

A BILL to be entitled an Act to create the City of Vidalia Convention and Visitor's Bureau Authority as a public body corporate and politic, a political subdivision of the state, and a public corporation, to have the responsibility and authority to promote tourism, trade, and conventions in the City of Vidalia, Georgia; to provide for creation and organization of the authority; to provide for a purpose; to provide for powers, duties, and authority; to provide for a board of directors, membership, terms of office, and removal from office; to provide for an executive director and his or her duties and powers; to provide for meetings; to limit liability; to provide for a budget and finances; to provide for oversight; to provide that the city not be bound; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1128

Harbison of the 15th  
**CHATTAHOOCHEE COUNTY**

A BILL to be entitled an Act to reconstitute the Chattahoochee County Board of Education with staggered terms and nonpartisan elections for members; to repeal the amendment to the Constitution of Georgia creating a new board of education for Chattahoochee County, approved March 25, 1958 (Ga. L. 1958, p. 603), which was continued under the 1983 Constitution of the State of Georgia by an Act approved March 20, 1986 (Ga. L. 1986, p. 4311); to provide for a referendum with respect to the foregoing; to provide for a contingent effective date; to provide for a contingent automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	E Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Jeffares	Y Stone

Y Crane	Y Jones, B	Y Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Tippins
Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 42, nays 0.

The legislation on the Local Consent Calendar, having received the requisite constitutional majority, was passed.

Senator Cowsert of the 46th moved to engross HB 991, HB 726, HB 899, and HB 238, which were on today's Senate Rules Calendar.

Senator Henson of the 41st objected.

On the motion a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Jackson, B	N Seay
Burke	E Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 39, nays 13; the motion prevailed, and HB 991, HB 726, HB 899, and HB 238 were engrossed.

Senator Albers of the 56th asked unanimous consent that SB 438, having been placed on the Table on Tuesday, March 15, 2016, be taken from the Table.

The consent was granted, and SB 438 was taken from the Table.

Senator Albers of the 56th asked unanimous consent to suspend the Senate Rules to put SB 438 upon its passage. There was no objection.

Senator Ginn of the 47th was excused for business outside the Senate Chamber.

SB 438. By Senator Williams of the 19th:

A BILL to be entitled an Act to repeal the amendment to the Constitution of Georgia providing that the county officers of Telfair County shall be ineligible to hold office under certain conditions; to provide for legislative intent; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to repeal conflicting laws; and for other purposes.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Jones, B	Y Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
E Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson

Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

SB 438, having received the requisite constitutional majority, was passed.

SENATE RULES CALENDAR  
WEDNESDAY, MARCH 16, 2016  
THIRTY-EIGHTH LEGISLATIVE DAY

- HB 884 Insurance; company action level event to include a health organization with certain total adjusted capital levels; revise definition (Substitute)(I&L-9th) Taylor-173rd
- HB 65 Education; local boards of education and certain charter schools to hold at least two public meetings on the proposed annual operating budget; require (Substitute)(ED&Y-14th) Caldwell-20th
- HB 736 Special license plates; marine habitat conservation; provide (Substitute) (PUB SAF-1st) Atwood-179th
- HR 1312 Houston County; certain property currently dedicated as a heritage preserve; authorize the change of use (SI&P-51st) Sims-123rd
- HB 1037 Community Health, Department of; certified nurse aide registry to nurse aides who provide services in private residences; expand (H&HS-32nd) Clark-101st
- HB 229 Domestic relations; grandparent rights to visitation and intervention to great-grandparents and siblings of parents; expand (Substitute) (H&HS-45th) Strickland-111th
- HB 100 Education; date by which a child must reach a certain age in order to be eligible for enrollment in certain educational programs; change provisions (Substitute)(ED&Y-37th) Dickson-6th
- HB 73 Public officers; counties and municipalities provide by local law for district durational residency requirements; authorize (SLGO(G)-56th) Turner-21st
- HB 737 Code Revision Commission; revise, modernize and correct errors of said Code (GvtO-29th) Caldwell-131st

- HB 920 Health; hospitals and related institutions; restrict civil actions against passive investors in nursing homes and intermediate care homes (Substitute)(H&HS-54th) Kelley-16th
- HB 991 Ad valorem tax; property; change certain definitions (FIN-6th) Hitchens-161st
- HB 1028 Natural Resources, Department of; Environmental Protection Division; provide notice to affected localities upon certain events relating to permitted solid or hazardous waste facilities (Substitute)(NR&E-19th) Werkheiser-157th
- HB 513 Pleadings and motions; procedure for claims asserted against a person or entity arising from an act which could be construed as an act in furtherance of the right of free speech or right to petition government for redress of grievances; revise provisions (Substitute)(ED&T-54th) Stephens-164th
- HB 579 Motor vehicles; operation of certain vehicles upon highways when used in connection with agricultural pursuits; provide (AG&CA-50th) McCall-33rd
- HB 691 Municipal courts; removal of appointed judges under certain circumstances; provide (Substitute)(SLGO(G)-54th) Tanner-9th
- HB 726 Excise tax; tobacco products; clarify certain charges (FIN-31st) Tanner-9th
- HB 765 Social services; board member appointments may include certain retired individuals; provide (H&HS-11th) Powell-171st
- HB 770 Crimes and offenses; trafficking of persons for labor or sexual servitude; provisions (H&HS-45th) Efstoration-104th
- HB 779 Crimes and offenses; regulate use of unmanned aircraft systems and images; provisions (Substitute)(S&T-32nd) Tanner-9th
- HB 952 "Georgia Professional Regulation Reform Act"; enact (Substitute) (RI&U-30th) Nimmer-178th
- HB 784 Insurance; advertising and promotional items not exceeding \$100 will not be considered an unfair trade practice; provide (Substitute)(I&L-14th) Carson-46th
- HB 800 Veterinarians; veterinarian-client-patient relationship; clarify scope (AG&CA-20th) Jasperse-11th

- HB 804 Superior courts; fifth judge of the Clayton Judicial Circuit; provide (Substitute)(SJUDY-5th) Mabra-63rd
- HB 831 "Protecting Guardmen's Employment Act"; enact (VM&HS-15th) Smyre-135th
- HB 851 Local government; annual audit of financial affairs, books, and records of boards of trustees of county law libraries; require (SJUDY-3rd) Atwood-179th
- HB 876 Animals; license and surety requirements of livestock dealers and market operators; update (Substitute)(AG&CA-7th) Pirkle-155th
- HB 899 Commerce and trade; tobacco product manufacturers; revise and add certain definitions (Substitute)(FIN-3rd) Powell-171st
- HB 902 Hospitals and related institutions; educational information on influenza disease to residents of assisted living communities; provide (H&HS-43rd) Dempsey-13th
- HB 238 Sales and use tax; tangible personal property used for or in renovation or expansion of an aquarium owned or operated by an organization which is exempt from taxation under Section 501(c)(3) of Internal Revenue Code; provide exemption (Substitute)(FIN-32nd) Harbin-122nd
- HB 1058 Health; HIV and AIDS; revise various statutes (Substitute)(H&HS-11th) Price-48th
- HB 910 Health records; provisions relating to costs of copying and mailing patient records apply to psychiatric, psychological, and other mental health records; provide (H&HS-46th) Frye-118th
- HB 801 HOPE; include certain coursework in computer science as optional rigor requirements; revise provisions (Substitute)(H ED-49th) Jones-47th
- HB 54 Tuition grants; children of officers killed in line of duty who attend University System institutions and meet certain requirements; provide (Amendment)(H ED-36th) Waites-60th
- HB 962 Human Services, Department of; creation, appointment, removal, and duties of a kinship care enforcement administrator; provide (Substitute) (H&HS-45th) Abrams-89th

HB 825 "Protecting Military Children Act"; enact (Substitute)(H&HS-22nd)  
Smith-125th

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

HB 884. By Representatives Taylor of the 173rd, Atwood of the 179th, Smith of the 134th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 56 of Title 33 of the Official Code of Georgia Annotated, relating to risk-based capital levels, so as to revise the definition of company action level event to include a health organization with certain total adjusted capital levels; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Martin of the 9th.

The Senate Committee on Insurance and Labor offered the following substitute to HB 884:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to eliminate the foreign and alien insurer deposit requirement of securities eligible for the investment of capital funds in certain amounts at the discretion of the Commissioner; to revise the definition of company action level event to include a health organization with certain total adjusted capital levels; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended by revising Code Section 33-3-9, relating to requirement of additional deposits of securities by foreign and alien insurers, as follows:

"33-3-9.

~~(a) In addition to the deposit required by Code Section 33-3-8, each foreign and alien insurer shall deposit with the Commissioner securities eligible for the investment of~~



~~capital funds in an amount not less than \$10,000.00 nor more than \$25,000.00 at the discretion of the Commissioner. This deposit and the deposit required by paragraph (1) of subsection (b) of Code Section 33-3-8 shall be administered as provided in Chapter 12 of this title. Deposits under this Code section shall be held for the protection of the insurer's policyholders in Georgia and others in Georgia entitled to the proceeds of its policies.~~

~~(b) On and after July 1, 1967, in those instances in which the Commissioner in his or her judgment shall deem it to be in the best interests of the citizens of this state, no certificate of authority shall be issued by the Commissioner to any foreign and alien insurer nor shall any certificate of authority be renewed for any such insurer unless said such insurer shall deposit with the Commissioner, in addition to those requirements provided for in subsection (a) of this Code section, securities eligible for the investment of capital funds in such amount as the Commissioner shall require, ; but in no event shall he require a deposit of additional securities which would bring the aggregate total of such securities required by this Code section to be on deposit to exceed \$100,000.00. Such additional deposits This deposit and the deposit required by paragraph (1) of subsection (b) of Code Section 33-3-8 shall be administered as provided for in this subsection Chapter 12 of this title. ; provided, however, such additional deposits shall not apply to foreign and alien life insurers. Deposits under this Code section shall be held for the protection of the insurer's policyholders in this state and others in this state entitled to the proceeds of its policies."~~

## SECTION 2.

Said title is further amended in paragraph (1) of subsection (a) of Code Section 33-56-3, relating to company action level events, preparation and submission of risk-based capital level plan, hearing, and out-of-state filing, by adding a new subparagraph to read as follows:

"(D) If a health organization has total adjusted capital which is greater than or equal to its company action level RBC but less than the product of its authorized control level RBC and 3.0 and triggers the trend test determined in accordance with the trend test calculation included in the health RBC instructions;"

## SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
E Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 49, nays 0.

HB 884, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 884. Had I been present, I would have voted "yea".

/s/ David E. Lucas Sr.  
District 26

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 884. Had I been present, I would have voted "Yes".

/s/ Fran Millar  
District 40

HB 65. By Representatives Caldwell of the 20th, Ramsey of the 72nd, Teasley of the 37th, Turner of the 21st, Dudgeon of the 25th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to require local boards of education and certain charter schools to hold at least two public meetings on the proposed annual operating budget; to require that a summary of the proposed and adopted annual operating budget be posted on the Internet; to require that the detailed annual operating budget be made available upon request; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Thompson of the 14th.

The Senate Committee on Education and Youth offered the following substitute to HB 65:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to require local boards of education and certain charter schools to hold at least two public meetings on the proposed annual operating budget; to require that a summary of the proposed and adopted annual operating budget be posted on the Internet; to require that the detailed annual operating budget be made available upon request; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, is amended by adding a new Code section to read as follows:

"20-2-167.1.

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

(1) 'Governing body' means the local board of education, governing council, governing board, or other entity by whatever name responsible for creating and implementing the budget of a local education agency.

(2) 'Local education agency' means any local school system and any charter school subject to the provisions of Article 31 or 31A of this chapter, except this shall not include college and career academies that are charter schools; conversion charter schools, as defined in Code Section 20-2-2062, whose charter is not held by a nonprofit corporation; or system charter schools, as defined in Code Section 20-2-2062.

(b) Each governing body shall hold at least two public meetings, which shall not occur within the same week, for the purpose of providing an opportunity for public input on its proposed annual operating budget before adopting any budget; provided, however, that any other public meeting or hearing held that is related to the budget as required by law shall satisfy all or a portion of such requirement. The governing body of a charter school with a state-wide attendance zone and students residing in 25 percent or more of Georgia's counties or in three or more counties which are not geographically contiguous shall conduct one such public meeting virtually and one such public meeting in the county in which its primary business office is located. The public meetings shall be advertised in a local newspaper of general circulation which shall be the same newspaper in which other legal announcements of the board of education are advertised.

(c) A summary of the annual operating budget proposed by the governing board and the annual operating budget adopted by the governing board shall be posted on a publicly available area of such governing body's website. The summary of the annual operating budget adopted by the governing body shall be maintained on such publicly available area of the website until the annual operating budget for the next fiscal year is adopted by the governing body. In the event a governing body elects to post the line item detailed proposed and adopted annual operating budgets on a publicly available area of its website, it shall be deemed in compliance with this subsection.

(d) Upon request, each governing body shall provide to any person an electronic copy of the line item detailed adopted annual operating budget in a format suitable for analysis at no cost within three business days of such request, and the summary of the budget required by subsection (c) of this Code section shall give notice of such right.

(e) The provisions of this Code section shall not be construed to apply to the operating budget or accounting records of a nonprofit corporation itself that operates a charter school."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay

Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
E Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

HB 65, having received the requisite constitutional majority, was passed by substitute.

HB 736. By Representatives Atwood of the 179th, Jones of the 167th, Petrea of the 166th, Stephens of the 164th, Wilkinson of the 52nd and others:

A BILL to be entitled an Act to amend Code Section 40-2-86 of the Official Code of Georgia Annotated, relating to special license plates promoting certain beneficial projects and supporting certain worthy agencies, funds, or nonprofit corporations, so as to provide for a special license plate promoting marine habitat conservation; to provide for related matters; to require a two-thirds' majority vote for passage in accordance with constitutional requirements; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Watson of the 1st.

The Senate Committee on Public Safety offered the following substitute to HB 736:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, so as to provide for a special license plate for women veterans; to provide for definitions; to provide for the issuance of a special license plate to the spouse of an eligible person under certain circumstances; to provide for special license plates for the Omega Psi Phi

Fraternity, Inc., and Hampton University; to provide for a special license plate to support the law enforcement division of the Department of Natural Resources; to provide for a special license plate promoting marine habitat conservation; to provide for a special license plate for the Georgia Pet Foundation; to provide for related matters; to provide for an effective date; to require a two-thirds' majority vote for passage of certain provisions in accordance with constitutional requirements; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, is amended by revising Code Section 40-2-85.1, relating to special and distinctive license plates for veterans, as follows:

"40-2-85.1.

(a) For purposes of this Code section, the term:

(1) 'Military medal award' means the following medals, decorations, or other recognition of honor for military service awarded by a branch of the United States military:

- (A) Medal of Honor;
- (B) Bronze Star Medal;
- (C) Silver Star Medal;
- (D) Distinguished Service Cross;
- (E) Navy Cross;
- (F) Air Force Cross;
- (G) Defense Distinguished Service Medal;
- (H) Homeland Security Distinguished Service Medal;
- (I) Distinguished Service Medal;
- (J) Navy Distinguished Service Medal;
- (K) Air Force Distinguished Service Medal;
- (L) Coast Guard Distinguished Service Medal;
- (M) Defense Superior Service Medal;
- (N) Legion of Merit;
- (O) Distinguished Flying Cross;
- (P) Purple Heart; ~~and~~
- (Q) Air Medal; and
- (R) Soldier's Medal.

(2) 'Served during active military combat' means active duty service in World War I, World War II, the Korean War, the Vietnam War, Operation Desert Storm, the Global War on Terrorism as defined by Presidential Executive Order 13289, Section 2, the war in Afghanistan, or the war in Iraq, which includes either Operation Iraqi Freedom or Operation Enduring Freedom.

(3) 'Veteran' means a former member of the armed forces of the United States who is discharged from the armed forces under conditions other than dishonorable.

(4) 'Woman veteran' and 'women veterans' means former members of the armed forces of the United States who are female and discharged from the armed forces under conditions other than dishonorable.

(b)(1) Motor vehicle and trailer owners who are veterans ~~of the armed forces of the United States~~, or women veterans, who have received a military medal award, or ~~persons~~ who served during active military combat shall be eligible to receive special and distinctive vehicle license plates for private passenger cars, motorcycles, trucks, or recreational vehicles used for personal transportation. Such license plates shall be issued in compliance with the state motor vehicle laws relating to registration and licensing of motor vehicles as prescribed in Article 2 of this chapter.

(2)(A) Motor vehicle and trailer owners who are veterans or women veterans, who have received a military medal award, or who served during active military combat shall be issued upon application for and upon compliance with the state motor vehicle laws relating to registration and licensing of motor vehicles a veteran's license plate, a woman veteran's license plate, a military medal award recipient license plate, or a commemorative service license plate for service during active military combat. One such license plate shall be issued without the requisite registration fee, manufacturing fee, or annual registration fee.

(B) Each member or former member of the armed forces of the United States listed in this subsection shall be entitled to no more than one such free license plate at a time; provided, however, that upon payment of a manufacturing fee of \$25.00, a member shall be entitled to one additional such license plate. For each additional license plate for which a \$25.00 manufacturing fee is required, there shall be an additional annual registration fee of \$25.00, and such ~~which~~ fee shall be collected by the county tag agent at the time of collection of other registration fees and shall be remitted to the state as provided in Code Section 40-2-34.

(c) The commissioner shall design a veteran's license plate, a woman veteran's license plate, a military medal award recipient license plate, and a license plate to commemorate service with the United States armed forces during active military combat. The commissioner shall promulgate such rules and regulations as may be necessary to enforce compliance with all state license laws relating to the use and operation of private passenger cars, motorcycles, trucks, and trailers before issuing ~~these~~ such license plates in lieu of the regular Georgia license plates. The manufacturing fee for such special and distinctive license plates shall be \$25.00. The commissioner is specifically authorized to promulgate all rules and regulations necessary to ensure compliance in instances where such vehicles have been transferred or sold. Except as provided in subsection (e) of this Code section, such plates shall be nontransferable.

(d) The special and distinctive vehicle license plates shall be as prescribed in Article 2 of this chapter for private passenger cars, motorcycles, trucks, recreational vehicles, and trailers used for personal transportation. Such plates shall contain such words or

symbols, in addition to the numbers and letters prescribed by law, so as to identify distinctively the owners as who are veterans of the armed forces of the United States, who are recipients of a military medal award, or persons who served during active military combat and shall additionally identify distinctly the owner as a veteran current or former member of one of the following branches of the armed forces of the United States: Army, Navy, Marines, Air Force, or Coast Guard.

(e) The license plate issued pursuant to this Code section shall be transferred between vehicles as provided in Code Section 40-2-80. The spouse of a deceased veteran ~~of the armed forces of the United States~~ or of a deceased person who received a military medal award or who served during active military combat shall continue to be eligible to be issued a distinctive personalized license plate as provided in this Code section for any vehicle owned by such ~~veteran person~~, ownership of which is transferred to the surviving spouse or for any other vehicle owned by such surviving spouse either at the time of the qualifying ~~veteran's person's~~ death or acquired thereafter, so long as such ~~person~~ surviving spouse does not remarry.

(e.1) The spouse of any person eligible to be issued a special license plate under this Code section shall also be eligible for such license plate, provided that no motor vehicle is registered in the name of the eligible person and all other requirements relating to registration and licensing relative to motor vehicles as prescribed in Article 2 of this chapter have been satisfied.

(f) Special license plates issued under this Code section, except as provided in subparagraph (b)(2)(A) of this Code section, shall be renewed annually with a revalidation decal as provided in Code Section 40-2-31 without payment of an additional \$25.00 annual registration fee."

## SECTION 2.

Said article is further amended in Code Section 40-2-86 of the Official Code of Georgia Annotated, relating to special license plates promoting certain beneficial projects and supporting certain worthy agencies, funds, or nonprofit corporations with proceeds disbursed to the general fund and the agency, fund, or nonprofit corporation, by adding two new paragraphs to subsection (l), adding a new paragraph to subsection (m), and revising subsection (n) as follows:

"(52) A special license plate honoring the Omega Psi Phi Fraternity, Inc. The funds raised by the sale of this special license plate shall be disbursed to the Georgia State Omega Psi Phi Foundation.

(53) A special license plate honoring Hampton University. The funds raised by the sale of this special license plate shall be disbursed to the Hampton University Scholarship Fund."

"(13) A special license plate to support the law enforcement division of the Department of Natural Resources in its protection of wildlife and natural and cultural resources of this state, enforcement of boating, litter, and waste laws, teaching of hunter and boater education classes, and provision of other public safety services to the citizens of this state. The funds raised by the sale of this special license plate shall



be disbursed as provided in paragraph (1) of this subsection to the Department of Natural Resources for use by the law enforcement division for the purposes provided for in this paragraph."

"(n)(1) The General Assembly recognizes that Code Section 12-3-600 mandates that the best interests of the state are served by providing for the conservation of nongame species of wildlife and has determined that the following special license plates supporting the agencies, funds, or nonprofit corporations listed in this subsection shall be issued for the purposes indicated. The special license plates listed in this subsection shall be subject to a special license plate fee and a special license plate renewal fee. The revenue disbursement for the special license plates listed in this subsection shall be as follows:

(A) Special license plate fee – \$25.00 of which \$5.00 is to be deposited into the general fund, \$1.00 is to be paid to the local county tag agent, and \$19.00 is to be dedicated to the sponsoring agency, fund, or nonprofit corporation; and

(B) Special license plate renewal fee – \$25.00 of which \$5.00 is to be deposited into the general fund and \$20.00 is to be dedicated to the sponsoring agency, fund, or nonprofit corporation.

(2) ~~Special license plates~~ A special license plate promoting the Nongame-Endangered Wildlife Program of the Department of Natural Resources. The funds raised by the sale of ~~these~~ this special license ~~plates~~ plate shall be disbursed to the Nongame Wildlife Conservation and Wildlife Habitat Acquisition Fund of the Department of Natural Resources for the purposes enumerated in subsection (b) of Code Section 12-3-602. Such license ~~plates~~ plate shall not include a space for a county name decal but shall instead bear the legend 'Give Wildlife a Chance' in lieu of the name of the county of issuance.

(3) A special license plate promoting conservation and enhancement of trout populations. The funds raised by the sale of this special license plate shall be disbursed to the Wildlife Resources Division of the Department of Natural Resources to supplement trout restoration and management programs.

(4) A special license plate supporting the Bobwhite Quail Restoration Initiative. The funds raised by the sale of this special license plate shall be disbursed to the Wildlife Resources Division of the Department of Natural Resources to conduct programs designed to enhance the bobwhite quail population in this state. Such programs may include the creation of habitat demonstration areas on state managed wildlife lands, education programs, technical assistance to private landowners in the creation and maintenance of bobwhite quail habitats on their lands, and projects to encourage public support for the license plate and the activities it funds. The Department of Natural Resources may enter into such contractual agreements as may be appropriate to further the objectives of the Bobwhite Quail Restoration Initiative, including entering into contractual agreements whereby private landowners, public agencies, or corporate entities create, preserve, or enhance habitat for bobwhite quail in return for the payment of incentives. Such license plate shall not include a space for a county decal but shall instead bear the legend 'Support Wildlife' in lieu of the name of the

county of issuance.

(5) A special license plate promoting marine habitat conservation, restoration, and enhancement. The funds raised by the sale of this special license plate shall be disbursed to the Coastal Resources Division of the Department of Natural Resources to supplement marine habitat conservation, restoration, and enhancement projects undertaken to increase the abundance of marine fish and invertebrate species.

(6) A special license plate promoting a dog and cat reproductive sterilization program for a nonprofit corporation. The funds raised by the sale of this special license plate shall be disbursed to the Georgia Pet Foundation to be used for dog and cat reproductive sterilization, including, but not limited to, grants to nonprofit corporations and vouchers for discounted veterinary sterilization services."

### SECTION 3.

(a) This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval, except as otherwise provided in subsection (b) of this section.

(b) In accordance with the requirements of Article III, Section IX, Paragraph VI(n) of the Constitution of the State of Georgia, Section 2 of this Act amending subsections (l), (m), and (n) of Code Section 40-2-86 of the Official Code of Georgia Annotated shall not become law unless it receives the requisite two-thirds' majority vote in both the Senate and the House of Representatives.

### SECTION 4.

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

Senators Sims of the 12th and Watson of the 1st offered the following amendment #1:

Amend LC 41 0804S substitute to HB 736 by inserting after line 123:

“(54) A special license plate honoring Zeta Phi Beta Sorority, Inc. The funds raised by the sale of this special license plate shall be disbursed to the Zeta National Education Foundation, Inc.”

replacing “two” on line 115 with “three”

inserting after “University;” on line 6:

“To provide for special license plates for Zeta Phi Beta Sorority, Inc.”

On the adoption of the amendment, there were no objections, and the Sims, Watson amendment #1 to the committee substitute was adopted.

Senators Watson of the 1st and Harper of the 7th offered the following amendment #2:

*Amend the Senate Public Safety Committee substitute to HB 736 (LC 41 0804S) by deleting lines 121 through 123 and inserting in lieu thereof the following:*

(53) A special license plate honoring Hampton University. The funds raised by the sale of this special license plate shall be disbursed to the Hampton University Atlanta Chapter Alumni Association."

On the adoption of the amendment, there were no objections, and the Watson, Harper amendment #2 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 2.

HB 736, having received the requisite constitutional majority, was passed by substitute.

Senator Parent of the 42nd introduced the doctor of the day, Dr. Carmen Sulton.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 1080. By Representatives Ramsey of the 72nd, Yates of the 73rd, Fludd of the 64th and Mabra of the 63rd:

A BILL to be entitled an Act to authorize the Magistrate Court of Fayette County to impose and collect county law library fees as part of the court costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1143. By Representatives Ballinger of the 23rd, Turner of the 21st, Carson of the 46th, Caldwell of the 20th and Cantrell of the 22nd:

A BILL to be entitled an Act to provide for the employment of marshals by Cherokee County; to provide for qualifications; to provide for powers; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1145. By Representatives Nix of the 69th, Trammell of the 132nd and Pezold of the 133rd:

A BILL to be entitled an Act to amend an Act creating the State Court of Troup County, approved March 6, 1962 (Ga. L. 1962, p. 3020), as amended, so as to change the salaries of the judge of the state court and the solicitor-general of the state court; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1146. By Representatives Kendrick of the 93rd, Mayo of the 84th, Williams of the 87th, Carter of the 92nd, Oliver of the 82nd and others:

A BILL to be entitled an Act to amend an Act revising, superseding, and consolidating the laws relating to the governing authority of DeKalb County and creating a chairman and board of commissioners of said county, approved March 8, 1956 (Ga. L. 1956, p. 3237), as amended, particularly by an Act approved April 9, 1981 (Ga. L. 1981, p. 4304), so as to provide for the regulation of land use; to provide for the completion of an audit by an outside auditor; to provide for purchases without sealed bid through an existing contract or schedule with a county, municipality, the State of Georgia or the federal government; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1147. By Representatives Dickey of the 140th and Clark of the 147th:

A BILL to be entitled an Act to amend an Act to create the Byron Convention and Visitors Bureau Authority, approved April 4, 1997 (Ga. L. 1997, p. 3921), as amended, particularly by an Act approved May 11, 2009 (Ga. l. 2009, p. 4149), so as to revise the provisions regarding staff of the authority; to provide for the manner of appointment of a director; to provide for the duties of the director; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 425. By Senator Mullis of the 53rd:

A BILL to be entitled an Act to amend an Act to provide for a new charter for the City of Ringgold, approved May 6, 2009 (Ga. L. 2009, p. 3624), so as to modify compensation and expenses, rules of procedure, a quorum, removal of the city manager, council interference with administration, and selection of the mayor and mayor pro tempore; to modify membership of boards, commissions, and authorities; to modify provisions for vacancies; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

SB 421. By Senators Butler of the 55th, Parent of the 42nd, Henson of the 41st, Davenport of the 44th and Jones of the 10th:

A BILL to be entitled an Act to create the DeKalb County Charter Review Commission; to provide for its membership, officers, purpose, meetings, hearings, functions, powers, expenses, and duties; to provide for a final report; to provide for the abolishment of such commission; to provide for definitions; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The House has passed, as amended, by the requisite constitutional majority the following Bill of the Senate:

SB 377. By Senators Jeffares of the 17th and VanNess of the 43rd:

A BILL to be entitled an Act to provide for the creation of one or more community improvement districts in Newton County; to provide for related matters; to provide for an effective date and for severability; to repeal conflicting laws; and for other purposes.

Mr. President:

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

SB 343. By Senator Parent of the 42nd:

A BILL to be entitled an Act to provide a homestead exemption from City of Decatur independent school district ad valorem taxes for educational purposes for five years in the full amount of the assessed value of the homestead for residents of that school district who are 65 years of age or older; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Senator McKoon of the 29th was excused for business outside the Senate Chamber.

The Calendar was resumed.

HR 1312. By Representatives Sims of the 123rd, Blackmon of the 146th, Coomer of the 14th, Clark of the 101st, Dunahoo of the 30th and others:

A RESOLUTION authorizing the change of use of certain property located in Houston County currently dedicated as a heritage preserve; authorizing the granting of a nonexclusive easement for the construction, operation, and maintenance of facilities and ingress and egress in, on, over, under, upon, across, or through certain state owned real property located in Houston County; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Gooch of the 51st.

The report of the committee, which was favorable to the adoption of the resolution, was agreed to.

On the adoption of the resolution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims

Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson
Y Heath	Y Millar	Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 51, nays 1.

HR 1312, having received the requisite constitutional majority, was adopted.

HB 1037. By Representatives Clark of the 101st, Cooper of the 43rd, Taylor of the 173rd, Efstoration of the 104th, Broadrick of the 4th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 31 of the Official Code of Georgia Annotated, relating to the Department of Community Health, so as to expand the certified nurse aide registry to nurse aides who provide services in private residences; to provide for inquiries and complaints; to provide that the registry be easily located on the department's website; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 32nd.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Bethel	Y Hufstetler	Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate

Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson
Y Heath	Y Millar	Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

HB 1037, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 1037. Had I been present, I would have voted "yes".

/s/ Michael Rhett  
District 33

HB 229. By Representatives Strickland of the 111th, Welch of the 110th, Meadows of the 5th, Fleming of the 121st, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, so as to expand grandparent rights to visitation and intervention to great-grandparents and siblings of parents; to conform cross-references relating to adoption; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Unterman of the 45th.

The Senate Committee on Health and Human Services offered the following substitute to HB 229:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, so as to change provisions relating to a grandparent's right to intervention in



certain domestic relation cases; to allow for intervention by great-grandparents and siblings of parents; to provide for definitions; to provide for an evidentiary standard; to conform cross-references relating to adoption; to provide for the creation, authorization, procedure, revocation, rescission, and termination of a power of attorney from a parent, guardian, or legal custodian of a child to a kinship caregiver for the temporary delegation of certain power and authority for the care and custody of a child; to provide a short title; to provide for and correct a definition; to provide for procedure; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**PART I**  
**SECTION 1-1.**

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended by revising Code Section 19-7-3, relating to grandparent visitation rights and intervention, as follows:

"19-7-3.

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

(1) 'Family member' means a grandparent, great-grandparent, or sibling.

(2) 'Grandparent' means the parent of a parent of a minor child, the parent of a minor child's parent who has died, and the parent of a minor child's parent whose parental rights have been terminated.

(3) 'Great-grandparent' means the parent of the parent of a parent of a minor child, the parent of the parent of a minor child's parent who has died, and the parent of the parent of a minor child's parent whose parental rights have been terminated.

(4) 'Sibling' means the brother or sister of a parent of a minor child, the brother or sister of a minor child's parent who has died, and the brother or sister of a minor child's parent whose parental rights have been terminated.

(b)(1) Except as otherwise provided in paragraph (2) of this subsection, ~~any~~:

(A) Any grandparent shall have the right to file an original action for visitation rights to a minor child ~~or~~; and

(B) Any family member shall have the right to intervene in and seek to obtain visitation rights in any action in which any court in this state shall have before it any question concerning the custody of a minor child, a divorce of the parents or a parent of such minor child, a termination of the parental rights of either parent of such minor child, or visitation rights concerning such minor child or whenever there has been an adoption in which the adopted child has been adopted by the child's blood relative or by a stepparent, notwithstanding the provisions of Code Section 19-8-19.

(2) This subsection shall not authorize an original action ~~where~~ when the parents of the minor child are not separated and the child is living with both parents.

(c)(1) Upon the filing of an original action or upon intervention in an existing

proceeding under subsection (b) of this Code section, the court may grant any ~~grandparent~~ family member of the child reasonable visitation rights if the court finds by clear and convincing evidence that the health or welfare of the child would be harmed unless such visitation is granted and if the best interests of the child would be served by such visitation. The mere absence of an opportunity for a child to develop a relationship with a family member shall not be considered as harming the health or welfare of the child when there is no substantial preexisting relationship between the child and such family member. In considering whether the health or welfare of the child would be harmed without such visitation, the court shall consider and may find that harm to the child is reasonably likely to result ~~where~~ when, prior to the original action or intervention:

- (A) The minor child resided with the ~~grandparent~~ family member for six months or more;
- (B) The ~~grandparent~~ family member provided financial support for the basic needs of the child for at least one year;
- (C) There was an established pattern of regular visitation or child care by the ~~grandparent~~ family member with the child; or
- (D) Any other circumstance exists indicating that emotional or physical harm would be reasonably likely to result if such visitation is not granted.

The court shall make specific written findings of fact in support of its rulings.

(2) An original action requesting visitation rights shall not be filed by any grandparent more than once during any two-year period and shall not be filed during any year in which another custody action has been filed concerning the child. After visitation rights have been granted to any grandparent, the legal custodian, guardian of the person, or parent of the child may petition the court for revocation or amendment of such visitation rights, for good cause shown, which the court, in its discretion, may grant or deny; but such a petition shall not be filed more than once in any two-year period.

(3) While a parent's decision regarding ~~grandparent~~ family member visitation shall be given deference by the court, the parent's decision shall not be conclusive when failure to provide ~~grandparent~~ family member contact would result in emotional harm to the child. A court may presume that a child who is denied any contact with his or her ~~grandparent~~ family member or who is not provided some minimal opportunity for contact with his or her ~~grandparent~~ family member when there is a preexisting relationship between the child and such family member may suffer emotional injury that is harmful to such child's health. Such presumption shall be a rebuttable presumption.

(4) In no case shall the granting of visitation rights to a ~~grandparent~~ family member interfere with a child's school or regularly scheduled extracurricular activities.

(5) Visitation time awarded to a ~~grandparent~~ family member shall not be less than 24 hours in any one-month period; provided, however, that when more than one individual seeks visitation under this Code section, the court shall determine the amount of time to award to each petitioner which shall not be less than 24 hours in

any one-month period in the aggregate.

(d) Notwithstanding the provisions of subsections (b) and (c) of this Code section, if one of the parents of a minor child dies, is incapacitated, or is incarcerated, the court may award the parent of the deceased, incapacitated, or incarcerated parent of such minor child reasonable visitation to such child during his or her minority if the court in its discretion finds that such visitation would be in the best interests of the child. The custodial parent's judgment as to the best interests of the child regarding visitation shall be given deference by the court but shall not be conclusive.

(e) If the court finds that the ~~grandparent or grandparents~~ family member can bear the cost without unreasonable financial hardship, the court, at the sole expense of the petitioning ~~grandparent or grandparents~~ family member, may:

(1) Appoint a guardian ad litem for the minor child; and

(2) Assign the issue of visitation rights of a ~~grandparent~~ family member for mediation.

(f) In the event that the court does not order mediation or upon failure of the parties to reach an agreement through mediation, the court shall fix a time for the hearing of the issue of visitation rights of the ~~grandparent or grandparents~~ family member.

(g) Whether or not visitation is awarded to a ~~grandparent~~ family member, the court may direct a custodial parent, by court order, to notify such ~~grandparent~~ family member of every performance of the minor child to which the public is admitted, including, but not limited to, musical concerts, graduations, recitals, and sporting events or games.

(h) When more than one family member files an action pursuant to this Code section, the court shall determine the priority of such actions."

### **SECTION 1-2.**

Said title is further amended by revising subsection (f) of Code Section 19-8-13, relating to the petition for adoption, filing, and contents, as follows:

"(f)(1) As used in this subsection, the term 'family member' shall have the same meaning as set forth in Code Section 19-7-3.

(2) Whenever a petitioner is a blood relative of the child to be adopted and a ~~grandparent~~ family member other than the petitioner has visitation rights to the child granted pursuant to Code Section 19-7-3, the petitioner shall cause a copy of the petition for adoption to be served upon the ~~grandparent~~ family member with the visitation rights or upon such person's counsel of record."

### **SECTION 1-3.**

Said title is further amended by revising Code Section 19-8-15, relating to when objections may be filed by relatives to petition for adoption, as follows:

"19-8-15.

(1) As used in this Code section, the term 'family member' shall have the same meaning as set forth in Code Section 19-7-3.

(2) If the child sought to be adopted has no legal father or legal mother living, it shall be the privilege of any person related by blood to the child to file objections to the

petition for adoption. A ~~grandparent~~ family member with visitation rights to a child granted pursuant to Code Section 19-7-3 shall have the privilege to file objections to the petition of adoption if neither parent has any further rights to the child and if the petition for adoption has been filed by a blood relative of the child. The court, after hearing such objections, shall determine, in its discretion, whether or not the same constitute a good reason for denying the petition and the court shall have the authority to grant or continue such visitation rights of the ~~grandparent to~~ family member of the child in the adoption order in the event the adoption by the blood relative is approved by the court."

**PART II**  
**SECTION 2-1.**

The General Assembly finds that:

- (1) From time to time, parents experience short-term difficulties that impair their ability to perform the regular and expected functions to provide care and support to their children;
- (2) Parents need a means to confer to a relative or fictive kin the temporary authority to act on behalf of a child without the time and expense of a court proceeding or the involvement of the Division of Family and Children Services of the Department of Human Services; and
- (3) Providing a statutory mechanism for granting such authority enhances family preservation and stability.

**SECTION 2-2.**

Said title is further amended by adding a new article to Chapter 9, relating to child custody proceedings, to read as follows:

"ARTICLE 5

19-9-140.

This article shall be known and may be cited as the 'Supporting and Strengthening Families Act.'

19-9-141.

As used in this article, the term:

- (1) 'Child' means an unemancipated individual who is under 18 years of age.
- (2) 'Fictive kin' shall have the same meaning as provided in Code Section 15-11-2.
- (3) 'Guardian' means an individual appointed pursuant to a court order establishing a permanent guardianship for a child.
- (4) 'Kinship caregiver' means a grandparent, aunt, uncle, great aunt, great uncle, cousin, or sibling of a child or a fictive kin who resides in this state.
- (5) 'Legal custodian' shall have the same meaning as provided in Code Section 15-11-2.

(6) 'Parent' shall have the same meaning as provided in Code Section 19-3-37.

19-9-142.

(a) A parent, guardian, or legal custodian of a child may delegate caregiving authority regarding his or her child to a kinship caregiver for a period not to exceed one year, except as provided in Code Section 19-9-150, by executing a power of attorney that substantially complies with this article. A parent, guardian, or legal custodian of a child may delegate to an agent in such power of attorney any power and authority regarding the care and custody of such child, except the power to consent to the marriage or adoption of such child, the performance or inducement of an abortion on or for such child, or the termination of parental rights to such child. Such power and authority may be delegated without the approval of a court, provided that such delegation of power and authority shall not operate to change or modify any parental or legal rights, obligations, or authority established by an existing court order, including a standing order, or deprive a parent, guardian, or legal custodian of a child of any parental or legal rights, obligations, or authority regarding the custody, visitation, or support of such child. Furthermore, such delegation of power and authority shall not deprive or limit any support for a child that should be received by such child pursuant to a court order or for any other reason. No such power of attorney shall be executed during the pendency of a divorce or custody action.

(b) Except as limited by federal law, this article, or the direction of a parent, guardian, or legal custodian of a child as expressed in the power of attorney, an agent shall have the same rights, duties, and responsibilities that would otherwise be exercised by such parent, guardian, or legal custodian of a child pursuant to the laws of this state.

(c) An agent shall acknowledge in writing his or her acceptance of the responsibility for caring for a child for the duration of the power of attorney. An agent shall certify that he or she is not currently on the state sexual offender registry of this state or the sexual offender registry for any other state, a United States territory, the District of Columbia, or any Indian Tribe nor has he or she ever been required to register for any such registry. Such certification shall include a criminal background check if requested by the party executing the power of attorney.

(d) The agent under a power of attorney shall act in the best interests of the child. Such agent shall not be liable for consenting or refusing to consent to medical, dental, or mental health care for a child when such decision is made in good faith and is exercised in the best interests of the child.

(e)(1) The agent under a power of attorney shall have the right to enroll the child in a public school serving the area where the agent resides and may enroll the child in a private school, pre-kindergarten program, or home study program.

(2) A public school shall allow such agent with a power of attorney executed under this article to enroll a child.

(3) At the time of enrollment, the agent shall provide to such public school such residency documentation as is customary in that school system.

(4) A public school shall not unreasonably deny enrollment of a child. If a public

school denies enrollment of a child by an agent, such denial may be appealed and shall be treated as any other denial of enrollment of a child in that school system, including all of the remedies otherwise available when enrollment is denied to a child.

19-9-143.

(a) At least 30 days prior to executing a power of attorney under this article:

(1) An individual with sole custody of a child who intends to execute such power of attorney shall provide written notice of such intention to the noncustodial parent by certified mail or statutory overnight delivery, return receipt requested. Such notice shall constitute a change in material conditions or circumstances for the purpose of a child custody modification proceeding; and

(2) An individual who is a guardian or legal custodian of a child who intends to execute such power of attorney shall provide written notice to the child's parents by certified mail or statutory overnight delivery, return receipt requested.

(b) An individual receiving the notice set forth in subsection (a) of this Code section may object to the execution of such power of attorney within 21 days of the delivery of such notice and shall serve his or her objection on the individual intending to execute such power of attorney by certified mail or statutory overnight delivery, return receipt requested. An objection shall prohibit the execution of a power of attorney under this article.

(c) In addition to the notice provided in subsection (a) of this Code section, a parent with sole custody of a child who executes a power of attorney under this article shall comply with any applicable relocation notice requirements under subsection (f) of Code Section 19-9-3.

(d) In the event of an emergency, the written requirement provisions of this Code section may be waived, but in no event shall this provision be interpreted as a means to violate a court order entered pursuant to subsection (f) of Code Section 19-9-3.

19-9-144.

Nothing in this article shall preclude a parent, guardian, legal custodian, or agent from granting temporary written permission to seek emergency medical treatment or other services for a child while such child is in the custody of an adult who is not the parent, guardian, legal custodian, or agent and who is temporarily supervising the child at the request of such parent, guardian, legal custodian, or agent.

19-9-145.

(a) Except as may be permitted by the federal No Child Left Behind Act (P.L. 107-110), an individual executing a power of attorney under this article shall swear or affirm under penalty of law that such action is not being taken for the purpose of enrolling the child in a school to participate in the academic or interscholastic athletic programs provided by that school or for any other unlawful purpose. Violation of this subsection shall be punishable in accordance with state law and may require, in addition to any other remedies, repayment by such parent, guardian, or legal custodian of all

costs incurred by the school as a result of the violation.

(b) An individual shall not execute a power of attorney under this article for the purpose of subverting an investigation of the child's welfare initiated by the Division of Family and Children Services of the Department of Human Services and shall not execute such power of attorney so long as the Division of Family and Children Services of the Department of Human Services has an open child welfare and youth services case with regard to the parent, guardian, or legal custodian, the child, or another child of the parent.

19-9-146.

A power of attorney executed under this article shall be signed and acknowledged before a notary public by the parent, guardian, or legal custodian executing such power of attorney and by the agent accepting such delegation.

19-9-147.

(a)(1) An agent shall have the authority to act on behalf of the minor child on a continuous basis, without compensation, and shall not be subject to any provision concerning the licensing or regulation of foster care homes for the duration of the power of attorney so long as the duration does not exceed the length of time authorized in Code Sections 19-9-142 and 19-9-150 or until the individual who executed the power of attorney revokes the power of attorney in writing and provides notice of the revocation to the agent as provided in this Code section.

(2) An agent shall have the authority to act on behalf of the child until a copy of the revocation of the power of attorney is received by certified mail or statutory overnight delivery, return receipt requested, and upon receipt of the revocation, the agent shall cease to act as agent.

(3) The individual revoking the power of attorney shall send a copy of the revocation of the power of attorney to the agent within five days of the execution of the revocation by certified mail or statutory overnight delivery, return receipt requested. If an individual revokes the power of attorney, the child shall be returned to the custody of the individual who granted the power of attorney as soon as reasonably possible.

(4) The revoking individual shall notify the school, health care providers, and others known to the revoking individual to have relied upon such power of attorney.

(b) The power of attorney executed under this article may also be terminated by any order of a court of competent jurisdiction.

(c) The agent shall notify the school, health care providers, and others known to the agent to have relied upon such power of attorney.

(d) An agent may resign by notifying the individual who appointed the agent in writing by certified mail or statutory overnight delivery, return receipt requested.

(e) Upon the death of the authorizing individual, the agent shall notify the parents of the child, if possible, as soon as practicable.

(f) The authority to designate an agent to act on behalf of a minor child is in addition to

any other lawful action an individual may take for the benefit of such minor child.

(g) A parent shall continue to have the right to medical, dental, mental health, and school records pertaining to the minor child, even when a power of attorney has been executed under this article.

19-9-148.

The execution of a power of attorney under this article shall not constitute abandonment under Code Section 19-10-1 nor be reportable as child abuse or neglect under Code Section 19-7-5 unless the individual who executed such power of attorney fails to take custody of the child or execute a new power of attorney under this article after the expiration or revocation of the power of attorney.

19-9-149.

(a) A child subject to a power of attorney executed under this article shall not be considered placed in foster care as defined in any other provision of law, and the parties to the power of attorney shall not be subject to any of the requirements or licensing regulations for foster care or other regulations relating to community care for children.

(b) An agent who has been delegated caregiving authority under this article shall not be subject to the requirements of any other child care facility or foster care licensing provisions, and such delegation shall not constitute an out-of-home child placement.

(c) This article shall not be construed to exempt a person from the requirements of Chapter 5 of Title 49 regarding the licensing and inspection of child welfare agencies if such person fails to have evidence of a power of attorney executed under this article.

19-9-150.

Except as limited by or in conflict with federal law regarding the armed forces of the United States, a parent who is a member of the armed forces of the United States, including any reserve component thereof, or the commissioned corps of the National Oceanic and Atmospheric Administration or the Public Health Service of the United States Department of Health and Human Services detailed by proper authority for duty with the armed forces of the United States, or who is required to enter or serve in the active military service of the United States under a call or order of the President of the United States or to serve on state active duty, may delegate caregiving authority for a period longer than one year if such parent is deployed as defined in Code Section 19-9-6. Such term of delegation, however, shall not exceed the term of deployment plus 30 days.

19-9-151.

(a) The power of attorney contained in this Code section may be used for the temporary delegation of caregiving authority to an agent. The form contained in this Code section shall be sufficient for the purpose of creating a power of attorney under this article, provided that nothing in this Code section shall be construed to require the use of this particular form.



(b) A power of attorney shall be legally sufficient if the form is properly completed and the signatures of the parties are notarized.

(c) The power of attorney delegating caregiving authority of a child shall be in substantially the following form:

STATUTORY FORM FOR POWER OF ATTORNEY TO DELEGATE PARENTAL, GUARDIAN, OR LEGAL CUSTODIAN POWER AND AUTHORITY

1. I certify that I am the parent, guardian, or legal custodian of:

\_\_\_\_\_

(Full name of child)

(Date of birth)

2. I designate \_\_\_\_\_ (full name of agent),

\_\_\_\_\_

(street address, city, state, and ZIP Code of agent)

\_\_\_\_\_,

(home and work phone numbers of agent)

as the agent of the child named above.

3. I delegate to the agent all my power and authority regarding the care and custody of the child named above, including but not limited to the right to enroll the child in school, inspect and obtain copies of education records and other records concerning the child, attend school activities and other functions concerning the child, and give or withhold any consent or waiver with respect to school activities, medical and dental treatment, and any other activity, function, or treatment that may concern the child. This delegation shall not include the power or authority to consent to the marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child.

OR

4. I delegate to the agent the following specific powers and responsibilities (write in):

\_\_\_\_\_  
In the event section 4 is completed, section 3 does not apply.

This delegation shall not include the power or authority to consent to the marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child.

5. This power of attorney is effective for a period not to exceed one year, beginning \_\_\_\_\_, 20\_\_\_\_, and ending \_\_\_\_\_, 20\_\_\_\_. I reserve the right to revoke this power and authority at any time.

OR

6. I am a parent as described in O.C.G.A. § 19-9-150. My active duty service is scheduled to begin on \_\_\_\_\_, 20\_\_\_\_, and is estimated to end on \_\_\_\_\_, 20\_\_\_\_. I acknowledge that in no event shall this delegation of power and authority last more than one year or the term of my active duty plus 30 days, whichever is longer. I reserve the right to revoke this power and authority at any time.

7. Except as may be permitted by the federal No Child Left Behind Act (P.L. 107-110), I hereby swear or affirm under penalty of law that this power of attorney is not being executed for the purpose of enrolling a child in a school so that the child may participate in the academic or interscholastic athletic programs provided by that school or for any other unlawful purpose.

8. I hereby swear or affirm under penalty of law that I provided the notice required by O.C.G.A. § 19-9-143 and received no objection in the required time period.

By: \_\_\_\_\_  
 (Parent, guardian, or legal custodian signature)

Relationship to child: \_\_\_\_\_

\_\_\_\_\_  
 (Printed name)

9. I hereby accept my designation as agent for the child specified in this power of attorney and by doing so acknowledge my acceptance of the responsibility for caring for such child for the duration of this power of attorney. Furthermore, I hereby certify that:

(A) I am not currently on the state sexual offender registry of this state or the sexual offender registry for any other state, a United States territory, the District of Columbia, or any Indian Tribe nor have I ever been required to register for any such registry;

(B) I have provided a criminal background check to the individual designating me as an agent, if it was requested;

(C) I understand that I have the authority to act on behalf of the minor child for the period set forth in this form or until the power of attorney is revoked in writing and notice is provided to me as provided in O.C.G.A. § 19-9-147;

(D) I understand that if I am made aware of the death of the individual who executed the power of attorney, I must notify the parent of the child, if known, as soon as practicable; and

(E) I may resign as agent by notifying the individual who executed the power of attorney in writing by certified mail or statutory overnight delivery, return receipt requested.

\_\_\_\_\_  
(Agent signature)

\_\_\_\_\_  
(Printed name)

State of Georgia

County of \_\_\_\_\_

**ACKNOWLEDGMENT**

Before me, the undersigned, a Notary Public, in and for said County and State on this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, personally appeared  
(name of parent, guardian, or legal custodian) and \_\_\_\_\_ (name  
of agent), to me known to be the identical persons who executed this instrument and  
acknowledged to me that each executed the same as his or her free and voluntary act  
and deed for the uses and purposes set forth in the instrument.  
Witness my hand and official seal the day and year above written.

\_\_\_\_\_  
(Notary public signature)

(Seal)

My commission expires: \_\_\_\_\_'''

**PART III  
SECTION 3-1.**

Said title is further amended by revising subparagraph (a)(2)(B) of Code Section 19-3-37, relating to parental consent to marriage of underage applicants, as follows:

"(B) The ~~parent~~ individual who has ~~legal~~ sole custody if the parents are divorced, separated, or widowed; or"

**PART IV  
SECTION 4-1.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

HB 229, having received the requisite constitutional majority, was passed by substitute.

HB 100. By Representatives Dickson of the 6th, Epps of the 144th, Greene of the 151st, England of the 116th and Coleman of the 97th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to change provisions relating to the date by which a child must reach a certain age in order to be eligible for enrollment in certain educational programs; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Tippins of the 37th.

The Senate Committee on Education and Youth offered the following substitute to HB 100:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 20-2-167 of the Official Code of Georgia Annotated, relating to funding for direct instructional, media center, and staff development costs, so as to

establish an expenditure control for direct instructional costs for virtual instruction provided to students enrolled in a local school system and residing in another local school system; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 20-2-167 of the Official Code of Georgia Annotated, relating to funding for direct instructional, media center, and staff development costs, is amended by revising paragraph (1) of subsection (a) and adding a new subsection to read as follows:

"(a)(1) The State Board of Education shall annually compute, based upon the initial allotment of funds to each local school system, the total funds needed for direct instructional costs for each program identified in Code Section 20-2-161, specifying the number of positions earned and salaries and operational costs portions. 'Direct instructional costs' is defined as those components of the program weights which are specified in subsections (a) through (g) of Code Section 20-2-182. In computing the total funds needed for direct instructional costs for each program, the state board shall apply the percentage that these costs represent of the total costs used in developing the program weights. The direct instructional costs for the five instructional programs for disabled students shall be summed into one amount for special education. Following the midterm adjustment, the state board shall issue allotment sheets for each local school system and each school reflecting the total amount of earnings, initial earnings, and midterm adjustment, if any, for each program authorized by Code Section 20-2-161. For each such program, each local school system shall spend a minimum of 90 percent of funds designated for direct instructional costs on the direct instructional costs of such program at the school site in which the funds were earned, except that funds earned for special education programs shall be summed for the purposes of this expenditure control. For the purposes of this expenditure control, funds earned for counselors and technology specialists shall each be summed to the school level. Only the state salary amounts resulting from the amount earned on the state-wide salary schedule as approved by the State Board of Education pursuant to Code Section 20-2-212 plus associated benefits funded by the state and the salaries and any state earned benefits or comparable state earned benefits of technology specialists and classroom aides may be applied to the salary cost components for the purpose of meeting this expenditure control. Except as otherwise provided by law or rule and regulation of the state board, local school systems may decide whether direct instructional funds shall be used for teacher salaries, aide salaries, instructional material or equipment, or any other appropriate direct instructional expense; provided, however, that 100 percent of funds earned for direct instructional salaries shall be expended for salaries of direct instructional personnel and classroom aides. The total number of positions earned for direct instruction as specified in Code Section 20-2-182, adjusted for maximum class size, shall be employed for the delivery of services for which the funds were earned. This position control shall be for the kindergarten program, the

kindergarten early intervention program, the primary grades program, and the primary grades early intervention program combined and the combined total for all other programs; provided, however, that positions earned for art, music, foreign language, and physical education, technology specialists, and counselors shall be totaled for all programs. Fractional amounts may be combined and used for any direct instructional position. Funds earned for any fractional amounts may be used for any direct instructional expense. Quality Basic Education Formula funds in excess of the amount required by this paragraph to be expended by a local school system for the direct instructional costs of an instructional program specified by Code Section 20-2-161 which are not expended for direct instructional costs or for the direct instructional costs for virtual instruction which are not expended for virtual instruction pursuant to subsection (f) of this Code section must be returned to the state treasury."

"(f) Ninety percent of funds earned pursuant to this article by a local school system for students enrolled in and receiving only virtual instruction from such local school system but residing in another local school system, shall be spent for costs for such virtual instruction; provided, however, that this shall not apply to virtual instruction received through the Georgia Virtual School established pursuant to Code Section 20-2-319.1 or the clearing-house established pursuant to Code Section 20-2-319.3, or through a state charter school which provides virtual instruction; provided, further, that this subsection shall not be subject to waiver pursuant to Code Section 20-2-82 for a strategic waivers school system, Code Section 20-2-2063.2 for a charter system, Code Section 20-2-2065 for a charter school, or Code Section 20-2-244."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B

Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 100, having received the requisite constitutional majority, was passed by substitute.

HB 73. By Representatives Turner of the 21st, Hamilton of the 24th, Taylor of the 173rd, Caldwell of the 20th, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Code Section 45-2-1 of the Official Code of Georgia Annotated, relating to persons ineligible to hold office, vacation of office, and validity of acts performed while in office, so as to authorize counties and municipalities to provide by local law for district durational residency requirements; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Albers of the 56th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins

Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 1.

HB 73, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/16/2016

Due to business outside the Senate Chamber, I missed the vote on HB 73. Had I been present, I would have voted “yes”.

/s/ L.C. Walker  
District 20

HB 737. By Representative Caldwell of the 131st:

A BILL to be entitled an Act to amend the Official Code of Georgia Annotated, so as to revise, modernize, correct errors or omissions in, and reenact the statutory portion of said Code, as amended, in furtherance of the work of the Code Revision Commission; to repeal portions of said Code, or Acts in amendment thereof, which have become obsolete, have been declared to be unconstitutional, or have been preempted or superseded by subsequent laws; to codify a joint resolution; to provide for other matters relating to revision, reenactment, and publication of said Code; to provide for effect in event of conflicts; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator McKoon of the 29th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:



Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

HB 737, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

March 16, 2016

Due to business outside the Senate Chamber, I missed the vote on HB 737. Had I been present, I would have voted "yes".

/s/ David Shafer  
District 48

HB 920. By Representatives Kelley of the 16th, Powell of the 171st, Fleming of the 121st, Petrea of the 166th and Cooper of the 43rd:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, so as to restrict civil actions against passive investors in nursing homes and intermediate care homes; to provide for definitions; to provide for procedure; to provide for insurance or self-insurance trusts as a condition precedent to obtaining or maintaining a permit to operate a nursing

home or intermediate care home; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The Senate Committee on Health and Human Services offered the following substitute to HB 920:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, so as to restrict civil actions against certain parties involved in nursing homes and intermediate care homes; to provide for definitions; to provide for procedure; to provide for insurance or self-insurance trusts as a condition precedent to obtaining or maintaining a permit to operate a nursing home or intermediate care home; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 1 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, is amended by adding two new Code sections to read as follows:

"31-7-3.3.

(a) As used in this Code section, the term 'excluded party' means a person or entity that neither performs, has the duty to perform, nor controls the performance of any of the following functions at or on behalf of a nursing home or intermediate care home where alleged injuries occurred:

(1) Providing management, operation, or administrative services for such home;

(2) Hiring or firing of the administrator, director of nursing, or other staff working at such home;

(3) Setting or controlling the budget of such home;

(4) Staffing or determining the level of staff at such home;

(5) Providing direct care, treatment, or services to the residents of such home;

(6) Making decisions regarding the care, treatment, or services provided to residents at such home; or

(7) Adopting, implementing, or enforcing the policies and procedures for such home.

(b) Except as otherwise provided by law, the mere ownership of an entity shall not, by itself, create the duty to perform the functions listed in subsection (a) of this Code section.

(c) An excluded party shall not be named in a civil action that alleges their direct or

vicarious liability for the personal injury or death of one or more residents of a nursing home or intermediate care home or a violation of residents' rights at such home under Article 5 of Chapter 8 of this title.

(d) Any person or entity named as a defendant in a civil action or arbitration, who claims to be an excluded party, may serve a notice of such claim upon the plaintiff. Such notice shall be sent to counsel for the plaintiff by certified mail, return receipt requested, or, if the plaintiff does not have an attorney, to the plaintiff personally via certified mail, return receipt requested. Such notice shall be served after the discovery period begins under applicable law for the case but not later than 30 days after such discovery period begins.

(e) If, after the expiration of 90 days from the date the notice described in subsection (d) of this Code section is received, the plaintiff does not agree to a dismissal without prejudice of such defendant claiming to be an excluded party, and:

(1) The court later determines that there is no genuine issue of material fact as to whether such defendant is an excluded party, grants summary judgment to such defendant as to this issue, and such order becomes final after any appeal; or

(2) If an arbitrator enters judgment for such defendant as to this issue and determines that there was not a good faith basis in law and fact for the plaintiff's claim that such defendant was not an excluded party and such order becomes final after any appeal,

then such finding by an arbitrator or final judgment by a court shall be deemed a finding that the plaintiff's claim against such defendant was substantially frivolous, substantially groundless, or substantially vexatious. Upon such a final judgment or finding, such excluded party shall be entitled to an award of reasonable and necessary attorneys' fees and expenses of litigation upon the filing of a motion. The court or arbitrator shall award only such reasonable and necessary attorneys' fees and expenses of litigation as the court or arbitrator determines were related to the defense of only such excluded party and not to the defense of other defendants in such action, unless otherwise authorized by law. Such attorneys' fees and expenses so awarded shall be assessed against the party asserting such claim, or against such party's attorney, or against both in such manner as is just.

(f) In the event that the plaintiff prevails on any claim against a defendant claiming to be an excluded party and if the court or an arbitrator determines that there was not a good faith basis in law and fact for the defendant's claim that such defendant was an excluded party, and such order becomes final after appeal, then such judgment by a court or arbitrator shall be deemed a finding that the contention by such defendant that it was an excluded party was substantially frivolous, substantially groundless, or substantially vexatious. Upon such a final judgment or finding, the plaintiff shall be entitled to an award of reasonable and necessary attorneys' fees and expenses of litigation upon the filing of a motion. The court or arbitrator shall award only such reasonable and necessary attorneys' fees and expenses of litigation that were incurred in the pursuit of the action against the defendant claiming to be an excluded party, and the plaintiff shall not be entitled to an award of reasonable and necessary attorneys' fees and expenses of litigation that were incurred in the pursuit of the action against other

defendants, unless otherwise authorized by law. Such attorneys' fees and expenses so awarded shall be assessed against the party asserting such claim, or against such party's attorney, or against both in such manner as is just.

(g) Notwithstanding Code Section 51-7-85, subsections (e) and (f) of this Code section shall be in addition to and shall not limit a party's right to pursue a recovery pursuant to Code Section 9-15-14 or Article 5 of Chapter 7 of Title 51.

(h) The time period set forth in subsection (e) of this Code section may be extended by agreement of the parties or by order of the court; provided, however, that if during such time period any party files a motion to stay the case or a motion to compel arbitration, such time period shall be extended for 30 days following the date the court rules on such motion; and provided, further, that if any party files a motion to compel discovery, such period shall be extended until 30 days following the date that the party complies with the court's order to produce discovery, whichever is later.

(i) A defendant which is a licensee shall not identify an excluded party as a potentially at-fault nonparty for purposes of apportionment under Code Section 51-12-33, unless such nonparty has entered into a settlement agreement with the plaintiff or claimant.

31-7-3.4.

(a) As used in this Code section, the term 'nursing home claim' means a claim alleging direct or vicarious liability for the personal injury or death of one or more residents of a nursing home or intermediate care home or a violation of residents' rights at such home under Article 5 of Chapter 8 of this title.

(b)(1) As a condition precedent to obtaining or maintaining a permit under this article to operate a nursing home or intermediate care home, a licensee shall carry or be covered by liability insurance coverages or establish or have established for its benefit a self-insurance trust for a nursing home claim.

(2) If a licensee fails to carry or be covered by liability insurance coverages or establish or have established for its benefit a self-insurance trust for a nursing home claim, the department shall provide notice to such licensee of its noncompliance and allow such licensee 60 days in which to comply. A licensee's failure to maintain such coverage or establish such trust shall result in the department:

(A) Revoking such licensee's permit issued pursuant to this article to operate the nursing home or intermediate care home;

(B) Denying any application to renew such permit; and

(C) Denying any application for a change of ownership of the nursing home or intermediate care home."

## **SECTION 2.**

This Act shall become effective on July 1, 2016, and shall apply to any claim filed on or after July 1, 2016.

## **SECTION 3.**

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

Senator Millar of the 40th asked unanimous consent that he be excused from voting on HB 920 pursuant to Senate Rule 5-1.8(d). The consent was granted, and Senator Millar was excused.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 45, nays 9.

HB 920, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/16/16

I inadvertently voted "YES" on HB 920. Please reflect in the Journal that my intent was to vote "NO".

/s/ Michael Rhett  
District 33

Senator Martin of the 9th was excused for business outside the Senate Chamber.

HB 991. By Representatives Hitchens of the 161st, Powell of the 171st and Williamson of the 115th:

A BILL to be entitled an Act to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 6th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 991, having received the requisite constitutional majority, was passed.

HB 1028. By Representatives Werkheiser of the 157th, Nimmer of the 178th, Burns of the 159th, Abrams of the 89th and Caldwell of the 20th:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to general provisions relative to waste management, so as to require the Environmental Protection Division of the Department of Natural Resources to provide notice to affected localities upon the occurrence of certain events relating to permitted solid or hazardous waste facilities; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Williams of the 19th.

The Senate Committee on Natural Resources and the Environment offered the following substitute to HB 1028:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 2 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to general provisions relative to solid waste management, so as to require the owner or operator of a municipal solid waste landfill to provide notice to the relevant local governing authority upon the occurrence of certain solid waste releases; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 2 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to general provisions relative to solid waste management, is amended by adding a new Code section to read as follows:

"12-8-24.3.

The owner or operator of a municipal solid waste landfill shall notify the local governing authorities of any city and county in which such landfill is located of any release from the site of such landfill of a contaminant which is likely to pose a danger to human health. In addition, such owner or operator shall cause notice of such release to be published in the legal organ of the county in which such landfill is located. Compliance with the requirements of this Code section shall occur within 14 days of confirmation of such release by the division."

**SECTION 2.**

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

Senator Henson of the 41st offered the following amendment #1:

*Amend the substitute to HB 1028 (LC 40 1173S) by replacing line 14 with the following:*  
site of such landfill of a contaminant. In

Senator Henson of the 41st asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Henson amendment #1 was withdrawn.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 55, nays 0.

HB 1028, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:



3/16/2016

Due to business outside the Senate Chamber, I missed the vote on HB 1028. Had I been present, I would have voted “yes”.

/s/ Tommie Williams  
District 19

At 12:18 p.m. the President announced that the Senate would stand at ease until 1:30 p.m.

At 1:41 p.m. the President called the Senate to order.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 243. By Senators Hill of the 4th and Shafer of the 48th:

A BILL to be entitled an Act to amend Chapter 23 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Judicial Retirement System, so as to change certain provisions relating to preservation of rights by certain persons; to provide for membership in the system for certain persons in a full-time position requiring admission to the State Bar of Georgia as a condition of employment; to provide for an irrevocable election; to provide for a transfer of funds; to provide for creditable service; to provide for calculation of benefits; to change certain provisions relating to definitions; to provide a legislative purpose; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

The House has adopted, by substitute, by the requisite constitutional majority the following Resolution of the Senate:

SR 1038. By Senator Mullis of the 53rd:

A RESOLUTION creating the Joint Alternative Fuels Infrastructure Study Committee; and for other purposes.

The Calendar was resumed.

HB 513. By Representative Stephens of the 164th:

A BILL to be entitled an Act to amend Article 3 of Chapter 11 of Title 9 of the Official Code of Georgia Annotated, relating to pleadings and motions, so as to revise provisions regarding the procedure for claims asserted against a person or entity arising from an act by that person or entity which could reasonably be construed as an act in furtherance of the right of free speech or the right to petition government for a redress of grievances; to revise definitions; to amend Chapter 5 of Title 51 of the Official Code of Georgia Annotated, relating to libel and slander, so as to revise a cross-reference; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The Senate Committee on Economic Development and Tourism offered the following substitute to HB 513:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 2 of Chapter 6 of Title 5 of the Official Code of Georgia Annotated, relating to appellate practice, so as to revise provisions regarding those judgments and rulings deemed directly appealable; to amend Article 3 of Chapter 11 of Title 9 of the Official Code of Georgia Annotated, relating to pleadings and motions, so as to revise provisions regarding the procedure for claims asserted against a person or entity arising from an act by that person or entity which could reasonably be construed as an act in furtherance of the right of free speech or the right to petition government for a redress of grievances; to revise definitions; to amend Chapter 5 of Title 51 of the Official Code of Georgia Annotated, relating to libel and slander, so as to revise a cross-reference; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 2 of Chapter 6 of Title 5 of the Official Code of Georgia Annotated, relating to appellate practice, is amended by revising subsection (a) of Code Section 5-6-34, relating to judgments and rulings deemed directly appealable, procedure for review of judgments, orders, or decisions not subject to direct appeal, scope of review, hearings in criminal cases involving a capital offense for which death penalty is sought, and appeals involving nonmonetary judgments in child custody cases, as follows:

"(a) Appeals may be taken to the Supreme Court and the Court of Appeals from the following judgments and rulings of the superior courts, the constitutional city courts,

and such other courts or tribunals from which appeals are authorized by the Constitution and laws of this state:

- (1) All final judgments, that is to say, where the case is no longer pending in the court below, except as provided in Code Section 5-6-35;
- (2) All judgments involving applications for discharge in bail trover and contempt cases;
- (3) All judgments or orders directing that an accounting be had;
- (4) All judgments or orders granting or refusing applications for receivers or for interlocutory or final injunctions;
- (5) All judgments or orders granting or refusing applications for attachment against fraudulent debtors;
- (6) Any ruling on a motion which would be dispositive if granted with respect to a defense that the action is barred by Code Section 16-11-173;
- (7) All judgments or orders granting or refusing to grant mandamus or any other extraordinary remedy, except with respect to temporary restraining orders;
- (8) All judgments or orders refusing applications for dissolution of corporations created by the superior courts;
- (9) All judgments or orders sustaining motions to dismiss a caveat to the probate of a will;
- (10) All judgments or orders entered pursuant to subsection (c) of Code Section 17-10-6.2;
- (11) All judgments or orders in child custody cases awarding, refusing to change, or modifying child custody or holding or declining to hold persons in contempt of such child custody judgment or orders; ~~and~~
- (12) All judgments or orders entered pursuant to Code Section 35-3-37; and
- (13) All judgments or orders entered pursuant to Code Section 9-11-11.1."

## SECTION 2.

Article 3 of Chapter 11 of Title 9 of the Official Code of Georgia Annotated, relating to pleadings and motions, is amended by revising Code Section 9-11-11.1, relating to exercise of rights of freedom of speech and to petition government for redress of grievances, legislative findings, verification of claims, definitions, procedure on motions, exception, and fees and expenses, as follows:

"9-11-11.1.

(a) The General Assembly of Georgia finds and declares that it is in the public interest to encourage participation by the citizens of Georgia in matters of public significance and public interest through the exercise of their constitutional rights of petition and freedom of speech ~~and the right to petition government for redress of grievances~~. The General Assembly of Georgia further finds and declares that the valid exercise of the constitutional rights of petition and freedom of speech ~~and the right to petition government for a redress of grievances~~ should not be chilled through abuse of the judicial process. To accomplish the declarations provided for under this subsection, this Code section shall be construed broadly.

~~(b)(1) A claim for relief For any claim asserted against a person or entity arising from an act by that any act of such person or entity which could reasonably be construed as an act in furtherance of the person's or entity's right of petition or free speech or the right to petition government for a redress of grievances under the Constitution of the United States or the Constitution of the State of Georgia in connection with an issue of public interest or concern shall be subject to a motion to strike unless the court determines that the nonmoving party has established that there is a probability that the nonmoving party will prevail on the claim, both the party asserting the claim and the party's attorney of record, if any, shall be required to file, contemporaneously with the pleading containing the claim, a written verification under oath as set forth in Code Section 9-10-113. Such written verification shall certify that the party and his or her attorney of record, if any, have read the claim; that to the best of their knowledge, information, and belief formed after reasonable inquiry it is well grounded in fact and is warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law; that the act forming the basis for the claim is not a privileged communication under paragraph (4) of Code Section 51-5-7; and that the claim is not interposed for any improper purpose such as to suppress a person's or entity's right of free speech or right to petition government, or to harass, or to cause unnecessary delay or needless increase in the cost of litigation. If the claim is not verified as required by this subsection, it shall be stricken unless it is verified within ten days after the omission is called to the attention of the party asserting the claim. If a claim is verified in violation of this Code section, the court, upon motion or upon its own initiative, shall impose upon the persons who signed the verification, a represented party, or both an appropriate sanction which may include dismissal of the claim and an order to pay to the other party or parties the amount of the reasonable expenses incurred because of the filing of the pleading, including a reasonable attorney's fee.~~

~~(2) In making the determination as provided for in paragraph (1) of this subsection, the court shall consider the pleadings and supporting and opposing affidavits stating the facts upon which the liability or defense is based; provided, however, that if there exists a claim that the nonmoving party is a public figure plaintiff, then the nonmoving party shall be entitled to discovery on the sole issue of actual malice whenever actual malice is relevant to the court's determination under paragraph (1) of this subsection.~~

~~(3) If the court determines that the nonmoving party under paragraph (1) of this subsection has established a probability that he or she would prevail on the claim, neither that determination nor the fact of such determination shall be admissible in evidence at any later stage of the case or in any subsequent action and no burden or proof or degree of proof otherwise applicable shall be affected by such determination in any later stage of the case or in any subsequent proceeding.~~

~~(b.1) In any action subject to subsection (b) of this Code section, a prevailing moving party on a motion to strike shall be granted the recovery of attorney's fees and expenses of litigation related to the action in an amount to be determined by the court based on~~

the facts and circumstances of the case. If the court finds that a motion to strike is frivolous or is solely intended to cause unnecessary delay, the court shall award attorney's fees and expenses of litigation to the nonmoving party prevailing on the motion for the attorney's fees and expenses of litigation associated with the motion in an amount to be determined by the court based on the facts and circumstances of the case.

(c) As used in this Code section, the term 'act in furtherance of the person's or entity's right of petition or free speech or the right to petition government for a redress of grievances under the Constitution of the United States or the Constitution of the State of Georgia in connection with an issue of public interest or concern' includes any shall include:

(1) Any written or oral statement, or writing, or petition made before or to a legislative, executive, or judicial proceeding, or any other official proceeding authorized by law, or any;

(2) Any written or oral statement, or writing, or petition made in connection with an issue under consideration or review by a legislative, executive, or judicial body, or any other official proceeding authorized by law;

(3) Any written or oral statement or writing or petition made in a place open to the public or a public forum in connection with an issue of public interest or concern; or

(4) Any other conduct in furtherance of the exercise of the constitutional right of petition or free speech in connection with a public issue or an issue of public concern.

(d) All discovery and any pending hearings or motions in the action shall be stayed upon the filing of a motion to dismiss or a motion to strike made pursuant to subsection (b) of this Code section until a final decision on the motion. The motion shall be heard not more than 30 days after service unless the emergency matters before the court require a later hearing. The court, on noticed motion and for good cause shown, may order that specified discovery or other hearings or motions be conducted notwithstanding this subsection.

(e) An order granting or denying a motion to dismiss or a motion to strike shall be subject to direct appeal in accordance with subsection (a) of Code Section 5-6-34.

~~(e)~~(f) Nothing in this Code section shall affect or preclude the right of any party to any recovery otherwise authorized by common law, statute, law, or rule.

(g) This Code section shall not apply to any action brought by the Attorney General or a prosecuting attorney, or a city attorney acting as a prosecutor, to enforce laws aimed at public protection.

~~(f)~~(h) Attorney's fees and expenses of litigation under this Code section ~~may~~ shall be requested by motion at any time during the course of the action but not later than 45 days after the final disposition, including but not limited to dismissal by the plaintiff, of the action."

### SECTION 3.

Chapter 5 of Title 51 of the Official Code of Georgia Annotated, relating to libel and slander, is amended in Code Section 51-5-7, relating to privileged communications, by

revising paragraph (4) as follows:

"(4) Statements made in good faith as part of an act in furtherance of the person's or entity's right of petition or free speech ~~or the right to petition government for a redress of grievances~~ under the Constitution of the United States or the Constitution of the State of Georgia in connection with an issue of public interest or concern, as defined in subsection (c) of Code Section 9-11-11.1;"

#### SECTION 4.

This Act shall become effective on July 1, 2016.

#### SECTION 5.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 2.

HB 513, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 513. Had I been present, I would have voted "yes".

/s/ Donzella J. James  
District 35

16 March 2016

Due to business outside the Senate Chamber, I missed the vote on HB 513. Had I been present, I would have voted "NO".

/s/ Horacena Tate  
District 38

HB 579. By Representatives McCall of the 33rd, Dickey of the 140th, Taylor of the 173rd, England of the 116th, Roberts of the 155th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions regarding uniform rules of the road, so as to provide for the operation of certain vehicles upon the highways when used in connection with agricultural pursuits; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Wilkinson of the 50th.

Senator Unterman of the 45th offered the following amendment #1:

Amend HB 579 (LC 40 1119S) as follows:

By inserting "county having a population of 100,000 or more according to the United States decennial census of 2010 or any future such census or any" *between* "Any" and "Municipality" *on line 33*.

Senator Unterman of the 45th asked unanimous consent that her amendment be withdrawn. The consent was granted, and the Unterman amendment #1 was withdrawn.

Senators Albers of the 56th, Unterman of the 45th and Martin of the 9th offered the following amendment #2:

Amend HB 579 by inserting on line 33 after municipality, "or county" ....

On the adoption of the amendment, the President asked unanimous consent.

Senator Wilkinson of the 50th objected.

On the adoption of the amendment, the yeas were 13, nays 29, and the Albers, et al. amendment #2 was lost.

Senators Bethel of the 54th and Harper of the 7th offered the following amendment #3:

Amend LC 40 1119S HB 579 by inserting “or limit” following the word “prohibit” on line 33.

On the adoption of the amendment, there were no objections, and the Bethel, Harper amendment #3 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 55, nays 1.

HB 579, having received the requisite constitutional majority, was passed as amended.



HB 691. By Representatives Tanner of the 9th, Willard of the 51st, Welch of the 110th, Caldwell of the 131st and Golick of the 40th:

A BILL to be entitled an Act to amend Article 1 of Chapter 32 of Title 36 of the Official Code of Georgia Annotated, relating to municipal courts generally, so as to provide the removal of appointed municipal court judges under certain circumstances; to provide for procedure; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The Senate Committee on State and Local Governmental Operations (General) offered the following substitute to HB 691:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 32 of Title 36 of the Official Code of Georgia Annotated, relating to municipal courts generally, so as to provide for the removal of appointed municipal court judges under certain circumstances; to provide for procedure; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 1 of Chapter 32 of Title 36 of the Official Code of Georgia Annotated, relating to municipal courts generally, is amended by revising subsection (a) of Code Section 36-32-2, relating to appointment of judges, as follows:

"(a) Notwithstanding any other provision of this chapter or any general or local Act, the governing authority of each municipal corporation within this state having a municipal court, as provided by the Act incorporating the municipal corporation or any amendments thereto, is authorized to appoint a judge of such court. Any ~~person~~ individual appointed as a judge under this Code section shall possess such qualifications as set forth in Code Section 36-32-1.1 and shall receive such compensation as shall be fixed by the governing authority of the municipal corporation ~~and shall serve at the pleasure of the governing authority.~~ Any individual appointed as a judge under this Code section shall serve for a minimum term of one year and until a successor is appointed or if the judge is removed from office as provided in Code Section 36-32-2.2. Such term shall be memorialized in a written agreement between such individual and the governing authority of the municipal corporation or in an ordinance or a charter. With respect to an individual serving as a municipal court judge in a consolidated government, the local Act shall determine the term of such judge."

**SECTION 2.**

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

"36-32-2.2.

(a) As used in this Code section, the term 'judge' means an individual serving as an appointed municipal court judge.

(b)(1) A judge may be removed during his or her term of office by a two-thirds' vote of the entire membership of the governing authority of the municipal corporation for:

(A) Willful misconduct in office;

(B) Willful and persistent failure to perform duties;

(C) Habitual intemperance;

(D) Conduct prejudicial to the administration of justice which brings the judicial office into disrepute; or

(E) Disability seriously interfering with the performance of duties, which is, or is likely to become, of a permanent character.

(2) A municipality may define in its charter further conduct that may lead to a judge's removal.

(c) Removal proceedings pursuant to subsection (b) of this Code section may be initiated only by written petition setting forth the grounds for removal of a judge signed by one or more members of the governing authority of the municipal corporation. Upon submission of the petition to remove the judge to such governing authority, the governing authority may consider the petition and determine if the petition relates to and adversely affects the administration of the office of the judge and the rights and interests of the public. If it is determined at a public meeting by a majority vote of the governing authority of the municipal corporation that there is an adverse impact, the judge may be suspended immediately and without further action for up to 60 days pending the final determination pursuant to subsection (e) of this Code section. A judge suspended pursuant to this subsection shall continue to receive the compensation from his or her office until the final determination on the petition or expiration of the suspension.

(d) If by the expiration of the suspension period no formal resolution of the petition has been made, the judge shall be reinstated.

(e) Removal proceedings shall consist of an open and public hearing held by the governing authority of the municipal corporation, provided that the judge against whom such charges have been brought shall be furnished a copy of the charges at least ten days prior to the hearing. At the conclusion of the hearing, the governing authority of the municipal corporation shall determine whether or not to remove the judge from office. The governing authority of the municipal corporation may adopt rules governing the procedures at such hearings, provided that such hearings comport with due process. The right of certiorari from the decision to remove a judge from office shall exist, and such certiorari shall be obtained under the sanction of a judge of the superior court of the circuit in which the governing authority of the municipal corporation is situated.

(f) This Code section shall not affect the power and authority of the Judicial

Qualifications Commission to discipline, remove, or cause the involuntary retirement of judges.

(g) Any vacancy in a judgeship created by the removal of a judge pursuant to this Code section may be temporarily filled by the governing authority of the municipal corporation for a period not longer than 90 days by any individual qualified by law to serve as a municipal court judge. If after the conclusion of the removal proceedings, including the appeal period, there is a vacancy for such judgeship, the governing authority of the municipal corporation may appoint a judge in the same manner as set forth in Code Section 36-32-2.

(h) The provisions of this Code section shall expressly supersede any conflicting local law of this state; provided, however, that this Code section shall not apply to a local Act creating a municipal court for a consolidated government."

### SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	N Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 3.

HB 691, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 691. Had I been present, I would have voted “yes”.

/s/ Hunter Hill  
District 6

3-16-16

Due to business outside the Senate Chamber, I missed the vote on HB 691. Had I been present, I would have voted “yes”.

/s/ Valencia Seay  
District 34

HB 726. By Representatives Tanner of the 9th, Powell of the 32nd, Harrell of the 106th, Peake of the 141st, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Chapter 11 of Title 48 of the Official Code of Georgia Annotated, relating to taxes on tobacco products, so as to clarify that certain charges are not subject to state excise tax; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Heath of the 31st.

The following Fiscal Note, as required by law, was read by the Secretary:



## **Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174

February 4, 2016

Honorable Kevin Tanner  
State Representative  
401-E Coverdell Legislative Office Bldg.  
Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
House Bill 726 (LC 34 4723)

Dear Representative Tanner:

The bill would amend the excise tax on tobacco products. Specifically, it would exclude the amount of federal excise tax and shipping charges from the taxable base, as long as those amounts are stated separately on the sales invoice. This bill would only affect products in which the tax is a percentage of the wholesaler's cost (cigars, loose tobacco, and smokeless tobacco). Products in which the tax is per unit (cigarettes and little cigars) would not be impacted. The legislation would become effective on July 1, 2016.

Georgia State University's Fiscal Research Center (FRC) estimated that the bill would reduce state revenue by \$3.5 million in fiscal year 2017. As shown in **Table 1**, the estimated annual reduction gradually increases to \$4.1 million in fiscal year 2021. Details of FRC's analysis are included in the appendix.

**Table 1. State Revenue Effects of LC 34 4723**

<i>(\$ millions)</i>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</b>
Current Law Revenue	\$45.6	\$47.7	\$49.8	\$52.1	\$54.5
Proposed Law Revenue	\$42.2	\$44.1	\$46.0	\$48.1	\$50.3
Change in State Revenue	(\$3.5)	(\$3.6)	(\$3.8)	(\$4.0)	(\$4.1)

Note: Numbers may not add due to rounding

Sincerely,

/s/ Greg S. Griffin  
State Auditor

/s/ Teresa A. MacCartney, Director  
Office of Planning and Budget

### **Appendix: Analysis by the Fiscal Research Center**

Given the methodology for taxation by units rather than price for cigarettes (37 cents per pack of 20 cigarettes) and little cigars (two and one-half mills or 0.25 cents each) under §48-11-2, the taxable base for these items will not change under the proposed legislation, thus these products are excluded from this analysis. Products affected include cigars (other than little cigars), loose tobacco (pipe and roll-you-own cigarette tobacco), and smokeless tobacco (chewing tobacco and snuff). The applicable tax rates on these products are as follows:

- Cigars: 23 percent of wholesale price, not to exceed 46 cents per cigar.
- Loose and smokeless tobacco: 10 percent of wholesale price.

The Department of Revenue reports excise tax collections on these products in FY 2015 of approximately \$24.8 million for cigars, \$14.8 million for smokeless products, and \$2.3 million for loose tobacco. Combined revenue from these products was up about 4.4 percent over FY 2014, with loose tobacco down 3.9 percent and the other two categories up 4.9 percent each. These revenue figures were used to estimate the current law's taxable base for these products and to estimate the portions of these amounts attributable to federal excise taxes and shipping costs.

Shipping costs are estimated, based on industry sources, to average about 3 percent of wholesale cost. Federal excise taxes on these products are as follows:

- Cigars: 52.75 percent of wholesale price, not to exceed 40.26 cents per cigar.
- Loose tobacco
  - Pipe: \$2.8311 per pound
  - Roll-your-own: \$24.78 per pound
- Smokeless tobacco
  - Chewing: \$0.5033 per pound
  - Snuff: \$1.51 per pound

Based on information from the Department of Revenue about current industry practices, it is assumed that federal excise taxes are itemized on about 20 percent of transactions and shipping is itemized on about 95 percent of transactions. Practices for calculating the state excise tax have been inconsistent in the past, with these costs generally excluded when itemized but included when not itemized. As a result, the tax base implied by recent actual collections is estimated to exceed the tax base under the proposed law by 1) the amount of shipping for 5 percent of transactions and 2) the amount of federal taxes for 80 percent of transactions.

In estimating the revenue effects of the bill, it is assumed that federal excise and shipping costs will be itemized for substantially all transactions after the effective date. Proposed law revenues are estimated on the basis of the estimated tax base after

adjusting for these factors. Both the current law and proposed law revenues are then projected forward from FY 2015 levels at the growth rates described above. Recent revenue growth rates appear to be consistent with the limited available industry data media reports on expected sales growth, so these rates are assumed to continue. For example, a Marketplace (public radio news) report in June 2014 quoted a Bloomberg analyst as forecasting 6 percent annual growth in smokeless products while market research firm Euromonitor International reported in an August 2015 report that large cigar sales in the U.S. are expected to grow by 5 percent per year through 2019.

The breakdown of revenue estimates by category are included in Table 2.

**Table 2. Revenue Effects of LC 34 4723 by Category**

Product Type	(\$ millions)	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
Cigars	Current Law Revenue	\$27.3	\$28.6	\$29.9	\$31.4	\$32.9
	Proposed Law Revenue	\$24.5	\$25.7	\$27.0	\$28.3	\$29.7
Loose Tobacco	Current Law Revenue	\$2.1	\$2.0	\$1.9	\$1.9	\$1.8
	Proposed Law Revenue	\$1.9	\$1.8	\$1.7	\$1.7	\$1.6
Smokeless Tobacco	Current Law Revenue	\$16.3	\$17.1	\$17.9	\$18.8	\$19.7
	Proposed Law Revenue	\$15.8	\$16.6	\$17.4	\$18.2	\$19.1

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

- |             |                |               |
|-------------|----------------|---------------|
| Y Albers    | Y Hill, Jack   | Orrock        |
| Y Beach     | Y Hill, Judson | N Parent      |
| Y Bethel    | Y Hufstetler   | Y Rhett       |
| Y Black     | Y Jackson, B   | Y Seay        |
| Y Burke     | Y Jackson, L   | Y Shafer      |
| Y Butler    | Y James        | Y Sims        |
| Y Cowsert   | Y Jeffares     | Y Stone       |
| Y Crane     | Y Jones, B     | Y Tate        |
| Y Davenport | Y Jones, E     | Y Thompson, B |
| Y Dugan     | N Jones, H     | Y Thompson, C |
| Y Fort      | Y Kennedy      | Y Tippins     |
| N Ginn      | Kirk           | Unterman      |
| Y Gooch     | Y Ligon        | Y VanNess     |
| Y Harbin    | Y Lucas        | Y Walker      |
| Y Harbison  | Y Martin       | Y Watson      |
| Y Harper    | Y McKoon       | Y Wilkinson   |
| Y Heath     | Y Millar       | Y Williams, M |
| Henson      | Y Miller       | Y Williams, T |
| Y Hill, H   | Y Mullis       |               |

On the passage of the bill, the yeas were 49, nays 3.

HB 726, having received the requisite constitutional majority, was passed.

HB 765. By Representatives Powell of the 171st, Willard of the 51st, Lott of the 122nd, Greene of the 151st, Houston of the 170th and others:

A BILL to be entitled an Act to amend Code Section 49-3-2 of the Official Code of Georgia Annotated, relating to the appointment of board members to the county departments of family and children services, so as to provide that appointments may include certain retired individuals; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Burke of the 11th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Jackson, B	Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

HB 765, having received the requisite constitutional majority, was passed.



The following communications were received by the Secretary:

3/16/2016

Due to business outside the Senate Chamber, I missed the vote on HB 765. Had I been present, I would have voted “yes”.

/s/ Bill Jackson  
District 24

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 765. Had I been present, I would have voted “yea”.

/s/ Butch Miller  
District 49

3-16-16

Due to business outside the Senate Chamber, I missed the vote on HB 765. Had I been present, I would have voted “yes”.

/s/ Valencia Seay  
District 34

16 March 2016

Due to business outside the Senate Chamber, I missed the vote on HB 765. Had I been present, I would have voted “NO”.

/s/ H. Tate  
District 38

Senator Hill of the 6th was excused for business outside the Senate Chamber.

HB 770. By Representatives Efration of the 104th, Welch of the 110th, Houston of the 170th, Atwood of the 179th, Evans of the 42nd and others:

A BILL to be entitled an Act to amend Code Section 16-5-46 of the Official Code of Georgia Annotated, relating to trafficking of persons for labor or sexual servitude, so as to provide for and revise defined terms; to change penalty provisions; to remove a potential defense to a charge of trafficking of

persons for labor or sexual servitude; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Unterman of the 45th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

HB 770, having received the requisite constitutional majority, was passed.

HB 779. By Representatives Tanner of the 9th, Lumsden of the 12th, Watson of the 172nd, Prince of the 127th and Broadrick of the 4th:

A BILL to be entitled an Act to amend Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, so as to regulate the use of unmanned aircraft systems and images captured by such systems; to provide for definitions; to provide for exceptions; to provide for penalties and a civil right of action; to provide for venue; to amend Code Section 27-3-151 of the Official Code of Georgia Annotated, relating to activity prohibited in the taking

of wildlife, so as to regulate the use of unmanned aircraft systems in connection to hunting and fishing; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 32nd.

The Senate Committee on Science and Technology offered the following substitute to HB 779:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 16 and Chapter 2 of Title 6 of the Official Code of Georgia Annotated, relating to crimes and offenses and regulation of aeronautics, aircraft, and airports generally, respectively, so as to regulate the use of unmanned aircraft systems; to provide for definitions; to provide for punishment; to provide for preemption; to create the Georgia Unmanned Vehicle Systems Commission; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

PART I  
**SECTION 1-1.**

Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, is amended by adding a new article to Chapter 11, relating to offenses against public order and safety, to read as follows:

"ARTICLE 6

16-11-210.

As used in this article, the term:

(1)(A) 'Unmanned aircraft system' means a powered, aerial vehicle that:

(i) Does not carry a human operator and is operated without the possibility of direct human intervention from within or on the aircraft;

(ii) Uses aerodynamic forces to provide vehicle lift;

(iii) Can fly autonomously or be piloted remotely; and

(iv) Can be expendable or recoverable.

(B) Such term shall not include a satellite.

(2) 'Weapon' means an object, device, or instrument which when used against a person is likely to, or actually does, result in serious bodily injury or death, including, but not limited to, a destructive device as defined in Code Section 16-7-80 or a dangerous weapon as defined in Code Section 16-11-121.

16-11-211.

Except for United States military operations or federal governmental contracts involving research using weaponized unmanned aircraft systems, it shall be unlawful to sell, transport, manufacture, possess, or operate an unmanned aircraft system that is equipped with a weapon. Any person that violates this Code section shall be guilty of a felony and upon conviction shall be punished by imprisonment for not less than one nor more than three years or by a fine not to exceed \$100,000.00, or both.

16-11-212.

(a) Any ordinance, resolution, regulation, or policy of any county, municipality, or other political subdivision of this state regulating the testing or operation of unmanned aircraft systems shall be deemed preempted and shall be null, void, and of no force and effect; provided, however, that a county, municipality, or other political subdivision of this state may:

(1) Enforce any ordinance that was adopted on or before April 1, 2016;

(2) Adopt an ordinance that enforces Federal Aviation Administration restrictions; or

(3) Adopt an ordinance that provides for or prohibits the launch or intentional landing of an unmanned aircraft system from or on its public property except with respect to the operation of an unmanned aircraft system for commercial purposes.

(b) The state, through agency or department rules and regulations, may provide for or prohibit the launch or intentional landing of an unmanned aircraft system from or on its public property."

### **SECTION 1-2.**

Said title is further amended by revising Code Section 16-11-69, relating to penalties for violation of laws relating to wiretapping, eavesdropping, and surveillance, as follows:

"16-11-69.

Except as otherwise provided in subsection ~~(d)~~ (e) of Code Section 16-11-66.1 or Article 6 of this chapter, any person violating any of the provisions of this part shall be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment for not less than one nor more than five years or a fine not to exceed \$10,000.00, or both."

### **PART II**

### **SECTION 2-1.**

Chapter 2 of Title 6 of the Official Code of Georgia Annotated, relating to regulation of aeronautics, aircraft, and airports generally, is amended by adding a new Code section to read as follows:

"6-2-13.

(a) There is created the Georgia Unmanned Vehicle Systems Commission.

(b) The commission shall be composed of:

(1) Three members of the Senate appointed by the President of the Senate;

(2) Three members of the House of Representatives appointed by the Speaker of the

House of Representatives;

- (3) Two individuals appointed by the Governor with backgrounds in unmanned aircraft systems;
  - (4) One individual appointed by the Governor with a background in an outdoor venue that hosts major sporting events or entertainment;
  - (5) The commissioner of economic development or his or her designee;
  - (6) One individual appointed by the Governor from the aerospace industry;
  - (7) The executive director of the Georgia Ports Authority or his or her designee;
  - (8) A sheriff appointed by the Governor;
  - (9) A chief of police appointed by the Governor;
  - (10) The director of the Georgia Emergency Management Agency or his or her designee;
  - (11) The director of the Georgia Bureau of Investigation or his or her designee;
  - (12) The Adjutant General of the Georgia National Guard or his or her designee;
  - (13) A mayor appointed by the Governor;
  - (14) A county commissioner appointed by the Governor; and
  - (15) One individual appointed by the Governor who is a representative of the Association of Unmanned Vehicle Systems International.
- (c) Appointed members shall be appointed by their respective appointing authorities for two-year terms of office and may be reappointed upon the expiration of their terms of office. Vacancies shall be filled for the unexpired term by appointment by the respective appointing authority.
- (d) The President of the Senate shall designate one of the Senate appointees as cochairperson, and the Speaker of the House of Representatives shall designate one of the House of Representatives appointees as cochairperson. The commission shall meet at least four times per year and upon the call of the cochairpersons.
- (e) Legislative members of the commission shall receive the allowances provided for in Code Section 28-1-8 for attending meetings of the commission. Members of the commission who are state officials, other than legislative members, or who are state employees shall receive no compensation for their services on the commission, but they may be reimbursed for expenses incurred by them in the performance of their duties as members of the commission in the same manner as they are reimbursed for expenses in their capacities as state officials or employees. Members of the commission who are not legislators, state officials, or state employees shall receive a daily expense allowance in an amount the same as that specified in subsection (b) of Code Section 45-7-21 as well as the mileage or transportation allowance authorized for state employees.
- (f) The commission, in consultation with the Department of Economic Development and other interested parties, shall:
- (1) Identify the benefits, including job creation, a cleaner environment, positive economic impacts, increased public safety, and enhanced efficiencies, that may be realized by the state from conducting research on unmanned vehicle systems in the state and by developing, manufacturing, and operating unmanned vehicle systems in the state;

- (2) Determine the benefits that may be realized within each of the various industry sectors in the state that have the potential for the use of unmanned vehicle systems and evaluate the extent to which the use of unmanned vehicle systems in the state is in the public interest;
- (3) Identify ways in which the benefits and other positive aspects associated with the use of unmanned vehicle systems may be conveyed to the public in order to achieve public support;
- (4) Identify policies that should be implemented to ensure that any concerns, including privacy, property rights, commercial interests, and public safety issues, are addressed;
- (5) Identify concerns associated with safety and commercial interests of outdoor venues, including sporting events and entertainment;
- (6) As a way to provide certainty to companies that want to use unmanned aircraft systems in the state, develop qualification guidelines for companies to follow when applying to the Federal Aviation Administration for a Section 333 exemption;
- (7) Identify the state of all unmanned vehicle systems industries in this state, looking comprehensively at the industry, including the supply chain from precompetitive research and development through production and operation;
- (8) Identify challenges and needs of the unmanned vehicle systems industry that may be met with Georgia assets for each domain of unmanned vehicle systems (aerial, land, maritime), including, but not limited to, workforce, research and engineering expertise, testing facilities, manufacturing facilities, and economic development opportunities within the state;
- (9) Develop the value proposition for Georgia that will provide a basis for marketing Georgia to the current unmanned vehicle systems industry and that will position Georgia for emerging needs and applications within that industry; and
- (10) Provide recommendations that will encourage the development of the unmanned vehicle systems industry in Georgia.
- (g) On or before December 1, the commission shall provide an annual report to the General Assembly on its work and findings.
- (h) The commission shall be abolished on December 31, 2021."

PART III  
SECTION 3-1.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
E Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 3.

HB 779, having received the requisite constitutional majority, was passed by substitute.

HB 952. By Representatives Nimmer of the 178th, Dickey of the 140th, Rogers of the 10th, Coomer of the 14th and Carter of the 175th:

A BILL to be entitled an Act to amend Title 43 of the Official Code of Georgia Annotated, relating professions and businesses, so as to enact the "Georgia Professional Regulation Reform Act"; to provide for executive oversight of licensing boards; to establish state policy for the regulation of certain professions and businesses; to provide for legislative intent; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Dugan of the 30th.

The Senate Regulated Industries and Utilities Committee offered the following substitute to HB 952:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 43 of the Official Code of Georgia Annotated, relating professions and businesses, so as to enact the "Georgia Professional Regulation Reform Act"; to provide for executive oversight of licensing boards; to establish state policy for the regulation of certain professions and businesses; to provide for legislative intent; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

The General Assembly finds, determines, and declares that:

(1) In *N.C. State Bd. of Dental Exam'rs v. FTC*, 135 S. Ct. 1101 (2015), the Supreme Court of the United States established a new standard for determining whether state professional licensing boards and board members are entitled to immunity for federal antitrust violations. Pursuant to *N.C. State Bd. of Dental Exam'rs*, state professional licensing boards and board members are entitled to antitrust immunity only if:

(A) Their anticompetitive conduct is consistent with "clearly articulated" state policy; and

(B) The state provides "active supervision" of their conduct.

(2) It is the policy of the State of Georgia to increase economic opportunities for all of its citizens by promoting competition and thereby encouraging innovation and job growth. It is therefore also the policy of the State of Georgia to displace competition only when necessary to protect consumers from present, significant, and substantiated harms that threaten public health and safety.

(3) By establishing the policies and procedures of this chapter, the General Assembly intends to ensure that the state's professional licensing boards and board members are entitled to antitrust immunity and that state laws relating to professions and businesses are interpreted and enforced in a manner consistent with clearly articulated state policy.

**SECTION 2.**

Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, is amended by adding a new chapter to read as follows:

"CHAPTER 1C

43-1C-1.

This chapter shall be known and may be cited as the 'Georgia Professional Regulation Reform Act.'



43-1C-2.

As used in this chapter, the term:

(1) 'Governor' means the Governor of the State of Georgia or his or her designee.

(2) 'Professional licensing board' means any board, bureau, commission, or other agency of the executive branch of state government which is created for the purpose of licensing or otherwise regulating or controlling any profession, business, or trade, including all boards, bureaus, commissions, or other agencies established pursuant to this title or Chapter 4 of Title 26; provided, however, that such term shall not include the State Bar of Georgia.

(3) 'Rule' means a regulation, standard, or statement of general applicability, whether formal or informal, that implements, interprets, or prescribes law or policy or describes the organization, procedure, or practice requirements of any professional licensing board. Such term shall include the amendment or repeal of a prior rule but shall not include statements of policy or interpretation made as part of a decision in a contested case.

43-1C-3.

(a) The Governor shall have the authority and duty to actively supervise the professional licensing boards of this state to ensure that their actions are consistent with clearly articulated state policy and shall therefore have the authority and duty to:

(1) Review and, in writing, approve or veto any rule before it is filed in the office of the Secretary of State if such rule is required to be filed in the office of the Secretary of State by Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' or before such rule becomes effective, if filing is not required;

(2) Review and, in writing, approve or veto any rule that is:

(A) Challenged via an appeal to the Governor after the denial of a petition filed pursuant to Code Section 50-13-9; or

(B) Submitted by a professional licensing board for review by the Governor;

(3) Review and, in writing, approve, remand, modify, or reverse any action by a professional licensing board that is:

(A) Challenged via an appeal to the Governor; or

(B) Submitted by a professional licensing board for review by the Governor; and

(4) Promulgate any regulations or executive orders necessary to effectuate the provisions of this chapter, including regulations or orders relating to the process, procedures, and timelines that will govern any appeal or submission filed in accordance with this Code section.

(b) Any review undertaken by the Governor pursuant to subsection (a) of this Code section shall be fully completed within 90 days.

(c) Nothing in this Code section shall be interpreted to subject the Governor to any of the administrative procedures of Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act.'"

**SECTION 3.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 56, nays 0.

HB 952, having received the requisite constitutional majority, was passed by substitute.

At 2:55 p.m. the President announced that the Senate would stand at ease until 3:30 p.m.

At 4:09 p.m. the President called the Senate to order.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has passed, by substitute, by the requisite constitutional majority the following Bills and Resolution of the Senate:

SB 208. By Senators Ramsey, Sr. of the 43rd, Jones of the 10th, Davenport of the 44th, Henson of the 41st and Butler of the 55th:

A BILL to be entitled an Act to incorporate the City of Stonecrest in DeKalb County; to provide for a charter for the City of Stonecrest; to provide for incorporation, boundaries, and powers of the city; to provide for severability; to provide an effective date; to repeal conflicting laws; and for other purposes.

SB 423. By Senators Jeffares of the 17th and VanNess of the 43rd:

A BILL to be entitled an Act to reestablish the Board of Commissioners of Newton County; to supersede the laws pertaining to the governing authority of Newton County; to provide for a board of commissioners, commissioner districts, a chair of the board, a county manager, a clerk to the board, and ethics provisions; to provide for meetings, agendas, and the conduct of meetings; to provide for budgeting, audits, financial condition, and approval of expenditures; to provide for the repeal of existing enabling legislation and other conflicting laws; to provide for related matters; and for other purposes.

SR 1027. By Senators Mullis of the 53rd, Miller of the 49th, Cowser of the 46th, Tate of the 38th and Jackson of the 24th:

A RESOLUTION creating the Joint Music Economic Development Study Committee; and for other purposes.

The House has agreed to the Senate substitute to the following Bill of the House:

HB 1011. By Representatives Carson of the 46th, Cooper of the 43rd, Evans of the 42nd, Reeves of the 34th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend an Act changing the compensation of the clerk of the superior court, the sheriff, and the judge of the Probate Court of Cobb County from the fee system to the salary system, approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act approved May 12, 2008 (Ga. L. 2008, p. 3702), an Act approved May 6, 2013 (Ga. L. 2013, p. 4150), an Act approved April 10, 2014 (Ga. L. 2014,

p. 4269), and an Act approved May 12, 2015 (Ga. L. 2015, p. 4281), so as to change the compensation of the chief deputy, the assistant chief deputy, and the executive assistant to the sheriff; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

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

SB 331. By Senators Thompson of the 14th, Hill of the 32nd, Cowser of the 46th, McKoon of the 29th, Ligon, Jr. of the 3rd and others:

A BILL to be entitled an Act to amend Code Section 15-11-2 and Title 19 of the Official Code of Georgia Annotated, relating to definitions for the Juvenile Code and domestic relations, respectively, so as to provide that causing a child to be conceived as a result of violating certain prohibitions relating to certain offenses is an additional ground for terminating parental rights; to revise definitions; to provide that causing a child to be conceived as a result of violating certain prohibitions relating to certain offenses is an additional ground for losing parental rights and is relevant in certain adoption proceedings; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Calendar was resumed.

HB 784. By Representatives Carson of the 46th, Maxwell of the 17th and Lumsden of the 12th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide that certain insurer advertising and promotional items not exceeding \$100.00 in value will not be considered an unfair trade practice or an unlawful inducement; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Thompson of the 14th.

The Senate Committee on Insurance and Labor offered the following substitute to HB 784:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide that insurers and insurance producers may advertise or conduct certain

promotional programs whereby certain items not to exceed a certain value may be provided and will not be considered an unfair trade practice or an unlawful inducement; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended in Code Section 33-6-4, relating to unfair trade practices, by revising subsection (a) and subparagraph (b)(8)(C) as follows:

"(a) As used in this Code section, the term '~~policy~~':

(1) 'Gift certificate' shall have the same meaning as provided in Code Section 10-1-393.

(2) 'Policy' means any insuring bond issued by an insurer.

(3) 'Store gift card' shall have the same meaning as provided in Code Section 10-1-393."

"(C) Nothing in subparagraphs (A) and (B) of this paragraph shall be construed as including within the definition of discrimination or rebates any of the following practices:

(i) In the case of any contract of life insurance or life annuity, paying bonuses to policyholders or otherwise abating their premiums in whole or in part out of surplus accumulated from nonparticipating insurance, provided that any bonuses or abatement of premiums shall be fair and equitable to policyholders and for the best interest of the company and its policyholders;

(ii) In the case of life or accident and sickness insurance policies issued on the industrial debit or weekly premium plan, making allowance in an amount which fairly represents the saving in collection expense to policyholders who have continuously for a specified period made premium payments directly to an office of the insurer;

(iii) Making a readjustment of the rate of premium for a policy based on the loss or expense experienced at the end of the first or any subsequent policy year of insurance thereunder, which adjustment may be made retroactive only for the policy year;

(iv) Issuing life or accident and sickness insurance policies covering bona fide employees of the insurer at a rate less than the rate charged other persons in the same class;

(v) Issuing life or accident and sickness policies on a salary-saving, payroll deduction, preauthorized, postdated, automatic check, or draft plan at a reduced rate commensurate with the savings made by the use of such plan;

(vi) Paying commissions or other compensation to duly licensed agents or brokers or allowing or returning dividends, savings, or unabsorbed premium deposits to participating policyholders, members, or subscribers;

(vii) Paying by an insurance agent of part or all of the commissions on public insurance to a nonprofit association of insurance agents which is affiliated with a recognized state or national insurance agents' association, which commissions are to be used in whole or in part for one or more civic enterprises;

(viii) Paying for food or refreshments by an insurer or an agent, broker, or employee of an insurer for current or prospective clients during group sales presentations and group seminars, provided that no insurance or annuity applications or contracts are offered or accepted at such presentations or seminars;

~~or~~

(ix) Paying for business meals and entertainment by an insurer or an agent, broker, or employee of an insurer, agent, or broker for current or prospective clients; or

(x) Advertising or conducting promotional programs by insurers or insurance producers whereby prizes, goods, wares, store gift cards, gift certificates, sporting event tickets, or merchandise, not exceeding \$100.00 in value per customer in the aggregate in any one calendar year, are given to current or prospective customers; provided, however, that the giving of any item or items of value under this subsection shall not be contingent on the sale or renewal of a policy;"

## SECTION 2.

Said title is further amended by revising Code Section 33-9-36, relating to unauthorized premiums and unlawful inducements, as follows:

"33-9-36.

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

(1) 'Gift certificate' shall have the same meaning as provided in Code Section 10-1-393.

(2) 'Insurance' includes suretyship.

(3) 'Policy' includes bond.

(4) 'Store gift card' shall have the same meaning as provided in Code Section 10-1-393.

~~(a)~~(b) No broker or agent shall knowingly charge, demand, or receive a premium for any policy of insurance except in accordance with this chapter.

~~(b)~~(c) No insurer or employee of such insurer and no broker or agent shall pay, allow, or give, or offer to pay, allow, or give, directly or indirectly as an inducement to insurance or after insurance has been effected, any rebate, discount, abatement, credit, or reduction of the premium named in a policy of insurance, or any special favor or advantage in the dividends or other benefits to accrue on such policy of insurance, or any valuable consideration or inducement whatever, not specified in the policy of insurance, except to the extent provided for in an applicable filing. No insured named in a policy of insurance nor any employee of the insured shall knowingly receive or accept, directly or indirectly, any such rebate, discount, abatement, credit, or reduction of premium, or any special favor or advantage or valuable consideration or inducement.

~~(e)~~(d) Nothing in this Code section shall be construed as prohibiting the payment of

commissions or other compensation to duly licensed agents and brokers, nor as prohibiting any insurer from allowing or returning to its participating policyholders, members, or subscribers dividends, savings, or unabsorbed premium deposits.

~~(d) As used in this Code section the word 'insurance' includes suretyship and the word 'policy' includes bond.~~

(e) Nothing in this Code section shall be construed as prohibiting the payment for food or refreshments by an insurer or an agent, broker, or employee of an insurer for current or prospective clients during sales presentations and seminars, provided that no insurance or annuity applications or contracts are offered or accepted at such presentations or seminars.

(f) Nothing in this Code section shall be construed as prohibiting insurers or insurance producers from advertising or conducting promotional programs by insurers or insurance producers whereby prizes, goods, wares, store gift cards, gift certificates, sporting event tickets, or merchandise, not exceeding \$100.00 in value per customer in the aggregate in any one calendar year, are given to current or prospective customers; provided, however, that the giving of any item or items of value under this subsection shall not be contingent on the sale or renewal of a policy."

### SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker

Harbison	N Martin	Y Watson
Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 2.

HB 784, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 784. Had I been present, I would have voted "yes".

/s/ Tyler Harper  
District 7

HB 800. By Representatives Jasperse of the 11th, McCall of the 33rd, England of the 116th, Ballinger of the 23rd, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Code Section 43-50-3 of the Official Code of Georgia Annotated, relating to definitions relative to veterinarians and veterinary technicians, so as to clarify the scope of the veterinarian-client-patient relationship; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Walker III of the 20th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone



Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

HB 800, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 800. Had I been present, I would have voted "Yes".

/s/ Fran Millar  
District 40

The following Senators were excused for business outside the Senate Chamber:

Harper of the 7th                      Watson of the 1st

HB 804. By Representatives Mabra of the 63rd, Glanton of the 75th, Douglas of the 78th, Scott of the 76th, Stovall of the 74th and others:

A BILL to be entitled an Act to amend Code Section 15-6-2 of the O.C.G.A., relating to the number of judges of superior courts, so as to provide for a fifth judge of the superior courts of the Clayton Judicial Circuit; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Thompson of the 5th.

The Senate Committee on Special Judiciary offered the following substitute to HB 804:

**A BILL TO BE ENTITLED  
AN ACT**

To amend Code Section 15-6-2 of the Official Code of Georgia Annotated, relating to the number of judges of superior courts, so as to provide for a fifth judge of the superior courts of the Clayton Judicial Circuit; to provide for the appointment of such additional judge by the Governor; to provide for the election of successors to the judge initially appointed; to prescribe the powers of such judge; to prescribe the compensation, salary, and expense allowance of such judge to be paid by the State of Georgia and the counties comprising said circuit; to provide for the manner of impaneling jurors; to provide for an additional court reporter for such circuit; to authorize the governing authority of the counties that comprise the Clayton Judicial Circuit to provide facilities, office space, supplies, equipment, and personnel for such judges; to declare inherent authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**SECTION 1.**

Code Section 15-6-2 of the Official Code of Georgia Annotated, relating to the number of judges of superior courts, is amended by revising paragraph (10) as follows:

"(10) Clayton Circuit . . . . . 4 5"

**SECTION 2.**

One additional judge of the superior courts is added to the Clayton Judicial Circuit, thereby increasing to five the number of judges of said circuit.

**SECTION 3.**

Said additional judge shall be appointed by the Governor for a term beginning January 1, 2017, and continuing through December 31, 2018, and until his or her successor is elected and qualified. His or her successor shall be elected in the manner provided by law for the election of judges of the superior courts of this state at the nonpartisan judicial election in 2018, for a term of four years beginning on January 1, 2019, and until his or her successor is elected and qualified. Future successors shall be elected at the nonpartisan judicial election each four years after such election for terms of four years and until their successors are elected and qualified. They shall take office on the first day of January following the date of the election.

**SECTION 4.**

The additional judge of the superior courts of the Clayton Judicial Circuit shall have and may exercise all powers, duties, dignity, jurisdiction, privileges, and immunities of the present judges of the superior courts of this state. Any of the judges of the Clayton

Judicial Circuit may preside over any cause, whether in their own or in other circuits, and perform any official act as judge thereof, including sitting on appellate courts as provided by law.

#### **SECTION 5.**

The qualifications of such additional judge and his or her successors shall be the same as are now provided by law for all other superior court judges, and his or her compensation, salary, and expense allowance from the State of Georgia and from the counties comprising the Clayton Judicial Circuit shall be the same as are now provided by law for the other superior court judges of such circuit. The provisions, if any, enacted for the supplementation by the counties of such circuit of the salary of the judges of the superior courts of the Clayton Judicial Circuit shall also be applicable to the additional judge provided for by this Act.

#### **SECTION 6.**

All writs and processes in the superior courts of the Clayton Judicial Circuit shall be returnable to the terms of such superior courts as they are now fixed and provided by law, or as they may hereafter be fixed or determined by law, and all terms of such courts shall be held in the same manner as though there were but one judge, it being the intent and purpose of this Act to provide five judges equal in jurisdiction and authority to attend and perform the functions, powers, and duties of the judges of such superior courts and to direct and conduct all hearings and trials in such courts.

#### **SECTION 7.**

The drawing and impaneling of all jurors, whether grand, petit, or special, may be by any of the judges of the superior courts of such circuit; and they, or any one of them, shall have full power and authority to draw and impanel jurors for service in such courts so as to have jurors for the trial of cases before any of such judges separately or before each of them at the same time.

#### **SECTION 8.**

The five judges of the superior courts of the Clayton Judicial Circuit shall be authorized and empowered to appoint an additional court reporter for such circuit, whose compensation shall be as now or hereafter provided by law.

#### **SECTION 9.**

All writs, processes, orders, subpoenas, and any other official paper issuing out of the superior courts of the Clayton Judicial Circuit may bear teste in the name of any judge of the Clayton Judicial Circuit and, when issued by and in the name of any judge of such circuit, shall be fully valid and may be heard and determined before the same or any other judge of such circuit. Any judge of such circuit may preside over any case therein and perform any official act as judge thereof.

**SECTION 10.**

Upon request of any judge of the circuit, the governing authorities of the counties comprising the Clayton Judicial Circuit shall be authorized to furnish the judges of such circuit with suitable courtrooms and facilities, office space, telephones, furniture, office equipment, supplies, and such personnel as may be considered necessary by the court to the proper function of the court. All of the expenditures authorized in this Act are declared to be an expense of the court and payable out of the county treasury as such.

**SECTION 11.**

Nothing in this Act shall be deemed to limit or restrict the inherent powers, duties, and responsibilities of superior court judges provided by the Constitution and statutes of the State of Georgia.

**SECTION 12.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
E Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 1.

HB 804, having received the requisite constitutional majority, was passed by substitute.

Senator Millar of the 40th was excused for business outside the Senate Chamber.

HB 831. By Representatives Smyre of the 135th, Scott of the 76th, Hitchens of the 161st, Smith of the 134th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Part 4 of Article 3 of Chapter 2 of Title 38 of the Official Code of Georgia Annotated, relating to rights, privileges, and prohibitions for certain military personnel, so as to require that private employers reemploy certain members of any reserve component of the armed forces of the United States who have been discharged or suspended from employment by his or her employer due to being called into active state service; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Harbison of the 15th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 831, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 831. Had I been present, I would have voted "Yes".

/s/ Steve Gooch  
District 51

HB 851. By Representative Atwood of the 179th:

A BILL to be entitled an Act to amend Chapter 15 of Title 36 of the Official Code of Georgia Annotated, relating to county law libraries, so as to require an annual audit of the financial affairs, books, and records of boards of trustees of the county law library; to provide for publication of such audit; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Ligon, Jr. of the 3rd.

Senators Williams of the 19th, Seay of the 34th, Orrock of the 36th and James of the 35th offered the following amendment #1:

*Amend HB 851 (LC 41 0735S) by inserting after "audit;" on line 4 the following:*  
to provide for intergovernmental sewer agreement allowances;

*By inserting between lines 21 and 22 the following:*

**SECTION 1A.**

Code Section 36-30-1 of the Official Code of Georgia Annotated, relating to definitions, is amended by redesignating the existing text as subsection (a) and adding a new subsection (b) to read as follows:

"(b) Any allowance made to a municipality related to its membership or participation in an intergovernmental agreement related to sewer operation shall apply and be allowed to all municipalities participating in the same intergovernmental agreement related to any metropolitan sewer operation."

On the adoption of the amendment, there were no objections, and the Williams of the 19th, et al. amendment #1 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Hill, Judson	Y Parent
N Bethel	Y Hufstetler	Y Rhett
N Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	N Shafer
Y Butler	Y James	Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	N Martin	E Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
N Hill, H	Y Mullis	

On the passage of the bill, the yeas were 42, nays 9.

HB 851, having received the requisite constitutional majority, was passed as amended.

The following communication was received by the Secretary:

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 851. Had I been present, I would have voted "yes".

/s/ Judson H. Hill  
District 32

Senator Mullis of the 53rd was excused for business outside the Senate Chamber.

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

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

Senate Sponsor: Senator Harper of the 7th.

The Senate Committee on Agriculture and Consumer Affairs offered the following substitute to HB 876:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 4 of the Official Code of Georgia Annotated, relating to animals, so as to update license and surety requirements of livestock dealers and livestock market operators; to provide for publication of duly licensed dealers and operators; to eliminate requirement for submission of certain reports; to correct cross-references and provide for uniformity; to provide for liability protection for certain activities related to livestock; to provide for limitations; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 6 of Title 4 of the Official Code of Georgia Annotated, relating to livestock dealers and auctions, is amended by revising Code Section 4-6-1, relating to definitions relative to livestock dealers, as follows:

"4-6-1.

As used in this chapter, the term:

(1) ~~'Bond' means a written instrument issued or executed by a bonding, surety, or insurance company licensed to do business in this state, guaranteeing that the person bonded shall faithfully fulfill the terms of the contract of purchases and guarantee the payment of the purchase price of all livestock purchased by him, made payable to the Commissioner for the benefit of persons sustaining loss resulting from the nonpayment of the purchase price or the failure to fulfill the terms of the contract of purchase.~~

~~(2)~~(1) 'Cash' includes only currency, cashier's checks, and money orders.



~~(3)(2)~~ 'Dealer' is synonymous with the term 'broker' and means any person, firm, or corporation, including a packer, engaged in the business of buying livestock of any kind for resale or in selling livestock of any kind bought for the purpose of resale or in buying livestock of any kind for slaughter. Every agent acting for or on behalf of any dealer, broker, or livestock market operator is a dealer or broker. means any person or agent of such person who engages in or facilitates, including by electronic means, the business of buying, selling, exchanging, or otherwise transferring ownership of livestock within this state for his or her own account or for that of another. The term 'dealer' shall not include:

(A) Farmers acquiring livestock solely for the purpose of grazing and feeding as a part of their farm operations ~~are not encompassed by the definition of 'dealer' or 'broker';~~ and

(B) Packers whose total annual purchases of livestock are less than \$50,000.00 who buy only from licensed dealers and licensed sales establishments ~~are not included in the definition of 'dealer' or 'broker.';~~

(C) Persons selling only livestock of their own production or buying only for their own production; or

(D) Auctioneers that do not take ownership of livestock.

~~(4)(3)~~ 'Livestock' means cattle, swine, equines, sheep, and goats of all kinds and species.

~~(5)(4)~~ 'Livestock market operator' means any person, ~~firm, or corporation~~ engaged in the business of operating a sales establishment, public auctions or sales of livestock, or barns and yards for the containment of livestock held for the purpose of auction or sale.

~~(6)(5)~~ 'Person' means any person, firm, corporation, association, cooperative, or combination thereof.

~~(7)(6)~~ 'Sales establishment' means any yard, barn, or other premises where livestock is sold at auction.

(7) 'Surety' means a letter of credit, certificate of deposit, or other written instrument issued or executed by a lending institution or bonding, surety, or insurance company licensed to do business in this state, guaranteeing the faithful performance of the terms of the contract of purchase, including the payment of the purchase price of all livestock purchased by the holder of such instrument, made payable to the Commissioner for the benefit of persons sustaining loss resulting from the nonpayment of the purchase price or the failure to fulfill the terms of the contract of purchase."

## SECTION 2.

Said chapter is further amended by revising Code Section 4-6-2, relating to the sale, auction, transfer, or movement of infected livestock, as follows:

"4-6-2.

No dealer, ~~broker~~, or livestock market operator shall sell, auction, transfer, or move any livestock which are infected with any disease or which have been placed under

quarantine by the authority of the Commissioner. Until all such livestock have been inspected by a veterinarian approved by the Commissioner, no dealer,~~broker,~~ or livestock market operator shall sell, auction, transfer, or move any livestock which have been infected, which are suspected of being infected, or which are likely to have been exposed to infection. No dealer,~~broker,~~ or livestock market operator shall sell, auction, transfer, or move any livestock from any barn, yard, or premises unless all sanitary practices and precautions prescribed by the rules and regulations of the Commissioner have been observed in the premises, barn, or yard."

### SECTION 3.

Said chapter is further amended by revising Code Section 4-6-3, relating to livestock dealer licenses, as follows:

"4-6-3.

(a) No livestock market operator shall engage in or carry on such business without first applying for and obtaining a license from the Commissioner. The triennial fee for a livestock market operator license shall be proportionate to the surety acquired by such operator, but shall not exceed \$200.00.

(b) ~~No livestock dealer or broker~~ dealer who buys or sells through a livestock market operator or directly from producers shall engage in or carry on such business without first applying for and obtaining a license from the Commissioner. ~~There shall be no fee for such license.~~ The annual fee for a dealer license shall be no more than \$25.00.

(c) ~~No such~~ license shall be issued to any person pursuant to this Code section unless the applicant therefor furnishes to the Commissioner the ~~required bond~~ surety required under this article and such surety is approved by the Commissioner. ~~The bonds shall be executed by a surety corporation authorized to transact business in this state and approved by the Commissioner.~~ Any and all ~~bond~~ surety applications shall be accompanied by a certificate of 'good standing' issued by the Commissioner of Insurance. If any company issuing a ~~bond~~ surety shall be ~~removed from doing~~ become unauthorized to do business in this state, it shall be the duty of the Commissioner of Insurance to notify the Commissioner of Agriculture within 30 days. ~~Such bonds shall be upon forms prescribed by the Commissioner and sureties shall be conditioned to secure the faithful performance of such a person's obligations as a livestock market operator, livestock dealer, or livestock broker or dealer under this article and the rules and regulations prescribed under this article pursuant thereto. Whenever the Commissioner shall determine that a previously approved bond has for any cause become insufficient, the Commissioner may require an additional bond or bonds to be given, conforming with the requirements of this Code section. Unless the additional bond or bonds are given within the time fixed by written demand therefor, or if the bond~~ If the surety of a dealer,~~broker,~~ or livestock market operator is canceled, then the license of such person shall immediately be revoked by operation of law without notice or hearing."

**SECTION 4.**

Said chapter is further amended by revising Code Section 4-6-4, relating to cancellation, revocation, or suspension of licenses, as follows:

"4-6-4.

Every licensed dealer,~~broker~~, and livestock market operator who shall violate this chapter or rules and regulations established by the Commissioner pursuant to this chapter shall have his or her license revoked, canceled, or suspended, upon a notice and hearing."

**SECTION 5.**

Said chapter is further amended by revising Code Section 4-6-5, relating to maintenance of records, as follows:

"4-6-5.

No dealer,~~broker~~, or livestock market operator shall buy, store, or otherwise receive any livestock without first recording the name and address of the person or persons bringing in the livestock and recording the license tag number of the vehicle used ~~by the person or persons~~ to transport the livestock."

**SECTION 6.**

Said chapter is further amended by revising Code Section 4-6-10, relating to penalties for violations, as follows:

"4-6-10.

(a) Any dealer,~~broker~~, or livestock market operator who violates any of the provisions of this chapter, any quarantine provision, or any rule or regulation established by the Commissioner under the authority of this or any other law for the protection of the general public in the prevention of livestock diseases shall be guilty of a misdemeanor.

(b) Any dealer,~~broker~~, or livestock market operator who violates Code Section 4-6-5, relating to maintenance of records, for a third or subsequent time shall be guilty of a felony and, upon conviction thereof, shall be punished by a fine not to exceed \$10,000.00 or by imprisonment for not less than one nor more than three years, or both, and any person so convicted shall have any license issued under this article permanently revoked and shall be ineligible to apply for a subsequent license under this article.

(c) Any dealer,~~broker~~, or livestock market operator who violates Code Section 4-6-2, relating to the sale, auction, or transfer of known infected livestock, or Code Section 4-6-6, relating to quarantines, for the third or subsequent time shall be guilty of a felony and, upon conviction thereof, shall be punished by a fine not to exceed \$10,000.00 or by imprisonment for not less than one nor more than three years, or both, and any person so convicted shall have any license issued under this article permanently revoked and shall be ineligible to apply for a subsequent license under this article."

**SECTION 7.**

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

"4-6-12.

The Commissioner shall publish in print or electronically the names and locations of duly licensed dealers and livestock market operators."

### SECTION 8.

Said chapter is further amended by revising Code Section 4-6-42, relating to surety bonds generally, as follows:

"4-6-42.

(a) No person shall operate a sales establishment for the sale of livestock at auction unless he or she has then in force a bond surety in an amount calculated as follows: established in a memorandum of agreement with the department sufficient to secure the performance of the obligations of the holder of such surety.

(1) ~~If the annual sales of the establishment are \$2,600,000.00 or less, the amount of the bond shall be one fifty second of the amount of annual sales but not less than \$10,000.00; or~~

(2) ~~If the annual sales of the establishment are more than \$2,600,000.00, the amount of the bond shall be \$50,000.00 plus one fifty second of the amount of annual sales in excess of \$2,600,000.00 times a factor of 0.20.~~

(b) ~~An amount calculated under subsection (a) of this Code section, if not a multiple of \$5,000.00, shall be rounded to nearest higher multiple of \$5,000.00."~~

### SECTION 9.

Said chapter is further amended by revising Code Section 4-6-43, relating to surety bonds relative to dealers and brokers generally, as follows:

"4-6-43.

(a) No dealer ~~or broker~~ shall purchase livestock at any sales establishment or directly from producers unless he or she has then in force a bond surety in an amount calculated as follows: established in a memorandum of agreement with the department sufficient to secure the performance of the obligations of the holder of such surety.

(1) ~~Determine a number which is the number of days during the preceding year on which the dealer or broker did business;~~

(2) ~~Divide the total dollar value of livestock purchased by the dealer or broker during the preceding year by the lesser of:~~

(A) ~~One half of the number determined under paragraph (1) of this subsection; or~~

(B) ~~One hundred thirty; and~~

(3) ~~Adjust the amount obtained under paragraph (2) of this subsection as follows:~~

(A) ~~If the amount obtained under paragraph (2) of this subsection is \$10,000.00 or less then the amount of the bond shall be \$10,000.00;~~

(B) ~~If the amount obtained under paragraph (2) of this subsection is more than \$10,000.00 but not more than \$75,000.00 then that amount shall be the amount of the bond; or~~

(C) ~~If the amount obtained under paragraph (2) of this subsection is more than \$75,000.00 then the amount of the bond shall be the sum of \$75,000.00 plus 10~~

~~percent of the amount by which the amount obtained under paragraph (2) of this subsection exceeds \$75,000.00.~~

~~(b) An amount calculated under subsection (a) of this Code section, if not a multiple of \$5,000.00, shall be rounded up to the nearest multiple of \$5,000.00.~~

~~(e) This Code section shall not be applicable to nor shall a bond surety be required of a dealer who purchases livestock at sales establishments for cash only. No livestock market operator shall permit a dealer ~~or broker~~ who is not properly licensed and ~~bonded~~ holding surety to purchase livestock other than for cash."~~

#### **SECTION 10.**

Said chapter is further amended by repealing in its entirety Code Section 4-6-44, relating to calculation of bonds, and designating said Code section as reserved.

#### **SECTION 11.**

Said chapter is further amended by repealing in its entirety Code Section 4-6-49, relating to annual sale and purchase reports and proof of bonding requirements, and designating said Code section as reserved.

#### **SECTION 12.**

Said chapter is further amended by revising Code Section 4-6-49.1, relating to denial of licenses and required statements and records, as follows:

"4-6-49.1.

(a) No license shall be issued to or allowed to be maintained by any sales establishment or dealer if:

(1) Any beneficial interest in the business of the sales establishment or dealer is directly or indirectly owned by a defaulter; or

(2) Any defaulter is employed in a management position by the sales establishment or dealer.

(b) As used in this Code section, the term 'defaulter' means any person who has, within the past five years, been employed in a managerial position by or owned any beneficial interest in the business of a sales establishment or dealer which business has ceased operations without satisfying all liabilities of the business either from assets of the business or from any ~~bond or bonds~~ surety.

(c) The Commissioner shall have full authority to require disclosure from licensees and applicants of information sufficient to determine whether the licensee or applicant is qualified to be licensed under this Code section. The Commissioner shall have full authority to examine the records and accounts of all licensees in order to determine whether any proceeds of the business are being paid to any defaulter.

(d) This Code section shall not prohibit the Commissioner from allowing a defaulter to operate as a dealer who purchases livestock for cash only.

(e) All applicants for licensure shall submit to the Commissioner a current financial statement; and all licensees shall submit a current financial statement annually."

**SECTION 13.**

Said chapter is further amended by revising Code Section 4-6-52, relating to special sales, as follows:

"4-6-52.

(a) As used in this Code section, 'special sale' means any livestock sale, except a regular sale at an establishment and any sale by a farmer of livestock owned by the farmer, with payment made directly to the farmer.

(b) The Commissioner is authorized to prescribe rules and regulations for the operation of special sales. No person shall hold a special sale without obtaining a permit therefor from the Commissioner or his or her duly authorized representative, which shall be granted without charge upon submission of proof satisfactory to the Commissioner that the person applying for the permit ~~is bonded~~ has procured a surety in an amount equal to one-fourth of the anticipated proceeds of the sale; provided, however, ~~that such bond~~ surety shall be not less than \$10,000.00 and not more than \$150,000.00 in amount.

(c) Associations holding sales of animals consigned by members of the association only shall not be required to procure a ~~bond~~ surety if the directors of the association accept full responsibility for financial obligations of sale and release the Commissioner, in writing, from any responsibility.

~~(e-1)~~(d) Georgia 4-H clubs and Georgia Future Farmers of America chapters shall not be required to procure a ~~bond~~ surety.

~~(d) Any person who violates this Code section shall be guilty of a misdemeanor."~~

**SECTION 14.**

Said title is further amended by revising Chapter 12, relating to injuries from equine or llama activities, as follows:

**"CHAPTER 12**

4-12-1.

The General Assembly recognizes that persons who participate in equine activities, livestock activities, or llama activities may incur injuries as a result of the risks involved in such activities. The General Assembly also finds that the state and its citizens derive numerous economic and personal benefits from such activities. The General Assembly finds, determines, and declares that this chapter is necessary for the immediate preservation of the public peace, health, and safety. It is, therefore, the intent of the General Assembly to encourage equine activities, livestock activities, and llama activities by limiting the civil liability of those involved in such activities.

4-12-2.

As used in this chapter, the term:

(1) 'Engages in a llama activity' means riding, training, assisting in providing medical treatment of, driving, or being a passenger upon a llama, whether mounted or unmounted, or any person assisting a participant or show management. The term

'engages in a llama activity' does not include being a spectator at a llama activity, except in cases where the spectator places himself or herself in an unauthorized area and in immediate proximity to the llama activity.

(2) 'Engages in an equine activity' means riding, training, assisting in providing medical treatment of, driving, or being a passenger upon an equine, whether mounted or unmounted, or any person assisting a participant or show management. The term 'engages in an equine activity' does not include being a spectator at an equine activity, except in cases where the spectator places himself or herself in an unauthorized area and in immediate proximity to the equine activity.

(3) 'Equine' means a horse, pony, mule, donkey, or hinny.

(4) 'Equine activity' means:

(A) Equine shows, fairs, competitions, performances, or parades that involve any or all breeds of equines and any of the equine disciplines, including, but not limited to, dressage, hunter and jumper horse shows, grand prix jumping, three-day events, combined training, rodeos, driving, pulling, cutting, polo, steeplechasing, English and western performance riding, endurance trail riding and western games, and hunting;

(B) Equine training or teaching activities, or both;

(C) Boarding equines;

(D) Riding, inspecting, or evaluating an equine belonging to another, whether or not the owner has received some monetary consideration or other thing of value for the use of the equine or is permitting a prospective purchaser of the equine to ride, inspect, or evaluate the equine;

(E) Rides, trips, hunts, or other equine activities of any type however informal or impromptu that are sponsored by an equine activity sponsor;

(F) Placing or replacing horseshoes on an equine; and

(G) Examining or administering medical treatment to an equine by a veterinarian.

(5) 'Equine activity sponsor' means ~~an individual, group, club, partnership, or corporation, whether or not the sponsor is operating for profit or nonprofit, entity~~ which sponsors, organizes, or provides the facilities for an equine activity, including, but not limited to, pony clubs; 4-H clubs; hunt clubs; riding clubs; school and college sponsored classes, programs, and activities; therapeutic riding programs; and operators, instructors, and promoters of equine facilities, including, but not limited to, stables, clubhouses, ponyride strings, fairs, and arenas at which the activity is held.

(6) 'Equine professional' means ~~a person~~ an entity engaged for compensation in:

(A) Instructing a participant or renting to a participant an equine for the purpose of riding, driving, or being a passenger upon the equine;

(B) Renting equipment or tack to a participant; or

(C) Examining or administering medical treatment to an equine as a veterinarian.

(7) 'Inherent risks of equine animal activities' ~~or 'inherent risks of llama activities'~~ means those dangers or conditions which are an integral part of equine activities, livestock activities, or llama activities, as the case may be, including, but not limited to:

- (A) The propensity of the animal to behave in ways that may result in injury, harm, or death to persons on or around them;
- (B) The unpredictability of the animal's reaction to such things as sounds, sudden movement, and unfamiliar objects, persons, or other animals;
- (C) Certain hazards such as surface and subsurface conditions;
- (D) Collisions with other animals or objects; and
- (E) The potential of a participant to act in a negligent manner that may contribute to injury to the participant or others, such as failing to maintain control over the animal or not acting within his or her ability.

(7.1) 'Livestock' means swine, cattle, sheep, and goats.

(7.2) 'Livestock activity' means:

(A) Grazing, herding, feeding, branding, boarding, milking, inspecting, or evaluating livestock, or taking part in any other activity that involves the care or maintenance of livestock;

(B) Participating in a livestock show, fair, competition, or auction; or

(C) Participating in a livestock training or teaching event.

(7.3) 'Livestock activity sponsor' means an entity that sponsors, organizes, or provides facilities for a livestock activity, and includes all employees of such entity.

(7.4) 'Livestock facility' means a property or facility at which a livestock activity is held.

(7.5) 'Livestock professional' means an entity that owns livestock that is involved in a livestock activity.

(8) 'Llama' means a South American camelid which is an animal of the genus lama, commonly referred to as a 'one llama,' including llamas, alpacas, guanacos, and vicunas.

(9) 'Llama activity' means:

(A) Llama shows, fairs, competitions, performances, packing events, or parades that involve any or all breeds of llamas;

(B) Using llamas to pull carts or to carry packs or other items;

(C) Using llamas to pull travois-type carriers during rescue or emergency situations;

(D) Llama training or teaching activities or both;

(E) Taking llamas on public relations trips or visits to schools or nursing homes;

(F) Participating in commercial packing trips in which participants pay a llama professional to be a guide on a hike leading llamas;

(G) Boarding llamas;

(H) Riding, inspecting, or evaluating a llama belonging to another, whether or not the owner has received some monetary consideration or other thing of value for the use of the llama or is permitting a prospective purchaser of the llama to ride, inspect, or evaluate the llama;

(I) Using llamas in wool production;

(J) Rides, trips, or other llama activities of any type however informal or impromptu that are sponsored by a llama activity sponsor; and



(K) Trimming the nails of a llama.

(10) 'Llama activity sponsor' means an ~~individual, group, club, partnership, or corporation, whether or not the sponsor is operating for profit or nonprofit, entity~~ which sponsors, organizes, or provides the facilities for a llama activity, including, but not limited to llama clubs; 4-H clubs; hunt clubs; riding clubs; school and college-sponsored classes, programs, and activities; therapeutic riding programs; and operators, instructors, and promoters of llama facilities, including, but not limited to stables, clubhouses, fairs, and arenas at which the activity is held.

(11) 'Llama professional' means ~~a person~~ an entity engaged for compensation:

(A) In instructing a participant or renting to a participant a llama for the purpose of riding, driving, or being a passenger upon the llama; or

(B) In renting equipment or tack to a participant.

(12) 'Participant' means any person, whether amateur or professional, who engages in an equine activity, a livestock activity, or ~~who engages in~~ a llama activity, whether or not a fee is paid to participate in such activity.

4-12-3.

(a) Except as provided in subsection (b) of this Code section, an equine activity sponsor, an equine professional, a livestock activity sponsor, a livestock professional, an owner of a livestock facility, a llama activity sponsor, a llama professional, or any other person, which shall include a corporation or partnership, shall not be liable for an injury to or the death of a participant resulting from the inherent risks of equine animal activities ~~or from the inherent risks of llama activities~~ and, except as provided in subsection (b) of this Code section, no participant or participant's representative shall make any claim against, maintain an action against, or recover from an equine activity sponsor, an equine professional, a livestock activity sponsor, a livestock professional, an owner of a livestock facility, a llama activity sponsor, a llama professional, or any other person for injury, loss, damage, or death of the participant resulting from any of the inherent risks of equine animal activities ~~or resulting from any of the inherent risks of llama activities~~.

(b) Nothing in subsection (a) of this Code section shall prevent or limit the liability of an equine activity sponsor, an equine professional, a livestock activity sponsor, a livestock professional, an owner of a livestock facility, a llama activity sponsor, a llama professional, or any other person if the equine activity sponsor, equine professional, livestock activity sponsor, livestock professional, owner of the livestock facility, llama activity sponsor, llama professional, or person:

(1)(A) Provided ~~the~~ equipment or tack for the activity, and knew or should have known that the equipment or tack was faulty, and such equipment or tack was faulty to the extent that it ~~did cause~~ caused the injury.

(B) Provided the animal and failed to make reasonable and prudent efforts to determine the ability of the participant to engage safely in the ~~equine activity or llama~~ activity and to safely manage the particular animal based on the participant's representations of his or her ability;

(2) Owns, leases, rents, or otherwise is in lawful possession and control of the land or facilities upon which the participant sustained injuries because of a dangerous latent condition which was known or should have been known to the equine activity sponsor, equine professional, livestock activity sponsor, livestock professional, owner of a livestock facility, llama activity sponsor, llama professional, or person and for which warning signs have not been conspicuously posted;

(3) Commits an act or omission that constitutes willful or wanton disregard for the safety of the participant, and that act or omission caused the injury; or

(4) Intentionally injures the participant.

(c) Nothing in subsection (a) of this Code section shall prevent or limit the liability of an equine activity sponsor, equine professional, a livestock activity sponsor, a livestock professional, an owner of a livestock facility, llama activity sponsor, or llama professional under liability provisions as set forth in the products liability laws.

(d) Nothing in this Code Section nor any provision of the laws of this State recognizing equine activity, livestock activity, or llama activity as inherently dangerous shall serve as a basis for liability on the part of any person who encourages, promotes, or instructs others in equine activities, livestock activities, or llama activities.

4-12-4.

(a) Every equine professional and every equine activity sponsor shall post and maintain signs which contain the warning notice specified in subsection (b) of this Code section. Such signs shall be placed in a clearly visible location on or near stables, corrals, or arenas where the equine professional or the equine activity sponsor conducts equine activities. The warning notice specified in subsection (b) of this Code section shall appear on the sign in black letters, with each letter to be a minimum of one inch in height. Every written contract entered into by an equine professional or by an equine activity sponsor for the providing of professional services, instruction, or the rental of equipment or tack or an equine to a participant, whether or not the contract involves equine activities on ~~or off~~ the location or site of the equine professional's or the equine activity sponsor's business, shall contain in clearly readable print the warning notice specified in subsection (b) of this Code section.

(b) The signs and contracts described in subsection (a) of this Code section shall contain language substantially similar to the following warning notice:

#### WARNING

Under Georgia law, an equine activity sponsor or equine professional is not liable for an injury to or the death of a participant in equine activities resulting from the inherent risks of ~~equine~~ animal activities, pursuant to Chapter 12 of Title 4 of the Official Code of Georgia Annotated.

(c) Failure to comply with the requirements concerning warning signs and notices provided in this Code section shall prevent an equine activity sponsor or equine professional from invoking the privileges of immunity provided by this chapter.

## 4-12-5.

(a) Every llama professional and every llama activity sponsor shall post and maintain signs which contain the warning notice specified in subsection (b) of this Code section. Such signs shall be placed in a clearly visible location on or near stables, corrals, pens, or arenas where the llama professional or the llama activity sponsor conducts llama activities. The warning notice specified in subsection (b) of this Code section shall appear on the sign in black letters, with each letter to be a minimum of one inch in height. Every written contract entered into by a llama professional or by a llama activity sponsor for the providing of professional services, instruction, or the rental of equipment or tack or a llama to a participant, whether or not the contract involves llama activities on ~~or off~~ the location or site of the llama professional's or the llama activity sponsor's business, shall contain in clearly readable print the warning notice specified in subsection (b) of this Code section.

(b) The signs and contracts described in subsection (a) of this Code section shall contain language substantially similar to the following warning notice:

**WARNING**

Under Georgia law, a llama activity sponsor or llama professional is not liable for an injury to or the death of a participant in llama activities resulting from the inherent risks of ~~llama~~ animal activities, pursuant to Chapter 12 of Title 4 of the Official Code of Georgia Annotated.

(c) Failure to comply with the requirements concerning warning signs and notices provided in this Code section shall prevent a llama activity sponsor or llama professional from invoking the privileges of immunity provided by this chapter.

## 4-12-6.

(a) Every livestock activity sponsor, livestock professional, and owner of a livestock facility shall post and maintain signs which contain the warning notice specified in subsection (b) of this Code section. Such signs shall be placed in a clearly visible location on or near stables, corrals, or arenas where the livestock activity sponsor conducts livestock activities. The warning notice specified in subsection (b) of this Code section shall appear on the sign in black letters, with each letter to be a minimum of one inch in height. Every written contract entered into by a livestock activity sponsor, livestock professional, or livestock owner for the providing of professional services, instruction, or the rental of equipment, tack, or livestock to a participant, whether or not the contract involves livestock activities on the business location or site of such livestock activity sponsor, livestock professional, or livestock owner, shall contain in clearly readable print the warning notice specified in subsection (b) of this Code section.

(b) The signs and contracts described in subsection (a) of this Code section shall contain language substantially similar to the following warning notice:

**WARNING**

Under Georgia law, a livestock activity sponsor, livestock professional, or owner of a livestock facility is not liable for an injury to or the death of a participant in livestock

activities resulting from the inherent risks of animal activities, pursuant to Chapter 12 of Title 4 of the Official Code of Georgia Annotated.

(c) Failure to comply with the requirements concerning warning signs and notices provided in this Code section shall prevent a livestock activity sponsor, livestock professional, or owner of a livestock facility from invoking the privileges of immunity provided by this chapter.

4-12-7.

Nothing in this chapter shall be construed so as to abrogate or otherwise affect the provisions of Chapter 3 of this title."

#### **SECTION 15.**

This Act shall become effective on July 1, 2016, and shall not apply to any cause of action arising prior to such date.

#### **SECTION 16.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	N Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	N Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	E Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	E Mullis	

On the passage of the bill, the yeas were 34, nays 18.

HB 876, having received the requisite constitutional majority, was passed by substitute.

HB 899. By Representatives Powell of the 171st, England of the 116th, Burns of the 159th, Jones of the 47th, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Chapters 13 and 13A of Title 10 of the Official Code of Georgia Annotated, relating to tobacco product manufacturers and master settlement agreement enhancements, respectively, so as to revise and add certain definitions; to provide for procedures, conditions, and limitations; to provide for responsibilities of cigarette importers and stamping agents; to provide for duties of the Attorney General and the revenue commissioner; to amend Chapter 11 of Title 48 of the Official Code of Georgia Annotated, relating to taxes on tobacco products, so as to clarify applicability in conjunction with other provisions of law; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Ligon of the 3rd.

The Senate Committee on Finance offered the following substitute to HB 899:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapters 13 and 13A of Title 10 of the Official Code of Georgia Annotated, relating to tobacco product manufacturers and master settlement agreement enhancements, respectively, so as to revise and add certain definitions; to provide for procedures, conditions, and limitations; to provide for responsibilities of cigarette importers and stamping agents; to provide for duties of the Attorney General and the revenue commissioner; to amend Chapter 11 of Title 48 of the Official Code of Georgia Annotated, relating to taxes on tobacco products, so as to clarify applicability in conjunction with other provisions of law; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 13 of Title 10 of the Official Code of Georgia Annotated, relating to tobacco product manufacturers, is amended by revising Code Section 10-13-2, relating to definitions regarding tobacco product manufacturers, as follows:

"10-13-2.

As used in this chapter, the term:

(1) 'Adjusted for inflation' means increased in accordance with the formula for inflation adjustment set forth in Exhibit C to the Master Settlement Agreement.

(2) 'Affiliate' means a person who directly or indirectly owns or controls, is owned or controlled by, or is under common ownership or control with, another person. Solely for purposes of this definition, the terms 'owns,' 'is owned,' and 'ownership' mean ownership of an equity interest, or the equivalent thereof of 10 percent or more, and the term 'person' means an individual, partnership, committee, association, corporation, or any other organization or group of persons.

(3) 'Allocable share' means Allocable Share as that term is defined in the Master Settlement Agreement.

(4) 'Cigarette' means any product that contains nicotine, is intended to be burned or heated under ordinary conditions of use, and consists of or contains (A) any roll of tobacco wrapped in paper or in any substance not containing tobacco; or (B) tobacco, in any form, that is functional in the product, which, because of its appearance, the type of tobacco used in the filler, or its packaging and labeling, is likely to be offered to, or purchased by, consumers as a cigarette; or (C) any roll of tobacco wrapped in any substance containing tobacco which, because of its appearance, the type of tobacco used in the filler, or its packaging and labeling, is likely to be offered to, or purchased by, consumers as a cigarette described in clause (A) of this definition. The term 'cigarette' includes 'roll-your-own' (i.e., any tobacco which, because of its appearance, type, packaging, or labeling is suitable for use and likely to be offered to, or purchased by, consumers as tobacco for making cigarettes). For purposes of this definition of 'cigarette,' 0.09 ounces of 'roll-your-own' tobacco shall constitute one individual 'cigarette.'

(5) 'Importer' means any person in the United States to whom nonfederal excise tax-paid cigarettes manufactured in a foreign country are shipped or consigned, any person who removes cigarettes for sale or consumption in the United States from a customs bonded manufacturing warehouse, or any person who smuggles or otherwise unlawfully brings cigarettes into the United States.

(6) 'Master Settlement Agreement' means the settlement agreement (and related documents) entered into on November 23, 1998, by the state and leading United States tobacco product manufacturers.

~~(6)~~(7) 'Qualified escrow fund' means an escrow arrangement with a federally or state chartered financial institution having no affiliation with any tobacco product manufacturer and having assets of at least \$1 billion where such arrangement requires that such financial institution hold the escrowed funds' principal for the benefit of releasing parties and prohibits the tobacco product manufacturer placing the funds into escrow from using, accessing, or directing the use of the funds' principal except as consistent with subparagraph (B) of paragraph (2) of Code Section 10-13-3. The principal balance in the qualified escrow fund must always be maintained so that both the face value and the cost basis of the account are each equal to or greater than the accumulated principal deposits.

~~(7)~~(8) 'Released claims' means Released Claims as that term is defined in the Master

Settlement Agreement.

~~(8)~~(9) 'Releasing parties' means Releasing Parties as that term is defined in the Master Settlement Agreement.

~~(9)~~(10) 'Tobacco product manufacturer' means an entity that after the date of enactment of this chapter directly (and not exclusively through any affiliate):

(A) Manufactures cigarettes anywhere that such manufacturer intends to be sold in the United States, including cigarettes intended to be sold in the United States through an importer (except where such importer is an original participating manufacturer (as that term is defined in the Master Settlement Agreement) that will be responsible for the payments under the Master Settlement Agreement with respect to such cigarettes as a result of the provisions of ~~subsections~~ subsection II(mm) of the Master Settlement Agreement and that pays the taxes specified in subsection II(z) of the Master Settlement Agreement, and provided that the manufacturer of such cigarettes does not market or advertise such cigarettes in the United States);

(B) Is the first purchaser anywhere for resale in the United States of cigarettes manufactured anywhere that the manufacturer does not intend to be sold in the United States; or

(C) Becomes a successor of an entity described in subparagraph (A) or (B) of this paragraph.

The term 'tobacco product manufacturer' shall not include an affiliate of a tobacco product manufacturer unless such affiliate itself falls within subparagraphs (A) through (C) of this paragraph.

~~(10)~~(11) 'Units sold' means the number of individual cigarettes sold in the state by the applicable tobacco product manufacturer (whether directly or through a distributor, retailer, or similar intermediary or intermediaries) during the year in question, ~~as measured by excise taxes collected by the state on packs (or 'roll your own' tobacco containers) bearing the excise tax stamp of the state on packs required to bear a tax stamp pursuant to Code Section 48-11-3 and on 'roll-your-own' tobacco on which excise tax is due either by tax stamp or pursuant to an alternate method of taxation.~~ 'Units sold' does not include cigarettes the purchase or use of which the state is prohibited from taxing under the Constitution or statutes of the United States. The state revenue commissioner shall and the Attorney General may promulgate such regulations as are necessary to ascertain the amount of state excise tax paid on the cigarettes of such tobacco product manufacturer for each year."

## SECTION 2.

Said chapter is further amended by revising Code Section 10-13-3, relating to deposits into escrow accounts, as follows:

"10-13-3.

Any tobacco product manufacturer selling cigarettes to consumers within the state (whether directly or through a distributor, retailer, or similar intermediary or intermediaries) after the date of enactment of this chapter shall do one of the following:

(1) Become a participating manufacturer (as that term is defined in section II(jj) of the Master Settlement Agreement) and generally perform its financial obligations under the Master Settlement Agreement; or

(2)(A) Place into a qualified escrow fund ~~by April 15 of the year following the year in question~~ on a quarterly basis, no later than 30 days after the end of each calendar quarter in which sales are made, the following amounts (as such amounts are adjusted for inflation):

(i) 1999: \$0.0094241 per unit sold after the date of enactment of this chapter;

(ii) 2000: \$0.0104712 per unit sold;

(iii) For each of 2001 and 2002: \$0.0136125 per unit sold;

(iv) For each of 2003 through 2006: \$0.0167539 per unit sold; and

(v) For each of 2007 and each year thereafter: \$0.0188482 per unit sold.

(B) A tobacco product manufacturer that places funds into escrow pursuant to subparagraph (A) of this paragraph shall receive the interest or other appreciation on such funds as earned. Such funds themselves shall be released from escrow only under the following circumstances:

(i) To pay a judgment or settlement on any released claim brought against such tobacco product manufacturer by the state or any releasing party located or residing in the state. Funds shall be released from escrow under this division: (I) in the order in which they were placed into escrow; and (II) only to the extent and at the time necessary to make payments required under such judgment or settlement;

(ii) To the extent that a tobacco product manufacturer establishes that the amount it was required to place into escrow on account of units sold in the state in a particular year was greater than the Master Settlement Agreement payments, as determined pursuant to section IX(i) of that Agreement including, after final determination of all adjustments, that such manufacturer would have been required to make on account of such units sold had it been a participating manufacturer, the excess shall be released from escrow and revert back to such tobacco product manufacturer; or

(iii) To the extent not released from escrow under division (i) or (ii) of this subparagraph, funds shall be released from escrow and revert back to such tobacco product manufacturer 25 years after the date on which they were placed into escrow.

(C) Each tobacco product manufacturer that elects to place funds into escrow pursuant to this paragraph shall ~~annually~~ quarterly and annually certify to the Attorney General that it is in compliance with this paragraph. The Attorney General may bring a civil action on behalf of the state against any tobacco product manufacturer that fails to place into escrow the funds required under this paragraph. Any tobacco product manufacturer that fails in any calendar quarter or year to place into escrow the funds required under this paragraph shall:

(i) Be required within 15 days to place such funds into escrow as shall bring it into compliance with this paragraph. The court, upon a finding of a violation of



this paragraph, may impose a civil penalty (to be paid to the general fund of the state) in an amount not to exceed 5 percent of the amount improperly withheld from escrow per day of the violation and in a total amount not to exceed 100 percent of the original amount improperly withheld from escrow;

(ii) In the case of a knowing violation, be required within 15 days to place such funds into escrow as shall bring it into compliance with this Code section. The court, upon a finding of a knowing violation of this paragraph, may impose a civil penalty (to be paid to the general fund of the state) in an amount not to exceed 15 percent of the amount improperly withheld from escrow per day of the violation and in a total amount not to exceed 300 percent of the original amount improperly withheld from escrow; and

(iii) In the case of a second knowing violation, be prohibited from selling cigarettes to consumers within the state (whether directly or through a distributor, retailer, or similar intermediary) for a period not to exceed two years.

(D) An importer shall be jointly and severally liable for escrow deposits due from a nonparticipating manufacturer with respect to any nonparticipating manufacturer cigarettes that it imported and which were then sold in this state.

Each failure to make ~~an~~ a quarterly or annual deposit required under this Code section shall constitute a separate violation."

### SECTION 3.

Chapter 13A of Title 10 of the Official Code of Georgia Annotated, relating to master settlement agreement enhancements, is repealed and reenacted to read as follows:

#### "CHAPTER 13A

##### 10-13A-1.

The General Assembly finds that violations of Chapter 13 of this title threaten the integrity of the tobacco Master Settlement Agreement, the fiscal soundness of the state, and the public health. The General Assembly finds that enacting procedural enhancements will aid the enforcement of such chapter and thereby safeguard the Master Settlement Agreement, the fiscal soundness of the state, and the public health.

##### 10-13A-2.

As used in this chapter, the term:

(1) 'Brand family' means all styles of cigarettes sold under the same trademark and differentiated from one another by means of additional modifiers or descriptors, including, but not limited to, 'menthol,' 'lights,' 'kings,' and '100s,' and includes any brand name, alone or in conjunction with any other word, trademark, logo, symbol, motto, selling message, recognizable pattern of colors, or any other indicia of product identification identical or similar to or identifiable with a previously known brand of cigarettes.

(2) 'Cigarette' means any product that contains nicotine, is intended to be burned or

heated under ordinary conditions of use, and consists of or contains (A) any roll of tobacco wrapped in paper or in any substance not containing tobacco; or (B) tobacco, in any form, that is functional in the product, which, because of its appearance, the type of tobacco used in the filler, or its packaging and labeling, is likely to be offered to, or purchased by, consumers as a cigarette; or (C) any roll of tobacco wrapped in any substance containing tobacco which, because of its appearance, the type of tobacco used in the filler, or its packaging and labeling, is likely to be offered to, or purchased by, consumers as a cigarette described in clause (A) of this definition. The term 'cigarette' includes 'roll-your-own' (i.e., any tobacco which, because of its appearance, type, packaging, or labeling is suitable for use and likely to be offered to, or purchased by, consumers as tobacco for making cigarettes). For purposes of this definition of 'cigarette,' 0.09 ounces of 'roll-your-own' tobacco shall constitute one individual 'cigarette.'

(3) 'Commissioner' means the state revenue commissioner.

(4) 'Dealer' means cigarette and loose and smokeless dealers as defined in paragraphs (7) and (17) of Code Section 48-11-1.

(5) 'Directory' means the directory listing all tobacco product manufacturers that have provided current and accurate certifications conforming to the requirements of Code Section 10-13A-3 and all brand families that are listed in such certifications developed by the Attorney General pursuant to Code Section 10-13A-4, or in the case of reference to another state's directory, the directory compiled under the similar law of the other state.

~~(5)~~(6) 'Distributor' means any person who:

(A) Maintains a warehouse, warehouse personnel, and salespersons who regularly contact and call on dealers; and

(B) Is engaged in the business of:

(i) Manufacturing ~~cigars or~~ cigarettes in this state, importing ~~cigars or~~ cigarettes into this state, or purchasing ~~cigars or~~ cigarettes from other manufacturers or distributors; and

(ii) Selling the ~~cigars or~~ cigarettes to dealers in this state for resale but is not in the business of selling the ~~cigars or~~ cigarettes directly to the ultimate consumer of the ~~cigars or~~ cigarettes.

(7) 'Importer' means any person in the United States to whom nonfederal excise tax-paid cigarettes manufactured in a foreign country are shipped or consigned, any person who removes cigarettes for sale or consumption in the United States from a customs bonded manufacturing warehouse, or any person who smuggles or otherwise unlawfully brings cigarettes into the United States.

~~(6)~~(8) 'Master Settlement Agreement' means the settlement agreement (and related documents) entered into on November 23, 1998, by the state and leading United States tobacco product manufacturers.

~~(7)~~(9) 'Nonparticipating manufacturer' means any tobacco product manufacturer that is not a participating manufacturer.

(10) 'Package' means any pack or other container on which a state stamp could be

applied consistent with and as required by Code Section 48-11-3 that contains one or more individual cigarettes for sale. Nothing in this paragraph shall alter any other applicable requirements with respect to the minimum number of cigarettes that may be contained in a pack or other container of cigarettes. References to package do not include a container of multiple packages.

~~(8)~~(11) 'Participating manufacturer' has the meaning given that term in subsection II(jj) of the Master Settlement Agreement and all amendments thereto.

(12) 'Person' means any natural person, trustee, company, partnership, corporation, or other legal entity.

(13) 'Purchase' means any acquisition in any manner or by any means for any consideration. The term includes transporting or receiving product in connection with a purchase.

(14) 'Qualified escrow fund' means an escrow arrangement with a federally or state chartered financial institution having no affiliation with any tobacco product manufacturer and having assets of at least \$1 billion where such arrangement requires that such financial institution hold the escrowed funds' principal for the benefit of releasing parties and prohibits the tobacco product manufacturer placing the funds into escrow from using, accessing, or directing the use of the funds' principal except as consistent with subparagraph (B) of paragraph (2) of Code Section 10-13-3. The principal balance in the qualified escrow fund must always be maintained so that both the face value and the cost basis of the account are each equal to or greater than the accumulated principal deposits.

(15) 'Sale or sell' means any transfer, exchange, or barter in any manner or by any means for any consideration. Sale or sell includes distributing or shipping product in connection with a sale. References to sale 'in' or 'into' a state refers to the state of the destination point of the product in the sale, without regard to where title was transferred. References to sale 'from' the state refers to the sale of cigarettes that are located in the state to the destination in question without regard to where title was transferred.

(16) 'Stamping agent' means any person that is authorized to affix stamps to packages or other containers of cigarettes under Code Section 48-11-3 or any person that is required to pay the excise tax under the alternate method of taxation, if so prescribed pursuant to Code Section 48-11-3 on 'roll-your-own' tobacco.

~~(9) 'Qualified escrow fund' means an escrow arrangement with a federally or state chartered financial institution having no affiliation with any tobacco product manufacturer and having assets of at least \$1 billion where such arrangement requires that such financial institution hold the escrowed funds' principal for the benefit of releasing parties and prohibits the tobacco product manufacturer placing the funds into escrow from using, accessing, or directing the use of the funds' principal except as consistent with subparagraph (B) of paragraph (2) of Code Section 10-13-3.~~

~~(40)~~(17) 'Tobacco product manufacturer' means an entity that after April 28, 1999:

(A) Manufactures cigarettes anywhere that such manufacturer intends to be sold in the United States, including cigarettes intended to be sold in the United States

through an importer (except where such importer is an original participating manufacturer (as that term is defined in the Master Settlement Agreement) that will be responsible for the payments under the Master Settlement Agreement with respect to such cigarettes as a result of the provisions of subsection II(mm) of the Master Settlement Agreement and that pays the taxes specified in subsection II(z) of the Master Settlement Agreement, and provided that the manufacturer of such cigarettes does not market or advertise such cigarettes in the United States);

(B) Is the first purchaser anywhere for resale in the United States of cigarettes manufactured anywhere that the manufacturer does not intend to be sold in the United States; or

(C) Becomes a successor of an entity described in subparagraph (A) or (B) of this paragraph.

The term tobacco product manufacturer shall not include an affiliate of a tobacco product manufacturer unless such affiliate itself falls within subparagraphs (A) through (C) of this paragraph.

~~(11)~~(18) 'Units sold' means the number of individual cigarettes sold in the state by the applicable tobacco product manufacturer (whether directly or through a distributor, retailer, or similar intermediary or intermediaries) during the year in question, ~~as measured by excise taxes collected by the state on packs (or 'roll your own' tobacco containers) bearing the excise tax stamp of the state.~~ on cigarette packs required to bear a tax stamp pursuant to Code Section 48-11-3 and on 'roll-your-own' tobacco on which excise tax is due either by tax stamp or pursuant to an alternate method of taxation. 'Units sold' does not include cigarettes the purchase or use of which the state is prohibited from taxing under the Constitution or statutes of the United States. The state revenue commissioner ~~shall~~ and the Attorney General may promulgate such regulations as are necessary to ascertain the amount of state excise tax paid on cigarettes of such tobacco product manufacturer for each year.

10-13A-3.

(a) Every tobacco product manufacturer whose cigarettes are sold in this state, whether directly or through a distributor, retailer, or similar intermediary or intermediaries, shall execute and deliver in the manner prescribed by the Attorney General a certification to the commissioner and Attorney General, no later than the thirtieth day of April each year, certifying that, as of the date of such certification, such tobacco product manufacturer either is a participating manufacturer or is in full compliance with Chapter 13 of this title, including all annual deposits required by paragraph (2) of Code Section 10-13-3.

(b) Every tobacco product manufacturer shall also certify that:

(1) Such manufacturer or its importer holds a valid permit under 26 U.S.C. Section 5713; and

(2) Such manufacturer is in compliance with all reporting and registration requirements of 15 U.S.C. Sections 376 and 376a.

(c) A In addition, participating manufacturer shall include in its certification a list of its

brand families. A participating manufacturer shall update such list 30 calendar days prior to any addition to or modification of its brand families by executing and delivering a supplemental certification to the Attorney General and commissioner. A participating manufacturer may not include a brand family in its certification unless the participating manufacturer affirms that the brand family is to be deemed to be its cigarettes for purposes of calculating its payments under the Master Settlement Agreement for the relevant year, in the volume and shares determined pursuant to the Master Settlement Agreement.

~~(e)~~(d) A nonparticipating manufacturer shall include in its certification a list of all of its brand families and the number of units sold for each brand family that were sold in this state during the preceding calendar year and a list of all of its brand families that have been sold in this state at any time during the current calendar year. Such lists must indicate ~~by an asterisk~~ any brand family sold in this state during the preceding calendar year that is no longer being sold in this state as of the date of such certification, and identification by name and address of any other manufacturer of such brand families in the preceding or current calendar year. The nonparticipating manufacturer shall update such list 30 calendar days prior to any addition to or modification of its brand families by executing and delivering a supplemental certification to the Attorney General and commissioner. A nonparticipating manufacturer may not include a brand family in its certification unless such nonparticipating manufacturer affirms that the brand family is to be deemed to be its cigarettes for purposes of Chapter 13 of this title. Such certification must also certify:

(1) That such nonparticipating manufacturer is registered to do business in this state and has appointed a resident agent for service of process and provided notice thereof as required by Code Section 10-13A-6;

(2) That such nonparticipating manufacturer has established and continues to maintain a qualified escrow fund as required by Code Section 10-13-3 and has executed a qualified escrow agreement that has been reviewed and approved by the Attorney General and that governs the qualified escrow fund;

(3) That such nonparticipating manufacturer is in full compliance with Chapter 13 of this title, ~~and with this chapter,~~ Chapter 11 of Title 48, and any regulations promulgated pursuant to ~~either chapter~~ such chapters; ~~and~~

(4) The name, address, and telephone number of the financial institution where the nonparticipating manufacturer has established such qualified escrow fund required pursuant to Chapter 13 of this title and all regulations promulgated pursuant to such chapter; the account number of such qualified escrow fund and any subaccount number for this state; the amount such nonparticipating manufacturer placed in such fund for cigarettes sold in this state during the preceding calendar year, the date and amount of each such deposit, and such evidence or verification as may be deemed necessary by the Attorney General to confirm the foregoing; and the amount and date of any withdrawal or transfer of funds the nonparticipating manufacturer made at any time from such fund or from any other qualified escrow fund into which it ever made escrow payments pursuant to Chapter 13 of this title and all regulations promulgated

pursuant to such chapter;

(5) That such nonparticipating manufacturer consents to be sued in the courts of the State of Georgia for purposes of the state:

(A) Enforcing this chapter, Chapter 13 of this title, Title 48, and any regulations promulgated pursuant to these provisions; or

(B) Bringing a released claim as defined in paragraph (8) of Code Section 10-13-2;

(6) That such nonparticipating manufacturer has posted the appropriate bond required under Code Section 10-13A-7 and the information needed to establish the existence of such bond; and

(7) In the case of a nonparticipating manufacturer located outside of the United States, the nonparticipating manufacturer shall provide a declaration from each of its importers into the United States of any of its brand families to be sold in this state. The declaration shall be on a form prescribed by the Attorney General and shall state the following:

(A) The importer accepts joint and several liability with the nonparticipating manufacturer for all obligations to place funds into a qualified escrow fund and for payment of all civil penalties and all reasonable costs and expenses of investigation and prosecution, including attorney's fees;

(B) The importer consents to personal jurisdiction in Georgia for the purposes of claims by the state for any obligation to place funds into a qualified escrow fund and for payment of all civil penalties and all reasonable costs and expenses of investigation and prosecution, including attorney's fees; and

(C) The importer has appointed a registered agent for service of process in Georgia according to the same requirements as established in Code Section 10-13A-6 for any nonresident or foreign nonparticipating manufacturer.

Certification in accordance with this subsection shall be deemed to be in compliance with subparagraph (C) of paragraph (2) of Code Section 10-13-3.

~~(d)~~(e) Nothing in this Code section shall be construed as limiting or otherwise affecting the state's right to maintain that a brand family constitutes cigarettes of a different tobacco product manufacturer for purposes of calculating payments under the Master Settlement Agreement or for purposes of Chapter 13 of this title.

~~(e)~~(f) Tobacco product manufacturers shall maintain all invoices and documentation of sales and other such information relied upon for such certification for a period of five years, unless otherwise required by law to maintain them for a greater period of time.

10-13A-4.

(a) ~~Not later than August 1, 2004, the~~ The Attorney General shall develop and make available for public inspection on its website a directory, as defined in paragraph ~~(4)~~ (5) of Code Section 10-13A-2.

(b) The Attorney General shall not include or retain in such directory the name or brand families of any nonparticipating manufacturer that has failed to provide the required certification or whose certification the Attorney General determines is not in compliance with ~~subsection (e) of~~ Code Section 10-13A-3, unless the Attorney General

has determined that such violation has been cured to the satisfaction of the Attorney General.

(c) Neither a tobacco product manufacturer nor brand family shall be included or retained in the directory if the Attorney General concludes, in the case of a nonparticipating manufacturer, that:

(1) Any escrow payment required pursuant to Chapter 13 of this title for any period for any brand family, whether or not listed by such nonparticipating manufacturer, has not been fully paid into a qualified escrow fund governed by a qualified escrow agreement that has been approved by the Attorney General; or

(2) Any outstanding final judgment, including interest thereon, for a violation of Chapter 13 of this title has not been fully satisfied for such brand family or such manufacturer.

(d) The Attorney General shall update the directory as necessary in order to correct mistakes and to add or remove tobacco product manufacturers or brand families to keep the directory in conformity with the requirements of this chapter.

(e) Every distributor shall provide and update as necessary an e-mail address to the Attorney General for the purpose of receiving any notifications as may be required by this chapter.

#### 10-13A-5.

It shall be unlawful for any person to affix a tax stamp to a package or other container of cigarettes of a tobacco product manufacturer or brand family not included in the directory or to sell, offer for sale, or possess with intent to sell, or import for personal use, in this state, cigarettes of a tobacco product manufacturer or brand family not included in the directory.

#### 10-13A-6.

(a) Any nonresident or foreign nonparticipating manufacturer or importer that has not registered to do business in this state as a foreign corporation or business entity shall, as a condition precedent to having its brand families included or retained in the directory, appoint and continually engage without interruption the services of an agent in this state as required by Code Section 48-11-5 to act as agent for the service of process on whom all process and any action or proceeding against it concerning or arising out of the enforcement of Chapter 13 of this title or this chapter may be served in any manner authorized by law. Such service shall constitute legal and valid service of process on the nonparticipating manufacturer. The nonparticipating manufacturer shall provide the name, address, phone number, and proof of the appointment and availability of such agent to the satisfaction of the commissioner and Attorney General.

(b) The nonparticipating manufacturer or importer shall provide notice to the commissioner and Attorney General 30 calendar days prior to termination of the authority of an agent and shall further provide proof to the satisfaction of the Attorney General of the appointment of a new agent no less than five calendar days prior to the termination of an existing agent appointment. In the event an agent terminates an

agency appointment, the agent and the nonparticipating manufacturer or importer shall notify the commissioner and Attorney General of said termination within five calendar days and shall include proof to the satisfaction of the Attorney General of the appointment of a new agent.

(c) Any nonparticipating manufacturer or importer whose cigarettes are sold in this state who has not appointed and engaged an agent as required in this Code section shall be deemed to have appointed the Secretary of State as such agent and may be proceeded against in courts of this state by service of process upon the Secretary of State; provided, however, that the appointment of the Secretary of State as such agent shall not satisfy the condition precedent for having the brand families of the nonparticipating manufacturer or importer included or retained in the directory.

(d) The Attorney General shall update the directory as necessary in order to correct mistakes and to add or remove a tobacco product manufacturer or brand family to keep the directory in conformity with the requirements of this chapter. The Attorney General shall post in the directory and transmit by e-mail or other practicable means to each notice of any removal from the directory of a tobacco product manufacturer or brand family at least 30 days prior to removal from the directory of such tobacco product manufacturer or brand family. Unless otherwise provided by agreement between the wholesaler and a tobacco product manufacturer, the wholesaler shall be entitled to a refund from a tobacco product manufacturer for any money paid by the wholesaler to the tobacco product manufacturer for any cigarettes of the tobacco product manufacturer in the possession of the wholesaler on the effective date of removal from the directory, or as subsequently received from a retail dealer as provided in this chapter, of products of that tobacco product manufacturer or brand family of cigarettes. Unless otherwise provided by agreement between a retail dealer and the wholesaler or a tobacco product manufacturer, a retail dealer shall be entitled to a refund from the wholesaler or a tobacco product manufacturer for any money paid by the retail dealer to the wholesaler or such tobacco product manufacturer for any cigarettes of the tobacco product manufacturer still in the possession of the retail dealer on the effective date of removal from the directory of that tobacco product manufacturer or brand family.

10-13A-7.

(a) All nonparticipating manufacturers shall post a bond for the benefit of the state which is subject to execution under subsection (c) of this Code section. The bond shall be posted by a corporate surety located within the United States. The bond shall be posted and evidence of such posting shall be provided to the Attorney General with the nonparticipating manufacturer's quarterly and annual certifications as a condition of the nonparticipating manufacturer and its brand families being included or remaining in the directory for the following quarter or year.

(b) The amount of the bond shall be the greater of:

(1) Fifty thousand dollars; or

(2) The highest amount of escrow owed in Georgia by the nonparticipating manufacturer or its predecessor in the last 12 quarters.



(c) If a nonparticipating manufacturer that posted a bond has failed to make, or have made on its behalf by an entity with joint and several liability, escrow deposits equal to the full amount owed for a quarter within 15 days following the due date for the quarter under Code Section 10-13-3, the state may execute upon the bond, first to recover delinquent escrow, which amount shall be deposited into a qualified escrow account under Code Section 10-13-3, and then to recover civil penalties and costs authorized under such Code section. Escrow obligations above the amount collected on the bond remain due from that nonparticipating manufacturer and from the importers that sold its cigarettes during that calendar quarter and at any time prior to the removal of the nonparticipating manufacturer and brand from the directory.

~~10-13A-7.~~ 10-13A-8.

(a) Not later than ~~20~~ 10 calendar days after the end of each calendar ~~quarter~~ month, and more frequently if so directed by the Attorney General, each distributor shall submit such information as the Attorney General requires to facilitate compliance with this chapter, including, but not limited to, a list by brand family of the total number of cigarettes, or, in the case of 'roll-your-own,' the equivalent count, for which the distributor affixed tax stamps during the previous calendar ~~quarter~~ month or otherwise paid the tax due for such cigarettes. The distributor shall also certify that the information provided to the Attorney General is complete and accurate. The distributor shall maintain and make available to the Attorney General all invoices and documentation of sales of all nonparticipating manufacturer cigarettes and any other information relied upon in reporting to the Attorney General for a period of five years.

~~(b) The commissioner is authorized to disclose to the Attorney General any information received under this chapter and requested by the Attorney General for purposes of determining compliance with and enforcing the provisions of this chapter. The commissioner and Attorney General shall share with each other the information received under this chapter and may share such information with other federal, state, or local agencies only for purposes of enforcement of this chapter or the corresponding laws of other states. Notwithstanding any law to the contrary, the commissioner and the Attorney General are authorized to disclose to each other any information received under this chapter, Chapter 13 of this title, and Title 48 for the purposes of determining compliance with and enforcing the provisions of this chapter, Chapter 13 of this title, and Title 48. The commissioner and Attorney General may also share such information with other federal, state, or local courts or agencies for purposes of enforcing the provisions of this chapter, Chapter 13 of this title, or the corresponding laws of other states. The commissioner and Attorney General may also disclose information provided under this Code section, Chapter 13 of this title, and Title 48 that may otherwise be confidential:~~

(1) In discharge of the duty to enforce or defend the provisions of this part or Chapter 13 of this title;

(2) In the course of any litigation, arbitration, or proceeding related to this part, Chapter 13 of this title, the Master Settlement Agreement, or the NPM Adjustment

Settlement Agreement; or

(3) In complying with provisions in the NPM Adjustment Settlement Agreement.

Despite this disclosure, the information shall maintain its confidential status.

(c) Any tobacco sales data provided by another state, a tobacco product manufacturer, or other person or entity to a data clearing-house pursuant to the NPM Adjustment Settlement Agreement that is also provided to the Attorney General or commissioner pursuant to that agreement shall be treated as confidential tax information as defined in Title 48. This subsection only applies to information received by the Attorney General or commissioner solely as a result of the NPM Adjustment Settlement Agreement.

~~(e)~~(d) The Attorney General may require at any time from the nonparticipating manufacturer proof from the financial institution in which such manufacturer has established a qualified escrow fund for the purpose of compliance with Chapter 13 of this title of the amount of money in such fund, exclusive of interest, the amount and date of each deposit to such fund, and the amount and date of each withdrawal from such fund.

~~(d)~~(e) In addition to the information required to be submitted pursuant to this chapter, the Attorney General may require a distributor, stamping agent, or tobacco product manufacturer to submit any additional information or documentation, including, but not limited to, samples of the packaging or labeling of each brand family, as is necessary to enable the Attorney General to determine whether a tobacco product manufacturer is in compliance with this chapter.

~~(e)~~(f) To promote compliance with this chapter, the Attorney General may promulgate regulations ~~requiring a tobacco product manufacturer subject to the requirements of subsection (c) of Code Section 10-13A-3 to make the annual escrow deposits required during the year in which the sales covered by such deposits are made.~~ The Attorney General may also require production of information sufficient to enable the Attorney General to determine the adequacy of the amount of the ~~installment~~ quarterly or annual escrow deposit.

~~10-13A-8.~~ 10-13A-9.

(a) In addition to or in lieu of any other civil or criminal remedy provided by law, upon a determination that a ~~distributor~~ stamping agent has violated Code Section 10-13A-5 or any regulation adopted pursuant to this chapter, the commissioner may revoke or suspend the dealer or distributor's license of the distributor ~~stamping agent~~ in the manner provided by Code Section 48-11-6. Each tax stamp affixed and each sale or offer to sell cigarettes in violation of Code Section 10-13A-5 or the rules and regulations adopted pursuant to this chapter shall constitute a separate violation. For each violation, the commissioner may also impose a civil penalty in an amount not to exceed the greater of 500 percent of the retail value of the cigarettes or \$5,000.00 upon a determination of a violation of Code Section 10-13A-5 or any regulations adopted pursuant thereto. Such penalty shall be imposed in the manner provided in subsection (c) of Code Section 48-11-24.

(b) A license may also be subject to termination, suspension, or other available remedy

found in Code Section 48-11-14, if:

- (1) A distributor fails to provide a report required under Code Section 10-13A-8; or
- (2) A distributor files an incomplete or inaccurate report required under Code Section 10-13A-8.

(c) Any cigarettes that have been sold, offered for sale, or possessed for sale in this state in violation of Code Section 10-13A-5 or other provisions of this chapter or Chapter 13 of this title shall be deemed contraband under Code Section 48-11-9 and such cigarettes shall be subject to seizure and forfeiture as provided in such Code section.

~~(e)~~(d) The Attorney General, on behalf of the commissioner, may seek an injunction to restrain a threatened or actual violation of Code Section 10-13A-5 or of subsection (a) or ~~(d)~~ (e) of Code Section ~~10-13A-7~~ 10-13A-8 by a distributor or stamping agent and to compel the distributor to comply with said Code section or either such subsection. In any action brought pursuant to this Code section, the state shall be entitled to recover the costs of investigation, costs of the action, and reasonable attorney fees.

~~(d)~~(e) It shall be unlawful for a person to sell or distribute cigarettes or to acquire, hold, own, possess, transport, import, or cause to be imported cigarettes that the person knows or should know are intended for distribution or sale in this state in violation of Code Section 10-13A-5. Any person who violates this subsection shall be guilty of a misdemeanor.

~~(e)~~(f) A violation of Code Section 10-13A-5 shall constitute an unfair and deceptive act or practice under Part 2 of Article 15 of Chapter 1 of this title, the 'Fair Business Practices Act of 1975.'

(g) It is unlawful for any person to knowingly submit any false information required pursuant to Chapter 13 of this title or this chapter. A violation of this subsection is a felony. Knowing submission of false information shall also be grounds for removal of a tobacco product manufacturer or brand from the directory.

~~10-13A-9.~~ 10-13A-10.

(a) A determination of the Attorney General to not include or to remove from the directory a brand family or tobacco product manufacturer shall be subject to review in the manner prescribed by Article 1 of Chapter 13 of Title 50, known as the 'Georgia Administrative Procedure Act.'

(b) No person shall be issued a license or granted a renewal of a license under Chapter 11 of Title 48 to act as a distributor unless such person has certified in writing that such person will comply fully with this chapter.

~~(e) The first report of distributors required by subsection (a) of Code Section 10-13A-7 shall be due 30 calendar days after July 1, 2003, the certifications by a tobacco product manufacturer described in subsection (a) of Code Section 10-13A-3 shall be due 45 calendar days after such date, and the directory described in Code Section 10-13A-4 shall be published or made available within 90 calendar days after such date.~~

~~(d)~~(c) The Attorney General may promulgate rules and regulations necessary to effect the purposes of this chapter.

~~(e)~~(d) In any action brought by the state to enforce this chapter, the state shall be entitled to recover the costs of investigation, expert witness fees, costs of the action, and reasonable attorney fees.

~~(f)~~(e) If a court of competent jurisdiction finds that the provisions of this chapter and of Chapter 13 of this title conflict and cannot be harmonized, then such provisions of Chapter 13 of this title shall control. If any section, subsection, subdivision, paragraph, sentence, clause, or phrase of this chapter causes Chapter 13 of this title to no longer constitute a qualifying or model statute, as those terms are defined in the Master Settlement Agreement, then that portion of this chapter shall not be valid. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this chapter is for any reason held to be invalid, unlawful, or unconstitutional, such decision shall not affect the validity of the remaining portions of this chapter or any part thereof."

#### SECTION 4.

Chapter 11 of Title 48 of the Official Code of Georgia Annotated, relating to taxes on tobacco products, is amended by revising paragraph (4) of subsection (c) of Code Section 48-11-4, relating to licensing and registration of persons engaged in the tobacco business and annual fees, as follows:

"(4) Each manufacturer's, importer's, distributor's, or dealer's license shall be subject to suspension or revocation for violation of any of the provisions of this chapter or of the rules and regulations made pursuant to this chapter or Chapters 13 and 13A of Title 10 or of the rules and regulations made pursuant to those chapters. A separate license shall be required for each place of business. No person shall hold a distributor's license and a dealer's license at the same time."

#### SECTION 5.

Said chapter is further amended by revising Code Section 48-11-6, relating to suspension and revocation of licenses, as follows:

"48-11-6.

The commissioner may suspend or refuse to renew a license issued to any person under this chapter for violation of any provision of this chapter ~~or of any rule or regulation of the commissioner made pursuant to this chapter~~ or Chapters 13 and 13A of Title 10 or of the rules and regulations made pursuant to those chapters. After notice and opportunity for hearing, the commissioner may revoke a license issued to any person under this chapter for violation of any provision of this chapter or of any rule or regulation of the commissioner made pursuant to this chapter or Chapters 13 and 13A of Title 10 or of the rules and regulations made pursuant to those chapters. Any person aggrieved by the suspension of or refusal to renew his or her license may apply to the commissioner for a hearing as provided in subsection (a) of Code Section 48-11-18; and any person aggrieved by the action of the commissioner in revoking or refusing to renew his or her license after hearing may further appeal to the courts as provided in subsection (b) of Code Section 48-11-18. No legal proceedings or other action by the commissioner shall be barred or abated by the suspension, revocation, or expiration of any license issued under this chapter."

**SECTION 6.**

Said chapter is further amended by revising paragraph (1) of subsection (a) of Code Section 48-11-9, relating to seizure of unstamped tobacco products as contraband, as follows:

"(a)(1) Any cigars, cigarettes, or loose or smokeless tobacco found at any place in this state without stamps affixed to them as required by this chapter and any cigarettes ~~seized pursuant to~~ in violation of subsection ~~(b)~~ (c) of Code Section ~~40-13A-8 & 10-13A-9~~ are declared to be contraband articles and may be seized by the commissioner, the commissioner's agents or employees, or any peace officer of this state when directed by the commissioner to do so."

**SECTION 7.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Dugan	Y Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

HB 899, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 899. Had I been present, I would have voted “yes”.

/s/ Dugan  
District 30

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 899. Had I been present, I would have voted “yes”.

/s/ Vincent D. Fort  
District 39

Senator Dugan of the 30th was excused for business outside the Senate Chamber.

HB 902. By Representatives Dempsey of the 13th, Clark of the 101st, Randall of the 142nd, Wilkinson of the 52nd, Hawkins of the 27th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, so as to provide for educational information on influenza disease to residents of assisted living communities; to provide for statutory construction; to provide that no cause of action is created; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator VanNess of the 43rd.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims

Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	N Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 48, nays 4.

HB 902, having received the requisite constitutional majority, was passed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 85. By Senators Beach of the 21st, Ginn of the 47th, Gooch of the 51st, Mullis of the 53rd and Albers of the 56th:

A BILL to be entitled an Act to amend Chapter 62 of Title 36 of the Official Code of Georgia Annotated, relating to development authorities, so as to revise the definition of project as applicable to said chapter; to modify the tax exemption of development authorities; to correct cross-references; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

SB 307. By Senators Beach of the 21st, Williams of the 19th, Butler of the 55th, Parent of the 42nd and Gooch of the 51st:

A BILL to be entitled an Act to amend Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to erection, placement, or maintenance of unauthorized structures within rights of way of public roads and authorization of commercial advertisements by a transit agency, so as to

provide for definitions relative to advertising; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 367. By Senators Kennedy of the 18th, Miller of the 49th, Dugan of the 30th, Jones of the 25th, Kirk of the 13th and others:

A BILL to be entitled an Act to provide for comprehensive reform for offenders entering, proceeding through, and leaving the criminal justice system so as to promote an offender's successful reentry into society, benefit the public, and enact reforms recommended by the Georgia Council on Criminal Justice Reform; to repeal conflicting laws; and for other purposes.

The following Senators were excused for business outside the Senate Chamber:

Bethel of the 54th                      Kirk of the 13th

HB 238. By Representatives Harbin of the 122nd, Wilkinson of the 52nd, Geisinger of the 48th, Sims of the 123rd, Parrish of the 158th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to state sales and use tax exemptions, so as to provide a sales tax exemption for tangible personal property used for or in the renovation or expansion of an aquarium owned or operated by an organization which is exempt from taxation under Section 501(c)(3) of the Internal Revenue Code; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 32nd.

The Senate Committee on Finance offered the following substitute to HB 238:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to provide for the revision of personal income tax rates; to eliminate itemized adjustments to Georgia taxable net income except for limited mortgage deductions, charitable contributions, and medical expenses; to increase the personal exemption from state income tax; to repeal the corporate net worth tax; to provide that this Act shall not abate or affect prosecutions, punishments, penalties, administrative proceedings or remedies, or civil actions related to certain violations; to provide for a short title; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.



BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Tax Relief Act of 2016."

**SECTION 2.**

Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is amended by revising Code Section 48-7-20, relating to individual tax rates and tables, as follows:

"48-7-20.

(a) A tax is imposed upon every resident of this state with respect to the Georgia taxable net income of the taxpayer as defined in Code Section 48-7-27. A tax is imposed upon every nonresident with respect to such nonresident's Georgia taxable net income not otherwise exempted which is received by the taxpayer from services performed, property owned, proceeds of any lottery prize awarded by the Georgia Lottery Corporation, or from business carried on in this state. Except as otherwise provided in this chapter, the tax imposed by this subsection shall be levied, collected, and paid annually.

(b)(1) The tax imposed pursuant to subsection (a) of this Code section shall be computed in accordance with the following tables:

SINGLE PERSON

If Georgia Taxable Net Income Is:	The Tax Is:
Not over \$750.00 . . . . .	1%
Over \$750.00 but not over \$2,250.00 . . . . .	\$7.50 plus 2% of amount over \$750.00
Over \$2,250.00 but not over \$3,750.00 . . . . .	\$37.50 plus 3% of amount over \$2,250.00
Over \$3,750.00 but not over \$5,250.00 . . . . .	\$82.50 plus 4% of amount over \$3,750.00
Over \$5,250.00 but not over \$7,000.00 . . . . .	\$142.50 plus 5% of amount over \$5,250.00
Over \$7,000.00 . . . . .	\$230.00 plus 6% of amount over \$7,000.00

MARRIED PERSON FILING A SEPARATE RETURN

If Georgia Taxable Net Income Is:	The Tax Is:
Not over \$500.00 .....	1%
Over \$500.00 but not over \$1,500.00 .....	\$5.00 plus 2% of amount over \$500.00
Over \$1,500.00 but not over \$2,500.00 .....	\$25.00 plus 3% of amount over \$1,500.00
Over \$2,500.00 but not over \$3,500.00 .....	\$55.00 plus 4% of amount over \$2,500.00
Over \$3,500.00 but not over \$5,000.00 .....	\$95.00 plus 5% of amount over \$3,500.00
Over \$5,000.00 .....	\$170.00 plus 6% of amount over \$5,000.00

HEAD OF HOUSEHOLD AND MARRIED PERSONS  
FILING A JOINT RETURN

If Georgia Taxable Net Income Is:	The Tax Is:
Not over \$1,000.00 .....	1%
Over \$1,000.00 but not over \$3,000.00 .....	\$10.00 plus 2% of amount over \$1,000.00
Over \$3,000.00 but not over \$5,000.00 .....	\$50.00 plus 3% of amount over \$3,000.00
Over \$5,000.00 but not over \$7,000.00 .....	\$110.00 plus 4% of amount over \$5,000.00

Over \$7,000.00 but not over \$10,000.00 .....	\$190.00 plus 5% of amount over \$7,000.00
Over \$10,000.00 .....	\$340.00 plus 6% of amount over \$10,000.00

(2) To facilitate the computation of the tax by those taxpayers whose federal adjusted gross income together with the adjustments set out in Code Section 48-7-27 for use in arriving at Georgia taxable net income is less than \$10,000.00, the commissioner may construct tax tables which may be used by the taxpayers at their option. The tax shown to be due by the tables shall be computed on the bases of the standard deduction and the tax rates specified in paragraph (1) of this subsection. Insofar as practicable, the tables shall produce a tax approximately equivalent to the tax imposed by paragraph (1) of this subsection.

(c) For all taxable years beginning on or after January 1, 2017, the tax imposed pursuant to subsection (a) of this Code section shall be 5.4 percent of all Georgia taxable net income for the applicable taxable year, reduced by any exclusion, adjustment, or credit allowed pursuant to this chapter for that same taxable year.

~~(e)~~(d) The amount deducted and withheld by an employer from the wages of an employee pursuant to Article 5 of this chapter, relating to current income tax payments, shall be allowed the employee as a credit against the tax imposed by this Code section. Amounts paid by an individual as estimated tax under Article 5 of this chapter shall constitute payments on account of the tax imposed by this Code section. The amount withheld or paid during any calendar year shall be allowed as a credit or payment for the taxable year beginning in the calendar year in which the amount is withheld or paid.

~~(d)~~(e) The tax imposed by this Code section applies to the Georgia taxable net income of estates and trusts, which shall be computed in the same manner as in the case of a single individual. The tax shall be computed on the Georgia taxable net income and shall be paid by the fiduciary."

**SECTION 3.**

Said title is further amended by revising Code Section 48-7-26, relating to personal exemptions from state income tax, as follows:

"48-7-26.

(a) As used in this Code section, the term 'dependent' shall have the same meaning as in the Internal Revenue Code of 1986.

(b)(1) An exemption of ~~\$7,400.00~~ \$11,400.00 shall be allowed as a deduction in computing Georgia taxable income of a taxpayer and spouse, but only if a joint return is filed. If a taxpayer and spouse file separate returns, ~~\$3,700.00~~ \$5,700.00 shall be allowed to each person as a deduction in computing Georgia taxable income.

(2) An exemption of ~~\$2,700.00~~ \$4,700.00 shall be allowed as a deduction in computing Georgia taxable income for all taxpayers other than taxpayers who qualify for the exemption provided for in paragraph (1) of this subsection.

(3) Commencing with the taxable year beginning January 1, ~~2003~~ 2017, an exemption of ~~\$3,000.00~~ \$5,000.00 for each dependent of a taxpayer shall be allowed as a deduction in computing Georgia taxable income of the taxpayer.

(c) No exemption shall be allowed under this Code section for any dependent who has made a joint return with such dependent's spouse for the taxable year beginning in the calendar year in which the taxable year of the taxpayer begins.

(d) A deduction in lieu of a personal exemption deduction shall be allowed an estate or a trust as follows:

- (1) An estate - \$2,700.00; and
- (2) A trust - \$1,350.00."

#### SECTION 4.

Said title is further amended by revising paragraphs (1) and (3) of subsection (a) of Code Section 48-7-27, relating to computation of Georgia taxable net income, as follows:

"(1) Either the sum of ~~all itemized nonbusiness mortgage interest up to a maximum of \$25,000.00, all cash and noncash charitable deductions, and all medical~~ deductions used in computing federal taxable income if the taxpayer used itemized nonbusiness deductions in computing federal taxable income or, if the taxpayer could not or did not itemize nonbusiness deductions, then a standard deduction as provided for in the following subparagraphs:

- (A) In the case of a single taxpayer or a head of household, \$2,300.00;
- (B) In the case of a married taxpayer filing a separate return, \$1,500.00;
- (C) In the case of a married couple filing a joint return, \$3,000.00;
- (D) An additional deduction of \$1,300.00 for the taxpayer if the taxpayer has attained the age of 65 before the close of the taxpayer's taxable year. An additional deduction of \$1,300.00 for the spouse of the taxpayer shall be allowed if a joint return is made by the taxpayer and the taxpayer's spouse and the spouse has attained the age of 65 before the close of the taxable year; and
- (E) An additional deduction of \$1,300.00 for the taxpayer if the taxpayer is blind at the close of the taxable year. An additional deduction of \$1,300.00 for the spouse of the taxpayer shall be allowed if a joint return is made by the taxpayer and the taxpayer's spouse and the spouse is blind at the close of the taxable year. For the purposes of this subparagraph, the determination of whether the taxpayer or the spouse is blind shall be made at the close of the taxable year except that, if either the taxpayer or the spouse dies during the taxable year, the determination shall be made as of the time of the death;"

"(3)(A) The amount of salary and wage expenses eliminated in computing the individual's federal adjusted gross income because the individual has taken a federal jobs tax credit which requires, as a condition to using the federal jobs tax credit, the elimination of related salary and wage expenses.

(B) The amount of mortgage interest, subject to the requirements of paragraph (1) of this subsection, eliminated from federal itemized deductions for the purpose of computing mortgage interest credit on the federal return;"

**SECTION 5.**

Said title is further amended by repealing Article 4 of Chapter 13, relating to the corporate net worth tax, in its entirety and enacting a new Article 4 to read as follows:

"ARTICLE 4

48-13-70.

On or after January 1, 2017, there shall be no corporate net worth taxes levied under this article and no corporate net worth returns are required."

**SECTION 6.**

(a) This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval and shall be applicable to all taxable years beginning on or after January 1, 2017.

(b) Tax, penalty, and interest liabilities and refund eligibility for prior taxable years shall not be affected by the passage of this Act and shall continue to be governed by the provisions of general law as it existed immediately prior to January 1, 2017.

(c) This Act shall not abate any prosecution, punishment, penalty, administrative proceeding or remedy, or civil action related to any violation of law committed prior to January 1, 2017.

**SECTION 7.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
E Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins

Y Ginn	E Kirk	Y Unterman
Y Gooch	Y Ligon	VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	E Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 35, nays 17.

HB 238, having received the requisite constitutional majority, was passed by substitute.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 52. By Representatives Quick of the 117th, Caldwell of the 131st, Jones of the 62nd, Oliver of the 82nd, Weldon of the 3rd and others:

A BILL to be entitled an Act to amend Code Section 19-9-1 of the Official Code of Georgia Annotated, relating to parenting plans, so as to change provisions requiring parenting plans to be incorporated into final orders involving the custody of a child; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 509. By Representatives Petrea of the 166th, Stephens of the 164th, Tankersley of the 160th, Hitchens of the 161st and Williams of the 119th:

A BILL to be entitled an Act to amend Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to health care facilities, so as to implement initiatives to improve quality and delivery of patient centered and family focused palliative care in this state; to provide for legislative intent; to provide for definitions; to create the Georgia Palliative Care and Quality of Life Advisory Council; to establish a state-wide Palliative Care Consumer and Professional Information and Education Program; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has disagreed to the Senate amendment to the following Bill of the House:

HB 768. By Representatives Hawkins of the 27th, Willard of the 51st, Fludd of the 64th, Jones of the 47th, Turner of the 21st and others:

A BILL to be entitled an Act to amend Title 30 of the O.C.G.A., relating to disabled persons, so as to provide for the establishment of a qualified ABLE program in this state to enable the contribution of funds to tax-exempt accounts to pay for the qualified expenses of eligible individuals with disabilities; to amend Code Section 48-7-27 of the O.C.G.A., relating to computation of taxable net income; to amend Code Section 50-13-2 of the O.C.G.A., relating to the definitions for purposes of the Georgia Administrative Procedure Act, so as to exclude the Georgia ABLE Program Corporation from the meaning of "agency"; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

At 5:42 p.m. the President announced that the Senate would stand at ease until 6:30 p.m.

At 6:33 p.m. the President called the Senate to order.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 757. By Representatives Tanner of the 9th, Nix of the 69th, Battles of the 15th, Powell of the 171st, Hatchett of the 150th and others:

A BILL to be entitled an Act to protect religious freedoms; to amend Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to marriage generally, so as to provide that religious officials shall not be required to perform marriage ceremonies in violation of their legal right to free exercise of religion; to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to change certain provisions relating to days of rest for employees of business and industry; to protect property owners which are religious institutions against infringement of religious freedom; to define a term; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senator Parent of the 42nd was excused for business outside the Senate Chamber.

The Calendar was resumed.

HB 1058. By Representatives Price of the 48th, Hawkins of the 27th, Cooper of the 43rd, Dempsey of the 13th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Chapters 17 and 22 of Title 31 and Code Section 24-12-21 of the O.C.G.A., relating to control of venereal disease, clinical laboratories, and the disclosure of AIDS confidential information, respectively, so as to revise various statutes relating to HIV and AIDS; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Burke of the 11th.

The Senate Committee on Health and Human Services offered the following substitute to HB 1058:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapters 17 and 22 of Title 31 and Code Section 24-12-21 of the Official Code of Georgia Annotated, relating to control of venereal disease, clinical laboratories, and the disclosure of AIDS confidential information, respectively, so as to revise various statutes relating to prevention and testing for HIV and AIDS; to revise a provision relating to refusal of a pregnant woman to submit to an HIV test; to provide for consent to medical treatment by a minor at risk of HIV; to eliminate the requirement that the Department of Public Health develop AIDS and HIV counseling brochures; to revise a provision relating to exposure of a health care provider to a potentially HIV infected person; to provide that disclosure to a parent or legal guardian of a minor's AIDS confidential information is permissive rather than mandatory; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 17 of Title 31 of the Official Code of Georgia Annotated, relating to control of venereal disease, is amended by revising subsection (d) of Code Section 31-17-4.2, relating to HIV pregnancy screening, as follows:

"(d) The woman shall be ~~informed~~ notified of the test to be conducted and ~~her right shall have the opportunity~~ to refuse the test. A pregnant woman shall submit to an HIV test and a syphilis test pursuant to this Code section unless she specifically ~~declines~~ refuses. If the woman tests positive for HIV or syphilis, counseling services provided by the Department of Public Health shall be made available to her and she shall be referred to appropriate medical care providers for herself and her child."



**SECTION 2.**

Said chapter is further amended by revising subsection (a) of Code Section 31-17-7, relating to consent of a minor to medical or surgical care or services, as follows:

"(a) The consent to the provision of medical or surgical care or services by a hospital or public clinic or to the performance of medical or surgical care or services by a physician licensed to practice medicine and surgery, when such consent is given by a minor who is or professes to be afflicted with a venereal disease or at risk for HIV, shall be as valid and binding as if the minor had achieved his or her majority, provided that any such treatment shall involve procedures and therapy related to conditions or illnesses arising out of the venereal disease or HIV diagnosis which gave rise to the consent authorized under this Code section. Any such consent shall not be subject to later disaffirmation by reason of minority. The consent of no other person or persons, including but not limited to a spouse, parent, custodian, or guardian, shall be necessary in order to authorize the provision to such minor of such medical or surgical care or services as are described in this subsection."

**SECTION 3.**

Chapter 22 of Title 31 of the Official Code of Georgia Annotated, relating to clinical laboratories, is amended by revising paragraph (6) of subsection (a) of Code Section 31-22-9.1, relating to who may perform HIV tests, as follows:

"(6) 'Counseling' means providing the person with information and explanations medically appropriate for that person which may include all or part of the following: accurate information regarding AIDS and HIV; an explanation of behaviors that reduce the risk of transmitting AIDS and HIV; an explanation of the confidentiality of information relating to AIDS diagnoses and HIV tests; an explanation of information regarding both social and medical implications of HIV tests; and disclosure of commonly recognized treatment or treatments for AIDS and HIV. ~~The Department of Public Health shall develop brochures or other documents which meet the requirements of this paragraph and, upon delivery of such a brochure or document or of another brochure or document approved by the Department of Public Health to the person and referral of that person to the Department of Public Health for further information and explanations, counseling shall be deemed to have been provided within the meaning of this paragraph.~~"

**SECTION 4.**

Said chapter is further amended by revising subsection (g) of Code Section 31-22-9.2, relating to HIV tests, as follows:

"(g) Notwithstanding the other provisions of this Code section, when exposure of a health care provider to any body fluids of a patient occurs in such a manner as to create any risk that such provider might become an HIV infected person if the patient were an HIV infected person, according to current infectious disease guidelines of the Centers for Disease Control and Prevention or according to infectious disease standards of the health care facility where the exposure occurred, a health care provider otherwise

authorized to order an HIV test shall be authorized to order any HIV test on such patient and obtain the results thereof:

- (1) If the patient or the patient's representative, if the patient is a minor, otherwise incompetent, or unconscious, does not refuse the test after being notified that the test is to be ordered ~~and after having been provided an opportunity to refuse the test~~; or
- (2) If the patient or the patient's representative refuses the test, following compliance with paragraph (1) of this subsection, when at least one other health care provider who is otherwise authorized to order an HIV test concurs in writing to the testing; and the patient is informed of the results of the test and is provided counseling with regard to those results, ~~and the occurrence of that test is not made a part of the patient's medical records, where the test results are negative, without the patient's consent.~~"

#### **SECTION 5.**

Code Section 24-12-21 of the Official Code of Georgia Annotated, relating to disclosure of AIDS confidential information, is amended by revising subsection (c) as follows:

"(c) AIDS confidential information shall be disclosed to the person identified by that information or, if that person is ~~a minor or an~~ incompetent person, to that person's ~~parent or~~ legal guardian. AIDS confidential information may be disclosed to such person's parent or legal guardian if that person is a minor."

#### **SECTION 6.**

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

Senators McKoon of the 29th, Crane of the 28th and Harbin of the 16th offered the following amendment #1:

Amend LC 33 6601S HB 1058 by striking "may" on line 77 inserting in lieu thereof "shall"

On the adoption of the amendment, the President asked unanimous consent.

Senator Unterman of the 45th objected.

On the adoption of the amendment, the yeas were 9, nays 41, and the McKoon, et al. amendment #1 to the committee substitute was lost.

Senators Hill of the 32nd and Heath of the 31st offered the following amendment #2:

Amend substitute to HB 1058 LC 33 6601S by striking "may" on line 77 and inserting "shall"

The Hill of the 32nd, Heath amendment #2 to the committee substitute was moot as it was identical to the McKoon, et al. amendment #1 which lost.

Senator Stone of the 23rd offered the following amendment #3:

Amend HB 1058 by adding to line 78 the following:

“Unless there are reasonable grounds to believe that the parent or guardian have committed abuse against the person.”

Senator Bethel of the 54th offered the following amendment #3a:

Amend Amendment 3 to HB 1058 by inserting on line 4 after the words "have committed" the words "or will commit"

Senator Stone of the 23rd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Stone amendment #3 was withdrawn.

The Bethel amendment #3a to the Stone amendment #3 was moot.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

N Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	E Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	N Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	N Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 46, nays 7.

HB 1058, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/16/16

Due to business outside the Senate Chamber, I missed the vote on HB 1058. Had I been present, I would have voted "yes".

/s/ J. VanNess  
District 43

HB 910. By Representatives Frye of the 118th, Fleming of the 121st, Kelley of the 16th, Mabra of the 63rd, Weldon of the 3rd and others:

A BILL to be entitled an Act to amend Chapter 33 of Title 31 of the Official Code of Georgia Annotated, relating to health records, so as to provide that provisions relating to the costs of copying and mailing patient records apply to psychiatric, psychological, and other mental health records; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Cowsert of the 46th.

Senator Cowsert of the 46th offered the following amendment #1:

Amend LC 33 6409 to HB 910 by adding following line 11:

"(d) Where the patient's records are provided electronically, rather than in paper form, copying costs shall not exceed \$.25 for each page produced."

On the adoption of the amendment, there were no objections, and the Cowsert amendment #1 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	N Jeffares	Y Stone
N Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Fort	N Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 4.

HB 910, having received the requisite constitutional majority, was passed as amended.

The following communication was received by the Secretary:

16 March 2016

Due to business outside the Senate Chamber, I missed the vote on HB 910. Had I been present, I would have voted "yes".

/s/ H. Tate  
District 38

The following bill was taken up to consider House action thereto:

HB 757. By Representatives Tanner of the 9th, Nix of the 69th, Battles of the 15th, Powell of the 171st, Hatchett of the 150th and others:

A BILL to be entitled an Act to protect religious freedoms; to amend Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to marriage generally, so as to provide that religious officials shall not be required to perform marriage ceremonies in violation of their legal right to free exercise of religion; to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to change certain provisions relating to days of rest for employees of business and industry; to

protect property owners which are religious institutions against infringement of religious freedom; to define a term; to provide an effective date; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 757 by deleting all matter from line 1 through the end and replacing it with the following:*

To protect religious freedoms; to provide for defenses and relief related thereto; to amend Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to marriage generally, so as to provide that religious officials shall not be required to perform marriage ceremonies, perform rites, or administer sacraments in violation of their legal right to free exercise of religion; to provide that no individual shall be required to attend the solemnization of a marriage, performance of rites, or administration of sacraments in violation of their legal right to free exercise of religion; to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to change certain provisions relating to days of rest for employees of business and industry; to protect property owners which are faith based organizations against infringement of religious freedom; to protect certain providers of services against infringement of religious freedom; to amend Chapter 1 of Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations generally, so as to provide that faith based organizations shall not be required to hire or retain certain persons as employees; to amend Title 50 of the Official Code of Georgia Annotated, relating to state government, so as to provide for the preservation of religious freedom; to provide for the granting of relief; to provide for waiver of sovereign immunity under certain circumstances; to provide for definitions; to provide for ante litem notices; to provide a short title; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Free Exercise Protection Act."

**SECTION 2.**

Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to marriage generally, is amended by adding a new Code section to read as follows:

"19-3-11.

(a) As used in this Code section, the term 'government' means the state or any political subdivision of the state or public instrumentality or public corporate body created by or under authority of state law.

(b) All individuals who are ministers of the gospel or clerics or religious practitioners ordained or authorized to solemnize marriages, perform rites, or administer sacraments

according to the usages of the denomination shall be free to solemnize any marriage, perform any rite, or administer any sacrament or to decline to do the same, in their discretion, in the exercise of their rights to free exercise of religion under the Constitution of this state or of the United States.

(c)(1) A refusal by an ordained or authorized individual pursuant to subsection (b) of this Code section shall not give rise to a civil claim or cause of action against such individual or result in any state action to penalize, withhold benefits from, or discriminate against such individual based on such refusal.

(2) A refusal by an ordained or authorized individual pursuant to subsection (b) of this Code section shall not be grounds to:

(A) Alter in any way state tax treatment of an exemption from taxation for such individual under state law;

(B) Cause any tax, penalty, or payment to be assessed against such individual or deny, delay, or revoke an exemption from taxation for such individual under state law; or

(C) Disallow a deduction for state tax purposes of any charitable contribution made by such individual.

(d) All individuals shall be free to attend or not attend, at their discretion, the solemnization of any marriage, performance of any rite, or administration of any sacrament in the exercise of their rights to free exercise of religion under the Constitution of this state or of the United States.

(e) An individual may assert a violation of this Code section by a government as a claim or defense in a judicial, agency, or other proceeding and obtain a declaratory judgment or injunctive relief in a court of competent jurisdiction.

(f) When an aggrieved individual prevails in an action pursuant to this Code section, the court may award reasonable attorney's fees and court costs.

(g) No individual having a claim against a government under this Code section shall bring any such action without first giving notice of the claim to such government, in writing, by certified mail or statutory overnight delivery, at least 30 days prior to filing such action, setting forth the particular prohibited action alleged to have been taken by the government against such individual."

### **SECTION 3.**

Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, is amended by revising Code Section 10-1-573, relating to day of rest for employees of business and industry, as follows:

"10-1-573.

(a) Any business or industry which operates on either of the two rest days (Saturday or Sunday) and employs those whose habitual day of worship has been chosen by the employer as a day of work shall make all reasonable accommodations to the religious, social, and physical needs of such employees so that those employees may enjoy the same benefits as employees in other occupations.

(b) No business or industry shall be required by ordinance or resolution of any county,

municipality, or consolidated government to operate on either of the two rest days (Saturday or Sunday)."

#### **SECTION 4.**

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

#### "ARTICLE 35

##### 10-1-1000.

As used in this article, the term:

(1) 'Faith based organization' means a church, a religious school, an association or convention of churches, a convention mission agency, or an integrated auxiliary of a church or convention or association of churches, when such entity is qualified as an exempt religious organization under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

(2) 'Government' means the state or any political subdivision of the state or public instrumentality or public corporate body created by or under authority of state law.

##### 10-1-1001.

(a) No faith based organization shall be required to rent, lease, or otherwise grant permission for property to be used by another person for an event which is objectionable to such faith based organization.

(b) No faith based organization shall be required to provide social, educational, or charitable services that violate such faith based organization's sincerely held religious belief as demonstrated by its practice, expression, or clearly articulated tenet of faith; provided, however, that government may enforce the terms of a grant, contract, or other agreement voluntarily entered into by such faith based organization.

##### 10-1-1002.

(a)(1) A refusal by a faith based organization pursuant to Code Section 10-1-1001 shall not give rise to a civil claim or cause of action against such faith based organization or an employee thereof or result in any state action to penalize, withhold benefits from, or discriminate against the faith based organization or employee based on such refusal.

(2) A refusal by a faith based organization pursuant to Code Section 10-1-1001 shall not be grounds to:

(A) Alter in any way state tax treatment of an exemption from taxation for such faith based organization under state law;

(B) Cause any tax, penalty, or payment to be assessed against such faith based organization or deny, delay, or revoke an exemption from taxation for such faith based organization under state law; or

(C) Disallow a deduction for state tax purposes of any charitable contribution made by or to such faith based organization.



(b) A faith based organization may assert a violation of this Code section by a government as a claim or defense in a judicial, agency, or other proceeding and obtain a declaratory judgment or injunctive relief in a court of competent jurisdiction.

(c) When an aggrieved faith based organization prevails in an action pursuant to this Code section, the court may award reasonable attorney's fees and court costs.

(d) No faith based organization having a claim against a government under this Code section shall bring any such action without first giving notice of the claim to such government, in writing, by certified mail or statutory overnight delivery, at least 30 days prior to filing such action, setting forth the particular prohibited action alleged to have been taken by the government against such faith based organization."

### SECTION 5.

Chapter 1 of Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations generally, is amended by adding a new Code section to read as follows:

"34-1-9.

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

(1) 'Faith based organization' means a church, a religious school, an association or convention of churches, a convention mission agency, or an integrated auxiliary of a church or convention or association of churches, when such entity is qualified as an exempt religious organization under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

(2) 'Government' means the state or any political subdivision of the state or public instrumentality or public corporate body created by or under authority of state law.

(b) Except as provided by the Constitution of this state or the United States or federal law, no faith based organization shall be required to hire or retain as an employee any person whose religious beliefs or practices or lack of either are not in accord with the faith based organization's sincerely held religious belief as demonstrated by practice, expression, or clearly articulated tenet of faith.

(c)(1) A refusal by a faith based organization to hire or retain a person pursuant to subsection (b) of this Code section shall not give rise to a civil claim or cause of action against such faith based organization or an employee thereof or result in any state action to penalize, withhold benefits from, or discriminate against the faith based organization or employee based on such refusal.

(2) A refusal by a faith based organization to hire or retain a person pursuant to subsection (b) of this Code section shall not be grounds to:

(A) Alter in any way state tax treatment of an exemption from taxation for such faith based organization under state law;

(B) Cause any tax, penalty, or payment to be assessed against such faith based organization or deny, delay, or revoke an exemption from taxation for such faith based organization under state law; or

(C) Disallow a deduction for state tax purposes of any charitable contribution made by or to such faith based organization.

(d) A faith based organization may assert a violation of this Code section by a government as a claim or defense in a judicial, agency, or other proceeding and obtain a declaratory judgment or injunctive relief in a court of competent jurisdiction.

(e) When an aggrieved faith based organization prevails in an action pursuant to this Code section, the court may award reasonable attorney's fees and court costs.

(f) No faith based organization having a claim against a government under this Code section shall bring any such action without first giving notice of the claim to such government, in writing, by certified mail or statutory overnight delivery, at least 30 days prior to filing such action, setting forth the particular prohibited action alleged to have been taken by the government against such faith based organization."

### **SECTION 6.**

Title 50 of the Official Code of Georgia Annotated, relating to state government, is amended by adding a new chapter to read as follows:

#### "CHAPTER 15A

##### 50-15A-1.

As used in this chapter, the term:

(1) 'Delinquent act' shall have the same meaning as provided for in Code Section 15-11-2.

(2) 'Demonstrates' means meets the burdens of going forward with the evidence and of persuasion.

(3) 'Exercise of religion' means the exercise of religion pursuant to Paragraphs III and IV of Section I, Article I of the Constitution of this state or the Free Exercise Clause of the First Amendment to the Constitution of the United States.

(4) 'Government' means the state or any political subdivision of the state or public instrumentality or public corporate body created by or under authority of state law.

(5) 'Penal institution' means any jail, correctional institution, or similar facility for the detention of violators of state laws or local ordinances and any entity supervising such violators placed on parole, probation, or other conditional release and any facility for the restrictive custody of children and any entity supervising children who are not in restrictive custody but who are accused of or adjudicated for a delinquent act.

(6) 'Restrictive custody' shall have the same meaning as provided for in Code Section 15-11-2.

##### 50-15A-2.

(a) Government shall not substantially burden a person's exercise of religion even if the burden results from a law, rule, regulation, ordinance, or resolution of general applicability, except as provided in subsection (b) of this Code section.

(b) Government may substantially burden a person's exercise of religion only if it demonstrates that application of the burden to the person is:

(1) In furtherance of a compelling governmental interest; and

(2) The least restrictive means of furthering that compelling governmental interest.

(c) A person whose exercise of religion has been burdened in violation of this Code section may assert that violation as a claim or defense in a judicial proceeding and obtain a declaratory judgment or injunctive relief against a government.

50-15A-3.

In any action or proceeding to enforce a provision of this chapter, the court or tribunal may allow the prevailing party, other than government, reasonable attorney's fees and court costs.

50-15A-4.

No person having a claim under this chapter shall bring any action against government without first giving notice of the claim to such government, in writing, by certified mail or statutory overnight delivery, at least 30 days prior to filing such action, setting forth the particular discriminatory action alleged to have been taken by the government against such person.

50-15A-5.

(a) With respect to interactions which affect the rights or interests of third persons, this chapter shall be construed consistent with Article I, Section I, Paragraphs III and IV of the Constitution of Georgia and consistent with decisions of the Georgia Supreme Court made pursuant to said paragraphs.

(b) Nothing in this chapter shall be construed to:

(1) Permit invidious discrimination on any grounds prohibited by federal or state law;

(2) Apply to penological rules, regulations, conditions, or policies established by a penal institution that are reasonably related to the safety and security of incarcerated persons, staff, visitors, supervised violators, or the public, or to the maintenance of good order and discipline in any penal institution or parole or probation program;

(3) Create any rights by an employee against an employer, if such employer is not a government; or

(4) Afford any protection or relief to a public officer or employee who fails or refuses to perform his or her official duties; provided, however, that this paragraph shall not prohibit any person from holding any public office or trust on account of religious opinions, in accordance with Paragraph IV of Section I of Article I of the Constitution."

## **SECTION 7.**

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

"50-21-38.

The defense of sovereign immunity is waived as to any claim, counterclaim, cross-claim, or third-party claim brought in the courts of this state by an aggrieved individual or faith based organization seeking a declaratory judgment, injunctive relief, or reasonable attorney's fees and court costs against the state as provided for in Code

Section 19-3-11, Article 35 of Chapter 1 of Title 10, Code Section 34-1-9, or Chapter 15A of this title. In any such case, the applicable provisions of said Code sections, article, or chapter shall control to the extent of any conflict with the provisions of this article."

#### **SECTION 8.**

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

#### **SECTION 9.**

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

Senators Orrock of the 36th and Parent of the 42nd offered the following amendment:

Amend AM 25 1379 Amendment to HB 757 by striking line 13 and replacing it with "freedom;"

Striking lines 14-18 and replacing them with  
"to provide for the granting of relief; to provide for waiver"

Striking "(a)" on line 90

Striking lines 93-97

Striking sections 5 and 6 and renumbering accordingly

The President ruled the amendment out of order, pursuant to Senate Rule 7-1.10(a), as the bill had been engrossed in the Senate.

Senators Parent of the 42nd and Orrock of the 36th offered the following amendment:

Amend AM 25 1379 Amendment to HB 757 by inserting after line 97

"(c) any faith based organization choosing to exercise its rights under this code section shall post online and in a conspicuous place in all publicly accessible facilities that it exercises such rights."

Inserting after line 162

"(g) Any faith based organization choosing to exercise its rights under this code section shall post online and in a conspicuous place in all publicly accessible facilities that it exercises such rights."

Inserting after line 222

"50-15A-6

Any person exercising its rights under this chapter shall post online and in a conspicuous place in all publicly accessible facilities that it exercises such rights."

The President ruled the amendment out of order, pursuant to Senate Rule 7-1.10(a), as the bill had been engrossed in the Senate.

Senator Jones of the 10th offered the following amendment to AM 25 1379 to HB 757:

by striking "a religious school," on lines 82 and 127.

striking line 91 and replacing it with "permission for property to be used by another person for a religious event which is objectionable"

The President ruled the amendment out of order, pursuant to Senate Rule 7-1.10(a), as the bill had been engrossed in the Senate.

Senators Fort of the 39th, Davenport of the 44th, Tate of the 38th and Orrock of the 36th offered the following amendment:

Amend AM 25 1379 Amendment to HB 757 by inserting after line 89 "Except as provided by the Constitution of this state or the United States or federal, state, or local law:"

inserting on line 134 after "federal" "'state, or local"

striking "Government" on line 186 and replacing it with "Except as provided by the Constitution of this state or the United States or federal, state, or local law, government"

The President ruled the amendment out of order, pursuant to Senate Rule 7-1.10(a), as the bill had been engrossed in the Senate.

Senator Cowser of the 46th moved the previous question.

On the motion, there was no objection, the motion prevailed, and the previous question was ordered.

Senator Kirk of the 13th moved that the Senate agree to the House amendment to the Senate substitute to HB 757.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer

N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	N VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	E Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 37, nays 18; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 757.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 369. By Senators Mullis of the 53rd, Harper of the 7th, Watson of the 1st, Albers of the 56th, Ginn of the 47th and others:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise the standard of compliance from explosion to ignition; to provide for definitions; to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding provisions applicable to counties and municipal corporations, so as to provide for further regulations by municipal corporations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Calendar was resumed.

HB 801. By Representatives Jones of the 47th, Dickey of the 140th, Nimmer of the 178th, Rogers of the 10th, Burns of the 159th and others:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to revise various provisions regarding

the HOPE scholarship; to include certain coursework in computer science as optional rigor requirements; to provide for weighted scores for certain college coursework; to clarify definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Miller of the 49th.

The Senate Committee on Higher Education offered the following substitute to HB 801:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to revise various provisions regarding the HOPE scholarship; to include certain coursework in computer science as optional rigor requirements; to provide for weighted scores for certain college coursework; to provide for a biennial report; to clarify definitions; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended in Code Section 20-2-157, relating to the uniform reporting system for certain purposes and academic eligibility requirements to receive a HOPE scholarship, by revising subsection (f) as follows:

"(f) Beginning with students graduating from high school on or after May 1, 2017, in order to be eligible to receive a HOPE scholarship, a student shall receive credit in at least four courses prior to graduating from high school from the following categories:

- (1) Advanced math, such as Advanced Algebra and Trigonometry, Math III, or an equivalent or higher course;
- (2) Advanced science, such as Chemistry, Physics, Biology II, computer science, or an equivalent or higher course;
- (3) Advanced placement courses in core subjects;
- (3.1) Dual credit courses in core subjects;
- (4) International baccalaureate courses in core subjects;
- (5) Courses taken at a unit of the University System of Georgia in core subjects where such courses are not remedial and developmental courses, as defined in Code Section 20-3-519; or
- (6) Advanced foreign language courses.

Students may take one or more courses in each category; provided, however, that a course ~~may~~ shall only be counted one time. The Georgia Student Finance Commission shall be authorized to promulgate rules and regulations necessary to carry out the intent of this subsection."

**SECTION 2.**

Said title is further amended in Code Section 20-3-519.2, relating to eligibility requirements for a HOPE scholarship, by revising subsection (b) as follows:

"(b) To be eligible for a HOPE scholarship, a sophomore, junior, senior, or first professional student seeking an associate, baccalaureate, or first professional degree at an eligible postsecondary institution shall, in addition to meeting the residency requirements set forth in subsection (a) of Code Section 20-3-519.1:

(1) Meet achievement standards by meeting the following criteria:

(A) Earning a cumulative grade point average of at least 3.0 at a postsecondary institution:

(i) At the end of the quarter or semester in which the student has attempted 45, 90, or 135 quarter hours or 30, 60, or 90 semester hours if such student is a full-time student; or

(ii) At the end of three consecutive quarters or semesters if such student is a part-time student and has maintained part-time student status for three consecutive quarters or semesters; and

(B) Maintaining satisfactory academic progress in a course of study in accordance with the standards and practices used for federal Title IV programs by the postsecondary institution in which the student is enrolled; and

(2) Meet enrollment standards by being admitted, enrolled, and classified as an undergraduate or first professional student in a matriculated status.

Beginning in academic year 2017-2018, the cumulative grade point average calculated pursuant to this subsection shall include weighted grades for specific science, technology, engineering, and mathematics (STEM) college courses identified by the Board of Regents of the University System of Georgia in consultation with the Technical College System of Georgia, the Department of Economic Development, and private eligible postsecondary institutions, by increasing the grade assigned by the instructor to the student for any such course by an additional 0.5 point if such grade is a B, C, or D. Such courses shall be academically rigorous and required for or leading to employment in high demand fields in Georgia in science, technology, engineering, and mathematics. Beginning with the completion of the 2017-2018 academic year, the Georgia Student Finance Commission shall provide a biennial report to the chairpersons of the House Committee on Higher Education and the Senate Higher Education Committee at the following general session of the legislature. The report shall include the fields identified as high demand fields and associated workforce shortages in science, technology, engineering, mathematics, and health care; the courses identified as academically rigorous and their relevance to such fields; and any other pertinent information that the Georgia Student Finance Commission deems relevant. The Governor shall be authorized to convene a task force to identify high demand fields and associated workforce shortages and may recommend to the Board of Regents of the University System of Georgia initial science, technology, engineering, and mathematics college courses to receive additional weight."



**SECTION 3.**

Said title is further amended in Code Section 20-3-519, relating to definitions relative to HOPE scholarships and grants, by revising paragraphs (9.1), (13), and (16.1) as follows:

"(9.1) 'Factor rate' means the percentage amount established by the Georgia Student Finance Commission against which the previous year tuition is multiplied for eligible public postsecondary institutions and against which the previous year HOPE award amount is multiplied for eligible private postsecondary institutions."

"(13) 'HOPE award rate' means the rate equal to the previous academic year ~~HOPE~~ tuition ~~payment to~~ charged by the eligible public postsecondary institution multiplied by the factor rate divided by 15. ~~Notwithstanding the foregoing, the~~ The Georgia Student Finance Commission ~~may adjust~~ shall recalculate the previous academic year ~~HOPE~~ tuition payment used to calculate the HOPE award rate to reflect changes in the mission or sector of an eligible public postsecondary institution that affects the tuition charged by that institution."

"(16.1) 'HOPE tuition payment' means, ~~in the case of an eligible public postsecondary institution, the amount paid for tuition only based on the standard undergraduate full-time tuition rate for 15 hours; and,~~ in the case of an eligible private postsecondary institution, the amount paid for tuition based on the amount established by the General Assembly in an appropriations Act."

**SECTION 4.**

(a) Except as otherwise provided in subsection (b) of this section, this Act shall become effective on July 1, 2016.

(b) Section 3 of this Act shall become effective on July 1, 2020.

**SECTION 5.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Sims
Y Cowsert	Y Jeffares	Y Stone

Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

HB 801, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/16/2016

Due to business outside the Senate Chamber, I missed the vote on HB 801. Had I been present, I would have voted "yes".

/s/ Freddie Sims

District 12

HB 54. By Representatives Waites of the 60th, Powell of the 32nd, Scott of the 76th, Jones of the 53rd and Fludd of the 64th:

A BILL to be entitled an Act to amend Subpart 7 of Part 3 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to grants to children of law enforcement officers, firefighters, and prison guards, so as to provide for undergraduate full tuition grants to children of law enforcement officers, firefighters, prison guards, and Highway Emergency Response Operators of the Department of Transportation who were killed in the line of duty who attend institutions of the University System of Georgia and who meet certain eligibility requirements; to provide a definition; to provide for voluntary donations through state income tax returns and drivers' licenses for funding; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Orrock of the 36th.

Senators Orrock of the 36th and Mullis of the 53rd offered the following amendment #1:

*Amend HB 54 (LC 40 1085S) by inserting "paramedics," after "firefighters," on line 5.*

*By replacing line 19 with the following:*

commissioner, offering the taxpayer the opportunity to make a charitable contribution to the Georgia Student

*By inserting "paramedics," after "firefighters," on lines 21 and 38.*

*By replacing line 29 with the following:*

Each taxpayer required to file a state income tax return who desires to make a charitable contribution to the

*By replacing line 36 with the following:*

identification cards, offer individuals the opportunity to make a voluntary charitable contribution of \$1.00, \$5.00, or \$10.00 to

*By replacing lines 41 and 42 with the following:*

Transportation who were permanently disabled or killed in the line of duty. The form

*By replacing line 44 with the following:*

Each individual who desires to make a charitable contribution may designate such contribution on the

*By replacing line 48 with the following:*

charitable contribution program, and shall transmit the balance to the Georgia Student Finance

*By replacing line 51 with the following:*

for collecting charitable contributions pursuant to this subsection exceed the sum of such

On the adoption of the amendment, there were no objections, and the Orrock amendment #1 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers  
Y Beach  
Y Bethel

Y Hill, Jack  
Y Hill, Judson  
Y Hufstetler

Y Orrock  
Y Parent  
Y Rhett

Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	E Watson
Y Harper	McKoon	Y Wilkinson
Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

HB 54, having received the requisite constitutional majority, was passed as amended.

HB 962. By Representatives Abrams of the 89th, Dempsey of the 13th, Benton of the 31st, Hugley of the 136th, Sharper of the 177th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 2 of Title 49 of the Official Code of Georgia Annotated, relating to the Department of Human Services generally, so as to provide for the creation, appointment, removal, and duties of a kinship care enforcement administrator; to provide a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Unterman of the 45th.

The Senate Committee on Health and Human Services offered the following substitute to HB 962:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 9 of Title 19 of the Official Code of Georgia Annotated, relating to child custody proceedings, so as to provide for the creation, authorization, procedure, revocation, and termination of a power of attorney from a parent, guardian, or legal custodian of a child to a kinship caregiver for the temporary delegation of certain power and authority for the care and custody of a child; to provide a short title; to provide for

definitions; to provide for procedure; to amend Article 1 of Chapter 2 of Title 49 of the Official Code of Georgia Annotated, relating to the Department of Human Services generally, so as to provide for the creation, appointment, and duties of a kinship care enforcement administrator; to provide for definitions; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**PART I**  
**SECTION 1-1.**

The General Assembly finds that:

- (1) From time to time, parents experience short-term difficulties that impair their ability to perform the regular and expected functions to provide care and support to their children;
- (2) Parents need a means to confer to a relative or individual with whom a child has a significant relationship the temporary authority to act on behalf of a child without the time and expense of a court proceeding or the involvement of the Division of Family and Children Services of the Department of Human Services; and
- (3) Providing a statutory mechanism for granting such authority enhances family preservation and stability.

**SECTION 1-2.**

Chapter 9 of Title 19 of the Official Code of Georgia Annotated, relating to child custody proceedings, is amended by adding a new article to read as follows:

"ARTICLE 5

19-9-140.

This article shall be known and may be cited as the 'Supporting and Strengthening Families Act.'

19-9-141.

As used in this article, the term:

- (1) 'Child' means an individual who is under the age of 18 years.
- (2) 'Fictive kin' shall have the same meaning as provided in Code Section 15-11-2.
- (3) 'Guardian' means an individual appointed pursuant to Title 29 or by a court of law.
- (4) 'Kinship caregiver' means a grandparent, aunt, uncle, great aunt, great uncle, cousin, or sibling of a child or a fictive kin.
- (5) 'Legal custodian' shall have the same meaning as provided in Code Section 15-11-2.
- (6) 'Parent' shall have the same meaning as provided in Code Section 15-11-2.

19-9-142.

(a) A parent, guardian, or legal custodian of a child, by a properly executed power of attorney provided in Code Section 19-9-150, may delegate to a kinship caregiver residing in this state caregiving authority regarding his or her child for a period not to exceed one year, except as provided in Code Section 19-9-149. A parent, guardian, or legal custodian of a child may delegate to such attorney-in-fact any power and authority regarding the care and custody of such child, except the power to consent to the marriage or adoption of such child, the performance or inducement of an abortion on or for such child, or the termination of parental rights to such child. Such power and authority may be delegated without the approval of a court by executing in writing a power of attorney for the care and custody of a child in a form substantially complying with the provisions of this article. A delegation of power and authority under this Code section shall not operate to change or modify any parental or legal rights, obligations, or authority established by an existing court order or deprive a parent, guardian, or legal custodian of a child of any parental or legal rights, obligations, or authority regarding the custody, visitation, or support of such child.

(b) Except as limited by federal law, this Code section, or the wishes of the parent, guardian, or legal custodian of a child as expressed in the power of attorney, the attorney-in-fact shall have the same rights, duties, and responsibilities that would otherwise be exercised by such parent, guardian, or legal custodian of a child pursuant to the laws of this state.

(c) An attorney-in-fact shall acknowledge in writing his or her acceptance of the responsibility for caring for a child for the duration of the power of attorney. An attorney-in-fact shall certify that he or she is not currently on the state sexual offender registry of this state or the sexual offender registration for any other state, a United States territory, the District of Columbia, or any Indian Tribe nor has he or she ever been required to register for any such registry.

(d) The attorney-in-fact under a power of attorney for the care and custody of a child shall act in the best interest of the child. Such attorney-in-fact shall not be liable for consenting or refusing to consent to medical, dental, or mental health care for a child when such decision is made in good faith and is exercised in the best interest of the child.

(e)(1) The attorney-in-fact shall have the right to enroll the child in a public school serving the area where the attorney-in-fact resides and may enroll the child in a private school, pre-kindergarten program, or home study program.

(2) A public school shall allow such attorney-in-fact with a properly executed power of attorney for the care and custody of a child to enroll such child.

(3) At the time of enrollment, the attorney-in-fact shall provide to such public school such residency documentation as is customary in that school district.

(4) A public school shall not unreasonably deny enrollment of a child. If a public school denies enrollment of a child by an attorney-in-fact, such denial may be appealed and shall be treated as any other denial of enrollment of a child in that school district, including all of the remedies otherwise available when enrollment is

denied to a child.

19-9-143.

(a) When only one parent has legal custody of a child, he or she shall provide written notice to the other parent, by certified mail or statutory overnight delivery, 30 days prior to the executing of a power of attorney under this article.

(b) The parent receiving the notice set forth in subsection (a) of this Code section may object to the execution of a power of attorney within 21 days of the delivery of such notice. Such objection shall be filed in the superior court of circuit where the child resides and shall be served by certified mail or statutory overnight delivery. Within 30 days of the objection being filed, the court shall hold an expedited hearing and determine whether the power of attorney is in the best interest of the child. The power of attorney shall not become effective until the court finds it to be in the best interest of the child.

(c) In addition to the notice provided in subsection (a) of this Code section, a parent executing a power of attorney under this article shall comply with any applicable relocation notice requirements under subsection (f) of Code Section 19-9-3.

(d) In the event of an emergency, the written requirement provisions of this Code section may be waived, but in no event shall this provision be interpreted as a means to violate a court order entered pursuant to subsection (f) of Code Section 19-9-3.

19-9-144.

Nothing in this article shall preclude a parent, guardian, legal custodian, or attorney-in-fact from granting temporary written permission to seek emergency medical treatment or other services for a child while in the custody of an adult who is not the parent, guardian, legal custodian, or attorney-in-fact and who is temporarily supervising the child at the request of the parent, guardian, legal custodian, or attorney-in-fact.

19-9-145.

(a) Except as may be permitted by the federal No Child Left Behind Act (P.L. 107-110), a parent, guardian, or legal custodian executing the power of attorney for the care and custody of a child shall swear or affirm under penalty of law that such action is not being taken for the purpose of enrolling the child in a school to participate in the academic or interscholastic athletic programs provided by that school or for any other unlawful purpose. Violation of this subsection shall be punishable in accordance with state law and may require, in addition to any other remedies, repayment by such parent, guardian, or legal custodian of all costs incurred by the school as a result of the violation.

(b) A parent, guardian, or legal custodian shall not execute a power of attorney for the care and custody of a child for the purpose of subverting an investigation of the child's welfare initiated by the Division of Family and Children Services of the Department of Human Services and shall not execute such power of attorney so long as the Division of Family and Children Services has an open child welfare and youth services case with

regard to the parent, guardian, or legal custodian, the child, or another child of the parent.

(c) The power of attorney for the care and custody of a child shall be signed and acknowledged before a notary public by the parent, guardian, or legal custodian executing the power of attorney.

19-9-146.

(a) The parent, guardian, or legal custodian of a child shall have the authority to revoke or withdraw the power of attorney authorized by Code Section 19-9-142 at any time. If a parent, guardian, or legal custodian withdraws or revokes the power of attorney, the child shall be returned to the custody of the parent, guardian, or legal custodian as soon as reasonably possible.

(b) Unless the authority is revoked or withdrawn by the parent, guardian, or legal custodian, the attorney-in-fact shall exercise parental or legal authority on a continuous basis without compensation for the duration of the power of attorney authorized in such power of attorney so long as it does not exceed the length of time authorized in Code Sections 19-9-142 and 19-9-149 and shall not be subject to any provision concerning the licensing or regulation of foster care homes.

19-9-147.

The execution of a power of attorney by a parent, guardian, or legal custodian, as authorized by this article, shall not constitute abandonment under Code Section 19-10-1 nor be reportable as child abuse or neglect under Code Section 19-7-5 unless the parent, guardian, or legal custodian fails to take custody of the child or execute a new power of attorney after the expiration of the power of attorney.

19-9-148.

(a) A child subject to the power of attorney authorized by this article shall not be considered placed in foster care as defined in any other provision of law, and the parties to the power of attorney shall not be subject to any of the requirements or licensing regulations for foster care or other regulations relating to community care for children.

(b) An attorney-in-fact who has been delegated caregiving authority under this article shall not be subject to the requirements of any other child care facility or foster care licensing provisions, and such delegation shall not constitute an out-of-home child placement.

19-9-149.

A parent who is a member of the armed forces of the United States, including any reserve component thereof, or the commissioned corps of the National Oceanic and Atmospheric Administration or the Public Health Service of the United States Department of Health and Human Services detailed by proper authority for duty with the armed forces of the United States, or who is required to enter or serve in the active military service of the United States under a call or order of the President of the United



States or to serve on state active duty, may delegate caregiving authority for a period longer than one year if such parent is on active duty service. Such term of delegation, however, shall not exceed the term of active duty service plus 30 days.

19-9-150.

(a) The statutory power of attorney contained in this Code section may be used for the temporary delegation of parental caregiving authority to an attorney-in-fact. This power of attorney is not intended to be exclusive. No provision of this article shall be construed to bar use by a parent, guardian, or legal custodian of any other or different form of power of attorney for the care and custody of a child that substantially complies with this article.

(b) A power of attorney shall be legally sufficient under this Code section if the wording of the form complies substantially with the provisions of this Code section, the form is properly completed, and the signatures of the parties are acknowledged.

(c) The power of attorney for the care and custody of a child shall be in substantially the following form:

'Statutory Form for Power of Attorney to Delegate Parental, Guardian, or Legal Custodian Power and Authority

1. I certify that I am the parent, guardian, or legal custodian of:

\_\_\_\_\_

(Full name of child)

(Date of birth)

2. I designate \_\_\_\_\_ (full name of attorney-in-fact),

\_\_\_\_\_

(street address, city, state, and ZIP Code of attorney-in-fact)

\_\_\_\_\_

(home and work phone numbers of attorney-in-fact)

as the attorney-in-fact of the child named above.

3. I delegate to the attorney-in-fact all my power and authority regarding the care and custody the child named above, including but not limited to the right to enroll the child in school, inspect and obtain copies of education records and other records concerning the child, attend school activities and other functions concerning the child, and give or withhold any consent or waiver with respect to school activities, medical and dental treatment, and any other activity, function, or treatment that may concern the child. This delegation shall not include the power or authority to consent to the marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child.

OR

4. I delegate to the attorney-in-fact the following specific powers and responsibilities (write in):

---

In the event section 4 is completed, section 3 does not apply.

This delegation shall not include the power or authority to consent to the marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child.

5. This power of attorney is effective for a period not to exceed one year, beginning \_\_\_\_\_, 20\_\_\_\_, and ending \_\_\_\_\_, 20\_\_\_\_. I reserve the right to revoke this power and authority at any time.

OR

6. I am a serving parent as defined by Code Section 19-9-149 of the Official Code of Georgia Annotated. My active duty service is scheduled to begin on \_\_\_\_\_, 20\_\_\_\_, and is estimated to end on \_\_\_\_\_, 20\_\_\_\_. I acknowledge that in no event shall this delegation of power and authority last more than one year or the term of my active duty plus 30 days, whichever is longer. I reserve the right to revoke this power and authority at any time.

7. Except as may be permitted by the federal No Child Left Behind Act (P.L. 107-110), I hereby swear or affirm under penalty of law that this power of attorney is not being executed for the purpose of enrolling a child in a school so that the child may participate in the academic or interscholastic athletic programs provided by that school or for any other unlawful purpose.

By: \_\_\_\_\_  
(Parent, guardian, or legal custodian signature)

8. I hereby accept my designation as attorney-in-fact for the child specified in this power of attorney and by doing so acknowledge my acceptance of the responsibility for caring for such child for the duration of this power of attorney. Furthermore, I hereby certify that I am not currently on the state sexual offender registry of this state or the sexual offender registration for any other state, a United States territory, the District of Columbia, or any Indian Tribe nor have I ever been required to register for any such registry.

---

(Attorney-in-fact signature)

State of Georgia  
County of \_\_\_\_\_

ACKNOWLEDGMENT

Before me, the undersigned, a Notary Public, in and for said County and State on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, personally appeared \_\_\_\_\_ (name of parent, guardian, or legal custodian) and \_\_\_\_\_ (name of attorney-in-fact), to me known to be the identical persons who executed this instrument and acknowledged to me that each executed the same as his or her free and voluntary act and deed for the uses and purposes set forth in the instrument.  
Witness my hand and official seal the day and year above written.

\_\_\_\_\_  
(Notary public signature)

(Seal)

My commission expires: \_\_\_\_\_'''

**PART II  
SECTION 2-1.**

Article 1 of Chapter 2 of Title 49 of the Official Code of Georgia Annotated, relating to the Department of Human Services generally, is amended by adding a new subsection to Code Section 49-2-1, relating to department created, transfer of powers, functions, and duties of Department of Human Resources to Department of Human Services, creation, appointment, removal, and duties of commissioner of human services, to read as follows:

"(c)(1) As used in this subsection, the term:

(A) 'Fictive kin' shall have the same meaning as set forth in Code Section 15-11-2.

(B) 'Kinship caregiver' means a grandparent, aunt, uncle, great aunt, great uncle, cousin, or sibling of a child under the age of 18 or fictive kin who has assumed responsibility for raising such child in an informal, noncustodial, or guardianship capacity upon the legal parents of such child losing or abdicating the ability to care for or provide basic necessities for such child.

(2) There is created the position of kinship care enforcement administrator within the Department of Human Services who shall be appointed by and serve at the discretion of the commissioner of human services. The kinship care enforcement administrator shall account for, monitor, facilitate, and ensure compliance with all laws, rules, and regulations of the federal government and this state which relate to any programs, including, but not limited to, any pilot programs, subsidies, or benefits, available to kinship caregivers or the children within their care."

**PART III  
SECTION 3-1.**

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

Senators Walker of the 20th, Hill of the 6th and Unterman of the 45th offered the following amendment #1:

*Amend the substitute to HB 962 (LC 37 2188S) by inserting after "administrator;" on line 8 the following:*

to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to require the Department of Community Health to provide that certain dependents of a military service member shall maintain eligibility and priority for certain medical assistance and developmental disability services under certain conditions; to require the department to request a waiver if necessary to implement such provision; to provide that such provision shall only apply to the fullest extent permissible to remain in compliance with certain federal laws, rules, and regulations;

*By inserting between lines 259 and 260 the following:*

Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, is amended by adding a new Code section to read as follows:

"49-4-158.

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

(1) 'Dependent' means a spouse, birth child, adopted child, or stepchild of a military service member.

(2) 'Legal resident' means a person who maintains Georgia as his or her principal establishment, home of record, or permanent home and to where, whenever absent due to military obligation, he or she intends to return.

(3) 'Military service' means service in the armed forces or armed forces reserves of the United States, or membership in the Georgia National Guard.

(4) 'Military service member' means a person who is currently in military service or who has separated from military service in the previous 18 months through either retirement or military separation.

(b) The department shall allow legal residents who are dependents of a military service member and who are absent from this state due to the member's military service to be added to a data base to indicate the need for medical assistance upon return to this state. Should a dependent in such a situation be selected from a data base to receive medical assistance, the dependent shall have six months from the date of the selection notification to apply for such assistance and another six months to commence using such assistance. In the event a dependent is receiving medical assistance funded by the department and the medical assistance is disrupted due to the military service member's need for the dependent to leave Georgia because of such military service member's military service, the medical assistance shall be resumed upon the dependent's return to Georgia if the dependent is otherwise eligible. In no case shall payment be made for home and community based services provided outside this state. A dependent of a military service member shall be required to provide the department with:

- (1) A copy of the military service member's DD-214 or other equivalent discharge paperwork; and
- (2) Proof of the military service member's legal residence in this state, as prescribed by the department.
- (c) A dependent who is a legal resident of this state, having previously been determined to be eligible for developmental disability services provided by the department, including waiver services provided under the home and community based services programs authorized under Section 1915(c) of the Social Security Act, shall retain eligibility for those developmental disability services as long as he or she remains a legal resident of this state, regardless of having left this state due to the military service member's military assignment outside this state, as long as he or she is otherwise eligible for such services.
- (d) The department shall permit a dependent who resides outside this state to be placed on a waiting list for developmental disabilities services if the dependent left this state due to the military service member's military assignment outside this state, is otherwise eligible for those services, and furnishes:
  - (1) A copy of the military service member's DD-214 or other equivalent discharge paperwork; and
  - (2) Proof of the military service member's legal residence in this state, as prescribed by the department.
- (e) For dependents who received developmental disability services and who left this state due to the military service member's military assignment outside this state, upon the dependent's return to this state and when a request for services is made, the department shall:
  - (1) Determine the dependent's eligibility for services, which may include a request for waiver services provided under the home and community based services programs authorized under Section 1915(c) of the Social Security Act;
  - (2) Provide to the dependent notification of the determination of eligibility for services, which includes notification of a denial of services if applicable;
  - (3) Provide the dependent an opportunity to contest the department's determination through the appeals processes established by the department; and
  - (4) Resume services if the dependent remains eligible.
- (f) As a condition of continued eligibility for services under subsection (e) of this Code section, a dependent must inform the department of his or her current address and provide updates as requested by the department.
- (g) No payment pursuant to this Code section shall be made for developmental disability services authorized under this chapter and provided outside this state unless those services satisfy the conditions specified in 42 CFR 431.52. No payment pursuant to this Code section shall be made for home and community based services provided outside this state.
- (h) The department shall request a waiver from the appropriate federal agency if a waiver is necessary to implement the provisions of this Code section.
- (i) The department may adopt rules and regulations necessary to implement the

provisions of this Code section.

(j) This Code section shall only apply to the fullest extent permissible for Georgia to remain in compliance with all federal laws, rules, and regulations associated with the services provided in this chapter."

**PART IV**  
**SECTION 4-1.**

On the adoption of the amendment, there were no objections, and the Walker, et al. amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

HB 962, having received the requisite constitutional majority, was passed by substitute.

HB 825. By Representatives Smith of the 125th, Holcomb of the 81st, Carter of the 175th, Shaw of the 176th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 19 of the Official Code of Georgia Annotated, relating to parent and child relationship general provisions, so as to provide that in the event of a report of child abuse by a military parent or guardian, the child welfare agency shall notify the Department of Defense Family Advocacy Program; to add filing a report of child abuse to military law enforcement to the reporting of child abuse to an appropriate police authority; to extend immunity provisions to reporting child abuse to military law enforcement; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Jones II of the 22nd.

The Senate Committee on Health and Human Services offered the following substitute to HB 825:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 7 of Title 19 of the Official Code of Georgia Annotated, relating to parent and child relationship general provisions, so as to provide that in the event of a report of child abuse by a military parent or guardian, the child welfare agency shall notify the Department of Defense Family Advocacy Program; to add filing a report of child abuse to military law enforcement to the reporting of child abuse to an appropriate police authority; to extend immunity provisions to reporting child abuse to military law enforcement; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Protecting Military Children Act."

**SECTION 2.**

Article 1 of Chapter 7 of Title 19 of the Official Code of Georgia Annotated, relating to parent and child relationship general provisions, is amended in Code Section 19-7-5, relating to the reporting of child abuse, by revising subsections (e) and (f) and by adding a new subsection to read as follows:

"(e) With respect to reporting required by subsection (c) of this Code section, an oral report by telephone or other oral communication or a written report by electronic submission or facsimile shall be made immediately, but in no case later than 24 hours

from the time there is reasonable cause to believe that suspected child abuse has occurred. When a report is being made by electronic submission or facsimile to the Division of Family and Children Services of the Department of Human Services, it shall be done in the manner specified by the division. Oral reports shall be followed by a later report in writing, if requested, to a child welfare agency providing protective services, as designated by the Division of Family and Children Services of the Department of Human Services, or, in the absence of such agency, to an appropriate police authority, including military law enforcement if applicable, or district attorney. If a report of child abuse is made to the child welfare agency or independently discovered by the agency, and the agency has reasonable cause to believe such report is true or the report contains any allegation or evidence of child abuse, then the agency shall immediately notify the appropriate police authority or district attorney. Such reports shall contain the names and addresses of the child and the child's parents or caretakers, if known, the child's age, the nature and extent of the child's injuries, including any evidence of previous injuries, and any other information that the reporting person believes might be helpful in establishing the cause of the injuries and the identity of the perpetrator. Photographs of the child's injuries to be used as documentation in support of allegations by hospital employees or volunteers, physicians, law enforcement personnel, school officials, or employees or volunteers of legally mandated public or private child protective agencies may be taken without the permission of the child's parent or guardian. Such photographs shall be made available as soon as possible to the chief welfare agency providing protective services and to the appropriate police authority.

(e.1) The child welfare agency shall make efforts as soon as practicable to determine the military status of parents or guardians whose children are subject to abuse or neglect allegations. If the agency determines that a parent or guardian of an abused or neglected child maintains active duty status within the military, the agency shall notify the applicable military installation family advocacy program that there is an allegation of abuse or neglect that relates to such child.

(f) Any person or persons, partnership, firm, corporation, association, hospital, or other entity participating in the making of a report or causing a report to be made to a child welfare agency providing protective services or to an appropriate police authority or military law enforcement pursuant to this Code section or any other law or participating in any judicial proceeding or any other proceeding resulting therefrom shall in so doing be immune from any civil or criminal liability that might otherwise be incurred or imposed, provided that such participation pursuant to this Code section or any other law is made in good faith. Any person making a report, whether required by this Code section or not, shall be immune from liability as provided in this subsection."

### SECTION 3.

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



Senators Unterman of the 45th and Jackson of the 2nd offered the following amendment #1:

*Amend HB 825 (LC 41 0810S) by inserting after "enforcement;" on line 7 "to provide for fictive kin to be added to the third party involving the custody of a child between the parents and such third party;"*

*By inserting between lines 56 and 57 the following:*

Said article is further amended in Code Section 19-7-1, relating to in whom parental power lies, how much power lost, and recovery for homicide of a child, by revising subsection (b.1) as follows:

"(b.1) Notwithstanding subsections (a) and (b) of this Code section or any other law to the contrary, in any action involving the custody of a child between the parents or either parent and a third party limited to grandparent, great-grandparent, aunt, uncle, great aunt, great uncle, sibling, ~~or~~ adoptive parent, or fictive kin as such term is defined in paragraph (33) of Code Section 15-11-2, parental power may be lost by the parent, parents, or any other person if the court hearing the issue of custody, in the exercise of its sound discretion and taking into consideration all the circumstances of the case, determines that an award of custody to such third party is for the best interest of the child or children and will best promote their welfare and happiness. There shall be a rebuttable presumption that it is in the best interest of the child or children for custody to be awarded to the parent or parents of such child or children, but this presumption may be overcome by a showing that an award of custody to such third party is in the best interest of the child or children. The sole issue for determination in any such case shall be what is in the best interest of the child or children."

#### SECTION 4.

On the adoption of the amendment, there were no objections, and the Unterman, Jackson of the 2nd amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay

Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
Y Harper	Y McKoon	Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Mullis	

On the passage of the bill, the yeas were 49, nays 0.

HB 825, having received the requisite constitutional majority, was passed by substitute.

The following resolutions were read and adopted:

SR 1217. By Senators Jackson of the 24th, Stone of the 23rd, Kirk of the 13th and Mullis of the 53rd:

A RESOLUTION recognizing and commending former Representative Bob Beckham; and for other purposes.

SR 1221. By Senator Lucas of the 26th:

A RESOLUTION recognizing and commending Mr. Clinton Blount, President and CEO of the Blount Youth Home of Georgia; and for other purposes.

Senator Cowsert of the 46th moved that the Senate stand adjourned pursuant to HR 1114 until 10:00 a.m. Tuesday, March 22, 2016; the motion prevailed, and at 8:35 p.m. the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Tuesday, March 22, 2016  
Thirty-ninth Legislative Day

The Senate met pursuant to adjournment at 10:14 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

HB 1149. By Representatives Williams of the 168th and Stephens of the 164th:

A BILL to be entitled an Act to amend an Act creating the Board of Education of Liberty County, approved February 10, 1986 (Ga. L. 1986, p. 3542), as amended, particularly by an Act approved May 5, 2005 (Ga. L. 2005, p. 3661), so as to provide for reimbursement of expenses for the chairperson and members of the board; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1152. By Representative Dukes of the 154th:

A BILL to be entitled an Act to amend an Act establishing the Board of Commissioners of Seminole County, approved August 16, 1920 (Ga. L. 1920, p. 610), as amended, particularly by an Act approved March 2, 1978 (Ga. L. 1978, p. 3076), so as to change the provisions relating to the compensation of the chairperson and the other commissioners of the board; to repeal conflicting laws; and for other purposes.

HB 1153. By Representative Rhodes of the 120th:

A BILL to be entitled an Act to amend an Act to provide that certain officials of Greene County who have served at least 15 years in office may,

upon leaving, continue to participate in the county health insurance program for themselves and their dependents by paying the total cost of such participation, approved May 16, 2007 (Ga. L. 2007, p. 3664), as amended, particularly by an Act approved April 24, 2013 (Ga. L. 2013, p. 3654), so as to clarify the qualifications for participation in such health insurance program; to clarify who is covered under such provision; to provide limits on coverages offered; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SR 1227. By Senator Mullis of the 53rd:

A RESOLUTION creating the Senate Judy O'Neal-Rules of the Road Study Committee; and for other purposes.

Referred to the Committee on Rules.

The following House legislation was read the first time and referred to committee:

HB 1080. By Representatives Ramsey of the 72nd, Yates of the 73rd, Fludd of the 64th and Mabra of the 63rd:

A BILL to be entitled an Act to authorize the Magistrate Court of Fayette County to impose and collect county law library fees as part of the court costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1143. By Representatives Ballinger of the 23rd, Turner of the 21st, Carson of the 46th, Caldwell of the 20th and Cantrell of the 22nd:

A BILL to be entitled an Act to provide for the employment of marshals by Cherokee County; to provide for qualifications; to provide for powers; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1145. By Representatives Nix of the 69th, Trammell of the 132nd and Pezold of the 133rd:

A BILL to be entitled an Act to amend an Act creating the State Court of Troup County, approved March 6, 1962 (Ga. L. 1962, p. 3020), as amended, so as to change the salaries of the judge of the state court and the solicitor-general of the state court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1146. By Representatives Kendrick of the 93rd, Mayo of the 84th, Williams of the 87th, Carter of the 92nd, Oliver of the 82nd and others:

A BILL to be entitled an Act to amend an Act revising, superseding, and consolidating the laws relating to the governing authority of DeKalb County and creating a chairman and board of commissioners of said county, approved March 8, 1956 (Ga. L. 1956, p. 3237), as amended, particularly by an Act approved April 9, 1981 (Ga. L. 1981, p. 4304), so as to provide for the regulation of land use; to provide for the completion of an audit by an outside auditor; to provide for purchases without sealed bid through an existing contract or schedule with a county, municipality, the State of Georgia or the federal government; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1147. By Representatives Dickey of the 140th and Clark of the 147th:

A BILL to be entitled an Act to amend an Act to create the Byron Convention and Visitors Bureau Authority, approved April 4, 1997 (Ga. L. 1997, p. 3921), as amended, particularly by an Act approved May 11, 2009 (Ga. l. 2009, p. 4149), so as to revise the provisions regarding staff of the authority; to provide for the manner of appointment of a director; to provide for the duties of the director; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The following committee report was read by the Secretary:

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 602	Do Pass by substitute	HB 958	Do Pass
HB 1074	Do Pass	HB 1102	Do Pass
HB 1104	Do Pass by substitute	HB 1105	Do Pass
HB 1110	Do Pass	HB 1111	Do Pass
HB 1113	Do Pass	HB 1120	Do Pass
HB 1123	Do Pass	HB 1129	Do Pass
HB 1130	Do Pass	HB 1133	Do Pass
HB 1134	Do Pass	HB 1135	Do Pass
HB 1136	Do Pass		

Respectfully submitted,  
 Senator Albers of the 56th District, Chairman

Senator Hill of the 4th was excused for business outside the Senate Chamber.

Senator Kennedy of the 18th asked unanimous consent that Senator Jeffares of the 17th be excused. The consent was granted, and Senator Jeffares was excused.

Senator Jones of the 25th asked unanimous consent that Senator Martin of the 9th be excused. The consent was granted, and Senator Martin was excused.

Senator Harbison of the 15th asked unanimous consent that Senator Thompson of the 5th be excused. The consent was granted, and Senator Thompson was excused.

The roll was called and the following Senators answered to their names:

Albers	Henson	Parent
Beach	Hill, H	Rhett
Bethel	Hill, Judson	Seay
Black	Hufstetler	Shafer
Burke	Jackson, B	Sims
Butler	Jackson, L	Stone
Cowsert	James	Tate
Crane	Jones, B	Thompson, B
Davenport	Jones, E	Tippins
Dugan	Jones, H	Unterman
Fort	Kennedy	VanNess

Ginn	Kirk	Walker
Gooch	Ligon	Watson
Harbin	McKoon	Wilkinson
Harbison	Miller	Williams, M
Harper	Mullis	Williams, T
Heath	Orrock	

Not answering were Senators:

Hill, Jack (Excused)	Jeffares (Excused)	Lucas
Martin (Excused)	Thompson, C. (Excused)	

Senator Lucas of the 26th was off the floor of the Senate when the roll was called and wished to be recorded as present.

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Hill of the 32nd introduced the chaplain of the day, Reverend G. Bryant Wright of Marietta, Georgia, who offered scripture reading and prayer.

Senator Hill of the 6th introduced the doctor of the day, Dr. Rasean T. Hodge.

The following resolutions were read and adopted:

SR 1212. By Senators Hill of the 32nd, Hill of the 6th and Thompson of the 14th:

A RESOLUTION recognizing and commending the Georgia State Defense Force Cadre; and for other purposes.

SR 1213. By Senators Hill of the 4th and Stone of the 23rd:

A RESOLUTION honoring the life and memory of Charles Allen Nasworthy; and for other purposes.

SR 1214. By Senators Hill of the 4th and Stone of the 23rd:

A RESOLUTION honoring the life and memory of Mr. George F. Hostilo III; and for other purposes.

SR 1215. By Senator Butler of the 55th:

A RESOLUTION recognizing and commending the 2014 Child Fatality Review Committee of the Year from Chatham County; and for other purposes.

SR 1216. By Senator Butler of the 55th:

A RESOLUTION recognizing and commending Barbra Riley, recipient of the Servant Leadership Award; and for other purposes.

SR 1218. By Senators James of the 35th, Jackson of the 2nd, Jones II of the 22nd, Rhett of the 33rd, Parent of the 42nd and others:

A RESOLUTION recognizing March 22, 2016, as Africa Diaspora Day at the state capitol; and for other purposes.

SR 1219. By Senators Orrock of the 36th, Hufstetler of the 52nd, Unterman of the 45th, Hill of the 32nd, Henson of the 41st and others:

A RESOLUTION recognizing November, 2016, as Bladder Health Month at the state capitol; and for other purposes.

SR 1220. By Senators Watson of the 1st and Jackson of the 2nd:

A RESOLUTION recognizing and commending the members of the St. Patrick's Day Parade Committee, Chairman Jerry Hogan, Jr., and Grand Marshal Michael Foran of the 2016 St. Patrick's Day Parade on the upcoming occasion of the 2016 St. Patrick's Day Parade in Savannah, Georgia; and for other purposes.

SR 1222. By Senator Jones of the 25th:

A RESOLUTION congratulating the Morgan County Lady Dogs basketball team on winning the State Championship; and for other purposes.

SR 1223. By Senator Jones of the 25th:

A RESOLUTION recognizing the Old Governor's Mansion at Georgia College and State University in Milledgeville, Georgia, as a state historic house; and for other purposes.

SR 1224. By Senator Tippins of the 37th:

A RESOLUTION honoring the life and memory of Melville William "Bill" Kinney, Jr.; and for other purposes.



SR 1225. By Senators James of the 35th, Jackson of the 2nd and Rhett of the 33rd:

A RESOLUTION recognizing March 24, 2016, as the 7th annual Environmental Awareness Day at the state capitol; and for other purposes.

SR 1226. By Senator Tippins of the 37th:

A RESOLUTION recognizing and commending Rev. Todd Wardsworth Allen; and for other purposes.

SR 1228. By Senators Hill of the 6th, Unterman of the 45th, Dugan of the 30th, Sims of the 12th and Heath of the 31st:

A RESOLUTION honoring the life and memory of Ms. Sarah Margaret Lowder; and for other purposes.

The following legislation, favorably reported by the committees, as listed on the Consent Calendar for Senate Study Committees, was put upon its adoption:

CONSENT CALENDAR FOR SENATE STUDY COMMITTEES  
TUESDAY, MARCH 22, 2016  
THIRTY-NINTH LEGISLATIVE DAY

- |         |  |
|---------|--|
| SR 360  | Senate Data Security and Privacy Study Committee; create (Substitute) (S&T-21st)   |
| SR 412  | Senate Cyber Challenge Study Committee; create (Substitute)(S&T-22nd)  |
| SR 467  | Senate Higher Education Access and Success for Homeless and Foster Youth Study Committee; create (Substitute)(H ED-35th) |
| SR 974  | Senate Surprise Billing Practices Study Committee; create (H&HS-45th)  |
| SR 1001 | Higher Education Affordability; create Senate Study Committee (H ED-40th)  |
| SR 1032 | Senate Sexual Offender Registry Study Committee; create (PUB SAF-53rd)   |
| SR 1056 | Premium Assistance Program; create Senate Study Committee (H&HS-33rd)  |
| SR 1059 | Nonembryonic and Nonfetal Cell Therapy; create Senate Study Committee (H&HS-14th)  |

- SR 1085 Senate Regional Transit Solutions Study Committee (Substitute) (TRANS-51st)
- SR 1091 Hearing Aids for Children; create Senate Study Committee (I&L-54th)
- SR 1098 Senate Crime Study Committee; create (RULES-43rd)
- SR 1131 Senate Affordability of Death Study Committee; create (RULES-21st)
- SR 1132 Venture Capital Investments; Senate Study Committee; create (RULES-21st)
- SR 1154 Senate Emergency Cardiac Care Centers Study Committee; create (RULES-49th)
- SR 1159 Senate Camden County Spaceport Study Committee; create (RULES-34th)
- SR 1165 Senate Opioid Abuse Study Committee; create (RULES-49th)
- SR 1166 Senate State Sponsored Self-insured Group Health Insurance Plan Study Committee; create (RULES-16th)
- SR 1171 Senate Judicial Qualifications Commission Study Committee; create (RULES-29th)

The substitute to the following resolution was put upon its adoption:

\*SR 360:

The Senate Committee on Science and Technology offered the following substitute to SR 360:

#### A RESOLUTION

Creating the Senate Data Security and Privacy Study Committee; and for other purposes.

WHEREAS, state and local governments are increasingly utilizing technology to deliver core services, resulting in a growing number of government information technology systems being deployed across Georgia; and

WHEREAS, the risk of both accidental and intentional data breaches continues to rise as networks expand and criminal capabilities to breach them increase; and

WHEREAS, the Senate has a direct need to understand the state's current approach to addressing this issue and determining the adequacy of existing resources and policies to protect the personal information of citizens stored on government networks.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

(1) **Creation of Senate study committee.** There is created the Senate Data Security and Privacy Study Committee.

(2) **Members and officers.** The committee shall be composed of eight members as follows:

(A) The Chairperson of the Senate Science and Technology Committee who shall be the chairperson of the committee;

(C) The Chairperson of the Senate General Government Appropriations Subcommittee;

(D) Two members of the Senate who shall be appointed by the President of the Senate based on their technology expertise;

(E) The Chief Information Officer of the State of Georgia, or his or her designee;

(F) The Chief Information Officer of the University System of Georgia, or his or her designee; and

(G) Two individuals from the business community with expertise in cyber security who shall be appointed by the President of the Senate.

(3) **Powers and duties.** The committee shall undertake a study of the conditions, needs, issues, and problems that may exist with existing security procedures, practices and systems in place across state and local government in Georgia or related thereto and recommend any action or legislation which the committee deems necessary or appropriate.

(4) **Meetings.** The chairperson shall call all meetings of the committee. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution.

(5) **Allowances, expenses, and funding.**

(A) The legislative members of the committee shall receive the allowances provided for in Code Section 28-1-8 of the Official Code of Georgia Annotated.

(B) Members of the committee who are state officials, other than legislative members, or who are state employees shall receive no compensation for their services on the committee, but they may be reimbursed for expenses incurred by them in the performance of their duties as members of the committee in the same manner as they are reimbursed for expenses in their capacities as state officials or employees.

(C) Members of the committee who are not legislators, state officials, or state employees shall receive a daily expense allowance in an amount the same as that specified in subsection (b) of Code Section 45-7-21 of the Official Code of Georgia Annotated, as well as the mileage or transportation allowance authorized for state employees.

(D) The allowances authorized by this resolution shall not be received by any member of the committee for more than five days unless additional days are authorized. Funds necessary to carry out the provisions of this resolution shall come from funds appropriated to the Senate; except that funds for the reimbursement of the expenses of state officials, other than legislative members, and for the reimbursement of the expenses of state employees shall come from funds appropriated to or otherwise available to their respective agencies.

**(6) Report.**

(A) In the event the committee adopts any specific findings or recommendations that include suggestions for proposed legislation, the chairperson shall file a report of the same prior to the date of abolishment specified in this resolution, subject to subparagraph (C) of this paragraph.

(B) In the event the committee adopts a report that does not include suggestions for proposed legislation, the chairperson shall file the report, subject to subparagraph (C) of this paragraph.

(C) No report shall be filed unless the same has been approved prior to the date of abolishment specified in this resolution by majority vote of a quorum of the committee. A report so approved shall be signed by the chairperson of the committee and filed with the Secretary of the Senate.

(D) In the absence of an approved report, the chairperson may file with the Secretary of the Senate a copy of the minutes of the meetings of the committee in lieu thereof.

**(7) Abolishment.** The committee shall stand abolished on December 1, 2016.

On the adoption of the substitute, there was no objection, and the committee substitute was adopted.

The substitute to the following resolution was put upon its adoption:

\*SR 412:

The Senate Committee on Science and Technology offered the following substitute to SR 412:

A BILL TO BE ENTITLED  
AN ACT

Creating the Senate Cyber Challenge Study Committee; and for other purposes.

WHEREAS, the United States Army has announced that it is relocating its Cyber Command division to Fort Gordon in Augusta, Georgia; and

WHEREAS, cyber attacks constitute a threat to our national security and to the security of the citizens of Georgia; and

WHEREAS, the quantity and sophistication of cyber attacks have increased over the past several years and are expected to continue to grow; and

WHEREAS, the cyber threat is growing due to the proliferation of sophisticated malicious software tools and the adoption of new technologies that are vulnerable to cyber attacks; and

WHEREAS, to combat the threat, Georgia needs to cultivate an active and robust cyber industry; and

WHEREAS, the cyber security field is a fast-growing industry employing over 75,000 people, an industry for which the Bureau of Labor Statistics declares the job outlook to be "better than average"; and

WHEREAS, the demand for cyber security is growing at 12 times that of the overall job market; and

WHEREAS, Georgia's business and overall economy is affected by the state's ability to train students and workers in fast growing fields; and

WHEREAS, a "Cyber Challenge" is a series of online competitions in cyber security for students and job-seekers, which can take many forms; and

WHEREAS, many other states have created "Cyber Challenges" to address the issue of cyber security; and

WHEREAS, these statewide "Cyber Challenges" have proven to be an effective pathway for students and job-seekers in states such as Maryland, Illinois, New Jersey, and others; and

WHEREAS, Georgia does not currently have a Cyber Challenge program and currently lags behind other states in addressing the issue of cyber security; and

WHEREAS, there is a United States Cyber Challenge that is a national competition and talent search to find and develop 10,000 cyber security specialists to help the United States regain the lead in cyberspace; and

WHEREAS, the State of Georgia does not participate in the United States Cyber Challenges.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

- (1) **Creation of Senate study committee.** There is created the Senate Cyber Challenge Study Committee.

(2) **Members and officers.** The committee shall be composed of six members of the Senate to be appointed by the President of the Senate. The President shall designate a member of the committee as chairperson of the committee.

(3) **Powers and duties.** The committee shall undertake a study of the conditions, needs, issues, and problems mentioned above or related thereto and recommend any action or legislation which the committee deems necessary or appropriate.

(4) **Meetings.** The chairperson shall call all meetings of the committee. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution.

(5) **Allowances and funding.**

(A) The legislative members of the committee shall receive the allowances provided for in Code Section 28-1-8 of the Official Code of Georgia Annotated.

(B) The allowances authorized by this resolution shall not be received by any member of the committee for more than five days unless additional days are authorized. Funds necessary to carry out the provisions of this resolution shall come from funds appropriated to the Senate.

(6) **Report.**

(A) In the event the committee adopts any specific findings or recommendations that include suggestions for proposed legislation, the chairperson shall file a report of the same prior to the date of abolishment specified in this resolution, subject to subparagraph (C) of this paragraph.

(B) In the event the committee adopts a report that does not include suggestions for proposed legislation, the chairperson shall file the report, subject to subparagraph (C) of this paragraph.

(C) No report shall be filed unless the same has been approved prior to the date of abolishment specified in this resolution by majority vote of a quorum of the committee. A report so approved shall be signed by the chairperson of the committee and filed with the Secretary of the Senate.

(D) In the absence of an approved report, the chairperson may file with the Secretary of the Senate a copy of the minutes of the meetings of the committee in lieu thereof.

(7) **Abolishment.** The committee shall stand abolished on December 1, 2016.

On the adoption of the substitute, there was no objection, and the committee substitute was adopted.

The substitute to the following resolution was put upon its adoption:

\*SR 467:

The Senate Committee on Higher Education offered the following substitute to SR 467:

## A RESOLUTION

Creating the Senate Higher Education Access and Success for Homeless and Foster Youth Study Committee; and for other purposes.

WHEREAS, this body is committed to the education of Georgia's youth who are from foster care or homeless situations; and

WHEREAS, tuition and financial aid tools can be used to aid in the higher education pursuits of youth from foster care or homeless situations; and

WHEREAS, study is needed to examine tools and aids that can benefit youth from foster care or homeless situations in pursuing career preparation and degrees from units of the University System of Georgia and branches of the Technical College System of Georgia.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

(1) **Creation of Senate study committee.** There is created the Senate Higher Education Access and Success for Homeless and Foster Youth Study Committee.

(2) **Members and officers.** The committee shall be composed of three members of the Senate to be appointed by the President of the Senate. The President, from the three members of the Senate, shall designate a member of the committee as chairperson of the committee. The President shall also appoint an additional two members who are members of the House of Representatives on the recommendation of the Speaker of the House of Representatives.

(3) **Powers and duties.** The committee shall undertake a study of the conditions, needs, issues, and problems mentioned above or related thereto and recommend any action or legislation which the committee deems necessary or appropriate.

(4) **Meetings.** The chairperson shall call all meetings of the committee. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution.

(5) **Allowances and funding.**

(A) The legislative members of the committee shall receive the allowances provided for in Code Section 28-1-8 of the Official Code of Georgia Annotated.

(B) The allowances authorized by this resolution shall not be received by any member of the committee for more than five days unless additional days are authorized. Funds necessary to carry out the provisions of this resolution shall come from funds appropriated to the Senate.

(6) **Report.**

(A) In the event the committee adopts any specific findings or recommendations that include suggestions for proposed legislation, the chairperson shall file a report of the same prior to the date of abolishment specified in this resolution, subject to subparagraph (C) of this paragraph.

(B) In the event the committee adopts a report that does not include suggestions for proposed legislation, the chairperson shall file the report, subject to subparagraph (C) of this paragraph.

(C) No report shall be filed unless the same has been approved prior to the date of abolishment specified in this resolution by majority vote of a quorum of the committee. A report so approved shall be signed by the chairperson of the committee and filed with the Secretary of the Senate.

(D) In the absence of an approved report, the chairperson may file with the Secretary of the Senate a copy of the minutes of the meetings of the committee in lieu thereof.

(7) **Abolishment.** The committee shall stand abolished on December 1, 2016.

On the adoption of the substitute, there was no objection, and the committee substitute was adopted.

The substitute to the following resolution was put upon its adoption:

\*SR 1085:

The Senate Committee on Transportation offered the following substitute to SR 1085:

#### A RESOLUTION

Creating the Senate Regional Transit Solutions Study Committee; and for other purposes.

WHEREAS, transportation is essential to commerce and the provision of goods and services to the people across this state, to getting Georgia's citizens to the workplace and medical and educational facilities, to the tourism industry, to the freight and logistics industry, and to every facet of the lives of Georgia's citizens; and

WHEREAS, traffic congestion in metropolitan Atlanta is among the worst in the nation and study is needed to determine what role a region-wide transit system should play in mitigating congestion; and

WHEREAS, study is required to evaluate and propose regional transit solutions that will advance the metropolitan Atlanta region into the 21st century; and

WHEREAS, the committee shall consider whether fundamental reforms and branding are necessary to ensure the establishment of a comprehensive region-wide system which will service the growing needs of the metropolitan Atlanta region; and

WHEREAS, the creation of a new regional transit governance and funding model is an option that should be investigated by the study committee; and



WHEREAS, the committee shall determine whether one comprehensive regional transit plan will be more beneficial to the state than a county-by-county or city-by-city approach; and

WHEREAS, the issue of region-wide transit in metropolitan Atlanta is of considerable importance and merits further study by this committee.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE:

(1) **Creation of Senate study committee.** There is created the Senate Regional Transit Solutions Study Committee.

(2) **Members and officers.** The committee shall be composed of seven members of the Senate to be appointed by the President of the Senate. The President shall designate a member of the committee as chairperson of the committee.

(3) **Powers and duties.** The committee shall undertake a study of the conditions, needs, issues, and problems mentioned above or related thereto and recommend any action or legislation which the committee deems necessary or appropriate.

(4) **Meetings.** The chairperson shall call all meetings of the committee. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution.

(5) **Allowances and funding.**

(A) The legislative members of the committee shall receive the allowances provided for in Code Section 28-1-8 of the Official Code of Georgia Annotated.

(B) The allowances authorized by this resolution shall not be received by any member of the committee for more than five days unless additional days are authorized. Funds necessary to carry out the provisions of this resolution shall come from funds appropriated to the Senate.

(6) **Report.**

(A) In the event the committee adopts any specific findings or recommendations that include suggestions for proposed legislation, the chairperson shall file a report of the same prior to the date of abolishment specified in this resolution, subject to subparagraph (C) of this paragraph.

(B) In the event the committee adopts a report that does not include suggestions for proposed legislation, the chairperson shall file the report, subject to subparagraph (C) of this paragraph.

(C) No report shall be filed unless the same has been approved prior to the date of abolishment specified in this resolution by majority vote of a quorum of the committee. A report so approved shall be signed by the chairperson of the committee and filed with the Secretary of the Senate.

(D) In the absence of an approved report, the chairperson may file with the Secretary of the Senate a copy of the minutes of the meetings of the committee in lieu thereof.

(7) **Abolishment.** The committee shall stand abolished on December 1, 2016.

On the adoption of the substitute, there was no objection, and the committee substitute was adopted.

The report of the committee, which was favorable to the adoption of the legislation as reported, was agreed to.

On the adoption of the legislation on the Consent Calendar for Senate Study Committees, there was no objection, and the resolutions were adopted.

The following legislation, favorably reported by the committees, as listed on the Consent Calendar Expressing the Will of the Senate, was put upon its adoption:

CONSENT CALENDAR EXPRESSING THE WILL OF THE SENATE  
TUESDAY, MARCH 22, 2016  
THIRTY-NINTH LEGISLATIVE DAY

- SR 74            Minority Owned Plasma Centers; encouraging the development (S&T-35th)
- SR 177          Capitol Arts Standards Commission; encouraged to authorize; placement of portrait of Mrs. Coretta Scott King (RULES-35th)
- SR 723          Youth Athletes; encourage local boards of education, nonpublic elementary/secondary to guarantee certain safety rights in sports competition (Substitute)(ED&Y-35th)
- SR 988          United States Congress; urged to enact the Fair Tax Act (FIN-23rd)
- SR 1018        U.S. Environmental Protection Agency; encouraged to withdraw the proposed Water of the US Clean Water Plan rule (AG&CA-50th)

The substitute to the following resolution was put upon its adoption:

\*SR 723:

The Senate Committee on Education and Youth offered the following substitute to SR 723:

A RESOLUTION

Encouraging local boards of education, nonpublic elementary and secondary schools, governing bodies of charter schools, and public recreation facilities to provide certain safety measures for youth athletes in sport competition; and for other purposes.

WHEREAS, this resolution shall be known as the "Tre Tre (De'Antre Gregory) Turman Youth Athlete's Safety Measures Model"; and

WHEREAS, thousands of young people each year participate in athletics in Georgia; and

WHEREAS, youth athletes undergo medical treatment and hospitalizations for injuries sustained while participating in organized athletic activities and related competition, including for the most serious injuries, such as brain and spinal cord injuries; and

WHEREAS, all institutions, organizations, and public recreation authorities that organize youth athletics should protect the health and safety of our youth athletes through the employment of certain principles.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE that the members of this body join together to encourage all institutions, organizations, and public recreation authorities that organize youth athletics to provide the following safety measures for youth athletes:

- (1) Youth athletes should be coached by individuals who are well trained in sport specified safety and should be monitored by athletic health care team members.
- (2) Youth athletes should have quality, regular pre-participation examinations, and each athlete should participate under a comprehensive concussion management plan.
- (3) Youth athletes should participate in sporting activities on safe, clean playing surfaces in both indoor and outdoor facilities.
- (4) Youth athletes should utilize equipment and uniforms that are safe, fitted appropriately, and routinely maintained, and have access to appropriate personnel trained in proper removal of equipment in case of injury.
- (5) Youth athletes should participate safely in all environmental conditions where play follows approved guidelines and medical policies and procedures, including, but not limited to, a hydration plan.
- (6) Youth athletes should have a safe playing environment with venue-specific emergency action plans that are coordinated by the athletic health care team and regularly rehearsed with local emergency personnel.
- (7) Youth athletes should have privacy of health information and proper referral for medical, psychosocial, and nutritional counseling.
- (8) Youth athletes should participate in a culture that finds "playing through pain" unacceptable unless there has been a medical assessment.
- (9) Youth athletes should have immediate, on-site injury assessments with decisions made by qualified sports medicine professionals.
- (10) Youth athletes should, along with their parents, have the latest information about the benefits and potential risks of participation in competitive sports, including, but not limited to, access to statistics on fatalities and catastrophic injuries to youth athletes.
- (11) Youth athletes should play where at least one person in immediate proximity to

the competition has proficiency in cardiopulmonary resuscitation and a defibrillator can be quickly secured for use.

BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed to make appropriate copies of this resolution available for distribution to the Department of Education, the Georgia High School Association, the Association County Commissioners of Georgia, and the Georgia Municipal Association.

On the adoption of the substitute, there was no objection, and the committee substitute was adopted.

The report of the committee, which was favorable to the adoption of the legislation as reported, was agreed to.

On the adoption of the legislation on the Consent Calendar Expressing the Will of the Senate, there was no objection, and the resolutions were adopted.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Tuesday March 22, 2016  
Thirty-ninth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

HB 602	Hill of the 6th Beach of the 21st Crane of the 28th Hill of the 32nd James of the 35th Orrock of the 36th Tate of the 38th Fort of the 39th Millar of the 40th Shafer of the 48th Albers of the 56th <b>FULTON COUNTY</b>
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A BILL to be entitled an Act to amend an Act providing in Fulton County a system for pension and retirement to pay teachers and employees of the Board of Education of Fulton County, approved February 2, 1945 (Ga. L. 1945, p. 528), as amended, particularly by

an Act approved May 11, 2009 (Ga. L. 2009, p. 4004), an Act approved April 11, 2012 (Ga. L. 2012, p. 4982), and an Act approved May 6, 2013 (Ga. L. 2013, p. 4026), so as to provide that contributions made into the pension and retirement plan by employees shall be considered employer contributions for tax purposes; to provide for related matters; to repeal conflicting laws; and for other purposes.

**SUBSTITUTE**

HB 958

Hill of the 6th  
 Beach of the 21st  
 Crane of the 28th  
 Hill of the 32nd  
 James of the 35th  
 Orrock of the 36th  
 Tate of the 38th  
 Fort of the 39th  
 Millar of the 40th

**FULTON COUNTY**

A BILL to be entitled an Act to amend an Act providing for the establishment of a county-wide library system in Fulton County, approved April 12, 1982 (Ga. L. 1982, p. 4174), as amended, particularly by an Act approved May 12, 2015 (Ga. L. 2015, p. 4054), so as to provide for the term of the member appointed by the mayor; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1074

Hill of the 6th  
 Thompson of the 14th  
 Hill of the 32nd  
 Rhett of the 33rd  
 Tippins of the 37th  
 Tate of the 38th

**COBB COUNTY**

A BILL to be entitled an Act to amend an Act creating the State Court of Cobb County, approved March 26, 1964 (Ga. L. 1964, p. 3211), as amended, so as to change the compensation of the judges of the state court; to authorize the governing authority of Cobb County to make payments to the Trial Judges and Solicitors Retirement Fund; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1105 Thompson of the 14th  
Beach of the 21st  
Albers of the 56th  
**CHEROKEE COUNTY**

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

HB 1110 Kennedy of the 18th  
**ROBERTA - CRAWFORD COUNTY**

A BILL to be entitled an Act to provide for the unified government of Roberta-Crawford County; to provide for boundaries and districts; to provide for powers and duties; to provide for organization, qualifications, election, terms, compensation, and filling of vacancies; to provide for associated offices, departments, agencies, and personnel; to provide for budgets and financial matters; to provide for a transition period; to provide for the repeal of certain Acts; to provide for a referendum; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1111 Thompson of the 14th  
Tippins of the 37th  
**CITY OF KENNESAW**

A BILL to be entitled an Act to amend an Act to provide a new charter for the City of Kennesaw, approved May 6, 2013 (Ga. L. 2013, p. 4234), as amended, so as to revise the powers and duties of the mayor; to provide for the removal of officers under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1113 Jones of the 25th  
**GREENE COUNTY**

A BILL to be entitled an Act to amend an Act to provide that certain officials of Greene County who have served at least 15 years in office may, upon leaving, continue to participate in the county health insurance program for themselves and their dependents by paying the total cost of such participation, approved May 16, 2007 (Ga. L. 2007, p. 3664), as amended, particularly by an Act approved April

24, 2013 (Ga. L. 2013, p. 3654), so as to clarify the qualifications for participation in such health insurance program; to prohibit persons who are separated from the county by their commission of an illegal act from participating in such health insurance program; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1120

Stone of the 23rd  
**SCREVEN COUNTY**

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

HB 1123

Kennedy of the 18th  
Walker III of the 20th  
Lucas of the 26th  
**CITY OF WARNER ROBINS**

A BILL to be entitled an Act to amend an Act authorizing the governing authority of the City of Warner Robins to levy an excise tax pursuant to subsection (b) of Code Section 48-13-51 of the O.C.G.A., approved May 11, 2009 (Ga. L. 2009, p. 3981), as amended, particularly by an Act approved May 12, 2015 (Ga. L. 2015, p. 4161), so as to identify the projects or tourism product development purposes and specify the allocation of proceeds of the excise tax; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1129

Hill of the 6th  
Orrock of the 36th  
Tate of the 38th  
Fort of the 39th  
Millar of the 40th  
Parent of the 42nd  
Davenport of the 44th  
**CITY OF ATLANTA - MCPHERSON IMPLEMENTING  
LOCAL REDEVELOPMENT AUTHORITY**

A BILL to be entitled an Act to amend an Act to create the McPherson Implementing Local Redevelopment Authority,

approved May 14, 2008 (Ga. L. 2008, p. 4328), so as to continue such authority; to provide for extended contract and lease periods with respect to projects; to provide for public contracts with private enterprises for the completion of projects; to revise provisions relating to absences from board meetings; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1130

Kennedy of the 18th  
Walker III of the 20th  
Lucas of the 26th  
**HOUSTON COUNTY**

A BILL to be entitled an Act to amend an Act to create and establish the State Court of Houston County, approved February 28, 1975 (Ga. L. 1975, p. 2584), as amended, so as to change the office of the clerk of the state court to an appointed position; to repeal conflicting laws; and for other purposes.

HB 1133

Sims of the 12th  
**CITY OF LUMPKIN**

A BILL to be entitled an Act to provide a new charter for the City of Lumpkin; to provide for pending matters; to provide for construction and severability; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1134

Rhett of the 33rd  
**CITY OF POWDER SPRINGS**

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Powder Springs, approved March 13, 1970 (Ga. L. 1970, p. 2760), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 4167), so as to provide for annexation of certain property; to provide for deannexation of certain property; to provide for related matters; to repeal a certain act; to repeal conflicting laws; and for other purposes.



HB 1135 Thompson of the 14th  
Tippins of the 37th  
**CITY OF KENNESAW**

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Kennesaw, approved May 6, 2013 (Ga. L. 2013, p. 4234), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014, p. 4106) and by an Act approved May 6, 2015 (Ga. L. 2015, p. 3737), so as to change provisions relating to the corporate limits of the city; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1136 Hufstetler of the 52nd  
**CITY OF ROME**

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Rome, approved August 19, 1918 (Ga. L. 1918, p. 813), as amended, particularly by an Act approved March 16, 1983 (Ga. L. 1983, p. 4188), an Ordinance adopted by the Rome City Commission June 15, 1987 (Ga. L. 1988, p. 5404), an Ordinance adopted by the Rome City Commission August 4, 1997 (Ga. L. 1998, p. 4849), and an Ordinance adopted by the Rome City Commission September 3, 2002 (Ga. L. 2004, p. 4756), so as to change qualifications for members of the governing authority to include residency in the ward in which they seek office; to provide for related matters; to repeal conflicting laws; and for other purposes.

**Pursuant to Article VII, Section II, Paragraph IV of the Constitution, the following two local bills relating to homestead exemptions require a two-thirds roll-call vote for passage:**

HB 1102 Williams of the 27th  
Gooch of the 51st  
**FORSYTH COUNTY**

A BILL to be entitled an Act to amend an Act to provide a homestead exemption from all Forsyth County school district ad valorem taxes for educational purposes for the full value of the homestead of certain residents of that school district, approved April 19, 2000 (Ga. L. 2000, p. 4268), so as to revise the eligibility of residents for such homestead exemption; to provide for related matters; to provide for a referendum, effective dates, and automatic

repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

HB 1104

Harbison of the 15th  
McKoon of the 29th  
**MUSCOGEE COUNTY**

A BILL to be entitled an Act to revise the homestead exemption for Muscogee County formerly provided for by a local constitutional amendment duly ratified at the 1982 general election (Res. Act No. 76, House Resolution No. 271, Ga. L. 1981, p. 1926), which local constitutional amendment was continued in force and effect as statutory law pursuant to Article VII, Section II, Paragraph IV of the Constitution and provides for the valuation of certain homestead property of Muscogee County for purposes of ad valorem taxation for school and consolidated city-county government purposes; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

**SUBSTITUTE**

Pursuant to Senate Rule 4-2.9(b), Senator McKoon of the 29th filed the following objection:

As provided in Senate Rule 4-2.9(b), we, the undersigned Senators, hereby file an objection to HB 1104, which is on the Local Consent Calendar for today, and hereby request that it be moved to the Senate Local Contested Calendar.

/s/ Josh McKoon of the 29th  
/s/ Ed Harbison of the 15th  
/s/ David J. Shafer of the 48th  
Date: March 22, 2016

Pursuant to Senate Rule 4-2.9(b), HB 1104 was removed from the Senate Local Consent Calendar and placed on the Senate Local Contested Calendar for today.

Pursuant to Senate Rule 4-2.9(b), Senator Fort of the 39th filed the following objection:

As provided in Senate Rule 4-2.9(b), we, the undersigned Senators, hereby file an objection to HB 1129, which is on the Local Consent Calendar for today, and hereby request that it be moved to the Senate Local Contested Calendar.

/s/ Vincent D. Fort of the 39th  
/s/ Henson of the 41st  
/s/ Tate of the 38th  
Date: March 22, 2016

Pursuant to Senate Rule 4-2.9(b), HB 1129 was removed from the Senate Local Consent Calendar and placed on the Senate Local Contested Calendar for today.

Senator Jackson of the 2nd was excused for business outside the Senate Chamber.

The substitute to the following bill was put upon its adoption:

\*HB 602:

The Senate Committee on State and Local Governmental Operations offered the following substitute to HB 602:

**A BILL TO BE ENTITLED  
AN ACT**

To amend an Act providing in Fulton County a system for pension and retirement to pay teachers and employees of the Board of Education of Fulton County, approved February 2, 1945 (Ga. L. 1945, p. 528), as amended, particularly by an Act approved May 11, 2009 (Ga. L. 2009, p. 4004), an Act approved April 11, 2012 (Ga. L. 2012, p. 4982), and an Act approved May 6, 2013 (Ga. L. 2013, p. 4026), so as to provide that contributions made into the pension and retirement plan by employees shall be considered employer contributions for tax purposes; to repeal a certain provision relating to employee contributions paid by the employer; to provide that the Board of Education of Fulton County shall administer the plan; to provide for a pension board; to provide for members and terms; to provide for the filling of vacancies; to provide for officers; to provide for rules and regulations; to provide for conflicts of interest; to provide for related matters; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**SECTION 1.**

An Act providing in Fulton County a system for pension and retirement to pay teachers and employees of the Board of Education of Fulton County, approved February 2, 1945 (Ga. L. 1945, p. 528), as amended, particularly by an Act approved May 11, 2009 (Ga. L. 2009, p. 4004), an Act approved April 11, 2012 (Ga. L. 2012, p. 4982), and an Act approved May 6, 2013 (Ga. L. 2013, p. 4026), is amended by revising subsection (e) of Section 2.07 as follows:

"(e) Employee contributions made on or after July 1, 1990, shall be treated as employer

contributions for purposes of determining the tax treatment of such contributions pursuant to Section 414(h) of the Code and these contributions shall not be included as gross income of the employee until such time as they are distributed or made available."

### **SECTION 2.**

Said Act is further amended by repealing subsection (f) of Section 2.07.

### **SECTION 3.**

Said Act is further amended by revising Section 12.01 as follows:

#### **"SECTION 12.01.**

**Pension board, appointment, and term of office.**

(a) The Board of Education of Fulton County shall be the plan sponsor and funding agent and shall have full responsibility and authority for interpreting and implementing the plan.

(b) Administration of the plan shall be carried out under the direction of the board of education by a committee of the board of education which shall be known as the 'pension board' and which shall consist of seven voting members and one nonvoting member. Except as otherwise provided in subsection (b.1) of this section, members shall be qualified and chosen as follows:

(1) The superintendent of the Fulton County School System, ex officio, who shall not have a vote;

(2) The chief financial officer of the Fulton County School System, ex officio;

(3) The executive director of fiscal services of the Fulton County School System, ex officio; and

(4) Two members nominated by the pension board and appointed by the board of education who shall be former teachers or employees of the board of education and who shall be pensioners;

(5) Two members nominated by the pension board and appointed by the board of education who shall be active teachers or employees of the board of education and participants in the plan; and

(6) One member nominated by the pension board and appointed by the board of education who shall be a school administrator within the Fulton County School System and a participant in the plan.

(b.1)(1) The terms of office of the members of the pension board serving on the effective date of this Act shall end on May 31, 2017. The members of the pension board selected under paragraphs (1), (2), and (3) of subsection (b) of this section shall take office on June 1, 2017, and serve during the term of the qualifying office, provided that such individuals serving in such a qualifying office on an acting or interim basis shall serve during their acting or interim tenure in the qualifying office and until their successors are appointed and qualified. All other members qualified and appointed as provided for in subsection (b) of this section shall take office on

June 1, 2017, and serve terms as described within this subsection. One member appointed under paragraph (4) of subsection (b) of this section shall serve for a one-year term and one member appointed under such paragraph shall serve for a two-year term. One member appointed under paragraph (5) of subsection (b) of this section shall serve for a three-year term and one member appointed under such paragraph shall serve a four-year term. The member appointed under paragraph (6) of subsection (b) of this section shall serve a four-year term. After the completion of the initial term of office commencing on June 1, 2017, any subsequent member as appointed pursuant to subsection (b) of this section shall serve a term of four years. There shall be no limit on the number of terms a member appointed to the pension board may serve.

(2) If at any time the pension board has four or more vacancies, the nomination process provided by paragraphs (4), (5), and (6) of subsection (b) of this section shall be suspended in part and the board of education shall appoint members to any vacant positions on the pension board from the participation group from which the vacancy occurs.

(3) If the board of education fails to confirm two successive pension board nominations for membership to the pension board, then the board of education shall appoint a member to that position from the participation group from which the vacancy occurs.

(4) Members of the pension board shall serve at the pleasure of the board of education. The board of education may by majority vote remove any member of the pension board without notice or hearing.

(c) In the event of the death, resignation, removal, or other disability of a pension board member which renders him or her incapable of performing the duties of a member of the pension board during his or her or her term of office, such pension board member's replacement shall be selected in the manner specified in subsection (b) of this section for such position and shall serve the remaining balance of such term of office. A member selected as a replacement under the conditions of this subsection may be reappointed to the board upon expiration of the term of office and there shall be no limit on the number of terms he or she may serve.

(d) The superintendent of the Fulton County School System or his or her designee shall serve as chairperson of the pension board. The pension board shall elect one member to serve as secretary and shall hold a regular public meeting at least once a month at a time and place to be fixed by the pension board. The members of the pension board shall serve without pay. The pension board may employ an executive director and other personnel who shall serve at the will of and under the direction of the superintendent of the Fulton County School System. With the consent of the board of education, such executive director shall be treated as an employee of the Fulton County Board of Education for benefits and tax reporting purposes.

(e) The pension board shall have the authority, subject to the approval of the board of education, to adopt rules and regulations in the administration of this Act and in carrying out the provisions of this Act and to provide for the equitable disposition of

any matter not specifically covered by the provisions of this Act; provided, however, that all such rules and regulations shall be consistent with the terms and spirit of this Act.

(f) The chief financial officer of the Fulton County School System shall be designated as the treasurer and custodian of this plan and shall be subject to the direction of the superintendent of the Fulton County School System for the purpose of carrying out his or her duties under the plan. Whenever any pension has been granted by the pension board, a check shall be drawn on the pension fund, providing for the payment of the pension as the same matures, and shall be signed by the chairperson of the pension board and countersigned and paid by the treasurer.

(g) Four members of the pension board shall constitute a quorum, and notice by the secretary shall be given for special or called meetings of the pension board. The chairperson of the pension board shall provide a bond with a good corporate surety in the sum of not less than \$5,000.00 for his or her faithful performance as chairperson of the pension board, and the treasurer shall provide a bond with a good corporate surety in the sum of not less than \$25,000.00 for his or her faithful performance as treasurer and custodian of the plan. The premiums on such bonds shall be an expense of this plan.

(h) Except as otherwise provided in the plan, no member or employee of the pension board shall have any personal interest in the gains or profits from any investment made by the pension board or use the assets of this plan in any manner, directly or indirectly, for himself or herself or as an agent, except to make such payments as are authorized by the pension board in accordance with the plan."

#### SECTION 4.

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

The following Fiscal Note, as required by law, was read by the Secretary:



### Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

January 14, 2016

The Honorable Wendell Willard  
State Representative  
State Capitol, Room 132  
Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
Substitute to House Bill 602  
(LC 43 0213S)

Dear Representative Willard:

This substitute bill would amend provisions relating to the Fulton County Board of Education Pension Plan. With respect to all plan members, this bill would:

- Clarify provisions relating to the treatment of employee contributions. Under the provisions of this bill, employee contributions shall be treated as employer contributions for purposes of determining the tax treatment of such contributions and these contributions shall not be included as gross income until such time as they are distributed or made available;
- Repeal provisions that reference the tax treatment of employee contributions made by the Board on behalf of a participant. Current provisions specify that such contributions would be considered state taxable income; and
- Amend provisions relating to the terms of office for Board members.

This is to certify that this substitute bill is a nonfiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor

On the adoption of the substitute, the yeas were 49, nays 4, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the remainder of the bills on the Local Consent Calendar as reported, was agreed to.

On the passage of the bills on the Local Consent Calendar, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Black	Y Jackson, B	Y Seay
Y Burke	E Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local bills, the yeas were 49, nays 4.

The bills on the Local Consent Calendar, except HB 602, having received the requisite constitutional majority, were passed.

HB 602, having received the requisite constitutional majority, was passed by substitute.

Senator McKoon of the 29th asked unanimous consent that HB 1104 be placed on the Table. The consent was granted, and HB 1104 was placed on the Table.

### **SENATE LOCAL CONTESTED CALENDAR**

Tuesday, March 22, 2016  
Thirty-ninth Legislative Day

HB 1129. By Representatives Gardner of the 57th, Mosby of the 83rd, Kaiser of the 59th, Cannon of the 58th, Bennett of the 80th and others:

A BILL to be entitled an Act to amend an Act to create the McPherson Implementing Local Redevelopment Authority, approved May 14, 2008 (Ga. L. 2008, p. 4328), so as to continue such authority; to provide for extended contract and lease periods with respect to projects; to provide for public contracts with private enterprises for the completion of projects; to revise provisions relating to absences from board meetings; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Orrock of the 36th.



The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	N Seay
Burke	N Jackson, L	Y Shafer
Y Butler	Y James	Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	Jones, H	E Thompson, C
N Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	N Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 37, nays 10.

HB 1129, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

3/22/2016

I inadvertently voted "NO" on HB 1129. Please reflect in the Journal that my intent was to vote "Yes".

/s/ Gail Davenport  
District 44

3/22/16

I inadvertently voted "Nay" on HB 1129. Please reflect in the Journal that my intent was to vote "Yea".

/s/ David E. Lucas, Sr.  
District 26

3-22-16

I inadvertently voted "NO" on HB 1129. Please reflect in the Journal that my intent was to vote "Yes".

/s/ Valencia Seay  
District 34

Senator Cowsert of the 46th moved to engross HB 922, HB 1014, HB 769, HB 763, and HB 822, which were on today's Senate Rules Calendar.

Senator Henson of the 41st objected.

On the motion a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	E Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 38, nays 15; the motion prevailed, and HB 922, HB 1014, HB 769, HB 763, and HB 822 were engrossed.

Senator Cowsert of the 46th moved to engross HB 364, HB 937, HB 960, HB 936, and HB 935, which were on today's Senate Rules Calendar.

Senator Henson of the 41st objected.

On the motion, the yeas were 33, nays 16; the motion prevailed, and HB 364, HB 937, HB 960, HB 936, and HB 935 were engrossed.

Senator Cowser of the 46th moved to engross HB 802, HB 862, HB 911, HB 987, and HB 408, which were on today's Senate Rules Calendar.

Senator Henson of the 41st objected.

On the motion, the yeas were 29, nays 14; the motion prevailed, and HB 802, HB 862, HB 911, HB 987, and HB 408, were engrossed.

Senator Cowser of the 46th moved to engross HB 547, HB 792, HB 1060, HB 980, and HB 772, which were on today's Senate Rules Calendar.

Senator Tate of the 38th objected.

On the motion, the yeas were 33, nays 16; the motion prevailed, and HB 547, HB 792, HB 1060, HB 980, and HB 772 were engrossed.

SENATE RULES CALENDAR  
TUESDAY, MARCH 22, 2016  
THIRTY-NINTH LEGISLATIVE DAY

- |         |   |
|---------|---|
| HB 1072 | Education; service cancelable loan fund; remove ineligibility for such loans for members of the Georgia National Guard also receiving HOPE (H ED-6th) Coomer-14th                               |
| HB 869  | Professions and businesses; responsibilities of brokers and qualifying brokers to review certain documents; change certain provisions (RI&U-53rd) Powell-32nd                                   |
| HB 922  | Income tax credit; creating quality jobs; add definition of taxpayer (FIN-14th) Williamson-115th  |
| HB 402  | Insurance; encourage employers to provide work based learning opportunities for students age 16 and older; provisions (I&L-25th) Lumsden-12th   |
| HB 205  | Drivers' licenses; require driver who refused blood alcohol concentration testing to install and maintain ignition interlock devices on vehicle; provisions (Substitute)(JUDYNC-46th) Rice-95th |

- HB 547 Estates; taxes and tax liens; change provisions (Substitute)(JUDY-23rd) Fleming-121st
- HB 659 Education; provide transparency of financial information of local school systems and schools; provisions (Substitute)(ED&Y-43rd) Belton-112th
- HB 959 Education; K-12; update and clarify certain provisions (Substitute) (ED&Y-37th) Beskin-54th
- HB 792 Firearms; carrying, possession, and use of electroshock weapons by persons who are students or who are employed at a public institution; authorize (Substitute)(JUDY-29th) Brockway-102nd
- HB 1060 Crimes and offenses; carrying and possession of firearms; confirm that the right of the people to keep and bear arms shall not be infringed (Substitute) (JUDY-7th) Jasperse-11th
- HB 941 Courts; review of incidents involving a peace officer's use of deadly force that results in death or serious bodily injury; provide for procedure (Substitute)(JUDYNC-54th) Golick-40th
- HB 874 Courts; ability to prosecute street gang terrorism; improve (Substitute) (JUDYNC-32nd) Reeves-34th
- HB 1014 Income tax; exemption for donation of real property for conservation use; extend sunset date (FIN-19th) Powell-171st
- HB 769 Ad valorem tax; certain watercraft held for sale or resale; make permanent an exemption (Substitute)(FIN-49th) Hawkins-27th
- HB 763 Sales and use tax; exemption regarding certain food and food ingredients; remove sunset (FIN-49th) Houston-170th
- HB 949 Crimes and offenses; illegal use of financial transaction cards; revise provisions (Substitute)(JUDYNC-54th) Powell-32nd
- HB 943 Contracts; additional limitations on indemnification and duty to defeat clauses which are void and enforceable in contracts for engineering or architectural services; provide (Substitute)(I&L-54th) Rogers-29th
- HB 926 Pharmacists and pharmacies; regulation of certain facilities and entities involved in the wholesale, manufacture, and distribution of drugs; provide (Substitute)(H&HS-54th) Broadrick-4th

- HB 1030 Georgia Seed Development Commission; change certain provisions (Substitute)(AG&CA-8th) Watson-172nd
- HB 808 Courts; Judicial Qualifications Commission; create (Substitute) (ETHICS-11th) Willard-51st
- HR 1113 Judicial Qualifications Commission; create - CA (Substitute) (ETHICS-11th) Willard-51st
- HB 927 "Appellate Jurisdiction Reform Act of 2016"; enact (JUDY-46th) Coomer-14th
- HB 745 Public property; extend automatic repeals of certain provisions relating to writing off small amounts due to the state; provisions (APPROP-54th) Ehrhart-36th
- HB 822 Sales and use tax; energy used in agriculture; revise definition (FIN-31st) Coomer-14th
- HB 879 Elementary and secondary education; seal of biliteracy for high school graduates with a high level of proficiency in one or more foreign languages in addition to English; provide (ED&Y-43rd) Taylor-79th
- HB 59 State tort claims; waiver of sovereign immunity for declaratory judgment or injunctive relief; provide (Substitute)(JUDY-29th) Willard-51st
- HB 882 Insurance; foreign and alien insurer deposit requirement of securities eligible for investment of capital funds in certain amounts; eliminate (Substitute)(I&L-32nd) Taylor-173rd
- HB 883 Insurance; insurers rehabilitation and liquidation; change certain provisions (I&L-9th) Taylor-173rd
- HB 976 State records management; minimum retention periods for video recordings from law enforcement devices on or inside a vehicle; provide (JUDYNC-9th) Hitchens-161st
- HB 514 South Fulton, City of; Fulton County; incorporate (Substitute) (SLGO(G)-35th) Bruce-61st
- HB 1070 Domestic relations; adoption; permit the department to use certain information in the records concerning the adopted child's biological parents (Substitute)(H&HS-45th) Dempsey-13th

- HB 773 Georgia Housing and Finance Authority; outstanding bond limit; increase (APPROP-54th) Houston-170th
- HB 897 Health; care and protection of indigent and elderly patients; provide for the establishment and operation of a drug repository program to accept and dispense unused prescription drugs (H&HS-1st) Price-48th
- HB 900 Crimes and offenses; electronic data base of prescription information; authorize the retention of data base information for 2 years (H&HS-40th) Cooper-43rd
- HB 1043 Vaccine protocol agreements; influenza; exempt activities conducted by a hospital or health system from certain requirements (Substitute) (H&HS-52nd) Kelley-16th
- HB 866 Insurance; multiple employer self-insured health plans; exempt from premium taxes (Substitute)(I&L-20th) Blackmon-146th
- HB 783 Controlled substances; Schedules I and IV; change certain provisions (Substitute)(JUDYNC-52nd) Broadrick-4th
- HB 93 Motor vehicles; law enforcement retaining license plate data obtained from automated license plate recognition systems for certain periods; prohibit (Substitute)(PUB SAF-54th) Pezold-133rd
- HB 166 Motorcycle Mobility Safety Act; enact (PUB SAF-13th) Yates-73rd
- HB 1085 Social services; aging; transfer oversight of such services to the Department of Community Health (H&HS-11th) Dempsey-13th
- HB 605 Georgia Judicial Retirement System; member who was serving in a full-time position on his or her retirement may use prior part-time service for vesting; provide (RET-52nd) Weldon-3rd
- HB 806 Drivers' licenses; expiration of certain licenses and identification cards; provisions (PUB SAF-7th) Tanner-9th
- HB 904 Labor and industrial relations; employment security; change certain contribution rates and credits (I&L-9th) Strickland-111th
- HB 364 Real estate transfer tax; change certain provisions (Substitute)(FIN-49th) Knight-130th

- HB 216 Occupational diseases; define certain terms; provisions (Substitute) (I&L-56th) Gravley-67th
- HB 212 Pain management clinics; health care professionals who must be on-site for the clinics to provide medical treatment or services; revise a provision (Substitute)(H&HS-13th) Weldon-3rd
- HB 937 Sales and use tax; exemption for projects of regional significance; change sunset provision (Substitute)(FIN-6th) Harrell-106th
- HB 960 Tax and revenue; confidentiality of certain tax information; provisions (Substitute)(FIN-48th) Kelley-16th
- HB 936 Income tax; wages necessary to qualify for a job tax credit; clarify certain terms (Substitute)(FIN-6th) Harrell-106th
- HB 935 Ad valorem tax; properties eligible for a freeport exemption; add certain fulfillment centers (FIN-51st) Harrell-106th
- HB 821 "Military Spouses and Veterans Licensure Act"; enact (RI&U-15th) Williams-168th
- HB 905 Courts; child abuse; change provisions (Substitute)(JUDYNC-54th) Ballinger-23rd
- HB 980 Municipal elections; reopening of qualifications under certain conditions; provide (Substitute)(ETHICS-51st) Powell-32nd
- HB 885 Health; certain counties to create a county board of health and wellness; repeal statute (Substitute)(H&HS-45th) Jones-47th
- HB 818 Workers' compensation; insurance, awards, benefits and administration; change certain provisions (I&L-54th) Shaw-176th
- HB 802 Revenue and taxation; deduction from income for contributions to savings trust accounts; revise (FIN-32nd) Teasley-37th
- HB 764 Motor vehicles; drivers to stop at crosswalks with pedestrian-activated rectangular rapid flash beacons; require (PUB SAF-47th) Powell-32nd
- HB 772 Elections; advanced voting with regard to Saturday voting; revise period of time (ETHICS-1st) Clark-147th

- HB 798 HOPE; home study students who receive certain scores on standardized college admission tests; provide eligibility (Substitute)(H ED-16th) Chandler-105th
- HB 654 Tattoo studios; post notification that certain tattoos could disqualify wearer from military service; require (Substitute)(VM&HS-15th) Scott-76th
- HB 21 Transit authority; creation of; metropolitan areas; repeal a population provision (Substitute)(TRANS-6th) Carson-46th
- HB 51 Taxes; amount payable at redemption of property; change provisions (Substitute)(JUDY-3rd) Benton-31st
- HB 193 Life Insurance Consumer Disclosure Model Act; enact (I&L-16th) Rogers-29th
- HB 304 Criminal procedure; fixing of sentence; clarify service of consecutive sentences (Substitute)(JUDYNC-23rd) Hightower-68th
- HB 690 Employees' Retirement System of Georgia; provide that certain law enforcement officers obtain creditable service in system under certain conditions; provisions (RET-7th) Carter-175th
- HB 738 Local government; county law libraries; revise uses of excess funds (SJUDY-18th) Caldwell-131st
- HB 759 Courts; financial institutions; certain activities shall not constitute the unauthorized practice of law; provide (B&FI-9th) Willard-51st
- HB 853 "Coverdell-Murphy Act"; update current system of levels of certified stroke centers to reflect advances in stroke treatments and therapy; provisions (H&HS-40th) Hawkins-27th
- HB 856 Probate courts; bond required for judges; change provisions (SLGO(G)-56th) Fleming-121st
- HB 862 Ad valorem tax; homestead exemption; clarify definition of disabled veteran (Substitute)(FIN-6th) Knight-130th
- HB 889 Professions and businesses; funeral establishments and crematories; authorize certain advertisements related to crematories and cremation services (Substitute)(RI&U-25th) Kidd-145th



- HB 916 "The Pharmacy Audit Bill of Rights"; certain audits conducted by the Department of Community Health; remove exception; provisions (H&HS-54th) Hightower-68th
- HB 944 Health; pronouncement of death of patients in nursing homes who are organ donors by a physician assistant or registered professional nurse; provide (H&HS-52nd) Gilligan-24th
- HB 954 "Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act"; enact (Substitute)(H&HS-54th) Efstoration-104th
- HB 911 Sales and use tax; agricultural machinery and equipment; provide exemption (Substitute)(FIN-31st) Duncan-26th
- HB 987 Ad valorem tax; property; change certain definitions (Substitute)(FIN-51st) McCall-33rd
- HB 1004 Courts; maps, plats, and plans to be filed for record; provide requirements (Substitute)(SJUDY-23rd) Jasperse-11th
- HB 1025 Courts; service of accusations of or citations for violations of ordinances under certain circumstances; change provisions (Substitute)(JUDY-40th) Taylor-79th
- HB 1073 Juvenile Code; procedure in juvenile courts; change provisions (Substitute) (SJUDY-45th) Strickland-111th
- HB 957 Probate courts; judges and clerks publicly post notice of the availability of the affidavit of indigence; require (SJUDY-42nd) Abrams-89th
- HR 1052 Thomas William Poole Memorial Bridge; Schley County; dedicate (Substitute)(TRANS-51st) Cheokas-138th
- HB 895 Elementary and secondary education; finance directors of charter schools participate in initial and annual training; require (ED&Y-42nd) Mayo-84th
- HB 614 Landon Dunson Act; enact (Substitute)(ED&Y-23rd) Stovall-74th
- HB 838 Insurance; carriers that sell certain health plans through an agent shall compensate such agent a minimum of 5 percent of collected premiums; provide (Substitute)(I&L-46th) Blackmon-146th

HB 408 Excise tax; rooms, lodging and accommodations; clarify application of certain provisions to certain municipalities (Substitute)(FIN-56th)  
Willard-51st

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

The following legislation was read the third time and put upon its passage:

HB 1072. By Representatives Coomer of the 14th, Abrams of the 89th, Rogers of the 29th, Blackmon of the 146th, Harden of the 148th and others:

A BILL to be entitled an Act to amend Code Section 20-3-374 of the Official Code of Georgia Annotated, relating to service cancelable loan fund and authorized types of service cancelable educational loans financed by state funds and issued by the Georgia Student Finance Authority, so as to remove ineligibility for such loans for members of the Georgia National Guard also receiving HOPE scholarship or HOPE grant funds; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 6th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker

Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

HB 1072, having received the requisite constitutional majority, was passed.

The following Senators were excused for business outside the Senate Chamber:

Hill of the 32nd                      Kirk of the 13th

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

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

Senate Sponsor: Senator Mullis of the 53rd.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	E Kirk	Y Unterman

Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

HB 869, having received the requisite constitutional majority, was passed.

HB 922. By Representatives Williamson of the 115th, Knight of the 130th, Kelley of the 16th, Harrell of the 106th, Coomer of the 14th and others:

A BILL to be entitled an Act to amend Code Section 48-7-40.17 of the Official Code of Georgia Annotated, relating to a tax credit for creating quality jobs, so as to add a definition of taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Thompson of the 14th.

The following Fiscal Note, as required by law, was read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

GREG S. GRIFFIN  
State Auditor  
(404) 656-2174

February 22, 2016

Honorable Jay Powell  
Chairman, House Ways and Means  
133 State Capitol  
Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
House Bill 922 (LC 34 4801)

Dear Chairman Powell:

The bill modifies the definition of a taxpayer that could qualify for the Quality Jobs Tax Credit (QJTC). It expands the number that may receive the credit by allowing a taxpayer to combine the employment growth in all disregarded entities to fulfill the 50-person employment threshold necessary for the credit.

Georgia State University's Fiscal Research Center (FRC) was not able to estimate the fiscal impact of the bill due to a lack of necessary data. FRC provided the following narrative regarding the bill:

Under current law, single member limited liability companies (SMLLC) may be treated as disregarded entities for the purpose of determining state income tax liability. If the SMLLC is solely owned by an individual, the income from the entity may be included as sole proprietorship income on the taxpayer's return. If the SMLLC is solely owned by a corporation, the income associated with the LLC may be included on the corporate return. However, credits are generally earned on a separate legal entity basis. As such, to qualify for the QJTC, the SMLLC must meet the 50-person employment threshold as a separate entity.

This bill would allow the owner of the SMLLC to combine the employment growth of all disregarded SMLLCs owned by that taxpayer with the employment growth of the principal sole proprietorship or corporation for the purpose of qualifying for the QJTC. Consider the example of someone who owns two fast food restaurants, each organized as a SMLLC. If Restaurant A increases employment by 25 people and Restaurant B increases employment by 25 people, under current law neither entity would meet the employment threshold.

Alternatively, this legislation would allow the taxpayer to combine the employment gains at Restaurant A and B in order to meet the 50 person employment threshold.

At this time, we do not have sufficient information to provide an exact revenue cost associated with this provision other than to state that this provision will have a negative impact on state revenues. Allowing taxpayers to aggregate the increase in employment across all the disregarded SMLLCs and the principal entity that they may own allows additional taxpayers to qualify for the QJTC. To qualify for the QJTC a taxpayer must create at least 50 new full-time jobs in any one year. The value of the credit per employee ranges from \$2,500 to \$5,000 depending on the wage paid relative to the average wage of the county in which the position is located. Once eligible, the taxpayer may claim the credit annually for five years. All jobs have to be maintained by the employer for the period for which the tax credit is claimed.

Based on data from the latest report from the Department of Revenue, in 2014 the value of the QJTC was \$28.7 million of which \$26.6 million was taken against withholding taxes. In 2013, the value of the QJTC was \$22.5 million, with \$18.8 million taken against withholding. Statistics from the Georgia Secretary of State indicate that there are 513,806 active domestic LLCs in Georgia as of February 16, 2016 but we have no information on the number that are SMLLCs. In researching the fiscal impact of this legislation, we spoke with several attorneys who are knowledgeable in the area of SMLLCs. From these conversations, we found that the formation of SMLLC is common and there are many examples of corporations reorganizing their subsidiaries to form a SMLLC. Therefore, the pool of potential beneficiaries of this proposal may be large. Additionally, this legislation also appears to apply to qualified Subchapter S subsidiaries, which can also be disregarded, further increasing the possible scope of the revenue loss.

Sincerely,

/s/ Greg S. Griffin  
State Auditor

/s/ Teresa A. MacCartney Director  
Office of Planning and Budget

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	E Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson

Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 922, having received the requisite constitutional majority, was passed.

HB 402. By Representatives Lumsden of the 12th, England of the 116th, Broadrick of the 4th, Coleman of the 97th, Dickson of the 6th and others:

A BILL to be entitled an Act to amend Chapter 9 of Title 33 and Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to regulation of insurance rates and workers' compensation, respectively, so as to encourage employers to provide work based learning opportunities for students age 16 and older; to provide for an optional reduction in workers' compensation premiums for employers that provide work based learning; to provide that work based learning students are covered under workers' compensation insurance; to establish criteria for employers providing work based learning; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Jones of the 25th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	E Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker

Y Harbison  
 Y Harper  
 Y Heath  
 Y Henson  
 Y Hill, H

Y Martin  
 Y McKoon  
 Millar  
 Y Miller  
 Y Mullis

Y Watson  
 Y Wilkinson  
 Y Williams, M  
 Williams, T

On the passage of the bill, the yeas were 49, nays 0.

HB 402, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/22

Due to business outside the Senate Chamber, I missed the vote on the HB 402. Had I been present, I would have voted "Yes".

/s/ F. Millar  
 District 40

HB 205. By Representatives Rice of the 95th and Petrea of the 166th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the O.C.G.A., relating to drivers' licenses, so as to require a driver who refused blood alcohol concentration testing as required by implied consent laws or an offender convicted of DUI with a blood alcohol concentration of 0.15 grams or higher to install and maintain ignition interlock devices on his or her vehicle; to amend Chapter 6 of Title 40 of the O.C.G.A., relating to uniform rules of the road, so as to provide for the probation of terms of imprisonment for DUI offenders in certain instances; to amend Article 7 of Chapter 8 of Title 42 of the O.C.G.A., relating to ignition interlock devices as condition of probation, so as to provide for the court issuance of a certificate of installation of ignition interlock devices; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Cowsert of the 46th.

The Senate Committee on Judiciary Non Civil offered the following substitute to HB 205:

A BILL TO BE ENTITLED  
 AN ACT

To amend Code Section 40-5-67.1, relating to chemical tests, implied consent notices, rights of motorists, test results, refusal to submit, suspensions and denials, and right to a



hearing and review, so as to prohibit a withdraw of an arrest report related to driving while under the influence of alcohol previously submitted by a law enforcement officer to the Department of Driver Services; to prohibit law enforcement officers from entering a joint withdrawal agreement on behalf of such department at an administrative license suspension hearing; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

### SECTION 1.

Code Section 40-5-67.1, relating to chemical tests, implied consent notices, rights of motorists, test results, refusal to submit, suspensions and denials, and right to a hearing and review, is amended by revising paragraph (1) of subsection (f) and by adding a new subsection to read as follows:

"(f)(1) The law enforcement officer, acting on behalf of the department, shall personally serve the notice of intention to suspend or disqualify the license of the arrested person or other person refusing such test on such person at the time of the person's refusal to submit to a test or at the time at which such a test indicates that suspension or disqualification is required under this Code section. The law enforcement officer shall take possession of any driver's license or permit held by any person whose license is subject to suspension pursuant to subsection (c) or (d) of this Code section, if any, and shall issue a 30 day temporary driving permit. The officer shall forward the person's driver's license to the department along with the notice of intent to suspend or disqualify and the report required by subsection (c) or (d) of this Code section within ten calendar days after the date of the arrest of such person. A report submitted by an officer shall not later be withdrawn by such officer. This paragraph shall not apply to any person issued a 180 day temporary driving permit pursuant to subsection (b) of Code Section 40-5-67. The failure of the officer to transmit the report required by this Code section within ten calendar days shall not prevent the department from accepting such report and utilizing it in the suspension of a driver's license as provided in this Code section."

"(k) No law enforcement officer shall be authorized to withdraw a report required by subsection (c) or (d) of this Code section, enter into a joint withdrawal agreement on behalf of the department, or take any other action involving the criminal disposition of the matter which otherwise would be in the discretion of the prosecuting attorney."

### SECTION 2.

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

Senator McKoon of the 29th offered the following amendment #1:

*Amend the Senate Judiciary Non-Civil Committee substitute to HB 205 (LC 29 7122S) by deleting lines 1 through 3 and inserting in lieu thereof the following:*

To amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to clarify and provide for persons who may obtain certain licenses, permits, or cards; to provide for driving safety cards for persons who are current recipients of grants of deferred action on deportation which shall operate the same as drivers' licenses; to provide for exceptions; to provide for the design of driving safety cards; to provide for special identification cards for persons who are current recipients of grants of deferred action on deportation; to provide for the design of such special identification cards; to provide for criminal penalties; to prohibit a withdraw of an arrest report related to driving while under the

*By adding "to provide for a contingent effective date;" on line 7 after "provide for related matters;"*

*By deleting line 10 and inserting in lieu thereof the following:*

Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, is amended by revising paragraph (15) of Code Section 40-5-1, relating to definitions, to read as follows:

"(15) 'Resident' means a person who has a permanent home or abode in Georgia to which, whenever such person is absent, he or she has the intention of returning. For the purposes of this chapter, there is a rebuttable presumption that the following person is a resident:

(A) Any person who accepts employment or engages in any trade, profession, or occupation in Georgia or enters his or her children to be educated in the private or public schools of Georgia within ten days after the commencement of such employment or education; or

(B) Any person who, except for infrequent, brief absences, has been present in the state for 30 or more days;

provided, however, that no person shall be considered a resident for purposes of this chapter unless such person is either a United States citizen or an alien ~~with legal authorization from the U.S. Immigration and Naturalization Service~~ having lawful status to be present in the United States."

## SECTION 2.

Said chapter is further amended by revising subsections (a) and (c) and adding new subsections to Code Section 40-5-20, relating to license required, surrender of prior licenses, and local licenses prohibited, to read as follows:

"(a) No person, except those expressly exempted in this chapter or in Chapter 6 of this title, shall drive any motor vehicle upon a highway in this state unless such person has a valid driver's license or a driving safety card under this chapter for the type or class of vehicle being driven. Any person who is a resident of this state for 30 days shall obtain a Georgia driver's license before operating a motor vehicle in this state. Any court having jurisdiction over traffic offenses in this state shall report to the department the name and other identifying information of any individual convicted of driving without a

license. This Code section shall not apply to a person driving with a suspended license or license that has been revoked. Any person convicted of violating this Code section shall be punished as provided in subsection (a) of Code Section 40-5-121; provided, however, that if:

(1) Such person is driving with a driver's license issued by this state that has been expired for less than 31 days at the time of the offense and he or she produces in court a driver's license that would have been valid at the time of the offense, he or she shall not be guilty of such offense; and

(2) Such person is driving without a valid driver's license or receipt issued by the department reflecting issuance, renewal, replacement, or reinstatement in his or her possession but he or she has a valid driver's license, Code Section 40-5-29 shall apply to such offense.

(a.1)(1) Except as provided for in subsection (a.2) of this Code section, any person who is a current recipient of a grant of deferred action on deportation from the United States Department of Homeland Security shall obtain a Georgia driving safety card before operating a motor vehicle in this state. Pursuant to the terms of this subsection, upon payment of the required fee, the department shall issue to every applicant qualifying therefor a driving safety card indicating the type or general class of vehicle the applicant may drive. Notwithstanding any other provision of this title and except as otherwise provided for in this subsection, such driving safety card shall:

(A) In every way operate in like manner for types or classes of vehicles as a citizen's driver's license, including but not limited to fees, instructional permits, training, examinations, expirations, restrictions, points, issuances, renewals, and replacements, as if such driving safety card were a driver's license;

(B) Be subject to the same carrying, exhibition, reporting, and motor vehicle insurance requirements as a citizen's driver's license;

(C) Confer the same privileges and responsibilities for driving a motor vehicle upon a highway in this state as a citizen's driver's license; and

(D) Be subject to the same laws and penalties in the law, including but not limited to suspension or revocation, in the same manner as a citizen's driver's license.

(2) A driving safety card shall be valid only during the period of time of the applicant's grant of deferred action on deportation or five years, whichever occurs first.

(3)(A) A driving safety card shall be valid only for the privilege of operating a motor vehicle upon a highway in this state and shall not be valid for identification purposes, including but not limited to verifying the identity, residency, or citizenship status of its holder.

(B) It shall be a misdemeanor to attempt, with intent to deceive, to use a driving safety card for identification purposes other than presentment to a law enforcement officer.

(4) Prior to the issuance of a driving safety card, the department shall obtain the fingerprints of the applicant.

(5)(A) The department shall distinguish a driving safety card from a driver's license

issued by the department by the use of font and color.

(B) A driving safety card shall bear the legend: 'The individual shown hereon has passed the driving skills, knowledge, and vision tests required by state law.' A driving safety card shall, in white letters displayed on a black banner positioned at the top or bottom, or both, of the driving safety card, include the terms 'DRIVING SAFETY CARD', 'NOT FOR IDENTIFICATION', 'NO LAWFUL STATUS', and 'NOT ACCEPTABLE FOR OFFICIAL PURPOSES'. The driving safety card shall have a vertical orientation. Other than as provided for in this paragraph, a driving safety card shall contain the same physical characteristics of, and be similar in form to, a driver's license issued by the department.

(6) The department shall not issue any temporary driving privileges as provided for in subsection (e) of Code Section 40-5-24 to any person who is a current recipient of a grant of deferred action on deportation from the United States Department of Homeland Security.

(a.2) No person who is a current recipient of a grant of deferred action on deportation from the United States Department of Homeland Security shall be eligible to obtain a driver's license or a special identification card other than a special identification card provided for under subsection (d) of Code Section 40-5-21.1; provided, however, that any person who is a current recipient of such grant of deferred action on deportation and who has a valid driver's license or special identification card other than a special identification card provided for under subsection (d) of Code Section 40-5-21.1 shall, upon expiration of such driver's license or special identification card, be subject to the provisions of this chapter relating to a driving safety card or special identification card."

"(c)(1) Except as provided in paragraph (2) of this subsection and in Code Section 40-5-32, no person shall receive a driver's license or driving safety card unless and until such person surrenders to the department all valid licenses in such person's possession issued to him or her by this or any other jurisdiction. All surrendered licenses issued by another jurisdiction shall be destroyed. The license information shall be forwarded to the previous jurisdiction. No person shall be permitted to have more than one valid driver's license or more than one valid driving safety card at any time or a valid driver's license and a valid driving safety card at the same time.

(2) Any noncitizen who is eligible for issuance of a driver's license or driving safety card pursuant to the requirements of this chapter may be issued a driver's license or driving safety card without surrendering any driver's license or such other similar licenses previously issued to him or her by any foreign jurisdiction. This exemption shall not apply to a person who is applying for a commercial driver's license or who is required to terminate any previously issued driver's license or similar license pursuant to federal law. The department shall make a notation on the driving record of any person who retains a foreign driver's license, and this information shall be made available to law enforcement officers and agencies on such person's driving record through the Georgia Crime Information Center."

**SECTION 3.**

Said chapter is further amended by revising Code Section 40-5-21.1, relating to temporary licenses, permits, or special identification cards, foreign licenses or identification cards as evidence of legal presence in the United States, and extensions, as follows:

"40-5-21.1.

(a) Except as provided in subsections (a.1) and (a.2) of Code Section 40-5-20, notwithstanding ~~Notwithstanding~~ any other provision of this title, an applicant who presents in person valid documentary evidence of:

- (1) Admission to the United States in a valid, unexpired nonimmigrant status;
- (2) A pending or approved application for asylum in the United States;
- (3) Admission into the United States in refugee status;
- (4) An approved application for temporary protected status in the United States;
- (5) Approved deferred action on deportation status;
- (6) Other federal documentation verified by the United States Department of Homeland Security to be valid documentary evidence of lawful presence in the United States under federal immigration law; or
- (7) Verification of lawful presence as provided by Code Section 40-5-21.2 may be issued a temporary license, permit, or special identification card. Such temporary license, permit, or special identification card shall be valid only during the period of time of the applicant's authorized stay in the United States or five years, whichever occurs first.

(b) A driver's license or identification card issued by any state or territory which, on or after July 1, 2006, authorized such driver's license or identification card to be issued to persons not lawfully present in the United States may not be accepted as evidence of legal presence in the United States.

(c) Any noncitizen applicant whose Georgia driver's license or identification card has expired, or will expire within 30 days, and who has filed, or on whose behalf has been filed, a request for an extension with the United States Department of Homeland Security, or similar such federal issuing agency, for time to remain lawfully within the United States shall be issued a temporary driving permit or identification card valid for 120 days from the date of the expiration of his or her valid driver's license or identification card. The noncitizen applicant shall be required to present evidence of the application for extension by submitting a copy or copies of documentation designated by the department. A temporary driving permit or identification card shall be issued upon submission of the required documentation and an application fee in an amount to be determined by the department. Upon the expiration of the temporary driving permit or identification card, no further consecutive temporary permits or identification cards shall be authorized; provided, however, that application may be made following the expiration of an additional valid Georgia driver's license or identification card.

(d)(1) Notwithstanding any other provision of the title, an applicant who is a current recipient of a grant of deferred action on deportation from the United States

Department of Homeland Security may be issued a special identification card which shall be valid only during the period of time of the applicant's grant of deferred action on deportation or five years, whichever occurs first. Notwithstanding any other provision of this title and except as otherwise provided for in this subsection, such special identification card shall in every way conform to the provisions governing personal identification cards provided for by this title, including but not limited to fees, proof of birth date, unlawful use, issuances, renewals, and replacements.

(2) Prior to the issuance of such special identification card as provided for in paragraph (1) of this subsection, the department shall obtain the fingerprints of the applicant.

(3)(A) The department shall distinguish the special identification card provided for in this subsection from other personal identification cards issued by the department by the use of font and color.

(B) A special identification card provided for in this subsection shall, in white letters displayed on a black banner positioned at the top or bottom, or both, of the special identification card, include the terms 'NO LAWFUL STATUS' and 'NOT ACCEPTABLE FOR OFFICIAL PURPOSES'. Other than as provided for in this paragraph, such special identification card shall contain the same physical characteristics of, and be similar in form to, other personal identification cards issued by the department."

#### **SECTION 4.**

Said chapter is further amended by revising subsection (b) and adding a new subsection to Code Section 40-5-21.2, relating to compliance with the Systematic Alien Verification for Entitlements Program, application, and implementation, to read as follows:

"(b) The department shall utilize the following procedures in this subsection before issuing an identification card, license, permit, or other official document to an applicant who is a noncitizen:

(1) The department shall attempt to confirm through the SAVE program that the applicant is lawfully present in the United States; and

(2) If the SAVE program does not provide sufficient information to the department to make a determination, the department shall be authorized to accept verbal or e-mail, or other means of confirmation of the legal status of the applicant from the Department of Homeland Security."

"(e) A person determined to be a current recipient of a grant of deferred action on deportation from the United States Department of Homeland Security pursuant to this Code section shall be eligible for a card as provided for in subsection (a.1) of Code Section 40-5-20 or subsection (d) of Code Section 40-5-21.1."

#### **SECTION 5.**

Said chapter is further amended by revising subsection (a) of Code Section 40-5-28, relating to the issuance of licenses and contents, as follows:

"(a) Except as provided in subsection (c) of this Code section, the department shall,

upon payment of the required fee, issue to every applicant qualifying therefor a driver's license indicating the type or general class of vehicles the licensee may drive, which license shall be upon a form prescribed by the department and which shall bear thereon a distinguishing number assigned to the licensee, a photograph of the licensee, the licensee's full legal name, either a facsimile of the signature of the licensee or a space upon which the licensee shall write his or her usual signature with a pen and ink immediately upon receipt of the license, and such other information or identification as is required by the department. No license shall be valid until it has been so signed by the licensee. Except as provided for under Code Section 40-5-20 or 40-5-21.1, the ~~The~~ department shall not require applicants to submit or otherwise obtain from applicants any fingerprints or any other biological characteristic or information which uniquely identifies an individual, including without limitation deoxyribonucleic acid (DNA) and retinal scan identification characteristics but not including a photograph, by any means upon application."

#### **SECTION 6.**

Said chapter is further amended in Code Section 40-5-67.1, relating to chemical tests, implied consent notices, rights of

*By deleting lines 34 and 35 and inserting in lieu thereof the following:*

#### **SECTION 7.**

Said chapter is further amended by revising paragraphs (1), (2), and (3) of Code Section 40-5-120, relating to the unlawful use of license or identification card and penalties for violations of chapter generally, as follows:

- "(1) Display or cause or permit to be displayed or have in his or her possession any canceled, revoked, or suspended driver's license or personal identification card issued pursuant to ~~Code Section 40-5-100~~ this chapter;
- (2) Fail or refuse to surrender to the department upon lawful demand any driver's license or personal identification card issued pursuant to ~~Code Section 40-5-100~~ this chapter which has been suspended, revoked, disqualified, or canceled;
- (3) Permit any unlawful use of a driver's license or personal identification card issued pursuant to ~~Code Section 40-5-100~~ this chapter issued to such person;"

#### **SECTION 8.**

- (a) This Act shall become effective only if funds are specifically appropriated for purposes of this Act in an appropriations Act enacted by the General Assembly.
- (b) If funds are so appropriated, then this Act shall become effective on the later of:
  - (1) The date on which such appropriations Act becomes effective; or
  - (2) The beginning date of the fiscal year for which such appropriations are made.

#### **SECTION 9.**

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

Senator McKoon of the 29th asked unanimous consent that his amendment be withdrawn. The consent was granted, and the McKoon amendment #1 was withdrawn.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	N Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	N Jeffares	Y Stone
N Crane	N Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
N Dugan	N Jones, H	Y Thompson, C
Y Fort	N Kennedy	N Tippins
Y Ginn	E Kirk	N Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Wilkinson
Y Heath	Y Millar	N Williams, M
Y Henson	N Miller	Y Williams, T
Y Hill, H	Mullis	

On the passage of the bill, the yeas were 38, nays 14.

HB 205, having received the requisite constitutional majority, was passed by substitute.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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



SB 230. By Senators Hufstetler of the 52nd, Unterman of the 45th, Burke of the 11th and Watson of the 1st:

A BILL to be entitled an Act to amend Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, so as to provide for the enactment of the "Uniform Emergency Volunteer Health Practitioners Act"; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 271. By Senators Burke of the 11th, Kirk of the 13th and Watson of the 1st:

A BILL to be entitled an Act to amend Chapter 3 of Title 37 of the Official Code of Georgia Annotated, relating to examination and treatment for mental illness, so as to provide for reasonable standards for providing patients and their representatives notice of their rights upon each such patient's admission to an emergency receiving facility; to provide for procedure for continued involuntary hospitalization of a mentally ill patient when a discharge has been planned and is deemed unsafe; to change the time frame for certain notices related to the procedure for continued involuntary hospitalization; to provide for a reasonable standard for diligent efforts to secure the names of a mental patient's representatives; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 329. By Senators Tippins of the 37th, Jones of the 25th, Ginn of the 47th and Orrock of the 36th:

A BILL to be entitled an Act to amend Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the "Quality Basic Education Act," so as to expand provisions relating to awarding of high school diplomas based on certain dual credit coursework; to provide that students who earn high school diplomas based on postsecondary coursework meet the rigor requirements for HOPE scholarships; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

SB 18. By Senators Harbison of the 15th, Davenport of the 44th, Jones of the 10th, Fort of the 39th, James of the 35th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 4 of Title 20 of the Official Code of Georgia Annotated, relating to technical and adult education, so as to provide that the Technical College System of Georgia

shall establish policies for granting academic credit to students for college level learning acquired prior to enrollment from military service, work experience, service in the community, or independent study; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has passed, as amended, by the requisite constitutional majority the following Bill of the Senate:

SB 420. By Senators Tippins of the 37th, Hill of the 32nd, Unterman of the 45th, Jones of the 25th and Thompson of the 14th:

A BILL to be entitled an Act to amend Chapter 1 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, so as to require referendum approval prior to the expenditure of public funds for the establishment of a fixed guideway transit; to provide for definitions; to provide for submission of the question to qualified voters; to provide for ballot language; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

At 12:24 p.m. the President announced that the Senate would stand at ease until 1:30 p.m.

At 1:47 p.m. the President called the Senate to order.

The following House legislation was read the first time and referred to committee:

HB 1149. By Representatives Williams of the 168th and Stephens of the 164th:

A BILL to be entitled an Act to amend an Act creating the Board of Education of Liberty County, approved February 10, 1986 (Ga. L. 1986, p. 3542), as amended, particularly by an Act approved May 5, 2005 (Ga. L. 2005, p. 3661), so as to provide for reimbursement of expenses for the chairperson and members of the board; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1152. By Representative Dukes of the 154th:

A BILL to be entitled an Act to amend an Act establishing the Board of Commissioners of Seminole County, approved August 16, 1920 (Ga. L. 1920, p. 610), as amended, particularly by an Act approved March 2, 1978 (Ga. L. 1978, p. 3076), so as to change the provisions relating to the compensation of

the chairperson and the other commissioners of the board; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

HB 1153. By Representative Rhodes of the 120th:

A BILL to be entitled an Act to amend an Act to provide that certain officials of Greene County who have served at least 15 years in office may, upon leaving, continue to participate in the county health insurance program for themselves and their dependents by paying the total cost of such participation, approved May 16, 2007 (Ga. L. 2007, p. 3664), as amended, particularly by an Act approved April 24, 2013 (Ga. L. 2013, p. 3654), so as to clarify the qualifications for participation in such health insurance program; to clarify who is covered under such provision; to provide limits on coverages offered; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on State and Local Governmental Operations.

The Calendar was resumed.

HB 547. By Representatives Fleming of the 121st, Powell of the 171st and Willard of the 51st:

A BILL to be entitled an Act to amend Chapter 3 of Title 53 of the Official Code of Georgia Annotated, relating to year's support, so as to change provisions relating to taxes and tax liens; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Stone of the 23rd.

The Senate Committee on Judiciary offered the following substitute to HB 547:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 3 of Title 53 of the Official Code of Georgia Annotated, relating to year's support, so as to change provisions relating to taxes and tax liens; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 3 of Title 53 of the Official Code of Georgia Annotated, relating to year's support, is amended by revising Code Section 53-3-4, relating to taxes and tax liens, as follows:

"53-3-4.

(a) As used in this Code section, the term 'homestead' shall have the same meaning as set forth in Code Section 48-5-40.

(b)(1) In solvent and insolvent estates, all taxes and liens for taxes accrued for years prior to the year of the decedent's death against the ~~real property~~ homestead set apart and against any equity of redemption applicable to the ~~real property~~ homestead set apart shall be divested as if the entire title were included in the year's support. Additionally, as elected in the petition, property taxes accrued in the year of the decedent's death or in the year in which the petition for year's support is filed or, if the petition is filed in the year of the decedent's death, in the year following the filing of the petition, shall be divested if the ~~real property~~ homestead is set apart for year's support.

(2) In solvent and insolvent estates, if the homestead is not claimed, all taxes and liens for taxes accrued for years prior to the year of the decedent's death against the real property set apart and against any equity of redemption applicable to the real property set apart shall be divested as if the entire title were included in the year's support. Additionally, as elected in the petition, property taxes accrued in the year of the decedent's death or in the year in which the petition for year's support is filed or, if the petition is filed in the year of the decedent's death, in the year following the filing of the petition shall be divested if the real property is set apart for year's support."

**SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone

Y Crane	Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the passage of the bill, the yeas were 48, nays 0.

HB 547, having received the requisite constitutional majority, was passed by substitute.

HB 659. By Representatives Belton of the 112th, Dudgeon of the 25th, Caldwell of the 20th, Nix of the 69th, Glanton of the 75th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, so as to provide transparency of financial information of local school systems and schools, to the greatest extent practicable; to provide for legislative intent; to provide for definitions; to provide for accessibility to certain financial data of a local board of education; to provide for school level budget and expenditure data; to require local school systems and schools to provide certain information on their websites; to provide for certain data and reports; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator VanNess of the 43rd.

The Senate Committee on Education and Youth offered the following substitute to HB 659:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to authorize a pilot program for the 2016-2017 school year to provide for consolidated federal, state, and local funds; to provide for the purposes of the pilot program; to provide for temporary waivers of certain financial reporting requirements for pilot school

systems; to provide for reports on the pilot program; to provide for automatic repeal; to provide transparency of financial information of local school systems and schools, to the greatest extent practicable; to provide for legislative intent; to provide for definitions; to provide for accessibility to certain financial data of a local board of education; to provide for school level budget and expenditure data; to require local school systems and schools to provide certain information on their websites; to provide for certain data and reports; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended in Part 4 of Article 6 of Chapter 2, relating to financing under the "Quality Basic Education Act," by adding a new Code section to read as follows:

"20-2-172.

(a) For the 2016-2017 school year only, the Department of Education shall be authorized to conduct a pilot program in which local school systems participating in the pilot program consolidate federal, state, and local funds to support a school-wide program, as allowed by 20 U.S.C. Section 6314(a)(1).

(b) The purpose of the pilot program shall be to:

(1) Determine whether state fiscal and accounting barriers can be modified or eliminated so that schools can easily consolidate federal, state, and local funds to improve educational opportunities and reduce fiscal and accounting requirements, as provided in Section 1005 of the federal Every Student Succeeds Act;

(2) Demonstrate that consolidation of funds creates flexibility to more effectively upgrade the entire educational program of a Title I school, with a focus on academically struggling students;

(3) Simplify the consolidated application and accelerate the approval of the application and disbursement of federal program funds;

(4) Demonstrate the benefit of not having to identify individual services as supplementary or track individual expenditures by the federal program;

(5) Simplify time and effort relative to documentation;

(6) Determine how state financial reporting requirements can be changed to accommodate local school systems that may want to consolidate funds in future years;

(7) Study various methodologies that might be used by local school systems to demonstrate, in accordance with Section 1012 of the federal Every Student Succeeds Act, within two years of the enactment of such federal act, that the methodology used to allocate state and local funds to each school ensures that each such school receives all of the state and local funds it would otherwise receive if it were not receiving assistance under Title I;

(8) Assist the department in identifying important issues that will help the department optimize the new Title I plan that it will submit to the United States Department of Education as required by the federal Every Student Succeeds Act; and

- (9) Identify any other objectives by the department and the local school systems participating in the pilot program that arise during the pilot program.
- (c) To allow the department flexibility in operating the pilot program for the 2016-2017 school year, notwithstanding any other provision of law to the contrary, the State Board of Education shall be authorized to waive or provide variances to provisions of this title and state board rules, to the extent reasonably necessary, regarding financial reporting requirements, including but not limited to Code Sections 20-2-320, 20-2-321, 20-14-33, and 20-14-34 and any rule promulgated by the State Board of Education regarding financial reporting requirements, to implement the pilot program in accordance with the purposes established pursuant to subsection (b) of this Code section, allowing, in particular, the pilot school systems to submit financial reports based on consolidated funds rather than segregating state and local funds from the consolidated pool.
- (d) The department shall be authorized to add one or more data elements to the certified/classified personnel information data collection procedure for the purpose of allowing the pilot school systems to report personnel paid from a consolidated pool of funds in a manner that will allow the school system to receive the correct amount of state dollars for training and experience and insurance premiums for the state health benefit plan.
- (e) The department and the pilot school systems shall continue to comply with all federal laws, regulations, and reporting requirements.
- (f) During the pilot program, the department and the pilot school systems shall jointly report each month to the State Board of Education concerning the progress of the pilot program, including an assessment of risks and benefits. The State Board of Education shall be authorized to approve additional waivers of state requirements that may be reasonably necessary to meet the goals of the pilot program.
- (g) On or before February 15, 2017, the department and the pilot school systems shall jointly report to the Senate Education and Youth Committee and the House Committee on Education the progress of the pilot program and any recommendations for legislative changes.
- (h) This Code section shall stand repealed in its entirety on December 31, 2017."

## **SECTION 2.**

Said title is further amended in Article 2 of Chapter 14, relating to education accountability assessment programs, by adding a new part to read as follows:

### "Part 3A

#### 20-14-45.

The intent of this part is to provide transparency and accuracy of financial information at the school system and school levels, to the greatest extent practicable. It is the intent of the General Assembly that local school systems and schools provide ready access to all financial information not specifically made confidential by law to the public.

20-14-46.

As used in this part, the term 'office' means the Office of Student Achievement.

20-14-47.

(a) Each local board of education and each state charter school shall make readily accessible to the public the following school site budget and expenditure information for each school not specifically made confidential by law:

- (1) The cost of all materials, equipment, and other nonstaff support;
- (2) Salary and benefit expenditures for all staff;
- (3) The cost of all professional development, including training, materials, and tuition provided for instructional staff on an annual basis;
- (4) The total cost of facility maintenance and small capital projects; and
- (5) The cost of new construction or major renovation reported on a cost-per-square-foot basis, based on the school system facility plan.

(b) Each local board of education shall make readily accessible to the public the following school system level information:

- (1) The annual budget of the local board of education;
- (2) Annual audits conducted on the finances of the local board of education;
- (3) Ratios of expenditures to revenues;
- (4) The total dollar amount of local property tax revenue the school system is authorized to collect in addition to the total program mill levy; and
- (5) The total dollar amount of all other tax revenue that is collected by the school system.

(c) Each local school system and each state charter school which maintains a website shall post in a prominent location on its website the following preexisting information or a link to where such information can be found:

- (1) The annual budget submitted to the State Board of Education pursuant to subsection (c) of Code Section 20-2-167;
- (2) The annual personnel report prepared by the state auditor pursuant to Code Section 50-6-27;
- (3) The most recent audit conducted by the Department of Audits and Accounts pursuant to subsection (a) of Code Section 50-6-6 and any additional independent audit conducted pursuant to subsection (b) of Code Section 50-6-6;
- (4) Any findings of irregularities or budget deficits reported by the Department of Audits and Accounts pursuant to Code Section 20-2-67; and
- (5) For a local board of education which imposes a sales tax for educational purposes pursuant to Part 2 of Article 3 of Chapter 8 of Title 48, the information required pursuant to Code Section 48-8-141 as provided to the Department of Audits and Accounts for posting on such department's searchable website pursuant to subsection (g) of Code Section 50-6-32.

(d) Each public school which maintains a website shall post in a prominent location on its website links to the following information:

- (1) The financial efficiency ratings for the school published by the office pursuant to



Code Section 20-14-34; and

(2) The webpage where the local school system posted the information listed in paragraphs (1) through (5) of subsection (c) of this Code section.

20-14-48.

(a) No later than January 1, 2017, the State Board of Education shall develop rules and regulations requiring that each local board of education and each state charter school provide information for their respective schools as specified by the state board and which is not specifically made confidential by law, including school site budget and expenditure information. Such rules and regulations shall include a template and definitions of budget and expenditure categories and line items.

(b) As soon as is practicable but no later than October 31, 2017, each local board of education and each state charter school shall publish in a prominent location on their respective websites the school site budget and expenditure information for their respective schools specified by the state board pursuant to subsection (a) of this Code section utilizing the template and definitions of budget and expenditure categories and line items established by the state board for the most recent fiscal year.

20-14-49.

(a) The office shall report the percentage of students with each state funded characteristic included in Code Section 20-2-161 at the school and school system level.

(b) If funding is available, as determined by the Office of Planning and Budget, the office shall create and publish an online sortable list for each school and school system on per student expenditures used to determine the financial efficiency rating calculated by the office pursuant to Code Section 20-14-33.

(c) The office shall report the relative financial performance of schools and school systems.

(d) The Department of Education shall publish annually on its website all underlying fiscal data that informs the financial efficiency rating calculated by the office pursuant to Code Section 20-14-33 and an explanation of the fiscal data that informs the financial efficiency rating on a disaggregated basis.

(e) All state and local government entities, including the Department of Education, Department of Audits and Accounts, Office of Planning and Budget, the office, and local school systems shall cooperate with and assist each other in complying with this part."

### **SECTION 3.**

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

Senators VanNess of the 43rd and Tippins of the 37th offered the following amendment #1:

*Amend the Senate Committee on Education and Youth substitute to HB 659 (LC 33 6618S) by adding at the end of line 62 the following:*

The department shall be further authorized to modify other financial reporting requirements as may be necessary to achieve the purposes of the pilot program.

On the adoption of the amendment, there were no objections, and the VanNess, Tippins amendment #1 to the committee substitute was adopted.

Senator Williams of the 27th offered the following amendment #2:

Amend the substitute to HB 659 (LC 33 6618S) by inserting on line 11 after "purposes;" the following: to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to revise provisions relating to standards for local school board members;

By inserting between lines 12 and 13 the following:

#### SECTION 1

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended by revising Code Section 20-2-49, relating to standards for local school board members, as follows:

"20-2-49.

The General Assembly finds that local boards of education play a critical role in setting the policies that lead to the operation and success of local school systems. School board members hold special roles as trustees of public funds, including local, state, and federal funds, while they focus on the singular objective of ensuring each student in the local school system receives a quality ~~basic~~ education enabling the student to fulfill his or her God-given potential and equipping him or her for full citizenship in our constitutional republic. Board duties require ~~specialized~~ skills and training in the performance of vision setting, policy making, approving multimillion dollar budgets, and hiring a qualified superintendent. The motivation to serve as a member of a local board of education should be the improvement of schools, which should include maintaining accreditation, and the academic achievement of all students, and the effective representation of parents' and other constituents' interests in the operation of the local school system. Service on a local board of education is important citizen service. ~~Given service and representation, given the specialized nature and unique role of membership on a local board of education, this elected office should be characterized and treated differently from other elected offices where the primary duty is independently to represent constituent views. Local board of education members should abide by~~

And by renumbering Sections accordingly

On the adoption of the amendment, there were no objections, and the Williams of the 27th amendment #2 to the committee substitute was adopted.

Senator Ligon of the 3rd offered the following amendment #3:

*Amend 659 by inserting after "purposes;" on line 11 the following:*

to amend Article 1 of Chapter 1 of Title 20 of the Official Code of Georgia Annotated, relating to general provisions relative to education, so as to provide for written notice prior to applying for certain grants affecting education policy regarding pre-kindergarten through grade 12 education; to provide for a short title; to provide for a definition;

*By inserting between lines 12 and 13 the following:*

**SECTION 1A.**

Article 1 of Chapter 1 of Title 20 of the Official Code of Georgia Annotated, relating to general provisions relative to education, is amended by adding a new Code section to read as follows:

"20-1-11.

(a) This Code section shall be known and may be cited as the 'Transparency in Education Act.'

(b) As used in this Code section, the term 'grant' means any competitive grant over \$20 million.

(c) Any department, agency, or official of the state applying for a grant pertaining to or affecting pre-kindergarten through grade 12 education which would result in the establishment or alteration of education policy for public education in this state shall, at least 30 days prior to submitting the grant application, provide a written analysis of the following to all members of the Senate Education and Youth Committee and the House Committee on Education:

(1) Long-term projections of unfunded costs resulting from the implementation of the grant for both the state and local boards of education, with projections covering at least three years after the expiration of the grant period;

(2) The impact on state and local education policy, including any resulting line of accountability or transfer of governing control of any aspect of education from state or local officials to any entity inside or outside this state, whether the federal government, a private corporation or association, or any other entity;

(3) The purpose and effect of the grant program, including its effect on and interrelationship with any existing education program or policy currently operating within this state;

(4) All compliance mandates and policy directives associated with satisfying the terms of the grant; and

(5) Any laws that must be passed or rescinded to comply with the terms of the grant, including budgetary considerations."

On the adoption of the amendment, there were no objections, and the Ligon, Jr. amendment #3 to the committee substitute was adopted.

Senator Ligon of the 3rd offered the following amendment #4:

*Amend HB 659 (LC 33 6618S) by inserting after "purposes;" on line 11 the following:*

to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to enact the "Student Protection Act"; to end punitive testing consequences for students related to federal, state, and locally mandated standardized assessments; to provide for alternative administrations of student assessments; to provide for parental and medical reasons to excuse students from participation in any federal, state, and locally mandated standardized assessments; to provide for guidance on how students are reported for failure to take federal, state, and locally mandated standardized assessments; to provide for a short title;

*By inserting between lines 156 and 157 the following:*

**SECTION 2A.**

Sections 2B through 2C of this Act shall be known and may be cited as the "Student Protection Act."

**SECTION 2B.**

Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, is amended by adding new subsections to Code Section 20-2-281, relating to student assessments, to read as follows:

"(r) With respect to any standardized assessments developed and administered pursuant to this Code section, the State Board of Education or local school system may administer such assessment in a paper-and-pencil format to any student whose parent or guardian requests such format and to any student 18 years of age or older who requests such format; provided, however, that this shall not apply to make-up assessments.

(s) The State School Superintendent shall develop guidelines, approved by the State Board of Education, by September 1, 2016, that identify a range of appropriate policies that may be adopted by a school system when considering how students not participating in a state-wide assessment will be supervised and what, if any, alternative to the assessment will be provided to them during the test administration. The guidelines should prohibit a school system from taking punitive action against a student, including, but not limited to, the adoption of sit and stare policies, in response to a student's refusal to participate in a federal, state, or locally mandated standardized assessment. The guidelines shall offer positive learning opportunities for students and not be undirected free time. The guidelines shall also address how and when the school system's policy will be communicated to parents, students, and school system staff. As used in this subsection, the term 'sit and stare' means any policy that requires a student whose parent or guardian has given written instructions for such student not to participate in federal, state, or locally mandated standardized assessments to remain with his or her class in the test room or in another location without any alternate instructional activity provided."

**SECTION 2C.**

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

"20-2-281.2.

)a( State mandated tests pursuant to Code Section 20-2-281 shall be mandatory for school systems to administer but optional for students, notwithstanding any other provision of law, under the following conditions:

(1) A parent or legal guardian submits a written request to school officials to excuse his or her child from any or all parts of the state mandated assessments administered pursuant to Code Section 20-2-281; and

(2) A licensed therapist's order or a physician's order has been issued to excuse a child from any or all parts of the state mandated assessments administered pursuant to Code Section 20-2-281 if the child is diagnosed with a life-threatening or serious health condition or has a disability.

(b) A student who is absent or otherwise unable to take any federal, state, or locally mandated assessment on the first administration or its designated make-up day or days may take the assessment on the second administration day or days or may take an alternative to the assessment as specified by the State Board of Education or the local board of education, which is appropriate for the student's grade level. Placement or promotion of these students shall follow the same procedures as students who do not achieve grade level on the first administration of the assessment; provided, however, that students who have not taken a federal, state, or locally mandated assessment due to parental refusal or medical or professional exemption shall be offered an appeals process if grade retention is based solely on the fact that the student failed to take the assessment, and teachers, principals, assistant principals, schools, and local school systems shall not be subject to any penalties due to any student's nonparticipation.

(c) If the rating on a school performance report is affected by the number of students excused or otherwise not taking the standardized assessments, the Department of Education shall include on the school performance report:

(1) An indication that the rating was affected by a federal law requirement;

(2) A brief explanation of the federal law requirement that affected the rating; and

(3) The rating the school would have received if not for the federal law requirement of the 95 percent participation threshold.

A teacher, principal, assistant principal, school, or local school system shall not be penalized for any such child who does not participate in such assessments."

On the adoption of the amendment, the President asked unanimous consent.

Senator Henson of the 41st objected.

Senator Ligon, Jr. of the 3rd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Ligon amendment #4 was withdrawn.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 4.

HB 659, having received the requisite constitutional majority, was passed by substitute.

HB 959. By Representatives Beskin of the 54th, Dudgeon of the 25th, Coleman of the 97th, Nix of the 69th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to update and clarify certain provisions relating to K-12 education; to revise a provision relating to conflicts of interest of local board of education members; to provide that students who earn certain grades in dual enrollment courses in core subjects are exempt from taking end-of-course assessments for such courses; to authorize the sharing of data for certain program evaluation purposes; to provide for an annual review of tuition for the Georgia Virtual School; to eliminate a restriction on the Office of

Student Achievement's authority to establish a nonprofit corporation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Tippins of the 37th.

The Senate Committee on Education and Youth offered the following substitute to HB 959:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to update and clarify certain provisions relating to K-12 education; to revise a provision relating to conflicts of interest of local board of education members; to expand provisions relating to awarding of high school diplomas based on certain dual credit coursework; to provide that students who earn high school diplomas based on postsecondary coursework meet the rigor requirements for HOPE scholarships; to provide that students who earn certain grades in dual enrollment courses in core subjects are exempt from taking end-of-course assessments for such courses; to authorize the sharing of data for certain program evaluation purposes; to provide for unique identifiers for students of military personnel; to provide for college and career academies as charter schools or as schools within a strategic waivers school system or charter system; to revise a provision relating to the Office of Student Achievement's authority to establish a nonprofit corporation; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended in Code Section 20-2-63, relating to prohibiting certain conflicts of interest of board members, by revising paragraph (6) of subsection (a) as follows:

"(6) No local board of education member shall be prohibited from:

(A) Making ~~making~~ an inquiry for information on behalf of a constituent if no fee, reward, or other thing of value is promised to, given to, or accepted by the local board of education member or his or her immediate family member in return therefor;

(B) Discussing any nonconfidential matters with a constituent;

(C) Attending or conducting a town hall meeting; or

(D) Discussing any nonconfidential matter with representatives of the media."

**SECTION 2.**

Said title is further amended by revising Code Section 20-2-149.2, relating to awarding of high school diploma for completion of postsecondary programs, as follows:

"20-2-149.2.

(a) A local board of education may award a high school diploma to a student enrolled in coursework pursuant to Code Section ~~20-2-159.5~~ 20-2-161.3 who:

(1) Completes rigorous coursework at a postsecondary institution which meets the requirements in paragraph (7) of Code Section 20-3-519;

(2) Has completed at least the following state required ~~ninth and tenth grade level~~ high school courses: two English courses, two mathematics courses, two science courses, two social studies courses, and one health and physical education course; and any state required tests associated with any such courses unless exempt pursuant to paragraph (2) of subsection (f) of Code Section 20-2-281;

(3) Receives a score of admission acceptable on the readiness assessment required by the postsecondary institution; and

(4) Completes: (i) an associate degree program; (ii) a technical college diploma program and all postsecondary academic education and technical education and training prerequisites for any state, national, or industry occupational certifications or licenses required to work in the field; or (iii) at least two technical college certificate of credit programs in one specific career pathway and all postsecondary academic education and technical education and training prerequisites for any state, national, or industry occupational certifications or licenses required to work in the field as determined by the Technical College System of Georgia or for any industry and job related skills requisite for a work force need identified by the State Board of the Technical College System of Georgia pursuant to paragraph (2) of subsection (b) of this Code section.

(b)(1) The State Board of the Technical College System of Georgia shall annually identify fields of study in which a critical need or shortage of trained personnel exists in the labor markets in this state and provide such information to the State Board of Education. The State Board of Education shall annually provide such information to local school systems for the purpose of emphasizing areas of critical ~~workforce~~ work force needs and shortages in the labor markets in our state to high school students to support their career pathway decisions.

(2) The State Board of the Technical College System of Georgia shall consult with Georgia industry associations, the Georgia Department of Labor, and other state recognized strategic work force industries and initiatives to determine the technical college certificate of credit programs that meet the requirements enumerated in division (iii) of paragraph (4) of subsection (a) of this Code section for industry and job related skills requisite for a work force need and ensure that such programs are instructionally rigorous, operate in accordance with industry standards, and provide quality training.

(c) The State Board of Education, in consultation with the State Board of the Technical College System of Georgia and the Board of Regents of the University System of Georgia, shall establish rules and regulations to implement the provisions of this Code section.

(d) A student who meets the requirements of subsection (a) of this Code section shall



be deemed to have met all graduation requirements of the State Board of Education and shall not be subject to any assessments otherwise required for purposes of graduation."

### SECTION 3.

Said title is further amended in Code Section 20-2-157, relating to the uniform reporting system for certain purposes and academic eligibility requirements to receive a HOPE scholarship, by adding a new subsection to read as follows:

"(h) A student who receives a diploma pursuant to Code Section 20-2-149.2 shall be deemed to have met all rigor requirements contained in subsection (e) or (f) of this Code section."

### SECTION 4.

Said title is further amended by revising subsection (e) of Code Section 20-2-161.2, relating to work based learning programs, as follows:

"(e) A college and career academy established in accordance with Code Section 20-4-37 which participates in work based learning programs pursuant to this Code section ~~and its charter~~ shall be eligible for any funding or assistance available for the implementation of this Code section."

### SECTION 5.

Said title is further amended in Code Section 20-2-161.3, relating to the "Move on When Ready Act," by revising paragraph (3) of subsection (f) as follows:

"(3) A participating eligible high school shall be required to award a high school diploma to any eligible high school student who is enrolled at or through an eligible postsecondary institution under the program as long as the credit earned at or through such postsecondary institution satisfies course requirements needed for the eligible high school student to complete high school graduation. The State Board of Education, in consultation with the State Board of the Technical College System of Georgia and the Board of Regents of the University System of Georgia, shall determine appropriate courses to meet these requirements. No later than July 1, 2015, the Department of Education shall communicate to high schools the subject area requirements or elective courses that may be satisfied with dual credit courses provided by eligible postsecondary institutions, which shall include completion of:

(A) At least the following state required ~~ninth and tenth grade level~~ high school courses or their equivalent: two English courses, two mathematics courses, two science courses, two social studies courses, and one health and physical education course; and any state required tests associated with any such courses unless exempt pursuant to paragraph (2) of subsection (f) of Code Section 20-2-281; and

(B) One of the following:

(i) An associate degree program;

(ii) A technical college diploma program and all postsecondary academic education and technical education and training prerequisites for any state, national, or industry occupational certifications or licenses required to work in the field; or

(iii) At least two technical college certificate of credit programs in one specific career pathway and all postsecondary academic education and technical education and training prerequisites for any state, national, or industry occupational certifications or licenses required to work in the field as determined by the Technical College System of Georgia or for any industry and job related skills requisite for a work force need identified by the State Board of the Technical College System of Georgia pursuant to paragraph (2) of subsection (b) of Code Section 20-2-149.2."

#### SECTION 6.

Said title is further amended by revising paragraph (3) of subsection (e) of Code Section 20-2-210, relating to annual performance evaluations, as follows:

"(3) The department may by agreement share individual data with the Office of Student Achievement for inclusion in the state-wide comprehensive educational information system created pursuant to Code Section 20-2-320 for the purposes of evaluating educational programs and of improving postsecondary educator preparation so long as the office agrees that it will not disclose personally identifiable information about any public school employee."

#### SECTION 7.

Said title is further amended by revising subsections (f) and (j) of Code Section 20-2-281, relating to student assessments, as follows:

"(f)(1) The State Board of Education shall adopt end-of-course assessments for students in grades nine through 12 for all core subjects to be determined by the state board. For those students with an Individualized Education Program, each such student's Individualized Education Program team shall identify necessary accommodations in accordance with the federal Individuals with Disabilities Education Act and state board regulations.

(2) A student shall be exempt from taking the end-of-course assessment for a core subject course if he or she:

(A) Earns a grade of A, B, or C in a dual credit course pursuant to Code Section 20-2-149.2 or 20-2-161.3;

(B) Earns a 3 or above on an advanced placement examination; or

(C) Earns a 4 or above on an international baccalaureate examination."

"(j) The State Board of Education shall adopt rules and regulations requiring the results of core subject end-of-course assessments to be included as a factor in a student's final grade in the core subject course for which the end-of-course assessment is given; provided, however, that this shall not apply to students who earn a grade of A, B, or C in a dual credit course pursuant to Code Section 20-2-149.2 or 20-2-161.3, a 3 or above on an advanced placement examination, or a 4 or above on an international baccalaureate examination in a core subject for which an end-of-course assessment is required pursuant to subsection (f) of this Code section."

**SECTION 8.**

Said title is further amended in Part 15 of Article 6 of Chapter 2, relating to miscellaneous provisions under the "Quality Basic Education Act," by adding a new Code section to read as follows:

"20-2-324.2.

(a) This Code section shall be known and may be cited as the 'Educating Children of Military Families Act.'

(b) The Department of Education is authorized to establish a unique identifier for each student:

(1) Whose parent or guardian is an active duty military service member in the armed forces of the United States; and

(2) Whose parent is a member of a reserve component of the armed forces of the United States or the National Guard

in a manner that will allow for disaggregation of data for each category."

**SECTION 9.**

Said title is further amended by revising paragraph (4) of Code Section 20-2-326, relating to definitions relative to the "Building Resourceful Individuals to Develop Georgia's Economy Act," as follows:

"(4) 'College and career academy' means a specialized ~~charter~~ school established by as a charter school or pursuant to a contract for a strategic waivers school system or charter system, which formalizes a partnership ~~which~~ that demonstrates a collaboration between business, industry, and community stakeholders to advance ~~workforce~~ work force development between one or more local boards of education, a private individual, a private organization, or a state or local public entity in cooperation with one or more postsecondary institutions ~~and approved by the State Board of Education in accordance with Article 31 of this chapter or the State Charter Schools Commission in accordance with Article 31A of this chapter.~~"

**SECTION 10.**

Said title is further amended by revising Code Section 20-4-37, relating to the Office of College and Career Transitions, as follows:

"20-4-37.

(a)(1) It is the intent of the General Assembly to:

(A) Increase high school graduation rates, potential job opportunities, and educational opportunities that will prepare students for success in college and the workplace;

(B) Establish intergovernmental cooperation between postsecondary institutions and local boards of education and collaboration with business, industry, and community stakeholders to aid relevant education programs and in the development and support of new and existing college and career academies in Georgia;

(C) Assist in the development of academic and career ready curriculum;

(D) Establish and manage support grant opportunities and awards for new and

existing college and career academies;

(E) Establish a process that allows for college and career academy certification; and  
 (F) Collect and analyze data to evaluate the effectiveness of dual credit and dual enrollment programs, secondary and postsecondary partnerships, and college and career academies.

(2) The General Assembly finds that to accomplish these goals, an office should be established to coordinate the efforts of the various education agencies.

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

(1) 'Board' means the State Board of the Technical College System of Georgia.

(2) 'Certification' means a formal process established by the Office of College and Career Transitions, and approved by the board, in which college and career academies successfully demonstrate appropriate levels of student achievement, community sustainability, ~~workforce~~ work force development, and school level governance.

(3) 'Charter petitioner' means a local board of education, group of local boards of education, private individual, private organization, state or local public entity, or any group of these; that submits a petition for a charter in cooperation with one or more postsecondary institutions which have petitioned to establish a college and career academy as a charter school pursuant to Article 31 or Article 31A of Chapter 2 of this title.

(4) 'Charter school' shall ~~have the same meaning as~~ mean the schools included in paragraph (3) of Code Section 20-2-2062 and as in paragraph (2) (5) of Code Section 20-2-2081.

(5) 'College and career academy' means a specialized ~~charter~~ school established ~~by~~ as a charter school or pursuant to a contract for a strategic waivers school system or charter system, which formalizes a partnership which that demonstrates a collaboration between business, industry, and community stakeholders to advance ~~workforce~~ work force development between one or more local boards of education, a private individual, a private organization, or a state or local public entity in cooperation with one or more postsecondary institutions ~~and approved by the State Board of Education in accordance with Article 31 of Chapter 2 of this title or the Georgia Charter Schools Commission in accordance with Article 31A of Chapter 2 of this title.~~ A charter school, charter system, or strategic waivers school system contract establishing a college and career academy shall include provisions requiring that the college and career academy have a governing board reflective of the school community and the partnership with decision-making authority and requiring that governing board members complete initial and annual governance training, including, but not limited to, best practices on school governance, the constitutional and statutory requirements relating to public records and meetings, and the requirements of applicable statutes and rules and regulations.

(6) 'Office' means the Office of College and Career Transitions established pursuant to subsection (c) of this Code section.

(7) 'Postsecondary institution' means a local technical college, community college, university, or other postsecondary institution operating under the authority of the

Technical College System of Georgia or the University System of Georgia or other not for profit postsecondary institution accredited by the Southern Association of Colleges and Schools.

(8) 'Start-up costs' means initial operating or capital costs, including, but not limited to, costs of improving real property.

(9) 'Supplemental funding' means funding for purposes other than start-up costs which are related to the establishment and operation of college and career academies.

(c) The Office of College and Career Transitions shall be established within the Technical College System of Georgia to coordinate the efforts by the State Board of Education, the University System of Georgia, the Technical College System of Georgia, and other not for profit postsecondary institutions accredited by the Southern Association of Colleges and Schools in the professional development, curriculum support, and development and establishment of college and career academies.

(d) The board shall be authorized to allocate funds, including state funds, federal funds, proceeds of general obligation debt, or any other available funds, for a particular purpose for college and career academies for start-up costs or for other purposes related to the establishment and operation of such academies by a grant consideration process.

(e) A charter petitioner for a college and career academy that has submitted for approval or that has drafted for submission for approval a charter petition for a college and career academy or a local school system that is proposing a college and career academy as part of a contract to be a strategic waivers school system or charter system shall be authorized to submit to the board an application for start-up funds for a such college and career academy. The board shall approve applications for start-up funds for college and career academies that meet the criteria and requirements established pursuant to subsections (i) and (j) of this Code section. As part of such funding application process, the office shall consider charter applications for college and career academies in cooperation with the Office of Charter School Compliance and consider proposed college and career academies as part of contracts to be strategic waivers school systems or charter systems and make recommendations to the State Board of Education for the approval, denial, and renewal of college and career academy charter petitions or proposed college and career academies within strategic waivers school systems or charter systems and specify the reasons for such recommendations. The State Board of Education ~~should~~ shall consider such a recommendation from the office prior to approving or denying a charter petition for a college and career academy or a proposal for a college and career academy as part of a contract to be a strategic waivers school system or charter system. Funds shall not be released to an approved applicant unless the charter petition is approved by the State Board of Education pursuant to Article 31 of Chapter 2 of this title or the Georgia Charter Schools Commission in accordance with Article 31A of Chapter 2 of this title or unless the contract for a strategic waivers school system or charter system which is proposing a college and career academy has been approved.

(f) The board shall be authorized to disburse supplemental funding to existing or new college and career academies which demonstrate a need for such funding.

(g)(1) The office shall establish a certification process, in collaboration with the Department of Education, for approval by the board. The office shall be authorized to certify college and career academies. The State Board of Education shall accept certification by the office as one component of determining compliance with charter and strategic waivers school system or charter system contract requirements. The State Board of Education may request supplemental information from charter petitioners, strategic waivers school systems, or charter systems.

(2) Any certification process established pursuant to paragraph (1) of this subsection ~~must~~ shall require that the applicant demonstrates how the proposed college and career academy will increase student achievement, provide for dual credit and dual enrollment opportunities, increase work based learning opportunities, and address ~~workforce~~ work force development needs; articulates how the collaboration between business, industry, and community stakeholders will advance ~~workforce~~ work force development; demonstrates local governance and autonomy; and shows other benefits that meet the needs of the students and community.

(3) Certification by the office shall constitute a positive recommendation to the State Board of Education for renewal of a charter school or charter system pursuant to Code Section 20-2-2064.1 or an extension of a strategic waivers school system contract pursuant to Article 4 of Chapter 2 of this title.

(h) The office shall be responsible for collecting and analyzing appropriate data from and about college and career academies on matters consisting of but not limited to college and career academy effectiveness. Collecting and reporting of data shall be in coordination with the Office of Charter School Compliance.

(i) The board shall establish eligibility criteria, requirements, and procedures for the disbursement of funding to college and career academies pursuant to this Code section. Such criteria, requirements, and procedures shall consider the strength of the proposed cooperative arrangements between the local board of education, the group of local boards of education, a private individual, a private organization, or a state or local public entity and one or more postsecondary institutions and must include active support from and a partnership with local business and community leaders for the college and career academy. The board may establish a matching requirement for recipients of funds under this Code section.

(j) A college and career academy receiving funds pursuant to this Code section shall submit an annual report to the board regarding the performance of such academy and the expenditure of funds received pursuant to this Code section. The report shall include, but not be limited to, academic data, financial statements, an evaluation of the progress relative to relationships between and among the business, industry, and community stakeholders, and any other information requested by the board to demonstrate the yearly progress or effectiveness of the college and career academy.

(k) Representatives from business, industry, civic, and governmental agencies and educational organizations which are designated by the commissioner of the Technical College System of Georgia shall advise the board on matters pertaining to both the certification and governance of college and career academies."

**SECTION 11.**

Said title is further amended by revising subsection (b) of Code Section 20-14-26.1, relating to authority of the Office of Student Achievement to incorporate a nonprofit corporation as a public foundation, as follows:

"(b) Any nonprofit corporation created pursuant to this Code section shall be subject to the following provisions:

(1) In accordance with the Constitution of Georgia, no governmental functions or regulatory powers shall be conducted by any such nonprofit corporation;

(2) Upon dissolution of any such nonprofit corporation incorporated by the office, any assets shall revert to the office or to any successor to the office or, failing such succession, to the State of Georgia;

(3) As used in this paragraph, the term 'direct employee costs' means salary, benefits, and travel expenses. To avoid the appearance of undue influence on regulatory functions by donors, no donations to any such nonprofit corporation from private sources shall be used for direct employee costs of the office;

(4) Any such nonprofit corporation shall be subject to all laws relating to open meetings and the inspection of public records;

(5) The office shall not be liable for the action or omission to act of any such nonprofit corporation; and

(6) No debts, bonds, notes, or other obligations incurred by any such nonprofit corporation shall constitute an indebtedness or obligation of the State of Georgia nor shall any act of any such nonprofit corporation constitute or result in the creation of an indebtedness of the state. No holder or holders of any such bonds, notes, or other obligations shall ever have the right to compel any exercise of the taxing power of the state nor to enforce the payment thereof against the state; ~~and~~

(7) Any nonprofit corporation created pursuant to this Code section shall not ~~acquire or hold a fee simple interest in real property by any method, including but not limited to gift, purchase, condemnation, devise, court order, and exchange purchase, condemn, or exchange real property~~ but may receive and accept real property by gift, devise, or court order; provided, however, that the nonprofit corporation shall not hold, use, administer, or maintain any such real property received or accepted by gift, devise, or court order but shall liquidate such property within a reasonable time."

**SECTION 12.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 959, having received the requisite constitutional majority, was passed by substitute.

HB 792. By Representatives Brockway of the 102nd, Pak of the 108th, Quick of the 117th, Cooke of the 18th, Ballinger of the 23rd and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize the carrying, possession, and use of electroshock weapons by persons who are students or who are employed at a public institution of postsecondary education; to provide for a definition; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator McKoon of the 29th.

The Senate Committee on Judiciary offered the following substitute to HB 792:



A BILL TO BE ENTITLED  
AN ACT

To amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize the carrying, possession, and use of electroshock weapons while in or on any building or real property owned by or leased to a public institution of postsecondary education; to provide for a definition; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, is amended in subsection (c) of Code Section 16-11-127.1, relating to carrying weapons within school safety zones, at school functions, or on a bus or other transportation furnished by a school, by deleting "or" at the end of paragraph (17), by replacing the period with "; or" at the end of paragraph (18), and by adding a new paragraph to read as follows:

"(19) Any person who is 18 years of age or older or currently enrolled in classes on the campus in question and carrying, possessing, or having under such person's control an electroshock weapon while in or on any building or real property owned by or leased to such public technical school, vocational school, college or university or other public institution of postsecondary education; provided, however, that, if such person makes use of such electroshock weapon, such use shall be in defense of self or others. The exemption under this paragraph shall apply only to such person in regard to such electroshock weapon. As used in this paragraph, the term 'electroshock weapon' means any commercially available device that is powered by electrical charging units and designed exclusively to be capable of incapacitating a person by electrical charge, including, but not limited to, a stun gun or taser as defined in subsection (a) of Code Section 16-11-106."

**SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	Y Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 43, nays 12.

HB 792, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/22/16

I inadvertently voted "Yea" on HB 792. Please reflect in the Journal that my intent was to vote "NO".

/s/ David E. Lucas, Sr.  
District 26

HB 1060. By Representatives Jasperse of the 11th, Meadows of the 5th, Powell of the 32nd, Ballinger of the 23rd, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the O.C.G.A., relating to carrying and possession of firearms; to amend Article 3 of Chapter 5 of Title 17 of the O.C.G.A., relating to disposition of property seized; to amend Code Section 35-3-34 of the

O.C.G.A., relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System; to amend Chapter 1 of Title 51 of the O.C.G.A., relating to general provisions regarding torts; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Harper of the 7th.

The Senate Committee on Judiciary offered the following substitute to HB 1060:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to deceptive or unfair practices, so as to prohibit the discriminatory refusal to provide credit or financial services to those persons engaged in the lawful commerce of firearms or ammunition products; to provide for a short title; to provide definitions; to provide for civil causes of action; to provide for action by the Attorney General; to amend Code Section 15-9-123 of the Official Code of Georgia Annotated, relating to appeal, so as to provide that appeals regarding petitions for relief pursuant to Code Section 35-3-34 from probate courts as provided for under Article 6 of Chapter 9 of Title 15 shall be by de novo review to the superior courts; to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to permit certain new residents to carry a weapon in this state for a limited time without a weapons carry license; to provide for definitions; to provide an exception for a license holder carrying in a place of worship; to revise provisions relating to carrying weapons within school safety zones, at school functions, or on a bus or other transportation furnished by a school; to allow the judge of the probate court to provide for printed information on gun safety; to provide for the maintenance of gun safety information on the website of the Department of Natural Resources; to revise and clarify the determinations to be made and the procedures to be followed by law enforcement agencies and the judge of the probate court in the issuance of a weapons carry license; to provide for replacement weapons carry licenses for persons who have a legal name change or address change; to clarify that certain active and retired law enforcement officers shall be authorized to carry a handgun on or off duty anywhere within this state; to authorize certain retired law enforcement officers to carry a handgun anywhere within this state; to revise carrying by certain persons with a courthouse; to clarify the meaning of commercial service airport relative to the carrying of a weapon or long gun; to amend Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background

Check System, so as to allow for the preservation of a person's involuntary hospitalization information received by the Georgia Crime Information Center; to correct references; to provide for exceptions; to provide for a judicial procedure for purging a person's involuntary hospitalization information received by the Georgia Crime Information Center; to amend Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to general provisions regarding torts, so as to provide for civil immunity of firearm instructors; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to deceptive or unfair practices, is amended by adding a new part to read as follows:

"Part 7

10-1-439.

This part shall be known and may be cited as the 'Georgia Firearms Industry Nondiscrimination Act.'

10-1-439.1.

As used in this part, the term:

(1) 'Financial services' means any service or product offered to the consumer or business market by a bank, trust company, credit union as defined by Code Section 7-1-4, any merchant acquirer limited purpose bank as defined in paragraph (7) of Code Section 7-9-2, or a federally chartered banking institution that accepts state deposits.

(2) 'Person' means one or more individuals, partnerships, associations, limited liability companies, corporations, unincorporated organizations, mutual companies, joint stock companies, trusts, agents, legal representatives, trustees, trustees in bankruptcy, receivers, labor organizations, public bodies, and public corporations and the State of Georgia and all political subdivisions and agencies thereof. Such term shall include federally chartered banking institutions that accept state deposits.

(3) 'Trade association' means any corporation, unincorporated association, federation, business league, or professional or business organization not organized or operated for profit and no part of the net earnings of which inures to the benefit of any private shareholder or individual; that is an organization described in Section 501(c)(6) of Title 26 of the United States Code and exempt from tax under Section 501(a) of such title; and two or more members of which are manufacturers or sellers of a qualified product as defined by Section 7903(4) of Title 15 of the United States Code.

10-1-439.2.

Unless otherwise precluded by law, regulation, or membership eligibility, it shall be an unlawful discriminatory practice for any person to refuse to provide financial services

of any kind to, to refrain from continuing to provide existing financial services to, to terminate existing financial services with, or to otherwise discriminate in the provision of financial services against a person or trade association solely because such person or trade association is engaged in the lawful commerce of firearms or ammunition products and is licensed pursuant to Chapter 44 of Title 18 of the United States Code or is a trade association.

10-1-439.3.

Whenever the Attorney General has reason to believe that any person is engaging, has engaged, or is about to engage in any act or practice declared unlawful by this part, the Attorney General shall, upon written request or by his or her own initiative, investigate and, upon finding a probable violation of this part, bring an action in the name of the state against such person:

- (1) To obtain a declaratory judgment that the act or practice violates the provisions of this part;
- (2) To enjoin any act or practice that violates the provisions of this part by issuance of a temporary restraining order or preliminary or permanent injunction, without bond, upon the giving of appropriate notice; and
- (3) To recover civil penalties of up to \$10,000.00 per violation of this part or any injunction, judgment, or consent order issued or entered into under the provisions of this chapter and reasonable expenses, investigative costs, and attorney's fees.

10-1-439.4.

The provisions of this part shall not apply to any bank, trust company, credit union, or merchant acquirer limited purpose bank that is chartered under the laws of this state or any other state to the extent that federal law precludes or preempts or has been determined to preclude or preempt the application of the provisions of this part to any federally chartered bank, trust company, credit union, or merchant acquirer limited purpose bank."

## **SECTION 2.**

Code Section 15-9-123 of the Official Code of Georgia Annotated, relating to appeal, is amended by revising subsection (a) as follows:

"(a) Except as provided for in Code Section 35-3-34, either ~~Either~~ party to a civil case in the probate court shall have the right of appeal to the Supreme Court or the Court of Appeals, as provided by Chapter 6 of Title 5."

## **SECTION 3.**

Said part is further amended by revising subsections (e) and (f) of Code Section 16-11-126, relating to having or carrying handguns, long guns, or other weapons, license requirement, exceptions for homes, motor vehicles, private property, and other locations and conditions, as follows:

"(e)(1) Any person licensed to carry a handgun or weapon in any other state whose

laws recognize and give effect to a license issued pursuant to this part shall be authorized to carry a weapon in this state, but only while the licensee is not a resident of this state; provided, however, that such licensee shall carry the weapon in compliance with the laws of this state.

(2) Any person who is not a weapons carry license holder in this state and who is licensed to carry a handgun or weapon in any other state whose laws recognize and give effect to a license issued pursuant to this part shall be authorized to carry a weapon in this state for 90 days after he or she becomes a resident of this state; provided, however, that such person shall carry the weapon in compliance with the laws of this state, shall as soon as practicable submit a weapons carry license application as provided for under Code Section 16-11-129, and shall remain licensed in such other state for the duration of time that he or she is a resident of this state but not a weapons carry license holder in this state.

(f)(1) Any person with a valid hunting or fishing license on his or her person, or any person not required by law to have a hunting or fishing license, who is engaged in legal hunting, fishing, or sport shooting when the person has the permission of the owner of the land on which the activities are being conducted may have or carry on his or her person a ~~handgun~~ weapon or long gun without a valid weapons carry license while hunting, fishing, or engaging in sport shooting.

(2) Any person with a valid hunting or fishing license on his or her person, or any person not required by law to have a hunting or fishing license, who is otherwise engaged in legal hunting, fishing, or sport shooting on recreational or wildlife management areas owned by this state may have or carry on his or her person a knife without a valid weapons carry license while engaging in such hunting, fishing, or sport shooting."

#### SECTION 4.

Said part is further amended by revising paragraph (2) of subsection (e) of Code Section 16-11-127, relating to carrying weapons in unauthorized locations, as follows:

"(2) Any license holder who violates subsection (b) of this Code section in a place of worship shall not be arrested but shall be fined not more than \$100.00; provided, however, that a license holder shall not be in violation of subsection (b) or (c) of this Code section if such license holder immediately leaves such place of worship while carrying a weapon or long gun upon personal notification by such place of worship that he or she is carrying a weapon or long gun in a place of worship which does not permit the carrying of a weapon or long gun. Any person who is not a license holder who violates subsection (b) of this Code section in a place of worship shall be punished as for a misdemeanor."

#### SECTION 5.

Said part is further amended by revising paragraph (5) of subsection (c) of Code Section 16-11-127.1, relating to carrying weapons within school safety zones, at school functions, or on a bus or other transportation furnished by a school, as follows:

"(5) The following persons, when acting in the performance of their official duties or when en route to or from their official duties:

- (A) A peace officer as defined by Code Section 35-8-2;
- (B) A law enforcement officer of the United States government;
- (C) A prosecuting attorney of this state or of the United States;
- (D) An employee of the Department of Corrections or a correctional facility operated by a political subdivision of this state or the United States who is authorized by the head of such department or correctional agency or facility to carry a firearm;
- (E) An employee of the Department of Community Supervision who is authorized by the commissioner of community supervision to carry a firearm;
- (F) A person employed as a campus police officer or school security officer who is authorized to carry a weapon in accordance with Chapter 8 of Title 20; and
- (G) Medical examiners, coroners, and their investigators who are employed by the state or any political subdivision thereof;

provided, however, that this Code section shall not apply to any extent to persons who are provided for under Code Section 16-11-130;"

#### SECTION 6.

Said part is further amended in Code Section 16-11-129, relating to weapons carry permit, temporary renewal permit, and terms, by adding a new subsection, by revising paragraph (4) of subsection (d) and paragraph (2) of subsection (e), and by adding a new paragraph to subsection (e) to read as follows:

**"(a.1) Gun safety information.**

(1) Upon receipt of an application for a weapons carry license or renewal license, the judge of the probate court may provide applicants printed information on gun safety that is produced by any person or organization that, in the discretion of the judge of the probate court, offers practical advice for gun safety. The source of such printed information shall be prominently displayed on such printed information.

(2) The Department of Natural Resources shall maintain on its principal, public website information, or a hyperlink to information, which provides resources for information on hunter education and classes and courses in this state that render instruction in gun safety. No person shall be required to take such classes or courses for purposes of this Code section where such information shall be provided solely for the convenience of the citizens of this state.

(3) Neither the judge of the probate court nor the Department of Natural Resources shall be liable to any person for personal injuries or damage to property arising from conformance to this Code section."

"(4) The law enforcement agency shall report to the judge of the probate court within 30 days, by telephone and in writing, of any findings relating to the applicant which may bear on his or her eligibility for a weapons carry license or renewal license under the terms of this Code section. When no derogatory information is found on the applicant bearing on his or her eligibility to obtain a license or renewal license, a

report shall not be required. The law enforcement agency shall return the application directly to the judge of the probate court within such time period. Not later than ten days after the judge of the probate court receives the report from the law enforcement agency concerning the suitability of the applicant for a license, the judge of the probate court shall issue such applicant a license or renewal license to carry any weapon unless facts establishing ineligibility have been reported or unless the judge determines such applicant has not met all the qualifications, is not of good moral character, or has failed to comply with any of the requirements contained in this Code section. The judge of the probate court shall date stamp the report from the law enforcement agency to show the date on which the report was received by the judge of the probate court. The judge of the probate court shall not suspend the processing of the application or extend, delay, or avoid any time requirements provided for under this paragraph."

"(2) If a person is convicted of any crime or ~~involved in any matter~~ otherwise adjudicated in a matter which would make the maintenance of a weapons carry license by such person unlawful pursuant to subsection (b) of this Code section, the judge of the superior court or state court hearing such case or presiding over such matter shall inquire whether such person is the holder of a weapons carry license. If such person is the holder of a weapons carry license, then the judge of the superior court or state court shall inquire of such person the county of the probate court which issued such weapons carry license, or if such person has ever had his or her weapons carry license renewed, then of the county of the probate court which most recently issued such person a renewal license. The judge of the superior court or state court shall notify the judge of the probate court of such county of the matter which makes the maintenance of a weapons carry license by such person to be unlawful pursuant to subsection (b) of this Code section. The Council of Superior Court Judges of Georgia and The Council of State Court Judges of Georgia shall provide by rule for the procedures which judges of the superior court and the judges of the state courts, respectively, are to follow for the purposes of this paragraph."

"(4) Any person, upon petition to the judge of the probate court, who has a weapons carry license or renewal license with more than 90 days remaining before the expiration of such weapons carry license or renewal license and who has had a legal name change, including, but not limited to, on account of marriage or divorce, or an address change shall be issued a replacement weapons carry license for the same time period of the weapons carry license or renewal license being replaced. Upon issuance and receipt of such replacement weapons carry license, the license holder shall surrender the weapons carry license being replaced to the judge of the probate court and such judge shall take custody of and destroy the weapons carry license being replaced. The judge of the probate court shall provide for the updating of any records as necessary to account for the license holder's change of name or address. The judge of the probate court shall charge the fee specified in paragraph (13) of subsection (k) of Code Section 15-9-60 for services provided under this paragraph."



**SECTION 7.**

Said part is further amended in Code Section 16-11-130, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, by revising the introductory language of subsection (a), subsections (b) and (c), and by adding a new subsection to read as follows:

"(a) Except to the extent provided for in subsection (c.1) of this Code section, Code Sections 16-11-126 through 16-11-127.2 shall not apply to or affect any of the following persons if such persons are employed in the offices listed below or when authorized by federal or state law, regulations, or order:"

"(b) Except to the extent provided for in subsection (c.1) of this Code section, Code Sections 16-11-126 through 16-11-127.2 shall not apply to or affect persons who at the time of their retirement from service with the Department of Community Supervision were community supervision officers, when specifically designated and authorized in writing by the commissioner of community supervision.

(c) Except to the extent provided for in subsection (c.1) of this Code section, Code Sections 16-11-126 through 16-11-127.2 shall not apply to or affect any:

(1) Sheriff, retired sheriff, deputy sheriff, or retired deputy sheriff if such retired sheriff or deputy sheriff is eligible to receive or is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47, the Sheriffs' Retirement Fund of Georgia provided under Chapter 16 of Title 47, or any other public retirement system established under the laws of this state for service as a law enforcement officer;

(2) Member of the Georgia State Patrol, ~~or~~ agent of the Georgia Bureau of Investigation, ~~or~~ retired member of the Georgia State Patrol, or retired agent of the Georgia Bureau of Investigation if such retired member or agent is receiving benefits under the Employees' Retirement System;

(3) Full-time law enforcement chief executive engaging in the management of a county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university law enforcement chief executive ~~that~~ who is registered or certified by the Georgia Peace Officer Standards and Training Council; or retired law enforcement chief executive ~~that~~ who formerly managed a county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university law enforcement chief executive ~~that~~ who was registered or certified at the time of his or her retirement by the Georgia Peace Officer Standards and Training Council, if such retired law enforcement chief executive is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47 or is retired in good standing and receiving benefits from a county, municipal, State of Georgia, state authority, or federal retirement system; ~~or~~

(4) Police officer of any county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university police officer ~~that~~ who is registered or certified by the Georgia Peace Officer Standards and Training Council, or retired police officer of any county, municipal, state, state

authority, or federal law enforcement agency in the State of Georgia, including any college or university police officer ~~that~~ who was registered or certified at the time of his or her retirement by the Georgia Peace Officer Standards and Training Council, if such retired ~~employee~~ police officer is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47 or is retired in good standing and receiving benefits from a county, municipal, State of Georgia, state authority, or federal retirement system; or

(5) Person who is a citizen of this state and:

(A) Has retired with at least ten years of aggregate service as a law enforcement officer with powers of arrest under the laws of any state of the United States or of the United States;

(B) Separated from service in good standing, as determined by criteria established by the Georgia Peace Officer Standards and Training Council, from employment with his or her most recent law enforcement agency; and

(C) Possesses on his or her person an identification card for retired law enforcement officers as issued by the Georgia Peace Officer Standards and Training Council; provided, however, that such person meets the standards for the issuance of such card as provided for by the council, including, but not limited to, maintenance of qualification in firearms training.

In addition, any such sheriff, retired sheriff, deputy sheriff, retired deputy sheriff, member of the Georgia State Patrol, retired member of the Georgia State Patrol, agent of the Georgia Bureau of Investigation, retired agent of the Georgia Bureau of Investigation, active or retired law enforcement chief executive, person who is a retired law enforcement officer as provided for in paragraph (5) of this subsection, or other law enforcement officer referred to in this subsection shall be authorized to carry a handgun on or off duty anywhere within ~~the~~ this state, including, but not limited to, in a courthouse except to the extent provided for in subsection (c.1) of this Code section, and the provisions of Code Sections 16-11-126 through 16-11-127.2 shall not apply to the carrying of such firearms.

(c.1)(1)(A) Pursuant to a comprehensive plan for the security of the county courthouse and any courthouse annex as provided for in subsection (a) of Code Section 15-16-10, the sheriff with jurisdiction over such county courthouse or courthouse annex may provide for facilities or the means for the holding of weapons carried by persons enumerated under this Code section, except as provided for in paragraph (2) of this subsection; provided, however, that ingress to such courthouse or courthouse annex is actively restricted or screened by the sheriff or his or her deputy sheriffs, and such facilities or means are located near the area which is restricted or screened by the sheriff or his or her deputy sheriffs.

(B) If the requirements of this paragraph are met, the persons enumerated under this Code section shall, except as provided for in paragraph (2) of this subsection, upon request of the sheriff, place their weapons in such holding with the sheriff or his or her deputy sheriffs pursuant to the comprehensive plan while such persons are within the restricted or screened area. Upon request of any person enumerated under

this Code section, in preparation for his or her exit from the restricted or screened area, the sheriff or his or her deputy sheriffs shall immediately provide for the return of the person's weapons which are in holding.

(2) Notwithstanding a comprehensive plan for the security of the county courthouse and any courthouse annex as provided for in subsection (a) of Code Section 15-16-10, active law enforcement officers referred to in subsection (c) of this Code section shall be authorized in the performance of their duties to carry handguns in a level 3 holster in any courthouse or courthouse annex if they are wearing the Class A uniform of their law enforcement agency or have the official badge issued to them by their law enforcement agency displayed and plainly visible on their person.

(3) As used in this subsection, the term 'weapon' shall have the same meaning as provided for in Code Section 16-11-125.1; provided, however, that such term shall additionally mean any firearm."

### **SECTION 8.**

Said part is further amended by adding a new subsection to Code Section 16-11-130.2, relating to carrying a weapon or long gun at a commercial service airport, to read as follows:

"(a.1) As used in this Code section, the term:

(1) 'Commercial service airport' means an airport that receives scheduled passenger aircraft service from any major airline carrier.

(2) 'Major airline carrier' means an airline that has more than \$1 billion in annual operating revenue during a fiscal year."

### **SECTION 9.**

Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System, is amended by revising paragraph (2) of subsection (e) as follows:

"(2)(A) The records of the Georgia Crime Information Center shall include information as to whether a person has been involuntarily hospitalized. Notwithstanding any other provisions of law and in order to carry out the provisions of this Code section and Code Section 16-11-172, the Georgia Crime Information Center shall be provided such information and no other mental health information from the involuntary hospitalization records of the probate courts concerning persons involuntarily hospitalized after March 22, 1995, in a manner agreed upon by ~~the Probate Judges Training Council~~ The Council of Probate Court Judges of Georgia and the Georgia Bureau of Investigation to preserve the confidentiality of patients' rights in all other respects. Further, notwithstanding any other provisions of law and in order to carry out the provisions of this Code section and Code Section 16-11-172, the center shall be provided information as to whether a person has been adjudicated mentally incompetent to stand trial or not guilty by reason of insanity at

the time of the crime, has been involuntarily hospitalized, or both from the records of the clerks of the superior courts concerning persons involuntarily hospitalized after March 22, 1995, in a manner agreed upon by The Council of Superior Court Clerks of Georgia and the Georgia Bureau of Investigation to preserve the confidentiality of patients' rights in all other respects. ~~After five years have elapsed from the date that a person's involuntary hospitalization information has been received by the Georgia Crime Information Center, the center shall purge its records of such information as soon as practicable and in any event purge such records within 30 days after the expiration of such five year period~~ Pursuant to this Code section, such person may petition the court in which such hospitalization proceedings occurred for relief. A copy of such petition for relief shall be served as notice upon the opposing civil party or the prosecuting attorney for the state, as the case may be, or their successors, who appeared in the underlying case. Within 60 days of the receipt of such petition for relief by the interested parties, such court shall hold a hearing on such petition for relief; provided, however, that such time may be extended for good cause as determined by the court. Such prosecuting attorney for the state may represent the interests of the state at such hearing.

(B) At the hearing provided for under subparagraph (A) of this paragraph, the court shall receive and consider evidence in a proceeding concerning:

- (i) The circumstances which caused the person to be subject to such hospitalization;
- (ii) The person's mental health and criminal history records, if any. The judge of such court shall require any such person to sign a waiver authorizing the superintendent or medical head of any mental hospital or treatment center to make to the judge and the parties a recommendation regarding whether such person is a threat to the safety of himself or herself or others;
- (iii) The person's reputation, which shall be established through character witness statements, testimony, or other character evidence; and
- (iv) Changes in the person's condition or circumstances since such hospitalization.

(C)(i) The court shall issue a written order of its decision on the petition for relief provided for under subparagraph (A) of this paragraph no later than 30 days after the hearing.

(ii) The court shall grant the petition for relief if such court finds by a preponderance of the evidence that the person will not likely act in a manner dangerous to himself or herself or public safety and that granting the relief is otherwise consistent with the standards for the issuance of a weapons carry license as provided for in subsection (b.1) of Code Section 16-11-129. A record shall be kept of the hearing; provided, however, that such record shall remain confidential and be disclosed only to a court or to the parties in the event of an appeal. Any appeal of the court's ruling on the petition shall be as provided for by laws governing the appeal of decisions from such court; provided, however, that any such appeal from a probate court as provided for under Article 6 of Chapter 9 of Title 15 shall be by de novo review to the superior court.

(iii) If the court grants such person's petition for relief, the clerk of such court shall report such order to the Georgia Crime Information Center immediately, but in no case later than ten business days after the date of such order, and the center shall purge such record that is the subject of the order as soon as practicable but not later than 30 days after receipt of such order.

(D) A person may petition for relief under this paragraph not more than once every two years. In the case of a person who has been hospitalized, such person shall not petition for relief prior to being discharged from such hospitalization. A first petition for relief may be made only after 12 months from the date on which a person's involuntary hospitalization commenced.

(E) Information received by the prosecuting attorney for the state pursuant to this paragraph shall not be used against the petitioner in any other case or context unless such information is usable in such other case or context by other rules of evidence or discovery."

### SECTION 10.

Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to general provisions regarding torts, is amended by adding a new Code section to read as follows:

"51-1-55.

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

(1) 'Dangerous weapon' shall have the same meaning as provided for under Code Section 16-11-121.

(2) 'Firearm' means any handgun, rifle, shotgun, or other weapon which will or can be converted to expel a projectile by the action of an explosive or electrical charge and which is not a dangerous weapon.

(b) Any instructor who lawfully instructs, educates, or trains a person in the safe, proper, or technical use of a firearm shall be immune from civil liability for any injuries caused by the failure of such person to use such firearm properly or lawfully."

### SECTION 11.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett

Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 37, nays 18.

HB 1060, having received the requisite constitutional majority, was passed by substitute.

The following Senators were excused for business outside the Senate Chamber:

McKoon of the 29th                  Thompson of the 5th

HB 941. By Representatives Golick of the 40th, Atwood of the 179th, Pak of the 108th and Abrams of the 89th:

A BILL to be entitled an Act to amend Chapter 12 of Title 15, Chapter 7 of Title 17, and Chapter 11 of Title 45 of the O.C.G.A., relating to juries, pretrial proceedings, and miscellaneous offenses concerning public officers and employees, respectively, so as to provide for procedure for review of incidents involving a peace officer's use of deadly force that results in death or serious bodily injury; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The Senate Committee on Judiciary Non-Civil offered the following substitute to HB 941:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 12 of Title 15, Chapter 7 of Title 17, and Chapter 11 of Title 45 of the Official Code of Georgia Annotated, relating to juries, pretrial proceedings, and miscellaneous offenses concerning public officers and employees, respectively, so as to provide for procedure for review of incidents involving a peace officer's use of deadly force that results in death or serious bodily injury; to provide for definitions; to provide for procedure and disclosure of information from such review; to repeal provisions relating to the use of stenographers and enact provisions relating to court reporters in grand jury proceedings; to change provisions relating to the use of special purpose grand juries; to repeal population Act features connected to grand juries; to provide for peace officer notification of grand jury proceedings and the process of testifying before a grand jury; to change provisions relating to the indictment of public officials for professional misconduct; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 12 of Title 15 of the Official Code of Georgia Annotated, relating to juries, is amended in Code Section 15-12-71, relating to the duties of the grand jury, by adding a new paragraph to subsection (b) and two new subsections to read as follows:

"(5)(A) As used in this paragraph, the term 'serious bodily injury' means bodily harm which deprives a person of a member of his or her body, which renders a member of such person's body useless, or which seriously disfigures such person's body or a member thereof.

(B) The grand jury, whenever deemed necessary by eight or more of its members or at the request of the district attorney, shall conduct a review of any incident in which a peace officer's use of deadly force resulted in death or serious bodily injury to another. Except when requested by the district attorney, such review shall only be conducted after the investigative report of the incident has been completed and submitted to the district attorney. The district attorney shall begin assisting the grand jury in its review no later than one year from the date of the incident or, if an attorney was appointed under Code Section 15-18-5, one year from the date of such appointment. A review shall not be conducted pursuant to this paragraph in any case in which the district attorney informs the grand jury that a bill of indictment or special presentment will be presented to a grand jury charging such peace officer with a criminal offense in conjunction with, or arising out of, the incident in which such peace officer's use of deadly force resulted in death or serious bodily injury to another.

(C) Not less than 20 days prior to the date upon which the grand jury shall begin hearing evidence in its review, the chief executive officer of the law enforcement

agency and the peace officer shall be notified of such date and the time and place of the grand jury meeting, provided that nothing in this paragraph shall require either officer to make a presentation to the grand jury unless requested by the grand jury to do so.

(D) When the grand jury is conducting a review pursuant to this paragraph, the testimony of any witness appearing before it and any argument or legal advice provided to the grand jury by the prosecuting attorney shall be recorded by a court reporter. The cost of conducting such review, including, but not limited to, the cost of any recordation and transcription of testimony, shall be paid out of the county treasury, upon the certificate of the judge of the superior court, as other court expenses are paid.

(E) Prior to the introduction of any evidence or the first witness being sworn, the district attorney shall advise the grand jury of the laws applicable to the conduct of such review. In particular, the grand jury shall be advised of Code Sections 16-3-20, 16-3-21, 16-3-23.1, and 17-4-20."

"(e)(1) If the grand jury conducts a review pursuant to paragraph (5) of subsection (b) of this Code section, and the grand jury does not request that the district attorney create a bill of indictment or special presentment, the grand jury shall prepare a report or issue a general presentment based upon its inspection, and any such report or presentment shall be subject to publication as provided for in Code Section 15-12-80.

(2) Such report or general presentment shall include a summary of the evidence considered by the grand jury and the grand jury's findings of the facts regarding the incident.

(3) Such report or general presentment shall be returned to the court by the grand jury and published in open court, and the report or general presentment shall be filed with the clerk.

(4) If the grand jury does not request that the district attorney create a bill of indictment or special presentment, the district attorney shall, upon the release of such report or general presentment and unless otherwise ordered by the court, make available for inspection or copying any evidence considered by the grand jury during such review and the transcripts of the testimony of the witnesses who testified during the review no later than the end of the following term of court or six months, whichever is later. On motion of the district attorney, the court shall order the redaction of any part of the evidence or transcripts which contains matters subject to a statutory privilege, the names of the grand jurors, or information contained therein that may be exempt from disclosure pursuant to Code Section 50-18-72.

(5) Any person requesting copies of such report, copies of any evidence considered by the grand jury during such review, or the transcripts of the testimony of the witnesses who testified during the review may be charged a reasonable fee for the cost of the redaction, reproduction, copying, and delivery of such report, evidence, or transcripts as provided in Code Section 50-18-71. Such costs shall be paid before such material is provided.

(f) If the grand jury requests that the district attorney create a bill of indictment or



special presentment against the peace officer, the transcript of the testimony of the witnesses who testified during the review, together with any other evidence presented to the grand jury, shall be not be disclosed, except as provided in Code Section 15-12-72 and in compliance with Article 1 of Chapter 16 of Title 17. If the bill of indictment or special presentment is to be presented to another grand jury, the district attorney shall transfer such transcripts and evidence to the grand jury considering the bill of indictment or special presentment."

### SECTION 2.

Said chapter is further amended by revising Code Section 15-12-74, relating to grand jury presentment of offenses, as follows:

"15-12-74.

(a) Grand jurors have a duty to examine or make presentments of such offenses as may or shall come to their knowledge or observation after they have been sworn. Additionally, they have the right and power and it is their duty as jurors to make presentments of any violations of the laws which they may know to have been committed at any previous time which are not barred by the statute of limitations.

(b) If a true bill is returned by the grand jury on any count of an indictment or special presentment, the indictment or special presentment shall be published in open court. If a no bill is returned by the grand jury on all counts of an indictment or special presentment, the prosecuting attorney shall file such indictment or special presentment with the clerk."

### SECTION 3.

Said chapter is further amended by repealing Code Section 15-12-83, relating to attendance of stenographer at grand jury proceeding and the use of a recording device, and enacting a new Code Section 15-12-83 to read as follows:

"15-12-83.

(a) Upon the request of the district attorney or when the grand jury proceedings are in accordance with Code Section 17-7-52, a court reporter shall be authorized to be present and shall attend such proceedings. Before attending the grand jury proceedings, the court reporter shall take the following oath:

'I do solemnly swear that I will keep secret all things and matters coming to my knowledge while in attendance upon the grand jury, so help me God.'

(b) The district attorney of the circuit in which the county is located shall appoint the court reporter and, notwithstanding any law to the contrary, fix the compensation therefor, and such compensation, including the cost of transcripts, shall be paid by the county.

(c) The court reporter shall take and transcribe the testimony of any witness appearing before the grand jury and any argument or legal advice provided to the grand jury by the prosecuting attorney and shall furnish such transcript to the district attorney.

(d) When a witness testifies pursuant to a grant of immunity as provided in Code Section 24-5-507, such testimony shall be transcribed, a copy of the transcript shall be

provided to the district attorney, and the original transcript shall be filed under seal in the office of the clerk.

(e) The court reporter shall be incompetent to testify at any hearing or trial concerning any matter or thing coming to the knowledge of the court reporter while in attendance upon the grand jury.

(f) Except as otherwise provided in this Code section, a recording, any court reporter's notes, and any transcript prepared from such recording or notes shall be provided solely to the district attorney, who shall retain control of such recording, notes, and transcript. The district attorney may use such materials to the extent such use is appropriate to the proper performance of his or her official duties, including compliance with Article 1 of Chapter 16 of Title 17."

#### **SECTION 4.**

Said chapter is further amended by revising subsection (a) of Code Section 15-12-100, relating to the procedure for impaneling special grand jury, as follows:

"(a) The chief judge of the superior court of any county to which this part applies, on his or her own motion, on motion or petition of the district attorney, or on petition of any elected public official of the county or of a municipality lying wholly or partially within the county, may request the judges of the superior court of the county to impanel a special grand jury for the purpose of investigating any alleged violation of the laws of this state or any other matter subject to investigation by grand juries as provided by law."

#### **SECTION 5.**

Said chapter is further amended by repealing Code Section 15-12-102, relating to the applicability of special purpose grand juries, and enacting a new Code Section 15-12-102 to read as follows:

"15-12-102.

This part shall apply only to all counties and consolidated city-county governments of this state. Except as otherwise provided by this part, Part 1 of this article shall apply to the grand juries authorized by this part."

#### **SECTION 6.**

Chapter 7 of Title 17 of the Official Code of Georgia Annotated, relating to pretrial proceedings, is amended by revising Code Section 17-7-52, relating to the procedure for indictment of peace officer for crime in the performance of duties, notification, and rights of the officer, as follows:

"17-7-52.

(a) Before ~~an~~ a bill of indictment or special presentment against a present or former peace officer charging the officer with a crime which is alleged to have occurred while he or she was in the performance of his or her duties is ~~returned by~~ presented to a grand jury, the officer shall be given a copy of the proposed bill of indictment or special presentment and notified in writing of the contemplated action by the ~~district~~

prosecuting attorney of the county wherein the grand jury shall convene and the officer shall be afforded the rights provided in Code Section 45-11-4. Such notice and a copy of the proposed bill of indictment or special presentment shall be provided to such officer not less than 20 days prior to the date upon which a grand jury will begin hearing evidence, and such notice shall inform such officer:

(1) That the grand jury is investigating such officer's conduct to determine if there is probable cause to conclude that he or she has violated one or more laws of this state;

(2) Of the date upon which the grand jury will begin hearing testimony on the proposed bill of indictment or special presentment and the location of the hearing;

(3) That he or she may request, but cannot be compelled, to testify as a witness before the grand jury regarding his or her conduct; and

(4) That, if such officer requests to testify before the grand jury, he or she will be permitted to do so at the conclusion of the presentation of the state's case-in-chief and that he or she may be questioned by the prosecuting attorney or members of the grand jury as are any other witnesses.

(b) If the officer requests to appear as a witness, he or she shall notify the prosecuting attorney any time prior to the date the grand jury will begin hearing testimony in such investigation. The prosecuting attorney shall, after consulting with the grand jury, inform the officer in writing of the date and time when he or she shall be present in order to testify and of the procedure that the grand jury will follow pursuant to subsection (c) of this Code section. The prosecuting attorney shall further advise the grand jury that an officer has the right to appear and testify or not to appear and testify and that, if the officer chooses not to testify, the grand jury shall not consider that in any way in making its decision.

(c) Prior to the introduction of any evidence or the first witness being sworn, the prosecuting attorney shall advise the grand jury of the laws applicable to the conduct of such proceedings, all relevant sections of the Code relating to the crime or crimes alleged in the bill of indictment, and any Code section that excuses or justifies such conduct. In particular, the grand jury shall be advised of Code Sections 16-3-20, 16-3-21, 16-3-23.1, and 17-4-20.

(d) If the officer requests to testify before the grand jury and appears at the date and time specified, the case shall proceed as in any other criminal case heard by a grand jury, except that the officer shall be permitted to testify at the conclusion of the presentation of the state's case-in-chief and that he or she shall only be present in the grand jury room while he or she is testifying. Such officer may be questioned by the prosecuting attorney or members of the grand jury as are any other witnesses. After the officer has been sworn as a witness and prior to any testimony by the officer, the prosecuting attorney shall advise the officer substantially of the following:

(1) The officer's appearance before the grand jury is voluntary, and he or she cannot be compelled to appear as a witness;

(2) By agreeing to be sworn as a witness on the bill of indictment or special presentment that will be laid before the grand jury, he or she will be asked to testify and answer questions and may be asked to produce records, documents, or other

physical evidence;

(3) The officer may refuse to answer any question or to produce records, documents, and other physical evidence if a truthful answer to the question or producing such records, documents, or other physical evidence would tend to incriminate the officer or would tend to bring infamy, disgrace, or public contempt upon the officer;

(4) Any testimony given by the officer may be used against him or her by the grand jury or in a subsequent legal proceeding; and

(5) If the officer is represented by an attorney, the attorney shall have the right to be present in the grand jury room while the officer is testifying, and the officer will be permitted reasonable opportunity to consult with his or her attorney outside the grand jury room.

(e) After being sworn as a witness but prior to being asked any questions by the prosecuting attorney or the grand jurors, the officer may make such sworn statement as he or she shall desire. The officer's attorney shall not propound questions to the officer nor object to questions propounded to the officer on evidentiary grounds.

(f) At the conclusion of the officer's testimony, if any, the prosecuting attorney may present rebuttal evidence and advise the grand jury on matters of law.

(g) At any time during the presentation of evidence or during deliberations, the grand jury may amend the bill of indictment or special presentment or instruct the prosecuting attorney to cause a new bill of indictment or special presentment to be created as in any other case. When a bill of indictment or special presentment is amended or newly created, the accused peace officer and his or her attorney shall be provided a copy of it.

(h) No individual other than the jurors, and any interpreter needed to assist a hearing impaired or speech impaired juror, shall be present while the grand jury is deliberating or voting.

~~(b)~~(i)(1) As used in this subsection, the term 'nonserious traffic offense' means any offense in violation of Title 40 which is not prohibited by Article 15 of Chapter 6 of Title 40.

(2) The requirements of ~~subsection (a)~~ of this Code section shall apply to all prosecutions, whether for felonies or misdemeanors or felonies, other than nonserious traffic offenses, and no such prosecution shall proceed either in state or superior court without a grand jury indictment or special presentment."

#### **SECTION 7.**

Said chapter is further amended by revising subsection (e) of Code Section 17-7-70.1, relating to trial upon accusations in certain felony and misdemeanor cases, as follows:

"(e) Notwithstanding ~~the above provisions~~ subsections (a) through (d) of this Code section, nothing in this Code section shall affect the rights of ~~police officers and~~ public officials to appear before a grand jury as provided in Code Sections ~~17-7-52~~, 45-11-4, and 45-15-11 or peace officers to appear before a grand jury as provided in Code Section 17-7-52."

**SECTION 8.**

Chapter 11 of Title 45 of the Official Code of Georgia Annotated, relating to miscellaneous offenses concerning public officers and employees, is amended by revising Code Section 45-11-4, relating to unprofessional conduct and indictment, as follows:

"45-11-4.

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

(1) 'County officer' means any elected county officer, including the judge of the probate court, clerk of the superior court, tax receiver, tax collector, and tax commissioner where such office has replaced the tax receiver and tax collector, and any county commissioner.

(2) 'Municipal officer' means any mayor or elected member of any municipal governing authority.

(3) 'Public officer' means a county officer, a municipal officer, and state officials as provided in Code Section 45-15-11.

(b) A public officer may be charged under this Code section for:

(1) Malpractice, misfeasance, or malfeasance in office;

(2) Using oppression or tyrannical partiality in the administration or under the color of his or her office;

(3) When required by law, willfully refusing or failing to preside in or hold his or her court at the regular terms thereof, or when it is his or her duty under the law to do so;

(4) Using any other deliberate means to delay or avoid the due course or proceeding of law; or

(5) Willfully and knowingly demanding more cost than he or she is entitled to by law in the administration and under color of his or her office.

(c) A conviction for violating subsection (b) of this Code section shall be punished as for a misdemeanor, and, upon conviction in a court of competent jurisdiction, the accused shall be removed from office.

(d) This Code section shall only apply to a public officer charged under subsection (b) of this Code section. This Code section shall not apply when a public officer is charged with any other crime alleged to have occurred while such official was in the performance of an official duty.

(e) This Code section shall only apply to a public officer holding office at the time of indictment and not to former office holders.

~~(f) Any indictment brought pursuant to subsection (b) of this Code section shall specially set forth the merits of the complaint against the accused public officer. A copy of the proposed bill of indictment shall be served on the accused public officer at least 15 days before it is presented to the grand jury.~~

~~(g) The accused shall have the right to appear before the grand jury to make such sworn statement as he or she shall desire at the conclusion of the presentation of the state's evidence. The accused shall not be subject to examination, either direct or cross, and shall not have the right individually or through his or her counsel to examine the state's witnesses. The accused and his or her counsel shall have the right to be present during the presentation of all evidence and alleged statements of the accused on the~~

~~proposed indictment, presentment, or accusation, after which the accused and his or her counsel shall retire instanter from the grand jury room to permit the grand jury to deliberate upon the indictment.~~

~~(h) At any time during the presentation of evidence or during deliberations, the grand jury may amend the indictment or instruct the district attorney to cause a new indictment to be drawn as in any other case. In such case, a copy of the amendment or new indictment, if it relates to the accused public official, shall be provided to the accused public official and his or her counsel.~~

~~(i) If a true bill is returned by the grand jury, the indictment shall, as in other cases, be published in open court and shall be placed on the superior court criminal docket of cases to be tried by a trial jury."~~

### SECTION 9.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	N Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson
Y Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 3.

HB 941, having received the requisite constitutional majority, was passed by substitute.

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

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

Senate Sponsor: Senator Hill of the 32nd.

The Senate Committee on Judiciary Non-Civil offered the following substitute to HB 874:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 9 of Chapter 11 of Title 15, Title 16, Chapter 4 of Title 24, and Code Section 42-5-18 of the Official Code of Georgia Annotated, relating to access to hearings and records, crimes and offenses, relevant evidence and its limits, and items prohibited for possession by inmates, respectively, so as to improve the ability to prosecute street gang terrorism; to provide for the admissibility of juvenile adjudications under certain circumstances; to clarify provisions relating to terroristic threats and acts; to provide for misdemeanor punishment of terroristic threats under certain circumstances; to correct a cross-reference; to increase penalties for unlawful activities connected with criminal street gang activity and provide for certain mandatory minimum terms of imprisonment; to change provisions relating to the admissibility of evidence of the existence of criminal street gangs; to provide for the admissibility of similar transaction evidence in prosecutions for criminal street gang activity; to increase penalties for providing items prohibited for possession by inmates and provide for mandatory minimum terms of imprisonment; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 9 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to access to hearings and records, is amended by revising Code Section 15-11-703, relating to the use of disposition and evidence, as follows:

"15-11-703.

Except as provided in subsection (d) of Code Section 24-6-609, the disposition of a child and evidence adduced in a hearing in the juvenile court ~~may~~ shall not be used against such child in any proceeding in any court other than as provided in Code Section 16-15-9 or 24-4-418 or for a proceeding for delinquency or a child in need of services, whether before or after reaching 18 years of age, except in the establishment of conditions of bail, plea negotiations, and sentencing in criminal offenses; and, in such excepted cases, such records of dispositions and evidence shall be available to prosecuting attorneys, superior or state court judges, and the accused and may be used in the same manner as adult records. Whenever such record of disposition is filed in a superior or state court or admitted into evidence in a superior or state court proceeding, it shall be filed under seal."

## SECTION 2.

Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, is amended by revising Code Section 16-11-37, relating to terroristic threats and acts and penalties, as follows:

"16-11-37.

(a) As used in this Code section, the term 'hazardous substance' shall have the same meaning as set forth in Code Section 12-8-92.

(b)(1) A person commits the offense of a terroristic threat when he or she threatens to commit:

(A) Commit any crime of violence, to release;

(B) Release any hazardous substance, as such term is defined in Code Section 12-8-92, or to burn; or

(C) Burn or damage property with;

(2) Such terroristic threat shall be made:

(A) With the purpose of terrorizing another or;

(B) With the purpose of causing the evacuation of a building, place of assembly, or facility of public transportation or;

(C) With the purpose of otherwise causing serious public inconvenience; or in

(D) In reckless disregard of the risk of causing such the terror, evacuation, or inconvenience described in subparagraph (A), (B), or (C) of this paragraph.

(3) No person shall be convicted under this subsection on the uncorroborated testimony of the party to whom the threat is communicated.

~~(b)~~(c) A person commits the offense of a terroristic act when:

(1) He or she uses a burning or flaming cross or other burning or flaming symbol or flambeau with the intent to terrorize another or another's household;

(2) While not in the commission of a lawful act, he or she shoots at or throws an object at a conveyance which is being operated or which is occupied by passengers; or

(3) He or she releases any hazardous substance or any simulated hazardous substance under the guise of a hazardous substance for;

(A) For the purpose of terrorizing another or;



(B) For the purpose of causing the evacuation of a building, place of assembly, or facility of public transportation;

(C) For the purpose of otherwise causing serious public inconvenience; or

(D) In reckless disregard of the risk of causing such the terror, evacuation, or inconvenience described in subparagraph (A), (B), or (C) of this paragraph.

~~(e)~~(d)(1) A person convicted of the offense of a terroristic threat shall be punished as a misdemeanor; provided, however, that if the threat suggested the death of the threatened individual, the person convicted shall be guilty of a felony and shall be punished by a fine of not more than \$1,000.00, or by imprisonment for not less than one nor more than five years, or both.

(2) A person convicted of the offense of a terroristic act shall be punished by a fine of not more than \$5,000.00, or by imprisonment for not less than one nor more than ten years, or both; provided, however, that if any person suffers a serious physical injury as a direct result of an act giving rise to a conviction under subsection (b) of this Code section, the person so convicted shall be punished by a fine of not more than \$250,000.00, or imprisonment for not less than five nor more than 40 years, or both.

~~(d)~~(e) A person who commits or attempts to commit a terroristic threat or act violation of subsection (b) or (c) of this Code section shall, upon conviction thereof, be punished by a fine of not less than \$50,000.00, imprisonment for not less than five nor more than 20 years, or both, when such act is done with the intent to retaliate against any person for or intimidate or threaten any person from:

(1) Attending a judicial or administrative proceeding as a witness, attorney, judge, clerk of court, deputy clerk of court, court reporter, community supervision officer, county or Department of Juvenile Justice juvenile probation officer, probation officer serving pursuant to Article 6 of Chapter 8 of Title 42, or party or producing any record, document, or other object in a judicial or official proceeding; or

(2) Providing to a law enforcement officer, community supervision officer, county or Department of Juvenile Justice juvenile probation officer, probation officer serving pursuant to Article 6 of Chapter 8 of Title 42, prosecuting attorney, or judge any information relating to the commission or possible commission of an offense under the laws of this state or of the United States or a violation of conditions of bail, pretrial release, probation, or parole.

~~shall be guilty of the offense of a terroristic threat or act and, upon conviction thereof, shall be punished, for a terroristic threat, by imprisonment for not less than five nor more than ten years or by a fine of not less than \$50,000.00, or both, and, for a terroristic act, by imprisonment for not less than five nor more than 20 years or by a fine of not less than \$100,000.00, or both."~~

### SECTION 3.

Said title is further amended by revising Code Section 16-11-37.1, relating to dissemination of information relating to terroristic acts, as follows:

"16-11-37.1.

It shall be unlawful for any person knowingly to furnish or disseminate through a

computer or computer network any picture, photograph, drawing, or similar visual representation or verbal description of any information designed to encourage, solicit, or otherwise promote terroristic acts as defined in Code Section 16-11-37. Any person convicted for violation of this Code section shall be guilty of a misdemeanor of a high and aggravated nature; provided, however, that if such act is in violation of paragraph (1) of subsection ~~(d)~~ (e) of Code Section 16-11-37, the person convicted shall be guilty of a felony and shall be punished by imprisonment for not less than one nor more than ten years or by a fine not to exceed \$100,000.00 or both."

#### SECTION 4.

Said title is further amended by revising subsection (k) of Code Section 16-15-4, relating to the prohibition of participating in criminal gang activity, as follows:

"(k)(1) Any person who violates subsection (a), (b), or (c) of this Code section shall be guilty of a felony and upon conviction thereof, in addition to any other penalty imposed, ~~by law, be punished by~~ shall be sentenced to imprisonment for not less than five nor years but not more than 15 20 years or by pay a fine of not less than \$10,000.00 nor more than \$15,000.00, or both.

(2) Any person who violates subsection (a) of this Code section through the commission of a violation of Code Section 42-5-18 shall be guilty of a felony and upon conviction thereof, in addition to any other penalty imposed, shall be sentenced to a mandatory minimum term of imprisonment of two years but not more than 20 years which shall be served consecutively to any other sentence imposed, and no portion of the mandatory minimum sentence imposed shall be suspended, stayed, probated, deferred, or withheld by the sentencing court.

~~(2)~~(3) Any person who violates subsection (d) of this Code section ~~may~~ shall be guilty of a felony and upon conviction thereof, in addition to any other penalty ~~provided by law, be punished by~~ imposed, shall be sentenced to imprisonment for an additional ten for five years but not more than 20 years which shall be served consecutively to any other sentence imposed on such person by law.

~~(3)~~(4) Any person who violates subsection (e), (f), (g), (h), (i), or (j) of this Code section shall be guilty of a felony and upon conviction thereof, in addition to any other penalty ~~provided by law, be punished by~~ imposed, shall be sentenced to imprisonment for not less than three nor more than ten for five years but not more than 20 years."

#### SECTION 5.

Said title is further amended by revising Code Section 16-15-9, relating to commission of offense admissible as evidence of existence of criminal street gang and criminal gang activity, as follows:

"16-15-9.

~~The commission~~ For the purpose of proving the existence of a criminal street gang and criminal gang activity, the commission, adjudication, or conviction of any offense enumerated in paragraph (1) of Code Section 16-15-3 by any member or associate of a

criminal street gang shall be admissible in any trial or proceeding ~~for the purpose of proving the existence of the criminal street gang and criminal gang activity.~~ Evidence offered under this Code section shall not be subject to the restrictions in paragraph (22) of Code Section 24-8-803."

#### SECTION 6.

Chapter 4 of Title 24 of the Official Code of Georgia Annotated, relating to relevant evidence and its limits, is amended by adding a new Code section to read as follows:

"24-4-418.

(a) In a criminal proceeding in which the accused is accused of conducting or participating in criminal gang activity in violation of Code Section 16-15-4, evidence of the accused's commission of criminal gang activity, as such term is defined in Code Section 16-15-3, shall be admissible and may be considered for its bearing on any matter to which it is relevant.

(b) In a proceeding in which the prosecution intends to offer evidence under this Code section, the prosecutor shall disclose such evidence to the accused, including statements of witnesses or a summary of the substance of any testimony that is expected to be offered, at least ten days in advance of trial, unless the time is shortened or lengthened or pretrial notice is excused by the judge upon good cause shown.

(c) This Code section shall not be the exclusive means to admit or consider evidence described in this Code section."

#### SECTION 7.

Code Section 42-5-18 of the Official Code of Georgia Annotated, relating to items prohibited for possession by inmates, is amended by revising subsection (d) as follows:

"(d)(1) An inmate ~~A person~~ who commits or attempts to commit a violation of subsection (c) of this Code section shall be guilty of a felony and, upon conviction thereof, shall be imprisoned for not less than one nor more than five years; provided, however, if ~~a person~~ an inmate violates this Code section while being held pursuant to an arrest or conviction for a misdemeanor offense, the possession of a telecommunications device in violation of this Code section shall be treated as a misdemeanor.

(2) A person who commits or attempts to commit a violation of subsection (b) of this Code section shall be guilty of a felony and, upon conviction thereof, shall be sentenced to a mandatory minimum term of imprisonment of two years but not more than ten years, and no portion of the mandatory minimum sentence imposed shall be suspended, stayed, probated, deferred, or withheld by the sentencing court."

#### SECTION 8.

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

Senators Jeffares of the 17th and Mullis of the 53th offered the following amendment #1:

*Amend the Senate committee substitute to HB 874 (LC 29 7087ERS) by replacing lines 1 through 4 with the following:*

To amend Article 9 of Chapter 11 of Title 15, Title 16, Chapter 4 of Title 24, and Title 42 of the Official Code of Georgia Annotated, relating to access to hearings and records, crimes and offenses, relevant evidence and its limits, and penal institutions, respectively, so as to improve the ability to prosecute street gang

*By inserting after "matters;" on line 14 the following:*  
to provide for effective dates and applicability;

*By replacing lines 164 through 165 with the following:*

Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, is amended by revising subsection (c) of Code Section 42-2-8, relating to additional duties of the commissioner of corrections, as follows:

"(c) The commissioner and any person designated and serving in the position of his or her chief of staff shall be authorized to issue a warrant for the arrest of an offender who has escaped from the custody of the department upon probable cause to believe the offender has violated Code Section 16-10-52, relating to escape from lawful confinement."

#### **SECTION 8.**

Said title is further amended by revising subsection (d) of Code Section 42-5-18, relating to items prohibited for possession by inmates, as follows:

*By replacing line 177 with the following:*

#### **SECTION 9.**

Section 7 of this Act shall become effective on July 1, 2016, and shall apply to offenses committed on or after such date. All other sections of this Act shall become effective upon approval by the Governor or upon becoming law without such approval.

#### **SECTION 10.**

On the adoption of the amendment, there were no objections, and the Jeffares, Mullis amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 38, nays 15.

HB 874, having received the requisite constitutional majority, was passed by substitute.

Senator Hill of the 32nd was excused for business outside the Senate Chamber.

HB 1014. By Representatives Powell of the 171st and Williamson of the 115th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from state income taxes, so as to extend the sunset date of the existing exemption for donation of real property for conservation use; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Williams of the 19th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 1014, having received the requisite constitutional majority, was passed.

HB 769. By Representatives Hawkins of the 27th, Rogers of the 29th, Houston of the 170th, Dunahoo of the 30th, Jones of the 167th and others:

A BILL to be entitled an Act to amend Part 7 of Article 10 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to watercraft held in inventory, so as to make permanent an exemption from ad valorem taxation for certain watercraft held in inventory for sale or resale; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Miller of the 49th.

The Senate Committee on Finance offered the following substitute to HB 769:

A BILL TO BE ENTITLED  
AN ACT

To provide ad valorem exemptions for certain motor vehicles; to amend Part 7 of Article 10 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to

watercraft held in inventory, so as to provide for an exemption from ad valorem taxation for certain watercraft and all-terrain vehicles held in inventory for sale or resale; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 7 of Article 10 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to watercraft held in inventory, is amended by revising Code Section 48-5-504.40, relating to watercraft held in inventory for resale exempt from taxation for limited period of time, as follows:

"48-5-504.40.

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

(1) 'All-terrain vehicle' means any motorized vehicle designed for off-road use which is equipped with four low-pressure tires, a seat designed to be straddled by the operator, and handlebars for steering.

~~(1)(2)~~ (2) 'Dealer' means any person who is engaged in the business of selling watercraft or all-terrain vehicles at retail.

~~(2)(3)~~ (3) 'Watercraft' means any vehicle which is self-propelled or which is capable of self-propelled water transportation, or both.

(b) Watercraft and all-terrain vehicles owned by a dealer and held in inventory for sale or resale shall constitute a separate classification of tangible property for ad valorem taxation purposes. The procedures prescribed in this chapter for returning watercraft or all-terrain vehicles for ad valorem taxation, determining the application rates for taxation, and collecting the ad valorem taxes imposed on watercraft or all-terrain vehicles do not apply to watercraft or all-terrain vehicles owned by a dealer and held in inventory for sale or resale. ~~For the period commencing January 1, 2016, and concluding December 31, 2019, such~~ Such watercraft or all-terrain vehicles owned by a dealer and held in inventory for sale or resale shall not be returned for ad valorem taxation and shall not be taxed, and no taxes shall be collected on such watercraft or all-terrain vehicles until ~~it is~~ they are transferred and then otherwise, if at all, ~~becomes~~ become subject to taxation as provided in this chapter."

**SECTION 2.**

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval and shall apply to all tax years beginning on and after January 1, 2017.

**SECTION 3.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	E Hill, Judson	N Parent
N Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	N Stone
N Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	N Thompson, B
Y Dugan	N Jones, H	E Thompson, C
N Fort	Y Kennedy	Tippins
N Ginn	Y Kirk	Y Unterman
Y Gooch	N Ligon	Y VanNess
N Harbin	N Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 36, nays 17.

HB 769, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

22 Mar. 16

I inadvertently voted "Yes" on HB 769. Please reflect in the Journal that my intent was to vote "No".

/s/ M. Dugan  
District 30

Senator Williams of the 27th was excused for business outside the Senate Chamber.



HB 763. By Representatives Houston of the 170th, Harrell of the 106th, Knight of the 130th, Carter of the 175th, Nimmer of the 178th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions regarding the state sales and use tax, so as to remove the sunset for the exemption regarding certain food and food ingredients; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Miller of the 49th.

The following Fiscal Notes, as required by law, were read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174

December 22, 2015

Honorable Penny Houston  
State Representative  
245 State Capitol  
Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
House Bill 763 (LC 43 0191)

Dear Representative Houston:

The bill would eliminate the sunsets of exemptions from state sales and use tax for sales of food and food ingredients to qualified food banks (O.C.G.A. § 48-3-57.1) and for donations of food and food ingredients to qualified nonprofit agencies for hunger relief purposes (O.C.G.A. § 48-3-57.2). These provisions sunset under current law on June 30, 2016 and 2020, respectively.

Using recent data on Georgia food banks, Georgia State University's Fiscal Research Center (FRC) estimated that the state would experience a loss in revenues of about \$0.7 million in FY 2017 from eliminating the 2016 sunset on the exemption for sales to food banks, increasing to \$0.8 million in FY 2021. Because the current sunset for the donations exemption is at the end of FY 2020, the revenue effect of eliminating this sunset is zero before FY 2021 and estimated at about a \$3.2 million loss in FY 2021. Table 1 below summarizes the estimated annual impact. FRC's detailed analysis, including key assumptions, is included as an appendix.

**Table 1. LC 43 0191 Elimination of Sunsets, Effect on State Revenues**

(\$millions)	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
Purchases (57.1)	(\$0.7)	(\$0.7)	(\$0.8)	(\$0.8)	(\$0.8)
Donations (57.2)					(3.2)
Total	(\$0.7)	(\$0.7)	(\$0.8)	(\$0.8)	(\$4.0)

Sincerely,

/s/ Greg S. Griffin  
State Auditor

/s/ Teresa A. MacCartney, Director  
Office of Planning and Budget

### **Analysis by Fiscal Research Center**

Under current law, O.C.G.A. §48-3-57.1 provides a sales and use tax exemption for sales of food and food ingredients to qualified food banks through June 30, 2016. O.C.G.A. §48-3-57.2 provides a sales and use tax exemption for donations of food and food ingredients to qualified nonprofit agencies for use for hunger relief purposes through June 30, 2020. The proposed legislation would eliminate both sunset provisions.

Absent these exemptions, purchases of food and food ingredients by food banks would be subject to state sales tax (the existing exemption for groceries applies only to individual purchasers, not businesses), and donations of food and food ingredients would be subject to state use tax. However, in the case of donations by individuals, it is assumed that few donors would file and pay use tax on their donations, so only donations by businesses are considered.

Estimated effects on state sales and use tax revenues from elimination of the sunset provisions are based on the following reported facts and assumptions:

- The Georgia Food Bank Association (GFBA) reports that in 2014, Georgia food banks distributed approximately 130 million pounds of food in hunger relief programs.

- Based on annual reports, audited financial statements, and IRS Form 990 filings from several GFBA member food banks, including but not limited to Atlanta Community Food Bank (ACFB),
  - the value per pound of donated and purchased food is estimated to be approximately \$1.58 in 2014;
  - the share of food that is purchased is estimated to be about 8.0 percent; and
  - the share of food that is donated by food industry partners is estimated to be about 31.5 percent.
- Note that GFBA member food banks reviewed generally operate on a June 30 fiscal year end, so all figures are assumed applicable for FY 2014.
- Purchases and donations are assumed to grow from 2014 levels at an annual rate of 3.0% to allow for inflation and population growth.

Table 2 below projects the estimated value of food purchases and donations affected by these exemptions through FY 2021. Estimated sales tax revenues for periods beyond the current law sunset dates are calculated at the state tax rate of 4% and reported in Table 1.

**Table 2. Value of Food Purchased by Food Banks or Donated for Hunger Relief by Business Establishments**

<i>(\$millions)</i>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</b>
Purchases (57.1)	\$17.9	\$18.5	\$19.0	\$19.6	\$20.2
Donations (57.2)	70.5	72.7	74.8	77.1	79.4
<b>Total</b>	<b>\$88.5</b>	<b>\$91.1</b>	<b>\$93.8</b>	<b>\$96.7</b>	<b>\$99.6</b>



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174

March 14, 2016

Honorable Jay Powell  
Chairman, House Ways and Means  
133 State Capitol  
Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
House Bill 763 (LC 43 0293S)

Dear Chairman Powell:

The bill would eliminate the sunsets of exemptions from state sales and use tax for sales of food and food ingredients to qualified food banks (O.C.G.A. § 48-3-57.1) and for donations of food and food ingredients to qualified nonprofit agencies for hunger relief purposes (O.C.G.A. § 48-3-57.2). These provisions sunset under current law on June 30, 2016 and 2020, respectively. Both would be extended to June 30, 2021. The bill also adds reporting requirements for taxpayers claiming the qualified food bank exemption and for the Department of Revenue with respect to food donations, exempt purchases, and numbers of clients served.

Using recent data on Georgia food banks, Georgia State University's Fiscal Research Center (FRC) estimated that the state would experience a loss in revenues of about \$0.7 million in FY 2017 from eliminating the 2016 sunset on the exemption for sales to food banks, increasing to \$0.8 million in FY 2021. Because the current sunset for the donations exemption is at the end of FY 2020, the revenue effect of eliminating this sunset is zero before FY 2021 and estimated at about a \$3.2 million loss in FY 2021. Table 1 below summarizes the estimated annual impact. FRC's detailed analysis, including key assumptions, is included as an appendix.

**Table 1. LC 43 0191 Elimination of Sunsets, Effect on State Revenues**

(\$millions)	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021
Purchases (57.1)	(\$0.7)	(\$0.7)	(\$0.8)	(\$0.8)	(\$0.8)
Donations (57.2)					(3.2)
<b>Total</b>	<b>(\$0.7)</b>	<b>(\$0.7)</b>	<b>(\$0.8)</b>	<b>(\$0.8)</b>	<b>(\$4.0)</b>

Sincerely,

/s/ Greg S. Griffin  
State Auditor

/s/ Teresa A. MacCartney, Director  
Office of Planning and Budget

### **Analysis by Fiscal Research Center**

Under current law, O.C.G.A. §48-3-57.1 provides a sales and use tax exemption for sales of food and food ingredients to qualified food banks through June 30, 2016. O.C.G.A. §48-3-57.2 provides a sales and use tax exemption for donations of food and food ingredients to qualified nonprofit agencies for use for hunger relief purposes through June 30, 2020. The proposed legislation would extend both sunset provisions to June 30, 2021.

Absent these exemptions, purchases of food and food ingredients by food banks would be subject to state sales tax (the existing exemption for groceries applies only to individual purchasers, not businesses), and donations of food and food ingredients would be subject to state use tax. However, in the case of donations by individuals, it is assumed that few donors would file and pay use tax on their donations, so only donations by businesses are considered.

Estimated effects on state sales and use tax revenues from extension of the sunset provisions are based on the following reported facts and assumptions:

- The Georgia Food Bank Association (GFBA) reports that in 2014, Georgia food banks distributed approximately 130 million pounds of food in hunger relief programs.
- Based on annual reports, audited financial statements, and IRS Form 990 filings from several GFBA member food banks, including but not limited to Atlanta Community Food Bank (ACFB),
  - the value per pound of donated and purchased food is estimated to be approximately \$1.58 in 2014;
  - the share of food that is purchased is estimated to be about 8.0 percent; and
  - the share of food that is donated by food industry partners is estimated to be about 31.5 percent.
- Note that GFBA member food banks reviewed generally operate on a June 30 fiscal year end, so all figures are assumed applicable for FY 2014.
- Purchases and donations are assumed to grow from 2014 levels at an annual rate of 3.0% to allow for inflation and population growth.

Table 2 below projects the estimated value of food purchases and donations affected by these exemptions through FY 2021. Estimated sales tax revenues for periods beyond the current law sunset dates are calculated at the state tax rate of 4% and reported in Table 1.

**Table 2. Value of Food Purchased by Food Banks or Donated for Hunger Relief by Business Establishments**

<i>(\$millions)</i>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</b>
Purchases (57.1)	\$17.9	\$18.5	\$19.0	\$19.6	\$20.2
Donations (57.2)	70.5	72.7	74.8	77.1	79.4
Total	\$88.5	\$91.1	\$93.8	\$96.7	\$99.6

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	E Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	E Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 763, having received the requisite constitutional majority, was passed.

At 3:34 p.m. the President announced that the Senate would stand at ease until 4:00 p.m.

At 4:18 p.m. David Shafer, President Pro Tempore, called the Senate to order.

The Calendar was resumed.

HB 949. By Representatives Powell of the 32nd, Tarvin of the 2nd, Jasperse of the 11th, Lumsden of the 12th and Epps of the 144th:

A BILL to be entitled an Act to amend Article 3 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to illegal use of financial transaction cards, and Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, municipal corporations, and other governmental entities, so as to revise a definition; to revise provisions of law relating to government purchasing cards and government credit cards; to provide for the issuance of government purchasing cards and government credit cards; to provide for the conditions for such issuance; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The Senate Committee on Judiciary Non-Civil offered the following substitute to HB 949:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 3 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to illegal use of financial transaction cards, and Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, municipal corporations, and other governmental entities, so as to revise and provide for definitions; to revise provisions of law relating to government purchasing cards and government credit cards; to provide for the issuance of government purchasing cards and government credit cards; to provide for the conditions for such issuance; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 3 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to illegal use of financial transaction cards, is amended by revising paragraph (5.2) of Code Section 16-9-30, relating to definitions, as follows:

"(5.2) 'Government' means:

- (A) Every state department, agency, board, bureau, commission, and authority;
- (B) Every county, municipal corporation, school system, or other political subdivision of this state;
- (C) Every department, agency, board, bureau, commission, authority, or similar body of each such county, municipal corporation, school system, or other political subdivision of this state; ~~and~~
- (D) Every city, county, regional, or other authority established pursuant to the laws of this state; and
- (E) Every locally elected clerk of superior court, judge of the probate court, sheriff, tax receiver, tax collector, or tax commissioner."

**SECTION 2.**

Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, municipal corporations, and other governmental entities, is amended by revising Code Section 36-80-24, relating to limitation on elected official's use of government issued purchasing or credit cards and policy development, as follows:

"36-80-24.

- (a) As used in this Code section, the term 'constitutional officer' means the locally elected clerk of superior court, judge of the probate court, sheriff, tax receiver, tax

collector, or tax commissioner.

~~(a)~~(b) An elected official of a county, municipal corporation, local school system, or consolidated government or a constitutional officer shall be prohibited from the use of a government purchasing card or a government credit card unless:

(1) Such purchases are solely for items or services that directly relate to such official's or constitutional officer's public duties; and

(2) Such purchases are in accordance with guidelines adopted by the county, municipal corporation, local school system, ~~or~~ consolidated government, or constitutional officer.

~~(b)~~(c) Documents related to such purchases incurred by such elected officials or constitutional officers shall be available for public inspection.

~~(e)~~(d) No such county, municipal corporation, local school system, or consolidated government shall issue government purchasing cards or government credit cards to elected officials on or after January 1, 2016, until the governing authority of such county, municipal corporation, local school system, or consolidated government, by public vote, has authorized such issuance and has promulgated specific policies regarding the use of such government purchasing cards or government credit cards ~~for elected officials.~~ No constitutional officer shall issue government purchasing cards or government credit cards to himself, herself, or his or her employees on or after July 1, 2016, until he or she has promulgated specific policies regarding the use of such government purchasing cards or government credit cards that apply to himself or herself and his or her employees and such policies have been filed with the governing authority of the county. If an elected official of such county, municipal corporation, local school system, or consolidated government.—Such or constitutional officer promulgates specific policies regarding the use of such government purchasing cards or government credit cards, such, policies shall include the following:

(1) Designation of officials who shall be authorized to be issued such government purchasing cards or government credit cards;

(2) A requirement that, before being issued a government purchasing card or government credit card, authorized users shall sign and accept an agreement with the county, municipal corporation, local school system, ~~or~~ consolidated government, or constitutional officer issuing the government purchasing card or government credit card that such users will use such cards only in accordance with the policies of the issuing governmental entity or constitutional officer;

(3) Transaction limits for the use of such cards;

(4) A description of purchases that shall be authorized for use of such cards;

(5) A description of purchases that shall not be authorized for use of such cards;

(6) Designation of a government purchasing card or government credit card administrator;

(7) A process for auditing and reviewing purchases made with such cards; and

(8) Procedures for addressing a violation of such purchasing card or credit card policies and imposing penalties for violations, including, but not limited to, revocation of purchasing card or credit card privileges. Nothing in such procedures or any



administrative action taken pursuant thereto shall preclude any other civil or criminal remedy under any other provision of law."

### SECTION 3.

This Act shall become effective on July 1, 2016.

### SECTION 4.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
Y Cowsert	Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 0.

HB 949, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/22/16

Due to business outside the Senate Chamber, I missed the vote on the HB 949. Had I been present, I would have voted “yes”.

/s/ Doc Rhett  
District 33

The following Senators were excused for business outside the Senate Chamber:

McKoon of the 29th            Millar of the 40th

HB 943. By Representatives Rogers of the 29th, Pak of the 108th and Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Chapter 8 of Title 13 of the Official Code of Georgia Annotated, relating to illegal and void contracts generally, so as to provide for additional limitations on indemnification and duty to defend clauses which are void and unenforceable in contracts for engineering or architectural services; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The Senate Committee on Insurance and Labor offered the following substitute to HB 943:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 8 of Title 13 of the Official Code of Georgia Annotated, relating to illegal and void contracts generally, so as to provide for additional limitations on indemnification and duty to defend clauses which are void and unenforceable in contracts for engineering or architectural services; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 8 of Title 13 of the Official Code of Georgia Annotated, relating to illegal and void contracts generally, is amended by revising Code Section 13-8-2, relating to contracts contravening public policy generally, as follows:

"13-8-2.

(a) A contract that is against the policy of the law cannot be enforced. Contracts deemed contrary to public policy include but are not limited to:

- (1) Contracts tending to corrupt legislation or the judiciary;
- (2) Contracts in general restraint of trade, as distinguished from contracts which restrict certain competitive activities, as provided in Article 4 of this chapter;
- (3) Contracts to evade or oppose the revenue laws of another country;
- (4) Wagering contracts; or
- (5) Contracts of maintenance or champerty.

(b) A covenant, promise, agreement, or understanding in or in connection with or collateral to a contract or agreement relative to the construction, alteration, repair, or maintenance of a building structure, appurtenances, and appliances, including moving, demolition, and excavating connected therewith, purporting to require that one party to such contract or agreement shall indemnify, hold harmless, insure, or defend the other party to the contract or other named indemnitee, including its, his, or her officers, agents, or employees, against liability or claims for damages, losses, or expenses, including attorney fees, arising out of bodily injury to persons, death, or damage to property caused by or resulting from the sole negligence of the indemnitee, or its, his, or her officers, agents, or employees, is against public policy and void and unenforceable. This subsection shall not affect any obligation under workers' compensation or coverage or insurance specifically relating to workers' compensation, nor shall this subsection apply to any requirement that one party to the contract purchase a project specific insurance policy, including an owner's or contractor's protective insurance, builder's risk insurance, installation coverage, project management protective liability insurance, an owner controlled insurance policy, or a contractor controlled insurance policy.

(c) A covenant, promise, agreement, or understanding in or in connection with or collateral to a contract or agreement for engineering, architectural, or land surveying services purporting to require that one party to such contract or agreement shall indemnify, hold harmless, insure, or defend the other party to the contract or other named indemnitee, including its, his, or her officers, agents, or employees, against liability or claims for damages, losses, or expenses, including attorney fees, is against public policy and void and unenforceable, except for indemnification for damages, losses, or expenses to the extent caused by or resulting from the negligence, recklessness, or intentionally wrongful conduct of the indemnitor or other persons employed or utilized by the indemnitor in the performance of the contract. This subsection shall not affect any obligation under workers' compensation or coverage or insurance specifically relating to workers' compensation, nor shall this subsection apply to any requirement that one party to the contract purchase a project specific insurance policy or project specific policy endorsement."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	E McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

HB 943, having received the requisite constitutional majority, was passed by substitute.

HB 926. By Representatives Broadrick of the 4th, Stephens of the 164th, Harden of the 148th and Parrish of the 158th:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to provide for the regulation of certain facilities and entities involved in the wholesale, manufacture, and distribution of drugs; to provide definitions; to provide for licensure and registration; to provide for temporary pharmacy licenses for service members; to revise provisions relating to the compounding of drug products to conform with federal law; to establish requirements relating to drug supply chain security; to revise a provision relating to the return of

outdated drugs; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The Senate Committee on Health and Human Services offered the following substitute to HB 926:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to provide for the licensure of outsourcing facilities and third-party logistics providers; to provide for definitions; to provide for temporary pharmacy licenses for service members; to require that compounding of drug products for use in a practitioner's office can only be conducted by outsourcing facilities to conform to federal law; to establish requirements relating to drug supply chain security; to revise a provision relating to the return of outdated drugs; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, is amended in Code Section 26-4-5, relating to definitions, by adding new paragraphs to read as follows:

"(1.05) 'Authorized' means, in the case of a wholesale distributor, having a valid license pursuant to this chapter or 21 U.S.C. 360eee-1(a)(6) and complying with the licensure reporting requirements under 21 U.S.C. 360eee-3(b)."

"(24.1) 'Outsourcing facility' means a facility that is engaged in the compounding of drugs and is registered with the federal Food and Drug Administration as an outsourcing facility pursuant to Section 503b of the federal act."

"(40.1) 'Third-party logistics provider' means an entity that provides or coordinates warehousing, distribution, or other services on behalf of a manufacturer, wholesale distributor, or chain pharmacy but does not take title to a drug or have general responsibility to direct the sale or other disposition of the drug."

**SECTION 2.**

Said chapter is further amended in Code Section 26-4-28, relating to the powers, duties, and authority of the Georgia State Board of Pharmacy, by revising paragraph (13) of subsection (a) as follows:

"(13) The issuance and renewal of licenses or permits of all persons engaged in the manufacture and distribution of drugs, including but not limited to all types of drug

manufacturers, wholesale distributors, reverse drug distributors, outsourcing facilities, and third-party logistics providers. The board shall be authorized to establish all licensing and permit requirements of such entities by rule and regulation;"

### SECTION 3.

Said chapter is further amended by revising Code Section 26-4-43, relating to temporary pharmacy licenses, as follows:

"26-4-43.

(a) A temporary license may be issued by the executive director upon the approval of the president of the board if an applicant produces satisfactory evidence of fulfilling the requirements for licensure under this article, except the examination requirement, and evidence of an emergency situation justifying such temporary license. ~~All~~ Except as provided in subsection (b) of this Code section, temporary licenses shall expire at the end of the month ~~during which~~ following the ~~first~~ third board meeting ~~is~~ conducted following after the issuance of such license and may not be reissued or renewed.

(b) A temporary license may be issued to a service member, as defined in Code Section 26-4-44.2, for a period of six months. The board shall promulgate rules and regulations to effectuate this subsection.

(c) Notwithstanding subsection (a) of this Code section, applicants who have been accepted for a pharmacy resident position in this state may be issued a temporary license if they meet the examination requirement for licensure as specified by the board."

### SECTION 4.

Said chapter is further amended by revising Code Section 26-4-86, relating to compounding and distribution of drug products, as follows:

"26-4-86.

(a) The board shall establish rules and regulations governing the compounding and distribution of drug products by pharmacists, practitioners, and pharmacies licensed or registered by this state. Such rules and regulations shall include provisions ensuring compliance with USP-NF standards.

(b)(1) All drug products compounded and labeled in accordance with board rules regarding pharmaceutical compounding shall be deemed to meet the labeling requirements of Chapter 13 of Title 16 and Chapters 3 and 4 of this title.

(2) All drug products compounded by a licensed outsourcing facility shall also be compounded in accordance with applicable current good manufacturing practices established by the federal Food and Drug Administration.

(c) In regards to pharmacists compounding nonpatient specific sterile drugs to be provided to practitioners to use in patient care or altering or repackaging such drugs for practitioners to use in patient care in the practitioner's office, such nonpatient specific sterile compounding shall only be conducted by an outsourcing facility and as allowed by applicable federal law and board rule for pharmaceutical compounding using USP-NF standards for sterile compounding. Such sterile drugs may be compounded only in

quantities determined by board rule following consultation with the Georgia Composite Medical Board. No Schedule II, III, IV, or V controlled substance, as defined in Article 2 of Chapter 13 of Title 16, shall be eligible for such designation. Nothing in this subsection shall be construed to apply to pharmacies owned or operated by institutions or to pharmacists or practitioners within or employed by an institution or affiliated entity; provided, however, that pharmacies owned or operated by institutions and pharmacists and practitioners within or employed by institutions or affiliated entities shall remain subject to other requirements, rules, and regulations established by the board and the federal Food and Drug Administration governing the compounding of medication.

(d)(1) Practitioners who may lawfully compound drugs for administering or dispensing to their own patients pursuant to Code Section 26-4-130 shall comply with all provisions of this Code section and board rules regarding pharmaceutical compounding.

(2) Nothing in this Code section shall be construed to prohibit or interfere with the ability of a practitioner to compound drugs for administering or dispensing to their own patients pursuant to Code Section 26-4-130."

#### **SECTION 5.**

Said chapter is further amended in Code Section 26-4-113, relating to wholesale distributors, licensing requirements, suspension or revocation of license, and reinstatement, by revising subsection (b) as follows:

"(b) Except where otherwise permitted by law, it shall be unlawful for a any type of manufacturer, wholesale distributor, ~~or a reverse drug distributor,~~ outsourcing facility, or third-party logistics provider to distribute or deliver drugs or devices to or receive drugs or devices from any person or firm in this state not licensed under this chapter; provided, however, that out-of-state firms that conduct intracompany transfers of drugs or devices to and have the same ownership as a licensed firm in this state shall not be required to be licensed in this state pursuant to this chapter; and provided, further, that out-of-state third-party logistics providers that are licensed by their resident state or by the federal Food and Drug Administration shall not be required to obtain a license pursuant to this chapter. Any person who distributes or delivers drugs or devices to or receives drugs or devices from a person or firm not licensed under this chapter shall be subject to a fine to be imposed by the board for each offense in addition to such other disciplinary action the board may take under this chapter. Each such violation shall also constitute a misdemeanor."

#### **SECTION 6.**

Said chapter is further amended by revising Code Section 26-4-115, relating to wholesale drug distributors, registration, fees, reports of excessive purchases, and penalty for violations, as follows:

"26-4-115.

(a) All persons, firms, or corporations, whether located in this state or in any other

state, engaged in the business of selling or distributing drugs at wholesale in this state, in the business of supplying drugs to manufacturers, compounders, and processors in this state, or in the business of a reverse drug distributor shall biennially register with the board as a drug wholesaler, distributor, reverse drug distributor, ~~or~~ supplier, outsourcing facility, or third-party logistics provider; provided, however, that out-of-state firms that conduct intracompany transfers of drugs to and have the same ownership as a licensed firm in this state shall not be required to register pursuant to this subsection; and provided, further, that out-of-state third-party logistics providers that are licensed by their resident state or by the federal Food and Drug Administration shall not be required to register pursuant to this subsection. The application for registration shall be made on a form to be prescribed and furnished by the board and shall show each place of business of the applicant for registration, together with such other information as may be required by the board. The application shall be accompanied by a fee in an amount established by the board for each place of business registered by the applicant. Such registration shall not be transferable and shall expire on the expiration date established by the executive director. Registration shall be renewed pursuant to the rules and regulations of the board, and a renewal fee prescribed by the board shall be required. If not renewed, the registration shall lapse and become null and void. Registrants shall be subject to such rules and regulations with respect to sanitation or equipment as the board may, from time to time, adopt for the protection of the public health and safety. Such registration may be suspended or revoked or the registrant may be reprimanded, fined, or placed on probation by the board if the registrant fails to comply with any law of this state, the United States, or any other state having to do with the control of pharmacists, pharmacies, wholesale distribution, ~~or~~ reverse drug distribution, or outsourcing facility distribution of controlled substances or dangerous drugs as defined in Chapter 13 of Title 16; if the registrant fails to comply with any rule or regulation promulgated by the board; or if any registration or license issued to the registrant under the federal act is suspended or revoked.

(b) Every drug wholesaler, distributor, ~~or~~ supplier, or outsourcing facility registered as provided in Chapter 13 of Title 16 or in subsection (a) of this Code section, except reverse drug distributors, shall:

(1) Submit reports, upon request from the Georgia Drugs and Narcotics Agency, to account for all transactions with licensed persons or firms located within this state; such reportable transactions shall include all dangerous drugs and controlled substances as defined in Chapter 13 of Title 16. Such reports shall be submitted to the Georgia Drugs and Narcotics Agency; ~~and~~

(2) Automatically submit reports of any excessive purchases of controlled substances by licensed persons or firms located within this state using the federal Drug Enforcement Administration guidelines to define ~~'excessive purchases'~~ excessive purchases as set forth under the provisions of 21 C.F.R. ~~See: Section~~ Section 1301. Such reports shall be submitted to the Georgia Drugs and Narcotics Agency; ~~and~~

(3)(A) Comply with the requirements of Section 360eee, et seq., of the federal act, relating to drug supply chain security.



(B) Each manufacturer of a drug subject to Section 360eee, et seq., of the federal act shall maintain at its corporate offices a current list of the authorized wholesale distributors of such drug.

(C) The board shall establish rules and regulations relating to drug supply chain security based on the requirements of Section 360eee, et seq., of the federal act which are not inconsistent with, more stringent than, or in addition to any requirements applicable under Section 353(e) or Section 360eee of the federal act or any regulations issued thereunder and which are not inconsistent with any waiver, exception, or exemption pursuant to Section 360eee, et seq., of the federal act or any restrictions specified in Section 360eee-1 of the federal act.

(c) The board shall be authorized to promulgate rules and regulations to facilitate compliance with this Code section. Such rules and regulations shall include a requirement that all wholesale drug distributors required to register pursuant to this Code section shall make adequate provision for the return of outdated drugs, both full and partial containers, for up to six months after the labeled expiration date for prompt full credit or replacement; provided, however, that such rules and regulations may also include a list of drugs exempted from the requirements of such provision that have been determined by the board as essential to health care treatment and having an expiration date of less than one year from the date such drug is manufactured.

(d) The provisions of subsection (b) of this Code section shall not apply to any wholesaler, manufacturer, distributor, or supplier ~~who~~ that only ships controlled substances directly to a licensed wholesaler within this state.

(e) Any person, firm, or corporation which violates any provision of this Code section shall be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment for not less than one year nor more than five years or by a fine not to exceed \$25,000.00, or both.

(f) Any practitioner who knowingly transfers any controlled substance or dangerous drug as such terms are defined in Chapter 13 of Title 16 by purchasing from or returning to a person, firm, or corporation which is not registered as required in subsection (a) of this Code section or as required in Chapter 13 of Title 16 shall be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment for not less than one year nor more than three years or by a fine not to exceed \$10,000.00, or both."

#### **SECTION 7.**

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

Senators Albers of the 56th and Mullis of the 53rd offered the following amendment #1:

Amend Senate Sub LC 33 6613S HB 926 by line 54 after "board" as appointed by the Georgia Senate...

Senator Unterman of the 45th offered the following amendment #1a:

Amend Senate Sub LC 33 6613S HB 926 by line 154 after “board” as appointed by the Georgia Senate...

Senator Bethel of the 54th requested a ruling of the Chair as to the germaneness of the Albers, Mullis amendment #1 to the committee substitute. The ruling on germaneness was deferred.

Senator Albers of the 56th asked unanimous consent that his amendment be withdrawn.

Senator Martin of the 9th objected.

On the motion, the yeas were 28 nays 6 the motion prevailed, and the Albers, Mullis amendment #1 to the committee substitute was withdrawn.

The Unterman amendment #1a to the Albers, Mullis amendment #1 was moot.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 926, having received the requisite constitutional majority, was passed by substitute.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 184. By Senators Black of the 8th, Burke of the 11th, Tolleson of the 20th, Hufstetler of the 52nd and Heath of the 31st:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 4 of the Official Code of Georgia Annotated, relating to general provisions relative to dogs, so as to provide that breed-specific regulation shall be limited to enactment by general law; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 275. By Senators Williams of the 27th, Ligon, Jr. of the 3rd, Burke of the 11th, Gooch of the 51st, Martin of the 9th and others:

A BILL to be entitled an Act to amend Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding counties, municipal corporations, and other governmental entities, so as to provide that the governing body of any county, consolidated government, or municipality; local board of education; or any other governmental entity shall not adopt or maintain any policy, rule, or other provision that has the effect of preventing the free exercise of the right of freedom of speech by the members of the governing body and the ability of members of the governing body to discuss freely the policies and actions of such entity; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 346. By Senators Beach of the 21st and Mullis of the 53rd:

A BILL to be entitled an Act to amend Code Section 12-16-3 of the Official Code of Georgia Annotated, relating to definitions relative to the "Environmental Policy Act," so as to exempt projects for the construction or improvement of public roads from environmental effects reports in certain instances; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 383. By Senators Ginn of the 47th, Mullis of the 53rd, Black of the 8th, Williams of the 27th, Sims of the 12th and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 32 of the O.C.G.A., relating to the regulation of maintenance and use of public roads, so as to provide for the purpose of the Roadside Enhancement and Beautification Council; to provide for the issuance of permits for the removal or trimming of vegetation on state rights of way when such vegetation obstructs the target viewing zone of a building, sign, or structure upon commercial property; to provide for procedures, conditions, and limitations for the issuance of such permits; to provide for the department to set standards for applications and fees for such permits; to prohibit the removal or certain types of vegetation; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 417. By Senators Mullis of the 53rd, Gooch of the 51st, Beach of the 21st and Ginn of the 47th:

A BILL to be entitled an Act to amend Chapter 7 of Title 50 of the Official Code of Georgia Annotated, relating to the Department of Economic Development, so as to create the "Georgia Film and Television Trail Act"; to provide for a short title; to provide for definitions; to provide for a purpose; to provide for the Department of Economic Development to plan and develop the trail; to provide for policies; to provide for the Department of Transportation to place trail signs designed in conjunction with the Department of Economic Development; to provide for certain immunities; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has adopted the report of the Committee of Conference on the following Bill of the House:

HB 751. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to be entitled an Act to make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other

governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 899. By Representatives Powell of the 171st, England of the 116th, Burns of the 159th, Jones of the 47th, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Chapters 13 and 13A of Title 10 of the Official Code of Georgia Annotated, relating to tobacco product manufacturers and master settlement agreement enhancements, respectively, so as to revise and add certain definitions; to provide for procedures, conditions, and limitations; to provide for responsibilities of cigarette importers and stamping agents; to provide for duties of the Attorney General and the revenue commissioner; to amend Chapter 11 of Title 48 of the Official Code of Georgia Annotated, relating to taxes on tobacco products, so as to clarify applicability in conjunction with other provisions of law; to repeal conflicting laws; and for other purposes.

HB 920. By Representatives Kelley of the 16th, Powell of the 171st, Fleming of the 121st, Petrea of the 166th and Cooper of the 43rd:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, so as to restrict civil actions against passive investors in nursing homes and intermediate care homes; to provide for definitions; to provide for procedure; to provide for insurance or self-insurance trusts as a condition precedent to obtaining or maintaining a permit to operate a nursing home or intermediate care home; to provide for related matters; to repeal conflicting laws; and for other purposes.

At 5:14 p.m. David Shafer, President Pro Tempore, announced that the Senate would stand at ease until 5:45 p.m.

At 5:53 p.m. David Shafer, President Pro Tempore, called the Senate to order.

The following committee report was read by the Secretary:

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 658	Do Pass by substitute	HB 1108	Do Pass
HB 1115	Do Pass by substitute	HB 1119	Do Pass
HB 1121	Do Pass	HB 1124	Do Pass
HB 1139	Do Pass	SB 441	Do Pass

Respectfully submitted,  
 Senator Albers of the 56th District, Chairman

The President resumed the Chair.

The Calendar was resumed.

HB 1030. By Representatives Watson of the 172nd, Houston of the 170th, England of the 116th, Corbett of the 174th and LaRiccia of the 169th:

A BILL to be entitled an Act to amend Chapter 4 of Title 2 of the Official Code of Georgia Annotated, relating to the Georgia Seed Development Commission, so as to change certain provisions relating to the Georgia Seed Development Commission and its membership; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Black of the 8th.

The Senate Committee on Agriculture and Consumer Affairs offered the following substitute to HB 1030:

A BILL TO BE ENTITLED  
 AN ACT

To amend Chapter 4 of Title 2 of the Official Code of Georgia Annotated, relating to the Georgia Seed Development Commission, so as to change certain provisions relating to the Georgia Seed Development Commission and its membership; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 4 of Title 2 of the Official Code of Georgia Annotated, relating to the Georgia Seed Development Commission, is amended by revising Code Section 2-4-3, relating to the Georgia Seed Development Commission and its composition, officers, bylaws, quorum, compensation, records, audits, and bonds, as follows:

"2-4-3.

(a) As used in this Code section, the term 'licensee' means the designee of a holder of a

license authorizing the production, conditioning, propagation, or marketing of crops, seed, turfgrass, or horticultural plants developed by the College of Agricultural and Environmental Sciences of the University of Georgia, where such license grants rights to intellectual property owned by the University of Georgia or a formally designated cooperative organization thereof.

~~(a)~~(b) The commission shall be composed of the following 11 members:

(1) Two members to be appointed by the Governor, each of whom shall be a ~~farmer who grows crops or turf~~ licensee or shall be otherwise involved in the production, conditioning, or marketing of crops, seed, turfgrass, or horticultural plants;

(2) One member who shall be a ~~farmer who grows crops or turf~~ licensee or shall be otherwise involved in the production, conditioning, or marketing of crops, seed, turfgrass, or horticultural plants, to be appointed by the Lieutenant Governor;

(3) One member who shall be a ~~farmer who grows crops or turf~~ licensee or shall be otherwise involved in the production, conditioning, or marketing of crops, seed, turfgrass, or horticultural plants, to be appointed by the Speaker of the House of Representatives;

(4) The Commissioner of Agriculture;

(5) Two representatives of the crop, seed or turf industries, turfgrass, or horticultural plant industry or of farm related organizations, one of whom shall be appointed by the Senate Agriculture and Consumer Affairs Committee, and one of whom shall be appointed by the House Committee on Agriculture and Consumer Affairs. Such representatives shall be licensees or shall otherwise have knowledge of the production, conditioning, or marketing of crops, seed, turfgrass, or horticultural plants. Each committee shall make its appointment with a quorum present and a majority of those present concurring;

(6) One member who shall be a ~~farmer who grows crops or turf~~ licensee or shall be otherwise involved in the production, conditioning, or marketing of crops, seed, turfgrass, or horticultural plants, to be appointed by the Commissioner of Agriculture;

(7) The dean of the College of Agricultural and Environmental Sciences of the University of Georgia;

~~(8) A seed breeder employed by the College of Agricultural and Environmental Sciences of the University of Georgia, to be appointed by the dean of the College of Agricultural and Environmental Sciences of the University of Georgia; and~~

~~(9)~~(8) The associate dean for research of the College of Agricultural and Environmental Sciences of the University of Georgia, as a nonvoting member; and

(9) An additional nonvoting member who is a crop, seed, turfgrass, or horticultural plant breeder employed by the College of Agricultural and Environmental Sciences of the University of Georgia, appointed by the dean of the College of Agricultural and Environmental Sciences of the University of Georgia, after consultation with the commission.

~~(b)~~(c) The members of the commission shall enter upon their duties without further act or formality. The commission shall organize each even-numbered year at the meeting next following July 1 of such year, at which time the commission shall elect one of its

members as chairperson and another as vice chairperson. It shall also elect a secretary and a treasurer, who need not be members. The offices of secretary and treasurer may be combined in one person. The commission may make such bylaws for its government as it deems necessary but is under no duty to do so.

~~(e)~~—~~Six~~ (d) Five voting members of the commission shall constitute a quorum necessary for the transaction of business, and a majority vote of those present at any meeting at which there is a quorum shall be sufficient to do and perform any action permitted the commission by this chapter. No vacancy on the commission shall impair the right of a quorum to transact any and all business of the commission.

~~(d)~~(e) The members shall not receive compensation for their services but shall be reimbursed for actual expenses incurred in the performance of their duties.

~~(e)~~(f) Members of the commission shall be accountable as trustees. They shall cause adequate books and records of all transactions of the commission, including records of income and disbursements of every nature, to be kept. The books and records shall be inspected and audited by the state auditor at least once in each year. The commission may require that an employee, an officer, member of the commission, or any person doing business with the commission post a bond, in an amount to be determined by the commission, for the faithful performance of the duties imposed upon such employee, officer, member of the commission, or person doing business with the commission. The principal of such bond of an officer, employee, or member of the commission shall be paid by the commission."

## SECTION 2.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C



Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 2.

HB 1030, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

22 March 2016

Due to business outside the Senate Chamber, I missed the vote on the HB 1030. Had I been present, I would have voted “yes”.

/s/ Horacena Tate  
District 38

The following bill was taken up to consider the Conference Committee Report thereto:

HB 751. By Representatives Ralston of the 7th, Jones of the 47th, Burns of the 159th and England of the 116th:

A BILL to be entitled an Act to make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the state government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Conference Committee Report was as follows:

The Committee of Conference on HB 751 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 751 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Senator Cowsert of the 46th  
/s/ Senator Hill of the 4th  
/s/ Senator Shafer of the 48th

FOR THE HOUSE  
OF REPRESENTATIVES:

/s/ Representative Burns of the 159th  
/s/ Representative England of the 116th  
/s/ Representative Jones of the 47th

**A BILL TO BE ENTITLED  
AN ACT**

To make and provide appropriations for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017; to make and provide such appropriations for the operation of the State government and its departments, boards, bureaus, commissions, institutions, and other agencies, for the university system, common schools, counties, municipalities, and political subdivisions, for all other governmental activities, projects, and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**PART I**

The sums of money hereinafter provided are appropriated for the State Fiscal Year beginning July 1, 2016, and ending June 30, 2017, as prescribed hereinafter for such fiscal year:

<b>Total Funds</b>	<b>\$47,506,543,287</b>
<b>Federal Funds and Grants</b>	<b>\$13,681,479,298</b>
CCDF Mandatory and Matching Funds (CFDA 93.596)	\$97,827,249
Child Care and Development Block Grant (CFDA 93.575)	\$127,917,722
Community Mental Health Services Block Grant (CFDA 93.958)	\$14,163,709
Community Service Block Grant (CFDA 93.569)	\$16,735,414
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$1,526,296,548
Foster Care Title IV-E (CFDA 93.658)	\$93,370,209
Low-Income Home Energy Assistance (CFDA 93.568)	\$56,629,642
Maternal and Child Health Services Block Grant (CFDA 93.994)	\$16,884,236
Medical Assistance Program (CFDA 93.778)	\$6,970,587,041

Prevention and Treatment of Substance Abuse Block Grant (CFDA 93.959)	\$47,733,582
Preventive Health and Health Services Block Grant (CFDA 93.991)	\$2,403,579
Social Services Block Grant (CFDA 93.667)	\$93,257,165
State Children's Insurance Program (CFDA 93.767)	\$458,302,666
TANF Transfers to Social Services Block Grant (CFDA 93.558)	\$7,649,069
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$346,585,599
Federal Funds Not Specifically Identified	\$3,805,135,868
<b>Federal Recovery Funds</b>	<b>\$88,453,853</b>
Federal Recovery Funds Not Specifically Identified	\$88,453,853
<b>Other Funds</b>	<b>\$6,162,398,689</b>
Agency Funds	\$3,425,988,989
Indigent Care Trust Fund - Public Hospital Authorities	\$139,386,524
Other Funds - Not Specifically Identified	\$408,103,764
Records Center Storage Fee	\$606,000
Research Funds	\$2,188,313,412
<b>State Funds</b>	<b>\$23,739,409,078</b>
Brain and Spinal Injury Trust Fund	\$1,325,935
Hospital Provider Payment	\$283,993,012
Lottery Funds	\$1,073,563,561
Motor Fuel Funds	\$1,660,064,000
Nursing Home Provider Fees	\$167,969,114
State General Funds	\$20,428,002,694
Tobacco Settlement Funds	\$124,490,762
<b>Intra-State Government Transfers</b>	<b>\$3,834,802,369</b>
Health Insurance Payments	\$3,294,877,137
Medicaid Services Payments - Other Agencies	\$280,857,262
Other Intra-State Government Payments	\$42,907,037
Retirement Payments	\$56,903,535
Self Insurance Trust Fund Payments	\$159,257,398

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**Section 1: Georgia Senate**

<b>Total Funds</b>	<b>\$11,002,593</b>
<b>State Funds</b>	<b>\$11,002,593</b>
State General Funds	\$11,002,593

**1.1. Lieutenant Governor's Office**

Total Funds	\$1,307,892
State Funds	\$1,307,892
State General Funds	\$1,307,892

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>
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	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,278,792	\$1,278,792
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$28,693	\$28,693
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$407	\$407
Amount appropriated in this Act	----- \$1,307,892	----- \$1,307,892

### 1.2. Secretary of the Senate's Office

Total Funds	\$1,195,975
State Funds	\$1,195,975
State General Funds	\$1,195,975

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,170,326	\$1,170,326
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$25,290	\$25,290
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$359	\$359
Amount appropriated in this Act	----- \$1,195,975	----- \$1,195,975

### 1.3. Senate

Total Funds	\$7,374,656
State Funds	\$7,374,656
State General Funds	\$7,374,656

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$7,228,476	\$7,228,476
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$144,133	\$144,133
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an	\$2,047	\$2,047

<i>adjustment in the employer share of the Employees' Retirement System.)</i>		
Amount appropriated in this Act	-----	-----
	\$7,374,656	\$7,374,656

**1.4. Senate Budget and Evaluation Office**

*Purpose: The purpose of this appropriation is to provide budget development and evaluation expertise to the State Senate.*

Total Funds	\$1,124,070
State Funds	\$1,124,070
State General Funds	\$1,124,070

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,092,535	\$1,092,535
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$31,093	\$31,093
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$442	\$442
Amount appropriated in this Act	-----	-----
	\$1,124,070	\$1,124,070

**Section 2: Georgia House of Representatives**

<b>Total Funds</b>	<b>\$19,361,657</b>
<b>State Funds</b>	<b>\$19,361,657</b>
State General Funds	\$19,361,657

**2.1. House of Representatives**

Total Funds	\$19,361,657
State Funds	\$19,361,657
State General Funds	\$19,361,657

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$18,967,403	\$18,967,403
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$388,481	\$388,481
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an	\$5,773	\$5,773

<i>adjustment in the employer share of the Employees' Retirement System.)</i>		
Amount appropriated in this Act	-----	-----
	\$19,361,657	\$19,361,657

**Section 3: Georgia General Assembly Joint Offices**

<b>Total Funds</b>	<b>\$11,161,451</b>
<b>State Funds</b>	<b>\$11,161,451</b>
State General Funds	\$11,161,451

3.1. Ancillary Activities

*Purpose: The purpose of this appropriation is to provide services for the legislative branch of government.*

Total Funds	\$6,023,533
State Funds	\$6,023,533
State General Funds	\$6,023,533

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$5,777,046	\$5,777,046
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$45,659	\$45,659
Reflect an adjustment in merit system assessments. (CC:Yes)	\$828	\$828
Provide funds for operations.	\$200,000	\$200,000
Amount appropriated in this Act	-----	-----
	\$6,023,533	\$6,023,533

3.2. Legislative Fiscal Office

*Purpose: The purpose of this appropriation is to act as the bookkeeper-comptroller for the legislative branch of government and maintain an account of legislative expenditures and commitments.*

Total Funds	\$1,320,981
State Funds	\$1,320,981
State General Funds	\$1,320,981

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,307,716	\$1,307,716
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$23,953	\$23,953
Reflect an adjustment in merit system assessments. (CC:Yes)	\$435	\$435
Reflect an adjustment to agency premiums for	(\$26,275)	(\$26,275)

Department of Administrative Services administered self insurance programs.		
Reflect an adjustment in TeamWorks billings.	\$11,980	\$11,980
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$3,172	\$3,172
Amount appropriated in this Act	\$1,320,981	\$1,320,981

**3.3. Office of Legislative Counsel**

*Purpose: The purpose of this appropriation is to provide bill-drafting services, advice and counsel for members of the General Assembly.*

Total Funds	\$3,816,937
State Funds	\$3,816,937
State General Funds	\$3,816,937

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,457,331	\$3,457,331
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$353,201	\$353,201
Reflect an adjustment in merit system assessments. (CC:Yes)	\$6,405	\$6,405
Amount appropriated in this Act	\$3,816,937	\$3,816,937

**Section 4: Audits and Accounts, Department of**

<b>Total Funds</b>	<b>\$36,180,303</b>
<b>State Funds</b>	<b>\$35,840,303</b>
State General Funds	\$35,840,303
<b>Intra-State Government Transfers</b>	<b>\$340,000</b>
Other Intra-State Government Payments	\$340,000

**4.1. Audit and Assurance Services**

*Purpose: The purpose of this appropriation is to provide audit and assurance services for State Agencies, Authorities, Commissions, Bureaus, and higher education systems to facilitate Auditor's reports for the State of Georgia Comprehensive Annual Financial Report, the State of Georgia Single Audit Report, and the State of Georgia Budgetary Compliance Report; to conduct audits of public school systems in Georgia; to perform special examinations and investigations; to conduct performance audits and evaluations at the request of the General Assembly; to conduct reviews of audits reports conducted by other independent auditors of local governments and non-profit*

*organizations contracting with the State; to audit Medicaid provider claims; and to provide state financial information online to promote transparency in government.*

Total Funds	\$30,942,338
State Funds	\$30,602,338
State General Funds	\$30,602,338
Intra-State Government Transfers	\$340,000
Other Intra-State Government Payments	\$340,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$29,920,865	\$30,560,865
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$682,774	\$682,774
Reflect an adjustment in merit system assessments. (CC:Yes)	\$6,854	\$6,854
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$14,633)	(\$14,633)
Reflect an adjustment in TeamWorks billings.	\$6,478	\$6,478
Redirect existing funds to comply with O.C.G.A. 50-6-6 to perform local education audits. (CC:Yes)	\$0	\$0
Increase funds in order to conduct the financial audit, Single Audit, and State Health Benefit Plan audit for the Department of Community Health. (CC:Yes; Utilize existing funds to conduct the financial audit, Single Audit, and State Health Benefit Plan audit for the Department of Community Health.)	\$0	\$0
Reduce other funds to reflect projected receipts.	\$0	(\$300,000)
Amount appropriated in this Act	\$30,602,338	\$30,942,338

#### 4.2. Departmental Administration

*Purpose: The purpose of this appropriation is to provide administrative support to all Department programs.*

Total Funds	\$2,477,705
State Funds	\$2,477,705
State General Funds	\$2,477,705

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,380,309	\$2,380,309
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$72,000	\$72,000
Reflect an adjustment in merit system assessments. (CC:Yes)	\$723	\$723



Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$977)	(\$977)
Reflect an adjustment in TeamWorks billings.	\$500	\$500
Reflect an adjustment in payroll shared services billings.	\$6,023	\$6,023
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$19,127	\$19,127
Amount appropriated in this Act	----- \$2,477,705	----- \$2,477,705

**4.3. Immigration Enforcement Review Board**

*Purpose: The purpose of this appropriation is to reimburse members of the Immigration Enforcement Review Board for expenses incurred in connection with the investigation and review of complaints alleging failure of public agencies or employees to properly adhere to federal and state laws related to the federal work authorization program E-Verify.*

Total Funds	\$20,000
State Funds	\$20,000
State General Funds	\$20,000

**4.4. Legislative Services**

*Purpose: The purpose of this appropriation is to analyze proposed legislation affecting state retirement systems for fiscal impact and review actuarial investigations and to prepare fiscal notes upon request on other legislation having a significant impact on state revenues and/or expenditures.*

Total Funds	\$256,600
State Funds	\$256,600
State General Funds	\$256,600

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$252,560	\$252,560
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$4,000	\$4,000
Reflect an adjustment in merit system assessments. (CC:Yes)	\$40	\$40
Amount appropriated in this Act	----- \$256,600	----- \$256,600

**4.5. Statewide Equalized Adjusted Property Tax Digest**

*Purpose: The purpose of this appropriation is to establish an equalized adjusted property tax digest for each county and for the State as a whole for use in allocating state funds for public school systems and equalizing property*

*tax digests for collection of the State 1/4 mill; to provide the Revenue Commissioner statistical data regarding county Tax Assessor compliance with requirements for both uniformity of assessment and level of assessment; and to establish the appropriate level of assessment for centrally assessed public utility companies.*

Total Funds	\$2,483,660
State Funds	\$2,483,660
State General Funds	\$2,483,660

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,419,862	\$2,419,862
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$64,000	\$64,000
Reflect an adjustment in merit system assessments. (CC:Yes)	\$642	\$642
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$1,344)	(\$1,344)
Reflect an adjustment in TeamWorks billings.	\$500	\$500
Amount appropriated in this Act	\$2,483,660	\$2,483,660

**Section 5: Appeals, Court of**

<b>Total Funds</b>	<b>\$20,538,803</b>
<b>Other Funds</b>	<b>\$150,000</b>
Other Funds - Not Specifically Identified	\$150,000
<b>State Funds</b>	<b>\$20,388,803</b>
State General Funds	\$20,388,803

**5.1. Court of Appeals**

*Purpose: The purpose of this appropriation is for this court to review and exercise appellate and certiorari jurisdiction pursuant to the Constitution of the State of Georgia, Art. VI, Section V, Para. III, in all cases not reserved to the Supreme Court of Georgia or conferred on other courts by law.*

Total Funds	\$20,538,803
Other Funds	\$150,000
Other Funds - Not Specifically Identified	\$150,000
State Funds	\$20,388,803
State General Funds	\$20,388,803

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$17,314,958	\$17,464,958

amended		
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$385,052	\$385,052
Reflect an adjustment in merit system assessments. (CC:Yes)	\$6,712	\$6,712
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$3,966)	(\$3,966)
Reflect an adjustment in TeamWorks billings.	\$1,664	\$1,664
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$9,544	\$9,544
Increase funds for personal services and operating expenses for three new judgeships.	\$1,716,617	\$1,716,617
Increase funds for a 5% salary adjustment for appellate court judges and 40 days of the adjusted expense allowance (\$34,600) for judges residing 50 miles or more from the Judicial Building.	\$130,786	\$130,786
Increase funds to complete conversion of microfilm to searchable PDF format for court records. (CC:Reduce one-time funds for the conversion of microfilm to searchable PDF format for court records.)	(\$60,000)	(\$60,000)
Increase funds for one additional procurement and facilities position.	\$73,190	\$73,190
Increase funds to restore two central staff attorney positions.	\$253,231	\$253,231
Increase funds to restore one systems analyst position. (CC:Yes; Increase funds to restore one systems analyst position to provide support for state level courts.)	\$114,801	\$114,801
Increase funds to restore one deputy court administrator/attorney position. (CC:No)	\$0	\$0
Increase funds for a one-time upgrade of the audiovisual system that supports the courtroom video streaming project. (CC:Yes)	\$139,150	\$139,150
Increase funds to provide live streaming of oral arguments and storage for online viewing. (CC:Yes)	\$3,500	\$3,500
Increase funds to provide a step increase on the attorney salary scale. (CC:No)	\$0	\$0
Increase funds to share costs for one deputy reporter position and one clerk position with the Supreme Court. (CC:Increase funds to share costs of one assistant reporter position with the Supreme Court.)	\$78,148	\$78,148
Increase funds for a one-time purchase of seven servers.	\$70,000	\$70,000
Increase funds for one-time software costs to update e-filing applications and allow judges to access trial court records from tablet devices.	\$121,100	\$121,100
Increase funds to share costs of one editorial assistant position with the Supreme Court.	\$34,316	\$34,316
Amount appropriated in this Act	----- \$20,388,803	----- \$20,538,803

**Section 6: Judicial Council**

<b>Total Funds</b>	<b>\$17,404,183</b>
<b>Federal Funds and Grants</b>	<b>\$1,627,367</b>
Federal Funds Not Specifically Identified	\$1,627,367
<b>Other Funds</b>	<b>\$1,024,998</b>
Agency Funds	\$876,093
Other Funds - Not Specifically Identified	\$148,905
<b>State Funds</b>	<b>\$14,751,818</b>
State General Funds	\$14,751,818

**6.1. Council of Accountability Court Judges**

*Purpose: The purpose of this appropriation is to support adult felony drug courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran's courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

Total Funds	\$611,070
State Funds	\$611,070
State General Funds	\$611,070

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$446,319	\$446,319
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$8,026	\$8,026
Reflect an adjustment in merit system assessments. (CC:Yes)	\$94	\$94
Reflect a change in the program purpose statement. (CC:Yes)	\$0	\$0
Reflect a change in the program name. (CC:Yes)	\$0	\$0
Transfer funds from the Criminal Justice Coordinating Council for personal services and operating costs to support IT infrastructure, research, case management, and statewide reporting for Council of Accountability Court Judges at the Administrative Office of the Courts pursuant to HB 328 (2015 Session).	\$156,631	\$156,631
Amount appropriated in this Act	----- \$611,070	\$611,070

**6.2. Georgia Office of Dispute Resolution**

*Purpose: The purpose of this appropriation is to oversee the state's court-connected alternative dispute resolution (ADR) services by promoting the establishment of new ADR court programs, providing support to existing programs, establishing and enforcing qualifications and ethical standards,*

registering ADR professionals and volunteers, providing training, administering statewide grants, and collecting statistical data to monitor program effectiveness.

Total Funds	\$172,890
Other Funds	\$172,890
Agency Funds	\$172,890

**6.3. Institute of Continuing Judicial Education**

*Purpose: The purpose of this appropriation is to provide basic training and continuing education for Superior Court Judges, Juvenile Court Judges, State Court Judges, Probate Court Judges, Magistrate Court Judges, Municipal Court Judges, Superior Court Clerks, Juvenile Court Clerks, Municipal Court Clerks, and other court personnel.*

Total Funds	\$1,218,860
Other Funds	\$703,203
Agency Funds	\$703,203
State Funds	\$515,657
State General Funds	\$515,657

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$471,789	\$1,174,992
Increase funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$19,868	\$19,868
Increase funds for operations and technology infrastructure and licensing for services provided to multiple classes of court.	\$24,000	\$24,000
Increase funds for event management software for training support and services provided to multiple classes of court. (CC:Yes; Utilize existing funds for event management software for training support and services provided to multiple classes of court.)	\$0	\$0
Increase funds for one electronic media curriculum designer position to expand delivery of computer-based, online training for judges. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$515,657	----- \$1,218,860

**6.4. Judicial Council**

*Purpose: The purpose of the appropriation is to support the Administrative Office of the Courts; to provide administrative support for the councils of the Magistrate Court Judges, the Municipal Court Judges, the Probate Court Judges, the State Court Judges, and the Georgia Council of Court Administrators; to operate the Child Support E-Filing system, the Child Support Guidelines Commission, and the Commission on Interpreters; and to support the Committee on Justice for Children.*

Total Funds	\$14,067,214
Federal Funds and Grants	\$1,627,367
Federal Funds Not Specifically Identified	\$1,627,367
Other Funds	\$148,905
Other Funds - Not Specifically Identified	\$148,905
State Funds	\$12,290,942
State General Funds	\$12,290,942

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$12,178,882	\$15,000,722
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$153,733	\$153,733
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,795	\$1,795
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$27,510)	(\$27,510)
Reflect an adjustment in TeamWorks billings.	(\$582)	(\$582)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$4,469	\$4,469
Reflect a change in the program purpose statement. (CC:Yes)	\$0	\$0
Reduce federal and other funds based on projected revenues.	\$0	(\$1,045,568)
Increase funds for the Cold Case Project to identify children most likely to age out of foster care without a family.	\$75,000	\$75,000
Increase funds to create a statewide repository for Probate Court records and a central point of contact for retrieving records. (CC:No)	\$0	\$0
Increase funds for grants for civil legal services to victims of domestic violence.	\$193,125	\$193,125
Increase funds for the Council of Municipal Court Judges for publication of standard operating procedures, continued strategic business and information technology planning, and executive committee and district representative travel to present low-cost training to judges. (CC:No)	\$0	\$0
Increase funds for 10 parent accountability court coordinator positions. (CC:Yes; Reflect in the Department of Human Services Child Support Services Program.)	\$0	\$0
Increase funds to improve and expand training for members of the Georgia Council of Court	\$7,500	\$7,500

Administrators.		
Reduce funds to reflect a change in the employer contribution rate for the Judicial Retirement System from 12.19% to 10.48%.	(\$199,470)	(\$199,470)
Reduce one-time funds for the implementation of a statewide e-filing portal.	(\$96,000)	(\$96,000)
Amount appropriated in this Act	\$12,290,942	\$14,067,214

**6.5. Judicial Qualifications Commission**

*Purpose: The purpose of this appropriation is to investigate complaints filed against a judicial officer, impose and recommend disciplinary sanctions against any judicial officer, and when necessary, file formal charges against that officer and provide a formal trial or hearing. The purpose of this appropriation is also to produce formal and informal advisory opinions; provide training and guidance to judicial candidates regarding the Code of Judicial Conduct; and investigate allegations of unethical campaign practices.*

Total Funds	\$534,149
State Funds	\$534,149
State General Funds	\$534,149

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$530,423	\$530,423
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$3,683	\$3,683
Reflect an adjustment in merit system assessments. (CC:Yes)	\$43	\$43
Amount appropriated in this Act	\$534,149	\$534,149

**6.6. Resource Center**

*Purpose: The purpose of this appropriation is to provide direct representation to death penalty sentenced inmates and to recruit and assist private attorneys to represent plaintiffs in habeas corpus proceedings.*

Total Funds	\$800,000
State Funds	\$800,000
State General Funds	\$800,000

**Section 7: Juvenile Courts**

<b>Total Funds</b>	<b>\$7,542,544</b>
<b>State Funds</b>	<b>\$7,542,544</b>
State General Funds	\$7,542,544

7.1. Council of Juvenile Court Judges

*Purpose: The purpose of this appropriation is for the Council of Juvenile Court Judges to represent all the juvenile judges in Georgia. Jurisdiction in cases involving children includes delinquencies, status offenses, and deprivation.*

Total Funds	\$1,591,814
State Funds	\$1,591,814
State General Funds	\$1,591,814

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,553,655	\$2,001,111
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$37,763	\$37,763
Reflect an adjustment in merit system assessments. (CC:Yes)	\$396	\$396
Eliminate federal funds based on projected revenues.	\$0	(\$447,456)
Amount appropriated in this Act	\$1,591,814	\$1,591,814

7.2. Grants to Counties for Juvenile Court Judges

*Purpose: The purpose of this appropriation is for payment of state funds to circuits to pay for juvenile court judges salaries.*

Total Funds	\$5,950,730
State Funds	\$5,950,730
State General Funds	\$5,950,730

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$6,053,333	\$6,053,333
Increase funds to provide a judicial salary increase. (CC:No)	\$0	\$0
Reduce funds to reflect a change in the employer contribution rate for the Judicial Retirement System from 12.19% to 10.48%.	(\$102,603)	(\$102,603)
Amount appropriated in this Act	\$5,950,730	\$5,950,730

**Section 8: Prosecuting Attorneys**

<b>Total Funds</b>	<b>\$79,297,984</b>
<b>State Funds</b>	<b>\$77,276,344</b>
State General Funds	\$77,276,344
<b>Intra-State Government Transfers</b>	<b>\$2,021,640</b>
Other Intra-State Government Payments	\$2,021,640



8.1. Council of Superior Court Clerks

*Purpose: The purpose of this appropriation is to assist superior court clerks throughout the state in the execution of their duties and to promote and assist in the training of superior court clerks.*

Total Funds	\$185,580
State Funds	\$185,580
State General Funds	\$185,580

8.2. District Attorneys

*Purpose: The purpose of this appropriation is for the District Attorney to represent the State of Georgia in the trial and appeal of criminal cases in the Superior Court for the judicial circuit and delinquency cases in the juvenile courts per Ga. Const., Art. VI, Sec. VIII. Para I and O.C.G.A. 15-18.*

Total Funds	\$72,298,642
State Funds	\$70,277,002
State General Funds	\$70,277,002
Intra-State Government Transfers	\$2,021,640
Other Intra-State Government Payments	\$2,021,640

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$64,578,481	\$66,625,963
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$1,574,496	\$1,574,496
Reflect an adjustment in merit system assessments. (CC:Yes)	\$21,897	\$21,897
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$167,468	\$167,468
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$39,027	\$39,027
Increase funds to annualize an increase in the employer's share for district attorneys in the Judicial Retirement System from 6.98% to 12.19%. (CC:Increase funds to reflect an increase in the employer's share for district attorneys in the Judicial Retirement System from 6.98% to 10.48%.)	\$188,501	\$188,501
Increase funds to annualize accountability court supplements for district attorneys per HB 279 (2015 Session).	\$183,642	\$183,642
Increase funds to annualize a salary increase for district attorneys per HB 279 (2015 Session).	\$219,874	\$219,874

Increase funds to annualize an additional assistant district attorney position for the new judgeship in the Western Judicial Circuit.	\$78,392	\$78,392
Increase funds for personal services for recruitment, retention, and career advancement of assistant district attorneys.	\$1,797,059	\$1,797,059
Increase funds to provide one additional assistant district attorney for six newly established accountability courts in the following circuits per HB 279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs.	\$596,211	\$596,211
Increase funds to provide an accountability court supplement for district attorneys for six newly established accountability courts in the following circuits per HB 279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs.	\$55,829	\$55,829
Increase funds for 15 assistant district attorney positions to support juvenile courts across the state. <i>(CC:Increase funds for 10 assistant district attorney positions to support juvenile courts across the state and to maintain parity with juvenile public defenders and reflect staggered start dates.)</i>	\$727,525	\$727,525
Reduce other funds to reflect an adjustment to the contract with the Department of Human Services.	\$0	(\$25,842)
Increase funds for an additional assistant district attorney position for the new judgeship in the Clayton Judicial Circuit per HB 804 (2016 Session). <i>(CC:Increase funds for an additional assistant district attorney position for the new judgeship in the Clayton Judicial Circuit per HB 804 (2016 Session) and reflect January 1, 2017 start date.)</i>	\$48,600	\$48,600
Amount appropriated in this Act	\$70,277,002	\$72,298,642

### 8.3. Prosecuting Attorney's Council

*Purpose: The purpose of this appropriation is to assist Georgia's District Attorneys and State Court Solicitors.*

Total Funds	\$6,813,762
State Funds	\$6,813,762
State General Funds	\$6,813,762

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$6,531,433	\$6,531,433
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$108,726	\$108,726
Reflect an adjustment in merit system assessments. <i>(CC:Yes)</i>	\$1,512	\$1,512
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$9,841	\$9,841

Reflect an adjustment in TeamWorks billings.	\$21,030	\$21,030
Increase funds to reflect a FY 2016 increase in the employer's share for solicitors in the Judicial Retirement System from 6.98% to 12.19%. (CC:Increase funds to reflect an increase in the employer's share for solicitors in the Judicial Retirement System from 6.98% to 10.48%.)	\$141,220	\$141,220
Amount appropriated in this Act	----- \$6,813,762	----- \$6,813,762

**Section 9: Superior Courts**

<b>Total Funds</b>	<b>\$72,104,668</b>
<b>Other Funds</b>	<b>\$147,000</b>
Other Funds - Not Specifically Identified	\$147,000
<b>State Funds</b>	<b>\$71,957,668</b>
State General Funds	\$71,957,668

**9.1. Council of Superior Court Judges**

*Purpose: The purpose of this appropriation is for the operations of the Council of Superior Court Judges and is to further the improvement of the Superior Court in the administration of justice through leadership, training, policy development and budgetary and fiscal administration.*

Total Funds	\$1,570,297
Other Funds	\$60,000
Other Funds - Not Specifically Identified	\$60,000
State Funds	\$1,510,297
State General Funds	\$1,510,297

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,397,409	\$1,457,409
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$38,104	\$38,104
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,527	\$1,527
Increase funds to restore one accountant position.	\$73,257	\$73,257
Increase funds to restore one project coordinator position. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$1,510,297	----- \$1,570,297

**9.2. Judicial Administrative Districts**

*Purpose: The purpose of this appropriation is to provide regional administrative support to the judges of the superior court. This support includes managing budgets, policy, procedure, and providing a liaison between local and state courts.*

Total Funds	\$2,758,039
Other Funds	\$87,000
Other Funds - Not Specifically Identified	\$87,000
State Funds	\$2,671,039
State General Funds	\$2,671,039

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,550,051	\$2,637,051
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$64,452	\$64,452
Increase funds to adjust for rising costs and to support new judgeships and accountability courts.	\$56,536	\$56,536
Increase funds to promote recruitment and retention of qualified staff. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$2,671,039	----- \$2,758,039

### 9.3. Superior Court Judges

*Purpose: The purpose of this appropriation is to enable Georgia's Superior Courts to be the general jurisdiction trial court and exercise exclusive, constitutional authority over felony cases, divorce, equity and cases regarding title to land, provided that law clerks over the fifty provided by law are to be allocated back to the circuits by caseload ranks.*

Total Funds	\$67,776,332
State Funds	\$67,776,332
State General Funds	\$67,776,332

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$65,136,540	\$65,136,540
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$563,062	\$563,062
Reflect an adjustment in merit system assessments. (CC:Yes)	\$22,559	\$22,559
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$46,045)	(\$46,045)
Reflect an adjustment in TeamWorks billings.	\$9,915	\$9,915
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$12,294	\$12,294
Annualize the cost of the new judgeship in the Western	\$277,880	\$277,880

Circuit created in HB 279 (2015 Session).		
Annualize the cost of the judicial salary increase for Superior Court judges provided in HB 279 (2015 Session).	\$1,803,647	\$1,803,647
Increase funds to provide one additional judgeship in the Clayton Circuit. (CC:Increase funds to provide one additional judgeship in the Clayton Circuit and reflect January 1, 2017 start date.)	\$185,253	\$185,253
Increase funds to provide supplements to Superior Court judges in nine circuits that created accountability courts. (CC:Increase funds to provide an accountability court supplement for Superior Court judges for six newly established accountability courts in the following circuits per HB 279 (2015 Session): Cordele, Houston, Middle, Paulding, Rome, and Toombs.)	\$175,086	\$175,086
Increase funds to restore four law clerk positions. (CC:Increase funds to restore two law clerk positions.)	\$130,522	\$130,522
Increase funds to provide a salary increase for 22 secretaries. (CC:No)	\$0	\$0
Reduce funds for one-time equipment costs associated with new judgeships in Coweta and Waycross circuits.	(\$60,500)	(\$60,500)
Reduce funds to reflect a change in the employer contribution rate for the Judicial Retirement System from 12.19% to 10.48%.	(\$433,881)	(\$433,881)
Reduce funds for senior judges. (CC:No)	\$0	\$0
Amount appropriated in this Act	\$67,776,332	\$67,776,332

**Section 10: Supreme Court**

<b>Total Funds</b>	<b>\$13,862,483</b>
<b>Other Funds</b>	<b>\$1,859,823</b>
Other Funds - Not Specifically Identified	\$1,859,823
<b>State Funds</b>	<b>\$12,002,660</b>
State General Funds	\$12,002,660

**10.1. Supreme Court of Georgia**

*Purpose: The purpose of this appropriation is to support the Supreme Court of Georgia which exercises exclusive appellate jurisdiction in all cases involving: the construction of a treaty, the Constitution of the State of Georgia or of the United States, the constitutionality of a law, ordinance, or constitutional provision that has been drawn in question, and all cases of election contest per Ga. Const. Art. VI, Section VI, Para. II. The purpose of this appropriation is also to support the Supreme Court of Georgia in its exercise of jurisdiction in cases per Ga. Const. Art. VI, Section VI, Para. III and its administration of the Bar Exam and oversight of the Office of Reporter of Decisions.*

Total Funds	\$13,862,483
Other Funds	\$1,859,823
Other Funds - Not Specifically Identified	\$1,859,823

State Funds \$12,002,660  
 State General Funds \$12,002,660

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,312,655	\$12,172,478
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$199,466	\$199,466
Reflect an adjustment in merit system assessments. (CC:Yes)	\$3,372	\$3,372
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$700)	(\$700)
Reflect an adjustment in TeamWorks billings.	\$1,975	\$1,975
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$5,971	\$5,971
Increase funds for annual maintenance costs for trial court records in the case management system.	\$20,000	\$20,000
Increase funds for one systems analyst position. (CC:No)	\$0	\$0
Increase funds to annualize salary, per diem, and commute mileage increases.	\$63,557	\$63,557
Increase funds to restore one procurement and facilities position. (CC:No)	\$0	\$0
Increase funds for one administrative assistant position.	\$79,532	\$79,532
Increase funds for one assistant position to support the clerk's office and public affairs office.	\$86,395	\$86,395
Increase funds to provide salary adjustments for law assistants. (CC:No)	\$0	\$0
Increase funds for continuing professional legal education training.	\$4,800	\$4,800
Increase funds for increased security costs. (CC:Provide one-time funds for increased security features.)	\$10,969	\$10,969
Increase funds to repair and replace furniture. (CC:No)	\$0	\$0
Increase funds to share costs of one assistant reporter position with the Court of Appeals.	\$78,148	\$78,148
Increase funds to share costs of one editorial assistant position with the Court of Appeals.	\$34,316	\$34,316
Increase funds for additional real estate rent, IT equipment, supplies, and publication costs.	\$33,976	\$33,976
Provide funds required to implement HB 927, the "Appellate Jurisdiction Reform Act of 2016" (2016 Session).	\$1,068,228	\$1,068,228
Amount appropriated in this Act	----- \$12,002,660	----- \$13,862,483

**Section 11: Accounting Office, State**

<b>Total Funds</b>	<b>\$30,014,291</b>
<b>Other Funds</b>	<b>\$21,406,152</b>
Other Funds - Not Specifically Identified	\$21,406,152
<b>State Funds</b>	<b>\$7,722,718</b>
State General Funds	\$7,722,718
<b>Intra-State Government Transfers</b>	<b>\$885,421</b>
Other Intra-State Government Payments	\$885,421

**11.1. Administration**

*Purpose: The purpose of this appropriation is to provide administrative support to all department programs.*

Total Funds	\$1,603,202
Other Funds	\$1,269,078
Other Funds - Not Specifically Identified	\$1,269,078
State Funds	\$334,124
State General Funds	\$334,124

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$0
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$3,460	\$3,460
Reflect an adjustment in merit system assessments. (CC:Yes)	\$44	\$44
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$2,165	\$2,165
Transfer funds and associated positions from the State Accounting Office program to establish the new Administration program.	\$328,455	\$1,597,533
Amount appropriated in this Act	----- \$334,124	\$1,603,202

**11.2. Financial Systems**

*Purpose: The purpose of this appropriation is to operate, support, monitor, and improve the State's enterprise financial accounting, payroll, and human capital management systems.*

Total Funds	\$19,372,126
Other Funds	\$19,208,126
Other Funds - Not Specifically Identified	\$19,208,126

State Funds	\$164,000
State General Funds	\$164,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$0
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$0	\$351,354
Reflect an adjustment in TeamWorks billings.	\$0	\$797,179
Transfer funds and associated positions from the State Accounting Office program to establish the new Financial Systems program.	\$428,306	\$18,027,923
Replace state general funds with other funds for two positions.	(\$264,306)	\$0
Transfer two positions from the Shared Services program and utilize other funds.	\$0	\$195,670
Amount appropriated in this Act	----- \$164,000	----- \$19,372,126

### 11.3. Shared Services

*Purpose: The purpose of this appropriation is to support client agencies in processing payroll and other financial transactions and to implement and support the Statewide Travel Consolidation Program.*

Total Funds	\$2,539,500
Other Funds	\$1,703,357
Other Funds - Not Specifically Identified	\$1,703,357
State Funds	\$836,143
State General Funds	\$836,143

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$0
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$41,563	\$54,225
Reflect an adjustment in merit system assessments. (CC:Yes)	\$524	\$524
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$5,719)	(\$5,719)
Reflect an adjustment in payroll shared services billings.	\$704	\$704
Transfer funds and associated positions from the State Accounting Office program to establish the new Shared Services program.	\$1,142,654	\$2,612,998
Reduce state general funds and transfer two positions to the Financial Systems program.	(\$195,670)	(\$195,670)
Replace state general funds with other funds for one	(\$147,913)	\$0



payroll shared services position.		
Increase other funds to fill one vacant payroll technician position.	\$0	\$72,438
Amount appropriated in this Act	----- \$836,143	----- \$2,539,500

**11.4. State Accounting Office**

*Purpose: The purpose of this appropriation is to prescribe statewide accounting policies, procedures and practices, to provide financial management leadership to state agencies, to prepare and provide annual financial statements, and other statutory or regulatory reports, to develop and maintain the state's financial and human capital management systems, and to improve the accountability and efficiency of various financial and operational processes.*

Other Funds	(\$885,421)
Other Funds - Not Specifically Identified	(\$885,421)
Intra-State Government Transfers	\$885,421
Other Intra-State Government Payments	\$885,421

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,378,948	\$24,828,999
Transfer funds and associated positions to the new Administration program.	(\$328,455)	(\$1,597,533)
Transfer funds and associated positions to the new Statewide Accounting and Reporting program.	(\$2,479,533)	(\$2,590,545)
Transfer funds and associated positions to the new Financial Systems program.	(\$428,306)	(\$18,027,923)
Transfer funds and associated positions to the new Shared Services program.	(\$1,142,654)	(\$2,612,998)
Amount appropriated in this Act	----- \$0	----- \$0

**11.5. Statewide Accounting and Reporting**

*Purpose: The purpose of this appropriation is to provide financial reporting, accounting policy, business process improvement, and compliance with state and federal fiscal reporting requirements.*

Total Funds	\$2,667,554
Other Funds	\$111,012
Other Funds - Not Specifically Identified	\$111,012
State Funds	\$2,556,542
State General Funds	\$2,556,542

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$0
Provide funds for merit-based pay adjustments and	\$76,051	\$76,051

employee recruitment and retention initiatives effective July 1, 2016.		
Reflect an adjustment in merit system assessments. (CC:Yes)	\$958	\$958
Transfer funds and associated positions from the State Accounting Office program to establish the new Statewide Accounting and Reporting program.	\$2,479,533	\$2,590,545
Amount appropriated in this Act	----- \$2,556,542	----- \$2,667,554

**The following appropriations are for agencies attached for administrative purposes.**

**11.6. Georgia Government Transparency and Campaign Finance Commission**

*Purpose: The purpose of this appropriation is to protect the integrity of the democratic process and ensure compliance by candidates, public officials, non-candidate campaign committees, lobbyists and vendors with Georgia's Campaign and Financial Disclosure requirements.*

Total Funds	\$3,032,537
State Funds	\$3,032,537
State General Funds	\$3,032,537

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,637,624	\$2,637,624
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$63,070	\$63,070
Reflect an adjustment in merit system assessments. (CC:Yes)	\$699	\$699
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$331,144	\$331,144
Amount appropriated in this Act	----- \$3,032,537	----- \$3,032,537

**11.7. Georgia State Board of Accountancy**

*Purpose: The purpose of this appropriation is to protect public financial, fiscal, and economic interests by licensing certified public accountants and public accountancy firms; regulating public accountancy practices; and investigating complaints and taking appropriate legal and disciplinary actions when warranted.*

Total Funds	\$799,372
State Funds	\$799,372
State General Funds	\$799,372

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$686,972	\$686,972

amended		
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$36,795	\$36,795
Reflect an adjustment in merit system assessments. (CC:Yes)	\$605	\$605
Increase funds to perform audits of continuing education credits for licensees.	\$75,000	\$75,000
Amount appropriated in this Act	----- \$799,372	----- \$799,372

**Section 12: Administrative Services, Department of**

<b>Total Funds</b>	<b>\$202,297,853</b>
<b>Other Funds</b>	<b>\$27,655,303</b>
Agency Funds	\$18,211,925
Other Funds - Not Specifically Identified	\$9,443,378
<b>State Funds</b>	<b>\$4,544,913</b>
State General Funds	\$4,544,913
<b>Intra-State Government Transfers</b>	<b>\$170,097,637</b>
Other Intra-State Government Payments	\$10,840,239
Self Insurance Trust Fund Payments	\$159,257,398

The Department is authorized to assess state agencies the equivalent of .219% of salaries for the cost of departmental operations and may roll forward any unexpended prior years Merit System Assessment balance to be expended in the current fiscal year.

**12.1. Certificate of Need Appeal Panel**

*Purpose: The purpose of this appropriation is to review decisions made by the Department of Community Health on Certificate of Need applications.*

Total Funds	\$39,506
State Funds	\$39,506
State General Funds	\$39,506

**12.3. Departmental Administration**

*Purpose: The purpose of this appropriation is to provide administrative support to all department programs.*

Total Funds	\$5,765,733
Other Funds	\$5,765,733
Other Funds - Not Specifically Identified	\$5,765,733

**12.4. Fleet Management**

*Purpose: The purpose of this appropriation is to provide and manage a fuel card program for state and local governments, to implement the Motor Vehicle Contract Maintenance program to provide repairs, roadside assistance, and*

*maintenance for state and local government fleets, and to establish a motor pool for traveling state employees.*

Total Funds	\$1,126,977
Other Funds	\$1,126,977
Other Funds - Not Specifically Identified	\$1,126,977

**12.5. Human Resources Administration**

*Purpose: The purpose of this appropriation is to provide centralized services for statewide human resources in support of state agencies, the State Personnel Board, and employees; develop human resource policies, create job descriptions and classification, develop fair and consistent compensation practices, and administer the employee benefits program.*

Total Funds	\$11,746,956
Other Funds	\$906,717
Other Funds - Not Specifically Identified	\$906,717
Intra-State Government Transfers	\$10,840,239
Other Intra-State Government Payments	\$10,840,239

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$10,840,239
Increase other funds to recognize additional revenue from merit system assessments. (CC:Yes)	\$0	\$906,717
Amount appropriated in this Act	----- \$0	----- \$11,746,956

**12.6. Risk Management**

*Purpose: The purpose of this appropriation is to administer a liability insurance program to protect state government and employees from work-related claims, to provide indemnification funds for public officers and public school personnel in case of disability or death, to identify and control risks and hazards to minimize loss, to insure state-owned buildings and property against damage or destruction, to partner with the Department of Labor in administering unemployment claims, and to administer the Workers' Compensation Program.*

Total Funds	\$159,687,398
State Funds	\$430,000
State General Funds	\$430,000
Intra-State Government Transfers	\$159,257,398
Self Insurance Trust Fund Payments	\$159,257,398

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$430,000	\$162,187,398

Utilize existing funds for the Educators Professional Liability Insurance program. (CC:Yes)	\$0	\$0
Increase billings for workers' compensation premiums to reflect increase claims expenses.	\$0	\$2,000,000
Reduce billings for unemployment insurance to reflect reduced claims expenses.	\$0	(\$4,500,000)
Amount appropriated in this Act	----- \$430,000	----- \$159,687,398

**12.7. State Purchasing**

*Purpose: The purpose of this appropriation is to publicize government contract opportunities on the Georgia Procurement Registry; to maintain a comprehensive listing of all agency contracts; to manage bids, Requests For Proposals, and Requests For Quotes; to provide and oversee Purchasing Cards; to conduct reverse auctions for non-construction goods and services valued above \$100,000; to leverage the state's purchasing power in obtaining contracts; to train vendors seeking contract opportunities; and to certify small and/or minority business vendors.*

Total Funds	\$12,196,233
Other Funds	\$12,196,233
Agency Funds	\$12,196,233

**12.8. Surplus Property**

*Purpose: The purpose of this appropriation is to reduce cost through maximization of the useful life of state-owned equipment and redistribution of property to state and local governments, qualifying non-profits, and to the public through auction.*

Total Funds	\$1,643,951
Other Funds	\$1,643,951
Other Funds - Not Specifically Identified	\$1,643,951

**The following appropriations are for agencies attached for administrative purposes.**

**12.9. Office of State Administrative Hearings**

*Purpose: The purpose of this appropriation is to provide an independent forum for the impartial and timely resolution of disputes between the public and state agencies.*

Total Funds	\$4,385,893
Other Funds	\$1,300,805
Agency Funds	\$1,300,805
State Funds	\$3,085,088
State General Funds	\$3,085,088

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,007,250	\$4,308,055
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$71,914	\$71,914
Reflect an adjustment in merit system assessments. (CC:Yes)	\$784	\$784
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$3,394	\$3,394
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$1,746	\$1,746
Amount appropriated in this Act	----- \$3,085,088	\$4,385,893

#### 12.10. Office of the State Treasurer

*Purpose: The purpose of this appropriation is to set cash management policies for state agencies; assist agencies with bank services and accounts; monitor agency deposits and disbursement patterns; to invest funds for state and local entities; to track warrants, fund agency allotments, and pay state debt service; and to manage state revenue collections; and to manage the Path2College 529 Plan.*

Total Funds	\$4,714,887
Other Funds	\$4,714,887
Agency Funds	\$4,714,887

#### 12.11. Payments to Georgia Aviation Authority

*Purpose: The purpose of this appropriation is to provide oversight and efficient operation of state aircraft and aviation operations to ensure the safety of state air travelers and aviation property.*

Total Funds	\$990,319
State Funds	\$990,319
State General Funds	\$990,319

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$694,197	\$694,197
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$5,074	\$5,074
Reflect an adjustment in merit system assessments. (CC:Yes)	\$48	\$48
Increase funds for flight hour operations.	\$291,000	\$291,000

Amount appropriated in this Act	----- \$990,319	\$990,319
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12.12. Payments to Georgia Technology Authority

*Purpose: The purpose of this appropriation is to set the direction for the state's use of technology and promote efficient, secure, and cost-effective delivery of information technology services.*

Total Funds \$0

**Section 13: Agriculture, Department of**

<b>Total Funds</b>	<b>\$56,853,749</b>
<b>Federal Funds and Grants</b>	<b>\$7,196,157</b>
Federal Funds Not Specifically Identified	\$7,196,157
<b>Other Funds</b>	<b>\$1,826,353</b>
Other Funds - Not Specifically Identified	\$1,826,353
<b>State Funds</b>	<b>\$47,831,239</b>
State General Funds	\$47,831,239

13.1. Athens and Tifton Veterinary Laboratories

*Purpose: The purpose of this appropriation is to provide payment to the Board of Regents for diagnostic laboratory testing, for veterinary consultation and assistance, for disease surveillance, and for outreach to veterinarians, animal industries, and pet owners within the State of Georgia.*

Total Funds	\$3,286,331
State Funds	\$3,286,331
State General Funds	\$3,286,331

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,996,556	\$2,996,556
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$89,775	\$89,775
Increase operating funds.	\$200,000	\$200,000
Amount appropriated in this Act	----- \$3,286,331	----- \$3,286,331

13.2. Consumer Protection

*Purpose: The purpose of this appropriation is to provide for public health and safety by monitoring, inspecting, and regulating the cultivation, processing, and production of livestock, meat, poultry, and other food products; by inspecting establishments that sell food for offsite consumption, food warehouses, wholesale and mobile meat and seafood vendors, dairy farms, and food banks; by certifying organic products, shellfish, and bottled water; by monitoring, inspecting, and regulating the companion animal, bird, and equine*

*industries (including reports of abuse by private owners); by monitoring, inspecting, and regulating the plant and apiary industries, including performing phytosanitary inspections; by monitoring, inspecting, and regulating the pesticide and wood treatment industries; and by monitoring, inspecting, and regulating animal feed, pet food, and grains. The purpose of this appropriation is also to ensure accurate commercial transactions by monitoring, inspecting, and regulating weights and measures and fuel sales.*

Total Funds	\$34,170,189
Federal Funds and Grants	\$6,837,012
Federal Funds Not Specifically Identified	\$6,837,012
Other Funds	\$225,000
Other Funds - Not Specifically Identified	\$225,000
State Funds	\$27,108,177
State General Funds	\$27,108,177

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$26,330,934	\$33,392,946
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$629,365	\$629,365
Reflect an adjustment in merit system assessments. (CC:Yes)	\$3,304	\$3,304
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$65,811)	(\$65,811)
Reflect an adjustment in TeamWorks billings.	\$2,441	\$2,441
Reflect an adjustment in payroll shared services billings.	\$7,944	\$7,944
Increase funds for Georgia Agriculture Tax Exemption (GATE) compliance investigators.	\$200,000	\$200,000
Amount appropriated in this Act	----- \$27,108,177	----- \$34,170,189

### 13.3. Departmental Administration

*Purpose: The purpose of this appropriation is to provide administrative support for all programs of the department.*

Total Funds	\$4,821,097
State Funds	\$4,821,097
State General Funds	\$4,821,097

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,617,804	\$4,617,804
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$116,505	\$116,505
Reflect an adjustment in merit system assessments.	\$611	\$611



<i>(CC:Yes)</i>		
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$8,232)	(\$8,232)
Reflect an adjustment in TeamWorks billings.	\$348	\$348
Reflect an adjustment in payroll shared services billings.	\$1,030	\$1,030
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. <i>(CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)</i>	\$18,031	\$18,031
Increase funds for dog and cat sterilization program supplements. <i>(CC:Provide one-time funds for dog and cat sterilization program supplements.)</i>	\$75,000	\$75,000
Amount appropriated in this Act	----- \$4,821,097	----- \$4,821,097

**13.4. Marketing and Promotion**

*Purpose: The purpose of this appropriation is to manage the state's farmers markets, to promote Georgia's agricultural products domestically and internationally, to administer relevant certification marks, to provide poultry and livestock commodity data, to administer surety bonds, to provide information to the public, and to publish the Market Bulletin.*

Total Funds	\$6,400,706
Other Funds	\$411,171
Other Funds - Not Specifically Identified	\$411,171
State Funds	\$5,989,535
State General Funds	\$5,989,535

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$5,893,145	\$6,304,316
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$105,219	\$105,219
Reflect an adjustment in merit system assessments. <i>(CC:Yes)</i>	\$552	\$552
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$11,284)	(\$11,284)
Reflect an adjustment in TeamWorks billings.	\$562	\$562
Reflect an adjustment in payroll shared services billings.	\$1,341	\$1,341
Amount appropriated in this Act	----- \$5,989,535	----- \$6,400,706

**13.5. Poultry Veterinary Diagnostic Labs**

*Purpose: The purpose of this appropriation is to pay for operation of the Poultry Diagnostic Veterinary Labs, which conduct disease diagnoses and monitoring.*

Total Funds	\$2,911,399
State Funds	\$2,911,399
State General Funds	\$2,911,399

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,830,399	\$2,830,399
Increase funds for utility costs associated with new lab operations.	\$81,000	\$81,000
Amount appropriated in this Act	----- \$2,911,399	----- \$2,911,399

**The following appropriations are for agencies attached for administrative purposes.**

**13.6. Payments to Georgia Agricultural Exposition Authority**

*Purpose: The purpose of this appropriation is to reduce the rates charged by the Georgia Agricultural Exposition Authority for youth and livestock events.*

Total Funds	\$996,667
State Funds	\$996,667
State General Funds	\$996,667

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$973,518	\$973,518
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$23,600	\$23,600
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$451)	(\$451)
Amount appropriated in this Act	----- \$996,667	----- \$996,667

**13.7. State Soil and Water Conservation Commission**

*Purpose: The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia; conserve ground and surface water in Georgia by increasing the uniformity and efficiency of agricultural water irrigation systems, by installing meters on sites with permits for agricultural use to obtain data on agricultural water usage, and by administering the use of federal funds to construct and renovate agricultural water catchments; inspect, maintain and provide assistance to owners of USDA flood control structures so that they comply with the state Safe Dams Act; and to provide funds for planning and research on water management, erosion and sedimentation control.*

Total Funds	\$4,267,360
Federal Funds and Grants	\$359,145

Federal Funds Not Specifically Identified	\$359,145
Other Funds	\$1,190,182
Other Funds - Not Specifically Identified	\$1,190,182
State Funds	\$2,718,033
State General Funds	\$2,718,033

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,670,085	\$4,219,412
Reflect an adjustment in merit system assessments. (CC:Yes)	\$271	\$271
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$49,090	\$49,090
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$5,284)	(\$5,284)
Reflect an adjustment in TeamWorks billings.	\$2,717	\$2,717
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$1,154	\$1,154
Reflect a change in the program purpose statement. (CC:Yes; The purpose of this appropriation is to protect, conserve, and improve the soil and water resources of the State of Georgia; conserve ground and surface water in Georgia by increasing the uniformity and efficiency of agricultural water irrigation systems, by installing meters on sites with permits for agricultural use to obtain data on agricultural water usage, and by administering the use of federal funds to construct and renovate agricultural water catchments; inspect, maintain and provide assistance to owners of USDA flood control structures so that they comply with the state Safe Dams Act; and to provide funds for planning and research on water management, erosion and sedimentation control.)	\$0	\$0
Reduce personal services to reflect operational efficiencies and eliminate 10 vacant positions. (CC:Eliminate 10 vacant positions.)	\$0	\$0
Amount appropriated in this Act	----- \$2,718,033	----- \$4,267,360

**Section 14: Banking and Finance, Department of**

<b>Total Funds</b>	<b>\$12,698,264</b>
<b>State Funds</b>	<b>\$12,698,264</b>
State General Funds	\$12,698,264

14.1. Departmental Administration

*Purpose: The purpose of this appropriation is to provide administrative support to all department programs.*

Total Funds	\$2,624,075
State Funds	\$2,624,075
State General Funds	\$2,624,075

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,322,612	\$2,322,612
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$58,972	\$58,972
Reflect an adjustment in merit system assessments. (CC:Yes)	\$622	\$622
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$522)	(\$522)
Reflect an adjustment in TeamWorks billings.	\$693	\$693
Reflect an adjustment in payroll shared services billings.	\$257	\$257
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$6,441	\$6,441
Increase funds for one business analyst (\$114,000) and one desktop support technician (\$98,000).	\$212,000	\$212,000
Increase funds for telecommunications expenses associated with the new information technology system.	\$23,000	\$23,000
Amount appropriated in this Act	----- \$2,624,075	----- \$2,624,075

14.2. Financial Institution Supervision

*Purpose: The purpose of this appropriation is to examine and regulate depository financial institutions, state-chartered banks, trust companies, credit unions, bank holding companies, and international banking organizations; to track performance of financial service providers operating in Georgia, to monitor industry trends, respond to negative trends, and establish operating guidelines; and to collaborate with law enforcement, federal regulators, and other regulatory agencies on examination findings.*

Total Funds	\$8,004,577
State Funds	\$8,004,577
State General Funds	\$8,004,577

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$7,561,890	\$7,561,890
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$190,223	\$190,223
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,007	\$2,007
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$2,836)	(\$2,836)
Reflect an adjustment in payroll shared services billings.	\$1,363	\$1,363
Increase funds for personal services for the retention of financial examiners.	\$251,930	\$251,930
Amount appropriated in this Act	----- \$8,004,577	----- \$8,004,577

**14.3. Non-Depository Financial Institution Supervision**

*Purpose: The purpose of this appropriation is to protect consumers from unfair, deceptive, or fraudulent residential mortgage lending practices and money service businesses, protect consumers by licensing, regulating, and enforcing applicable laws and regulations, and provide efficient and flexible application, registration, and notification procedures for non-depository financial institutions.*

Total Funds	\$2,069,612
State Funds	\$2,069,612
State General Funds	\$2,069,612

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,021,188	\$2,021,188
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$48,276	\$48,276
Reflect an adjustment in merit system assessments. (CC:Yes)	\$509	\$509
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$716)	(\$716)
Reflect an adjustment in payroll shared services billings.	\$355	\$355
Amount appropriated in this Act	----- \$2,069,612	----- \$2,069,612

**Section 15: Behavioral Health and Developmental Disabilities,**

**Department of**

<b>Total Funds</b>	<b>\$1,207,537,095</b>
<b>Federal Funds and Grants</b>	<b>\$144,666,334</b>
Community Mental Health Services Block Grant (CFDA 93.958)	\$14,163,709

Medical Assistance Program (CFDA 93.778)	\$25,361,291
Prevention and Treatment of Substance Abuse Block Grant (CFDA 93.959)	\$47,482,075
Social Services Block Grant (CFDA 93.667)	\$40,481,142
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$12,096,720
Federal Funds Not Specifically Identified	\$5,081,397
<b>Other Funds</b>	<b>\$30,776,453</b>
Agency Funds	\$23,202,036
Other Funds - Not Specifically Identified	\$7,574,417
<b>State Funds</b>	<b>\$1,032,094,308</b>
State General Funds	\$1,021,839,170
Tobacco Settlement Funds	\$10,255,138

### 15.1. Adult Addictive Diseases Services

*Purpose: The purpose of this appropriation is to provide a continuum of programs, services and supports for adults who abuse alcohol and other drugs, have a chemical dependency and who need assistance for compulsive gambling.*

Total Funds	\$90,928,897
Federal Funds and Grants	\$44,254,231
Medical Assistance Program (CFDA 93.778)	\$50,000
Prevention and Treatment of Substance Abuse Block Grant (CFDA 93.959)	\$29,607,511
Social Services Block Grant (CFDA 93.667)	\$2,500,000
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$12,096,720
Other Funds	\$434,903
Agency Funds	\$434,903
State Funds	\$46,239,763
State General Funds	\$46,239,763

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$45,207,774	\$89,896,908
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$363,207	\$363,207
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,272	\$1,272
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$48,470)	(\$48,470)
Provide one-time funds for the Highland Rivers Health CSB Home Again pilot program to serve residents in region one.	\$715,980	\$715,980
Amount appropriated in this Act	----- \$46,239,763	----- \$90,928,897

15.2. Adult Developmental Disabilities Services

*Purpose: The purpose of this appropriation is to promote independence of adults with significant development disabilities through institutional care, community support and respite, job readiness, training, and a crisis and access line.*

Total Funds	\$355,318,723
Federal Funds and Grants	\$42,980,753
Medical Assistance Program (CFDA 93.778)	\$12,336,582
Social Services Block Grant (CFDA 93.667)	\$30,644,171
Other Funds	\$12,960,000
Agency Funds	\$12,960,000
State Funds	\$299,377,970
State General Funds	\$289,122,832
Tobacco Settlement Funds	\$10,255,138

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$286,219,960	\$342,160,713
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$4,596,844	\$4,596,844
Reflect an adjustment in merit system assessments. (CC:Yes)	\$7,766	\$7,766
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$426,144)	(\$426,144)
Increase funds for 100 additional slots for the New Options Waiver (NOW).	\$1,223,897	\$1,223,897
Reduce funds to reflect an increase in Federal Medical Assistance Percentage (FMAP) from 67.55% to 67.89%.	(\$2,676,130)	(\$2,676,130)
Eliminate one-time funds for Georgia Options for the severely disabled.	(\$150,000)	(\$150,000)
Provide six months of funding to reflect a provider rate increase for the Comprehensive Supports Waiver Program (COMP).	\$11,900,000	\$11,900,000
Transfer funds to the Direct Care Support Services program to align with projected expenditures due to the closing of one hospital unit.	(\$5,400,000)	(\$5,400,000)
Increase funds for 93 additional direct care staff at the Gracewood Campus in Augusta to remain in compliance with federal guidelines.	\$2,843,506	\$2,843,506
Increase funds to provide for an additional salary increase for health aides to address recruitment and retention issues in the highest turnover job classes.	\$1,228,271	\$1,228,271
Increase funds for Rockdale Cares.	\$10,000	\$10,000
Amount appropriated in this Act	----- \$299,377,970	----- \$355,318,723

15.3. Adult Forensic Services

*Purpose: The purpose of this appropriation is to provide psychological evaluations of defendants, mental health screening and evaluations, inpatient mental health treatment, competency remediation, forensic evaluation services, and supportive housing for forensic consumers.*

Total Funds	\$97,364,149
Other Funds	\$26,500
Other Funds - Not Specifically Identified	\$26,500
State Funds	\$97,337,649
State General Funds	\$97,337,649

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$91,100,073	\$91,126,573
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$1,517,486	\$1,517,486
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,564	\$2,564
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$46,673)	(\$46,673)
Increase funds to provide for an additional salary increase for health aides to address recruitment and retention issues in the highest turnover job classes.	\$4,764,199	\$4,764,199
Amount appropriated in this Act	----- \$97,337,649	----- \$97,364,149

15.4. Adult Mental Health Services

*Purpose: The purpose of this appropriation is to provide evaluation, treatment, crisis stabilization, and residential services to facilitate rehabilitation and recovery for adults with mental illnesses.*

Total Funds	\$378,203,095
Federal Funds and Grants	\$11,858,953
Community Mental Health Services Block Grant (CFDA 93.958)	\$6,726,178
Medical Assistance Program (CFDA 93.778)	\$2,070,420
Federal Funds Not Specifically Identified	\$3,062,355
Other Funds	\$1,090,095
Other Funds - Not Specifically Identified	\$1,090,095
State Funds	\$365,254,047
State General Funds	\$365,254,047

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$351,717,528	\$364,666,576



amended		
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$5,858,685	\$5,858,685
Reflect an adjustment in merit system assessments. (CC:Yes)	\$21,751	\$21,751
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$277,135)	(\$277,135)
Increase funds for one Behavioral Health Crisis Center to provide community-based emergency/urgent mental health services.	\$5,700,000	\$5,700,000
Increase funds to provide for an additional salary increase for health aides to address recruitment and retention issues in the highest turnover job classes.	\$2,233,218	\$2,233,218
Utilize existing Projects for Assistance in Transition from Homelessness (PATH) funds to increase access to supportive housing. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	----- \$365,254,047	----- \$378,203,095

**15.5. Child and Adolescent Addictive Diseases Services**

*Purpose: The purpose of this appropriation is to provide services to children and adolescents for the safe withdrawal from abused substances and promote a transition to productive living.*

Total Funds	\$11,236,003
Federal Funds and Grants	\$7,928,149
Medical Assistance Program (CFDA 93.778)	\$50,000
Prevention and Treatment of Substance Abuse Block Grant (CFDA 93.959)	\$7,878,149
State Funds	\$3,307,854
State General Funds	\$3,307,854

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,281,399	\$11,209,548
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$26,363	\$26,363
Reflect an adjustment in merit system assessments. (CC:Yes)	\$92	\$92
Amount appropriated in this Act	----- \$3,307,854	----- \$11,236,003

**15.6. Child and Adolescent Developmental Disabilities**

*Purpose: The purpose of this appropriation is to provide evaluation, residential, support, and education services to promote independence for children and adolescents with developmental disabilities.*

Total Funds	\$12,572,357
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Federal Funds and Grants	\$3,588,692
Medical Assistance Program (CFDA 93.778)	\$3,588,692
State Funds	\$8,983,665
State General Funds	\$8,983,665

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,840,683	\$12,429,375
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$147,262	\$147,262
Reflect an adjustment in merit system assessments. (CC:Yes)	\$249	\$249
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$4,529)	(\$4,529)
Amount appropriated in this Act	----- \$8,983,665	----- \$12,572,357

#### 15.7. Child and Adolescent Forensic Services

*Purpose: The purpose of this appropriation is to provide evaluation, treatment and residential services to children and adolescents clients referred by Georgia's criminal justice or corrections system.*

Total Funds	\$6,472,393
State Funds	\$6,472,393
State General Funds	\$6,472,393

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$5,230,226	\$5,230,226
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$42,020	\$42,020
Reflect an adjustment in merit system assessments. (CC:Yes)	\$147	\$147
Provide funds to implement the juvenile code rewrite.	\$1,200,000	\$1,200,000
Amount appropriated in this Act	----- \$6,472,393	----- \$6,472,393

#### 15.8. Child and Adolescent Mental Health Services

*Purpose: The purpose of this appropriation is to provide evaluation, treatment, crisis stabilization, and residential services to children and adolescents with mental illness.*

Total Funds	\$63,268,961
Federal Funds and Grants	\$10,324,515
Community Mental Health Services Block Grant (CFDA 93.958)	\$7,437,531
Medical Assistance Program (CFDA 93.778)	\$2,886,984

Other Funds	\$2,669,781
Agency Funds	\$85,000
Other Funds - Not Specifically Identified	\$2,584,781
State Funds	\$50,274,665
State General Funds	\$50,274,665

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$49,342,643	\$62,336,939
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$821,918	\$821,918
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,389	\$1,389
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$25,280)	(\$25,280)
Increase funds to provide for an additional salary increase for health aides to address recruitment and retention issues in the highest turnover job classes.	\$133,995	\$133,995
Amount appropriated in this Act	----- \$50,274,665	----- \$63,268,961

**15.9. Departmental Administration - Behavioral Health**

*Purpose: The purpose of this appropriation is to provide administrative support for all mental health, developmental disabilities and addictive diseases programs of the department.*

Total Funds	\$49,644,487
Federal Funds and Grants	\$11,715,584
Medical Assistance Program (CFDA 93.778)	\$4,378,613
Social Services Block Grant (CFDA 93.667)	\$7,336,971
Other Funds	\$22,133
Agency Funds	\$22,133
State Funds	\$37,906,770
State General Funds	\$37,906,770

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$37,465,230	\$49,202,947
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$326,958	\$326,958
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,511	\$1,511
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$165,501)	(\$165,501)

Reflect an adjustment in TeamWorks billings.	\$113,279	\$113,279
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$165,293	\$165,293
Amount appropriated in this Act	\$37,906,770	\$49,644,487

### 15.10. Direct Care Support Services

*Purpose: The purpose of this appropriation is to operate five state-owned and operated hospitals.*

Total Funds	\$129,245,186
Other Funds	\$13,573,041
Agency Funds	\$9,700,000
Other Funds - Not Specifically Identified	\$3,873,041
State Funds	\$115,672,145
State General Funds	\$115,672,145

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$108,858,524	\$122,431,565
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$874,587	\$874,587
Reflect an adjustment in merit system assessments. (CC:Yes)	\$3,063	\$3,063
Increase funds to provide for an additional salary increase for health aides to address recruitment and retention issues in the highest turnover job classes.	\$535,971	\$535,971
Transfer funds from the Adult Developmental Disabilities Services program to align with projected expenditures due to the closing of one hospital unit.	\$5,400,000	\$5,400,000
Amount appropriated in this Act	\$115,672,145	\$129,245,186

### 15.11. Substance Abuse Prevention

*Purpose: The purpose of this appropriation is to promote the health and well-being of children, youth, families and communities through preventing the use and/or abuse of alcohol, tobacco and drugs.*

Total Funds	\$10,232,894
Federal Funds and Grants	\$9,996,415
Prevention and Treatment of Substance Abuse Block Grant (CFDA 93.959)	\$9,996,415
State Funds	\$236,479
State General Funds	\$236,479

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$234,588	\$10,231,003
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$1,885	\$1,885
Reflect an adjustment in merit system assessments. (CC:Yes)	\$6	\$6
Amount appropriated in this Act	----- \$236,479	----- \$10,232,894

**The following appropriations are for agencies attached for administrative purposes.**

**15.12. Georgia Council on Developmental Disabilities**

*Purpose: The purpose of this appropriation is to promote quality services and support for people with developmental disabilities and their families.*

Total Funds	\$2,269,863
Federal Funds and Grants	\$2,019,042
Federal Funds Not Specifically Identified	\$2,019,042
State Funds	\$250,821
State General Funds	\$250,821

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$244,153	\$2,263,195
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$6,668	\$6,668
Amount appropriated in this Act	----- \$250,821	----- \$2,269,863

**15.13. Sexual Offender Review Board**

*Purpose: The purpose of this appropriation is to protect Georgia's children by identifying convicted sexual offenders that present the greatest risk of sexually reoffending.*

Total Funds	\$780,087
State Funds	\$780,087
State General Funds	\$780,087

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$673,381	\$673,381
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective	\$16,859	\$16,859

July 1, 2016.		
Reflect an adjustment in merit system assessments. (CC:Yes)	\$296	\$296
Increase funds for one clinical evaluator.	\$89,551	\$89,551
Amount appropriated in this Act	\$780,087	\$780,087

**Section 16: Community Affairs, Department of**

<b>Total Funds</b>	<b>\$281,234,807</b>
<b>Federal Funds and Grants</b>	<b>\$192,544,116</b>
Federal Funds Not Specifically Identified	\$192,544,116
<b>Other Funds</b>	<b>\$16,159,152</b>
Agency Funds	\$149,849
Other Funds - Not Specifically Identified	\$16,009,303
<b>State Funds</b>	<b>\$72,531,539</b>
State General Funds	\$72,531,539

**16.1. Building Construction**

*Purpose: The purpose of this appropriation is to maintain up-to-date minimum building construction standards for all new structures built in the state; to inspect factory built (modular) buildings to ensure Georgia's minimum construction codes are met; to review proposed enhancements to local government construction codes; and to provide professional training to building inspectors and builders on Georgia's construction codes.*

Total Funds	\$477,382
Other Funds	\$224,020
Other Funds - Not Specifically Identified	\$224,020
State Funds	\$253,362
State General Funds	\$253,362

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$246,966	\$470,986
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$6,593	\$6,593
Reflect an adjustment in merit system assessments. (CC:Yes)	\$53	\$53
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$250)	(\$250)
Amount appropriated in this Act	\$253,362	\$477,382

**16.2. Coordinated Planning**

*Purpose: The purpose of this appropriation is to ensure that county and city*

*governments meet the requirements of the Georgia Planning Act of 1989 by establishing standards and procedures for comprehensive plans and reviewing plans submitted by local governments; to provide training and assistance to local governments in completing comprehensive plans for quality growth by offering mapping and Geographical Information System (GIS) services, online planning tools, and resource teams, and funding the regional planning efforts of Regional Commissions; and to provide annexation reports from Georgia cities to the U.S. Census Bureau.*

Total Funds	\$4,305,071
Federal Funds and Grants	\$242,503
Federal Funds Not Specifically Identified	\$242,503
Other Funds	\$60,190
Other Funds - Not Specifically Identified	\$60,190
State Funds	\$4,002,378
State General Funds	\$4,002,378

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,773,704	\$4,076,397
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$29,434	\$29,434
Reflect an adjustment in merit system assessments. (CC:Yes)	\$236	\$236
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$996)	(\$996)
Increase funds for environmental projects.	\$100,000	\$100,000
Provide funds for Coastal Regional Commission of Georgia grants for coastal infrastructure.	\$100,000	\$100,000
Amount appropriated in this Act	----- \$4,002,378	----- \$4,305,071

**16.3. Departmental Administration**

*Purpose: The purpose of this appropriation is to provide administrative support for all programs of the department.*

Total Funds	\$7,572,263
Federal Funds and Grants	\$3,348,158
Federal Funds Not Specifically Identified	\$3,348,158
Other Funds	\$3,313,069
Other Funds - Not Specifically Identified	\$3,313,069
State Funds	\$911,036
State General Funds	\$911,036

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$1,128,518	\$7,789,745

amended		
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$1,193	\$1,193
Reflect an adjustment in merit system assessments. (CC:Yes)	\$10	\$10
Reflect an adjustment in TeamWorks billings.	\$2,103	\$2,103
Reflect an adjustment in payroll shared services billings.	\$1,124	\$1,124
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$2,990	\$2,990
Transfer funds from the Georgia Advocacy Office contract to the Special Housing Initiatives program for the Home Access initiative.	(\$224,902)	(\$224,902)
Amount appropriated in this Act	----- \$911,036	----- \$7,572,263

#### 16.4. Federal Community and Economic Development Programs

*Purpose: The purpose of this appropriation is to administer federal grant and loan programs to promote volunteerism and community and economic development among local governments, development authorities, and private entities.*

Total Funds	\$53,519,604
Federal Funds and Grants	\$51,572,530
Federal Funds Not Specifically Identified	\$51,572,530
Other Funds	\$305,415
Other Funds - Not Specifically Identified	\$305,415
State Funds	\$1,641,659
State General Funds	\$1,641,659

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,604,758	\$53,482,703
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$38,008	\$38,008
Reflect an adjustment in merit system assessments. (CC:Yes)	\$304	\$304
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$1,411)	(\$1,411)
Amount appropriated in this Act	----- \$1,641,659	----- \$53,519,604

#### 16.5. Homeownership Programs

*Purpose: The purpose of this appropriation is to expand the supply of affordable housing through rehabilitation and construction financing, and to*



*promote homeownership for low and moderate- income individuals by providing sustainable housing grants to local governments, administering mortgage and down payment assistance programs for low and moderate income homebuyers, and offering homeownership counseling and home buyer education programs through a partnership with private providers.*

Total Funds	\$14,343,460
Federal Funds and Grants	\$8,768,721
Federal Funds Not Specifically Identified	\$8,768,721
Other Funds	\$5,574,739
Other Funds - Not Specifically Identified	\$5,574,739

**16.6. Regional Services**

*Purpose: The purpose of this appropriation is to promote access to department services and assistance through a statewide network of regional representatives; to provide technical assistance and grants to local communities to achieve goals relating to housing and community and economic development projects and services that are in-line with the community's comprehensive plan; and to develop leadership infrastructure across local governments.*

Total Funds	\$1,379,040
Federal Funds and Grants	\$108,000
Federal Funds Not Specifically Identified	\$108,000
Other Funds	\$188,650
Other Funds - Not Specifically Identified	\$188,650
State Funds	\$1,082,390
State General Funds	\$1,082,390

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,055,291	\$1,351,941
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$27,625	\$27,625
Reflect an adjustment in merit system assessments. (CC:Yes)	\$221	\$221
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$747)	(\$747)
Amount appropriated in this Act	----- \$1,082,390	----- \$1,379,040

**16.7. Rental Housing Programs**

*Purpose: The purpose of this appropriation is to provide affordable rental housing to very low, and moderate-income households by allocating federal and state housing tax credits on a competitive basis, administering low-interest loans for affordable rental housing, researching affordable housing issues, and*

*providing tenant-based assistance to low-income individuals and families allowing them to rent safe, decent, and sanitary dwelling units in the private rental market.*

Total Funds	\$130,986,993
Federal Funds and Grants	\$126,017,466
Federal Funds Not Specifically Identified	\$126,017,466
Other Funds	\$4,969,527
Other Funds - Not Specifically Identified	\$4,969,527

#### 16.8. Research and Surveys

*Purpose: The purpose of this appropriation is to conduct surveys and collect financial and management data from local governments and authorities in accordance with Georgia law.*

Total Funds	\$449,439
Other Funds	\$42,213
Other Funds - Not Specifically Identified	\$42,213
State Funds	\$407,226
State General Funds	\$407,226

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$396,775	\$438,988
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$10,697	\$10,697
Reflect an adjustment in merit system assessments. (CC:Yes)	\$86	\$86
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$332)	(\$332)
Amount appropriated in this Act	----- \$407,226	----- \$449,439

#### 16.9. Special Housing Initiatives

*Purpose: The purpose of this appropriation is to fund the State Housing Trust Fund; to provide grants for providers of shelter and services to the homeless; to administer loans and grants for affordable housing; to offer local communities collaboration and technical assistance in the development and implementation of an affordable housing plan; and to provide for other special housing initiatives.*

Total Funds	\$6,524,904
Federal Funds and Grants	\$2,391,738
Federal Funds Not Specifically Identified	\$2,391,738
Other Funds	\$945,372
Other Funds - Not Specifically Identified	\$945,372

State Funds	\$3,187,794
State General Funds	\$3,187,794

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,962,892	\$6,300,002
Transfer funds from the Georgia Advocacy Office contract to the Special Housing Initiatives program for the Home Access initiative.	\$224,902	\$224,902
Amount appropriated in this Act	----- \$3,187,794	----- \$6,524,904

**16.10. State Community Development Programs**

*Purpose: The purpose of this appropriation is to assist Georgia cities, small towns, and neighborhoods in the development of their core commercial areas, and to champion new development opportunities for rural Georgia.*

Total Funds	\$1,031,728
Other Funds	\$149,849
Agency Funds	\$149,849
State Funds	\$881,879
State General Funds	\$881,879

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$764,225	\$914,074
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$18,008	\$18,008
Reflect an adjustment in merit system assessments. (CC:Yes)	\$144	\$144
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$498)	(\$498)
Increase funds for the Second Harvest of South Georgia food bank to fund a study to maximize distribution of food utilizing existing local resources and available federal dollars. (CC:Provide one-time funding for the Second Harvest of South Georgia to commission a food bank product distribution model that maximizes financial partnerships.)	\$25,000	\$25,000
Increase funds for Central State Hospital Redevelopment Authority for Environmental Phase I studies.	\$75,000	\$75,000
Amount appropriated in this Act	----- \$881,879	----- \$1,031,728

**16.11. State Economic Development Programs**

*Purpose: The purpose of this appropriation is to provide grants and loans to local governments and businesses and to leverage private investment in order*

*to attract and promote economic development and job creation.*

Total Funds	\$26,732,535
Federal Funds and Grants	\$95,000
Federal Funds Not Specifically Identified	\$95,000
Other Funds	\$240,587
Other Funds - Not Specifically Identified	\$240,587
State Funds	\$26,396,948
State General Funds	\$26,396,948

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$26,092,153	\$26,427,740
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$4,963	\$4,963
Reflect an adjustment in merit system assessments. (CC:Yes)	\$40	\$40
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$208)	(\$208)
Increase funds for Regional Economic Business Assistance grants. (CC:No)	\$0	\$0
Use new and existing funds for small film production business grants.	\$300,000	\$300,000
Amount appropriated in this Act	----- \$26,396,948	----- \$26,732,535

**The following appropriations are for agencies attached for administrative purposes.**

**16.12. Payments to Georgia Environmental Finance Authority**

*Purpose: The purpose of this appropriation is to provide funds for water, wastewater, solid waste, energy, and land conservation projects.*

Total Funds	\$838,495
State Funds	\$838,495
State General Funds	\$838,495

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$983,495	\$983,495
Reduce one-time funds for the Metropolitan North Georgia Water Planning District. (CC:Reduce funds and fund the 2017 Metropolitan North Georgia Water Planning contract.)	(\$250,000)	(\$250,000)
Increase funds for the Georgia Rural Water Association.	\$50,000	\$50,000
Increase funds for the grants for Resource Conservation and Development districts.	\$55,000	\$55,000

Amount appropriated in this Act	\$838,495	\$838,495
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**16.13. Payments to Georgia Regional Transportation Authority**

*Purpose: The purpose of this appropriation is to improve Georgia's mobility, air quality, and land use practices by operating the Xpress bus service, conducting transportation improvement studies, producing an annual Air Quality Report, and reviewing Development of Regional Impact.*

Total Funds	\$12,928,372
State Funds	\$12,928,372
State General Funds	\$12,928,372

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$12,881,465	\$12,881,465
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$48,430	\$48,430
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$2,004)	(\$2,004)
Reflect an adjustment in TeamWorks billings.	\$481	\$481
Amount appropriated in this Act	\$12,928,372	\$12,928,372

**16.14. Payments to OneGeorgia Authority**

*Purpose: The purpose of this appropriation is to provide funds for the OneGeorgia Authority.*

Total Funds	\$20,145,521
Other Funds	\$145,521
Other Funds - Not Specifically Identified	\$145,521
State Funds	\$20,000,000
State General Funds	\$20,000,000

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$20,000,000	\$20,145,521
Increase funds for rural economic development projects. (CC:No)	\$0	\$0
Establish a new contract with the Georgia Forestry Commission for \$450,000 for the reading, maintenance, and management of all aspects of the Agricultural Water Metering Program. (CC:No)	\$0	\$0
Amount appropriated in this Act	\$20,000,000	\$20,145,521

**Section 17: Community Health, Department of**

<b>Total Funds</b>	<b>\$14,365,986,322</b>
<b>Federal Funds and Grants</b>	<b>\$7,363,159,783</b>
Medical Assistance Program (CFDA 93.778)	\$6,878,213,716
State Children's Insurance Program (CFDA 93.767)	\$458,302,666
Federal Funds Not Specifically Identified	\$26,643,401
<b>Other Funds</b>	<b>\$222,272,597</b>
Agency Funds	\$77,787,554
Indigent Care Trust Fund - Public Hospital Authorities	\$139,386,524
Other Funds - Not Specifically Identified	\$5,098,519
<b>State Funds</b>	<b>\$3,204,819,543</b>
Hospital Provider Payment	\$283,993,012
Nursing Home Provider Fees	\$167,969,114
State General Funds	\$2,652,773,436
Tobacco Settlement Funds	\$100,083,981
<b>Intra-State Government Transfers</b>	<b>\$3,575,734,399</b>
Health Insurance Payments	\$3,294,877,137
Medicaid Services Payments - Other Agencies	\$280,857,262

**17.1. Departmental Administration and Program Support**

*Purpose: The purpose of this appropriation is to provide administrative support to all departmental programs.*

Total Funds	\$394,059,740
Federal Funds and Grants	\$304,869,072
Medical Assistance Program (CFDA 93.778)	\$268,755,764
State Children's Insurance Program (CFDA 93.767)	\$34,192,075
Federal Funds Not Specifically Identified	\$1,921,233
Other Funds	\$4,614,769
Agency Funds	(\$183,750)
Other Funds - Not Specifically Identified	\$4,798,519
State Funds	\$63,264,314
State General Funds	\$63,264,314
Intra-State Government Transfers	\$21,311,585
Health Insurance Payments	\$21,311,585

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$65,283,852	\$387,534,484
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$569,537	\$569,537
Reflect an adjustment in merit system assessments. (CC:Yes)	\$4,302	\$4,302

Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$67,604)	(\$67,604)
Reflect an adjustment in TeamWorks billings.	\$24,035	\$24,035
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. <i>(CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)</i>	\$15,014	\$15,014
Provide funds to comply with the Patient Protection and Affordable Care Act (PPACA) requirement that 1095-B forms be provided to individuals enrolled in PeachCare or Medicaid.	\$1,817,591	\$3,900,916
Replace the loss of federal funds for the Medicaid Management Information System (MMIS).	\$2,155,857	\$0
Reduce funds to reflect the enhanced Federal Medical Assistance Percentage (FMAP) increase from 76.68% to 100% for PeachCare administrative expenses.	(\$7,669,673)	\$0
Reduce funds for contracts.	(\$275,625)	(\$735,000)
Utilize existing funds to initiate contract services with an external firm for mandatory nursing home audits. <i>(CC:Yes)</i>	\$0	\$0
Transfer funds from the Medicaid: Aged, Blind and Disabled program for positions and operational costs related to the Community Care Services Program (CCSP).	\$1,407,028	\$2,814,056
Redirect any administrative savings from the transfer of the Community Care Services Program (CCSP) to fund additional slots and report to the Georgia General Assembly on progress by January 1, 2017. <i>(CC:Yes)</i>	\$0	\$0
The Department of Community Health, pursuant to O.C.G.A. 49-4-142.1 et seq., is hereby authorized to submit a request to the United States Department of Health and Human Services Centers for Medicare and Medicaid Services for a waiver pursuant to Section 1115 of the federal Social Security Act. <i>(CC:Yes; The Department of Community Health, pursuant to O.C.G.A. 49-4-142.1 et seq. and within the parameters of O.C.G.A. 49-4-142.2, is hereby authorized to submit a request to the United States Department of Health and Human Services Centers for Medicare and Medicaid Services for a waiver pursuant to Section 1115 of the federal Social Security Act.)</i>	\$0	\$0
The Department shall inspect each medical facility that the Department is authorized to regulate under paragraph (7) of O.C.G.A. 31-2-1 on an annual basis, maintain records of inspections and violations, and deliver an annual report on such inspections to the General Assembly within 30 days of the end of each Fiscal Year. <i>(CC:Yes)</i>	\$0	\$0
Amount appropriated in this Act	----- \$63,264,314	----- \$394,059,740

17.2. Georgia Board of Dentistry

*Purpose: The purpose of this appropriation is to protect public health by licensing qualified applicants as dentists and dental hygienists, regulating the practice of dentistry, investigating complaints, and taking appropriate disciplinary action when warranted.*

Total Funds	\$818,684
State Funds	\$818,684
State General Funds	\$818,684

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$812,629	\$812,629
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$6,304	\$6,304
Reflect an adjustment in merit system assessments. (CC:Yes)	\$54	\$54
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$303)	(\$303)
Amount appropriated in this Act	----- \$818,684	----- \$818,684

17.3. Georgia State Board of Pharmacy

*Purpose: The purpose of this appropriation is to protect public health by licensing qualified pharmacists and pharmacies, regulating the practice of pharmacy, investigating complaints, and taking appropriate disciplinary actions when warranted.*

Total Funds	\$756,419
State Funds	\$756,419
State General Funds	\$756,419

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$750,826	\$750,826
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$5,824	\$5,824
Reflect an adjustment in merit system assessments. (CC:Yes)	\$49	\$49
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$280)	(\$280)
Amount appropriated in this Act	----- \$756,419	----- \$756,419



**17.4. Health Care Access and Improvement**

*Purpose: The purpose of this appropriation is to provide grants and other support services for programs that seek to improve health access and outcomes in rural and underserved areas of Georgia through the State Office of Rural Health, the various commissions of the Office of Health Improvement, and the Office of Health Information Technology and Transparency.*

Total Funds	\$28,055,923
Federal Funds and Grants	\$16,446,551
Medical Assistance Program (CFDA 93.778)	\$416,250
Federal Funds Not Specifically Identified	\$16,030,301
State Funds	\$11,609,372
State General Funds	\$11,609,372

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,662,932	\$27,109,483
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$82,713	\$82,713
Reflect an adjustment in merit system assessments. (CC:Yes)	\$703	\$703
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$3,976)	(\$3,976)
Eliminate one-time start-up funds for Federally Qualified Health Centers.	(\$250,000)	(\$250,000)
Reduce funds for charity clinics. (CC:No)	\$0	\$0
Provide funds for two Federally Qualified Health Center community start-up grants in Jackson County and Jenkins County.	\$500,000	\$500,000
Increase contract funds for services for medically fragile children who do not qualify for the "Katie Beckett" TEFRA/Deeming waiver.	\$250,000	\$250,000
Utilize existing funds to continue the Rural Hospital Stabilization Committee's grants to the current pilot sites in Emanuel, Crisp, Appling, and Union counties. (CC:Yes; Utilize existing funds to continue the Rural Hospital Stabilization Committee's grants, with pilot sites to be selected by the Rural Hospital Stabilization Committee.)	\$0	\$0
Increase one-time funds for the purchase of three telemedicine equipment devices to support middle Georgia EMS services.	\$42,000	\$42,000
Increase funds to the Southwest Georgia Cancer Coalition to assist with access to quality cancer care and treatment in southwest Georgia.	\$25,000	\$25,000
Increase funds to establish a Patient Centered Medical Home (PCMH) grant program for rural stabilization.	\$300,000	\$300,000
Amount appropriated in this Act	----- \$11,609,372	----- \$28,055,923

17.5. Healthcare Facility Regulation

*Purpose: The purpose of this appropriation is to inspect and license long term care and health care facilities.*

Total Funds	\$20,748,837
Federal Funds and Grants	\$9,638,318
Medical Assistance Program (CFDA 93.778)	\$3,733,665
Federal Funds Not Specifically Identified	\$5,904,653
Other Funds	\$100,000
Agency Funds	\$100,000
State Funds	\$11,010,519
State General Funds	\$11,010,519

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,929,096	\$20,667,414
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$84,778	\$84,778
Reflect an adjustment in merit system assessments. (CC:Yes)	\$720	\$720
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$4,075)	(\$4,075)
Amount appropriated in this Act	----- \$11,010,519	----- \$20,748,837

17.6. Indigent Care Trust Fund

*Purpose: The purpose of this appropriation is to support rural and other healthcare providers, primarily hospitals that serve medically indigent Georgians.*

Total Funds	\$399,662,493
Federal Funds and Grants	\$257,075,969
Medical Assistance Program (CFDA 93.778)	\$257,075,969
Other Funds	\$142,586,524
Agency Funds	\$3,200,000
Indigent Care Trust Fund - Public Hospital Authorities	\$139,386,524

17.7. Medicaid: Aged, Blind and Disabled

*Purpose: The purpose of this appropriation is to provide health care access primarily to elderly and disabled individuals. There is also hereby appropriated to the Department of Community Health a specific sum of money equal to all the provider fees paid to the Indigent Care Trust Fund created pursuant to Article 6A of chapter 8 of Title 31. The sum of money is appropriated for payments for nursing homes pursuant to Article 6A.*

Total Funds	\$5,437,966,232
Federal Funds and Grants	\$3,449,809,344
Medical Assistance Program (CFDA 93.778)	\$3,447,022,130
Federal Funds Not Specifically Identified	\$2,787,214
Other Funds	\$62,342,988
Agency Funds	\$62,342,988
State Funds	\$1,658,525,268
Hospital Provider Payment	\$29,862,365
Nursing Home Provider Fees	\$167,969,114
State General Funds	\$1,454,501,983
Tobacco Settlement Funds	\$6,191,806
Intra-State Government Transfers	\$267,288,632
Medicaid Services Payments - Other Agencies	\$267,288,632

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,581,476,106	\$5,249,545,728
Increase funds to cover expenses related to higher pharmacy cost of Hepatitis C drugs (\$23,129,866) and Cystic Fibrosis drugs (\$3,390,400). (CC:Increase funds to cover expenses related to higher pharmacy cost of Hepatitis C drugs (\$21,007,707) and Cystic Fibrosis drugs (\$3,390,400).)	\$24,398,107	\$75,794,057
Reflect an adjustment for growth in Medicaid based on projected need.	(\$31,351,260)	(\$97,394,408)
Increase funds to reflect a projected increase in the Medicare Part D Clawback payment.	\$8,088,994	\$8,088,994
Increase funds for the hold harmless provision in Medicare Part B premiums.	\$21,039,788	\$65,524,097
Transfer \$46,488,969 in state general funds and \$6,191,806 in tobacco settlement funds for the Community Care Services Program (CCSP) from the Elder Community Living Services program in the Department of Human Services.	\$52,680,775	\$67,016,733
Reduce funds to reflect an increase in the Federal Medical Assistance Percentage (FMAP) from 67.55% to 67.89%.	(\$19,643,417)	\$0
Reflect additional revenue from hospital provider payments.	\$1,242,217	\$3,857,817
Reduce funds for previous changes in rate calculations for nursing facility operator changes to reflect projected expenditures.	(\$4,100,000)	(\$12,736,875)
Increase funds to provide for a 3% inflation adjustment on the 2012 nursing home cost reports.	\$11,300,000	\$35,104,070
Increase funds for the Independent Care Waiver Program (ICWP) Personal Support rates to match the CCSP and SOURCE program rates.	\$3,774,382	\$11,725,325
Increase funds for the reimbursement rates for Adult Day Health Centers by 5% to provide parity with other	\$399,670	\$1,241,597

home and community-based service providers.		
Provide funds to increase reimbursement rates for occupational therapy and physical therapy providers within the Medicaid Children's Intervention Services (CIS) program.	\$2,000,000	\$6,213,110
Evaluate budget neutral payment methodologies for Medicaid member access to services provided by newly-enrolled long-term acute care and inpatient rehabilitation hospitals. (CC:Yes)	\$0	\$0
Transfer funds to the Departmental Administration and Program Support programs for positions and operational costs related to the Community Care Services Program (CCSP).	(\$1,407,028)	(\$2,814,056)
Increase funds for a 3% increase in ventilator reimbursement rates.	\$95,041	\$295,250
Transfer funds for the increased reimbursement rates for select primary care and OB/GYN codes from the Medicaid: Low-Income Medicaid program to reflect the anticipated increase attributable to each program. (CC:Transfer funds for the increased reimbursement rates for 32 select primary care and OB/GYN codes from the Medicaid: Low-Income Medicaid program to reflect the anticipated increase attributable to each program.)	\$9,279,118	\$28,826,089
Transfer funds for the increase in reimbursement rates for occupational therapy and physical therapy providers within the Medicaid Children's Intervention Services (CIS) program to the Medicaid: Low-Income Medicaid program to reflect the anticipated increase attributable to each program.	(\$747,225)	(\$2,321,296)
Amount appropriated in this Act	\$1,658,525,268	\$5,437,966,232

### 17.8. Medicaid: Low-Income Medicaid

*Purpose: The purpose of this appropriation is to provide healthcare access primarily to low-income individuals.*

Total Funds	\$4,316,849,891
Federal Funds and Grants	\$2,901,209,938
Medical Assistance Program (CFDA 93.778)	\$2,901,209,938
Other Funds	\$12,328,316
Agency Funds	\$12,328,316
State Funds	\$1,389,894,790
Hospital Provider Payment	\$254,130,647
State General Funds	\$1,041,871,968
Tobacco Settlement Funds	\$93,892,175
Intra-State Government Transfers	\$13,416,847
Medicaid Services Payments - Other Agencies	\$13,416,847

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,285,085,321	\$3,933,283,365
Increase funds for growth in Medicaid based on projected need.	\$92,393,815	\$287,026,452
Replace \$16,076,082 in tobacco settlement funds with state general funds. (CC:Yes)	\$0	\$0
Reduce funds to reflect an increase in the Federal Medical Assistance Percentage (FMAP) from 67.55% to 67.89%.	(\$18,800,043)	\$0
Reflect additional revenue from hospital provider payments.	\$10,495,334	\$32,594,205
Transfer hospital provider payments to reflect an increase in enhanced FMAP from 94.22% to 100% for children who were moved from the PeachCare for Kids program to the Low-Income Medicaid program as of January 1, 2014 per the PPACA.	\$1,827,220	\$5,674,596
Provide funds to increase reimbursement rates for select primary care and OB/GYN codes to 100% of 2014 Medicare levels.	\$26,203,315	\$81,402,035
Provide funds to increase the Advanced Life Support (ALS) emergency transport code reimbursement rate for EMS providers by 7%.	\$634,314	\$1,970,531
Effective July 1, 2016, Care Management Organizations (CMO) are required to increase their current per unit reimbursement rates for contracted primary care, OB/GYN, and EMS providers at the increased rates mandated by HB 751. (CC:Yes)	\$0	\$0
The Department of Community Health is directed to evaluate cost-saving measures through accurate diagnosis of ADHD and report back to the Georgia General Assembly by January 1, 2017. (CC:Provide funds to evaluate cost-saving measures through accurate diagnosis of ADHD through NEBA and report back to the Georgia General Assembly by January 1, 2017.)	\$200,000	\$200,000
Increase funds for a \$250 add-on payment for newborn delivery and newborn admission after delivery in rural counties (population less than 35,000.) (CC:Increase funds for a \$250 add-on payment for newborn delivery in rural counties (population less than 35,000).)	\$387,407	\$1,203,500
Increase funds to establish a Patient Centered Medical Home (PCMH) grant program for rural stabilization. (CC:No; Reflect in Health Care Access and Improvement.)	\$0	\$0
Transfer funds for the increased reimbursement rates for select primary care and OB/GYN codes to the Medicaid: Aged, Blind, and Disabled programs to reflect the anticipated increase attributable to each program. (CC:Transfer funds for the increased reimbursement rates for 32 select primary care and OB/GYN codes to the Medicaid: Aged, Blind, and Disabled programs to reflect the anticipated increase attributable to each program.)	(\$9,279,118)	(\$28,826,089)

Transfer funds for the increase in reimbursement rate for occupational therapy and physical therapy providers within the Medicaid Children's Intervention Services (CIS) program from the Medicaid: Aged, Blind, and Disabled program to reflect the anticipated increase attributable to each program.	\$747,225	\$2,321,296
Amount appropriated in this Act	\$1,389,894,790	\$4,316,849,891

### 17.9. PeachCare

*Purpose: The purpose of this appropriation is to provide health insurance coverage for qualified low-income Georgia children.*

Total Funds	\$424,262,374
Federal Funds and Grants	\$424,110,591
State Children's Insurance Program (CFDA 93.767)	\$424,110,591
Intra-State Government Transfers	\$151,783
Medicaid Services Payments - Other Agencies	\$151,783

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$24,648,601	\$424,124,694
Reduce funds to reflect an increase in enhanced Federal Medical Assistance Percentage from 94.22% to 100%.	(\$22,821,381)	\$0
Transfer hospital provider payments to reflect an increase in enhanced FMAP from 94.22% to 100% for children who were moved from the PeachCare for Kids program to the Low-Income Medicaid program as of January 1, 2014 per the PPACA.	(\$1,827,220)	\$0
Increase funds to increase reimbursement rates for occupational therapy and physical therapy providers within the Medicaid Children's Intervention Services (CIS) program.	\$0	\$137,680
Amount appropriated in this Act	\$0	\$424,262,374

### 17.10. State Health Benefit Plan

*Purpose: The purpose of this appropriation is to provide a healthcare benefit for teachers and state employees that is competitive with other commercial benefit plans in quality of care and access to providers; and to provide for the efficient management of provider fees and utilization rates.*

Total Funds	\$3,273,565,552
Intra-State Government Transfers	\$3,273,565,552
Health Insurance Payments	\$3,273,565,552

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$3,198,611,114
Increase funds to reflect updated projections for	\$0	\$4,252,738

membership, medical services utilization, and medical trend changes.		
Reduce funds for the reduction in employee contribution rates effective January 1, 2016.	\$0	(\$11,100,000)
Increase funds for Medicare Advantage plans effective January 1, 2016.	\$0	\$91,600,000
Reduce funds by identifying future year plan design changes.	\$0	(\$32,784,000)
Reduce funds due to a scheduled reduction in the Transitional Reinsurance Fee imposed by the Patient Protection and Affordable Care Act (PPACA).	\$0	(\$7,420,000)
Increase funds for a scheduled increase of the employer contribution rate for non-certificated school service employees from \$746.20 to \$846.20 effective January 1, 2017.	\$0	\$30,405,700
Authorize a pilot program for non-certificated system-directed health care coverage for a 24-month pilot effective for coverage year January 1, 2017, at the end of which the participating systems may opt to return to the state plan without penalty. (CC:Yes)	\$0	\$0
Reflect a total fund balance for Other Post-Employment Benefits (OPEB) liabilities of \$925,103,053 by recognizing 2015 payments (\$478,094,972) and pending deposits (\$314,627,314). (CC:Yes)	\$0	\$0
Amount appropriated in this Act	\$0	\$3,273,565,552

**The following appropriations are for agencies attached for administrative purposes.**

**17.11. Georgia Board for Physician Workforce: Board Administration**

*Purpose: The purpose of this appropriation is to provide administrative support to all agency programs.*

Total Funds	\$981,797
State Funds	\$981,797
State General Funds	\$981,797

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$659,458	\$659,458
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$13,467	\$13,467
Reflect an adjustment in merit system assessments. (CC:Yes)	\$93	\$93
Transfer funds from the Graduate Medical Education program to support tracking long-term rural capacity needs for physicians and other healthcare providers.	\$208,779	\$208,779
Provide funds for a facilitator position to specialize in emerging residency programs.	\$100,000	\$100,000
Amount appropriated in this Act	\$981,797	\$981,797

17.12. Georgia Board for Physician Workforce: Graduate Medical Education

*Purpose: The purpose of this appropriation is to address the physician workforce needs of Georgia communities through the support and development of medical education programs.*

Total Funds	\$11,185,863
State Funds	\$11,185,863
State General Funds	\$11,185,863

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,014,219	\$10,014,219
Transfer funds for 72 new residency slots in primary care medicine from the Board of Regents of the University System of Georgia Public Service/Special Funding Initiatives program.	\$1,138,075	\$1,138,075
Transfer funds to the Board Administration program to support tracking long-term rural capacity needs for physicians and other healthcare providers.	(\$208,779)	(\$208,779)
Transfer funds to the Physicians for Rural Areas program for the Georgia South Family Medicine Rural Residency Training Program.	(\$100,000)	(\$100,000)
Provide funds for an emergency medicine residency program at Memorial Health University Medical Center.	\$219,684	\$219,684
Increase funds to provide eight slots total in OB/GYN residency programs with two slots each at Emory, Medical College of Georgia, Morehouse, and Navicent Health Care Macon.	\$122,664	\$122,664
Amount appropriated in this Act	----- \$11,185,863	----- \$11,185,863

17.13. Georgia Board for Physician Workforce: Mercer School of Medicine Grant

*Purpose: The purpose of this appropriation is to provide funding for the Mercer University School of Medicine to help ensure an adequate supply of primary and other needed physician specialists through a public/private partnership with the State of Georgia.*

Total Funds	\$24,039,911
State Funds	\$24,039,911
State General Funds	\$24,039,911

17.14. Georgia Board for Physician Workforce: Morehouse School of Medicine Grant

*Purpose: The purpose of this appropriation is to provide funding for the Morehouse School of Medicine and affiliated hospitals to help ensure an adequate supply of primary and other needed physician specialists through a public/private partnership with the State of Georgia.*



Total Funds	\$23,971,870
State Funds	\$23,971,870
State General Funds	\$23,971,870

17.15. Georgia Board for Physician Workforce: Physicians for Rural Areas

*Purpose: The purpose of this appropriation is to ensure an adequate supply of physicians in rural areas of the state, and to provide a program of aid to promising medical students.*

Total Funds	\$1,710,000
State Funds	\$1,710,000
State General Funds	\$1,710,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,410,000	\$1,410,000
Realign program activities to provide additional Physician Rural Areas Assistance (PRAA) loan repayment awards. (CC:Yes)	\$0	\$0
Eliminate funds for the rural dentistry loan repayment program. (CC:No)	\$0	\$0
Provide funds for a loan repayment program for Physician Assistants and Advanced Practice Registered Nurses practicing in rural and underserved areas.	\$200,000	\$200,000
Transfer funds from the Graduate Medical Education program to assist Georgia South Family Medicine Rural Residency Training Program.	\$100,000	\$100,000
Increase funds for the Georgia South Family Medicine Rural Residency Training Program. (CC:No)	\$0	\$0
Utilize \$60,000 in existing funds for one-time partnership funding for Houston Healthcare and Carl Vinson Veterans Administration residency program. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	----- \$1,710,000	\$1,710,000

17.16. Georgia Board for Physician Workforce: Undergraduate Medical Education

*Purpose: The purpose of this appropriation is to ensure an adequate supply of primary care and other needed physician specialists through a public/private partnership with medical schools in Georgia.*

Total Funds	\$2,437,218
State Funds	\$2,437,218
State General Funds	\$2,437,218

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,119,068	\$2,119,068

Increase funds for the medical student capitation contract for 50 certified residents at Philadelphia College of Osteopathic Medicine.	\$318,150	\$318,150
Amount appropriated in this Act	----- \$2,437,218	----- \$2,437,218

### 17.17. Georgia Composite Medical Board

*Purpose: The purpose of this appropriation is to license qualified applicants as physicians, physician's assistants, respiratory care professionals, perfusionists, acupuncturists, orthotists, prosthetists, and auricular (ear) detoxification specialists. Also, the purpose of this appropriation is to investigate complaints and discipline those who violate the Medical Practice Act or other laws governing the professional behavior of the Board licensees.*

Total Funds	\$2,698,841
Other Funds	\$300,000
Other Funds - Not Specifically Identified	\$300,000
State Funds	\$2,398,841
State General Funds	\$2,398,841

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,277,486	\$2,577,486
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$55,818	\$55,818
Reflect an adjustment in merit system assessments. (CC:Yes)	\$407	\$407
Provide funds for the regulation of the vaccine protocol agreements as established by HB 504 (2015 Session).	\$65,130	\$65,130
Amount appropriated in this Act	----- \$2,398,841	----- \$2,698,841

### 17.18. Georgia Drugs and Narcotics Agency

*Purpose: The purpose of this appropriation is to protect the health, safety, and welfare of the general public by providing an enforcement presence to oversee all laws and regulations pertaining to controlled substances and dangerous drugs.*

Total Funds	\$2,214,677
State Funds	\$2,214,677
State General Funds	\$2,214,677

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,149,510	\$2,149,510
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$43,235	\$43,235
Reflect an adjustment in merit system assessments.	\$432	\$432

<i>(CC:Yes)</i>		
Provide funds for increased rent.	\$21,500	\$21,500
Eliminate one-time funds for information technology.	\$0	\$0
<i>(CC:No)</i>		
Amount appropriated in this Act	----- \$2,214,677	----- \$2,214,677

**Section 18: Community Supervision, Department of**

<b>Total Funds</b>	<b>\$160,528,678</b>
<b>Other Funds</b>	<b>\$10,000</b>
Other Funds - Not Specifically Identified	\$10,000
<b>State Funds</b>	<b>\$160,518,678</b>
State General Funds	\$160,518,678

**18.1. Departmental Administration**

*Purpose: The purpose of this appropriation is to provide administrative support for the agency.*

Total Funds	\$9,137,028
State Funds	\$9,137,028
State General Funds	\$9,137,028

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,213,943	\$8,213,943
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$171,315	\$171,315
Reflect an adjustment in merit system assessments. <i>(CC:Yes)</i>	\$4,838	\$4,838
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$15,089	\$15,089
Reflect an adjustment in TeamWorks billings.	\$17,427	\$17,427
Reflect an adjustment in payroll shared services billings.	\$8,670	\$8,670
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. <i>(CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)</i>	\$88,134	\$88,134
Transfer funds and three positions from the Field Services program.	\$398,374	\$398,374
Transfer funds from the Field Services program to accurately reflect the cost of real estate rentals.	\$64,889	\$64,889
Transfer funds and one position from the Department of Corrections' Departmental Administration program.	\$43,429	\$43,429
Transfer funds and two positions from the State Board of Pardons and Paroles' Board Administration program.	\$110,920	\$110,920

Reduce funds to reflect administrative efficiencies. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$9,137,028	----- \$9,137,028

### 18.2. Field Services

*Purpose: The purpose of this appropriation is to protect and serve Georgia citizens through effective and efficient offender supervision in communities, while providing opportunities for successful outcomes.*

Total Funds	\$145,594,620
Other Funds	\$10,000
Other Funds - Not Specifically Identified	\$10,000
State Funds	\$145,584,620
State General Funds	\$145,584,620

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$21,851,578	\$21,851,578
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$3,618,865	\$3,618,865
Reflect an adjustment in merit system assessments. (CC:Yes)	\$102,926	\$102,926
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$321,013	\$321,013
Reflect an adjustment in TeamWorks billings.	\$370,721	\$370,721
Reflect an adjustment in payroll shared services billings.	\$184,449	\$184,449
Transfer funds and 1,628 positions from the Department of Corrections' Probation Supervision program.	\$89,674,806	\$89,684,806
Transfer funds and nine positions from the Department of Corrections' Offender Management program.	\$458,707	\$458,707
Transfer funds and seven positions from the Department of Corrections' State Prisons program.	\$406,678	\$406,678
Transfer funds and 480 positions from the State Board of Pardons and Paroles' Parole Supervision program.	\$29,217,168	\$29,217,168
Transfer funds and three positions to the Departmental Administration program.	(\$398,374)	(\$398,374)
Transfer funds to the Departmental Administration program to accurately reflect the cost of real estate rentals.	(\$64,889)	(\$64,889)
Transfer funds to the State Board of Pardons and Paroles' Clemency program to accurately reflect the cost of real estate rentals.	(\$16,528)	(\$16,528)
Annualize efficiencies in operating budget. (CC:No)	\$0	\$0
Reduce one-time funds used to recalibrate the offender supervision risk assessment tool.	(\$75,000)	(\$75,000)
Reduce one-time funds for technology infrastructure.	(\$67,500)	(\$67,500)
Amount appropriated in this Act	----- \$145,584,620	----- \$145,594,620

**18.3. Misdemeanor Probation**

*Purpose: The purpose of this appropriation is to provide regulation of all governmental and private misdemeanor probation providers through inspection and investigation.*

Total Funds	\$629,988
State Funds	\$629,988
State General Funds	\$629,988

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$609,367	\$609,367
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$16,254	\$16,254
Reflect an adjustment in merit system assessments. (CC:Yes)	\$459	\$459
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$1,432	\$1,432
Reflect an adjustment in TeamWorks billings.	\$1,653	\$1,653
Reflect an adjustment in payroll shared services billings.	\$823	\$823
Amount appropriated in this Act	\$629,988	\$629,988

**The following appropriations are for agencies attached for administrative purposes.**

**18.4. Georgia Commission on Family Violence**

*Purpose: The purpose of this appropriation is to provide for the study and evaluation of needs and services relating to family violence in Georgia, develop models for community task forces on family violence, provide training and continuing education on the dynamics of family violence, and develop standards to be used in the certification and regulation of Family Violence Intervention Programs.*

Total Funds	\$391,988
State Funds	\$391,988
State General Funds	\$391,988

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$374,981	\$374,981
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$16,380	\$16,380
Reflect an adjustment in merit system assessments. (CC:Yes)	\$166	\$166
Reflect an adjustment to agency premiums for	\$461	\$461

Department of Administrative Services administered self insurance programs.		
Amount appropriated in this Act	-----	-----
	\$391,988	\$391,988

### 18.5. Governor's Office of Transition, Support, and Reentry

*Purpose: The purpose of this appropriation is to provide a collaboration of governmental and non-governmental stakeholders to develop and execute a systematic reentry plan for Georgia offenders and ensure the delivery of services to reduce recidivism and support the success of returning citizens.*

Total Funds	\$4,775,054
State Funds	\$4,775,054
State General Funds	\$4,775,054

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,741,443	\$3,741,443
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$92,837	\$92,837
Reflect an adjustment in merit system assessments. (CC:Yes)	\$3,232	\$3,232
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$5,293	\$5,293
Transfer funds and two positions from the Department of Corrections' Departmental Administration program.	\$280,057	\$280,057
Transfer funds and four positions from the State Board of Pardons and Paroles' Parole Supervision program.	\$392,362	\$392,362
Increase funds for five community coordinators to expand the Georgia Prisoner Re-entry Initiative.	\$388,945	\$388,945
Transfer funds to the State Board of Pardons and Paroles' Clemency program to accurately reflect the cost of rental space.	(\$129,115)	(\$129,115)
Amount appropriated in this Act	-----	-----
	\$4,775,054	\$4,775,054

### Section 19: Corrections, Department of

<b>Total Funds</b>	<b>\$1,136,080,765</b>
<b>Federal Funds and Grants</b>	<b>\$170,555</b>
Federal Funds Not Specifically Identified	\$170,555
<b>Other Funds</b>	<b>\$13,564,603</b>
Other Funds - Not Specifically Identified	\$13,564,603
<b>State Funds</b>	<b>\$1,122,345,607</b>
State General Funds	\$1,122,345,607

19.1. County Jail Subsidy

*Purpose: The purpose of this appropriation is to reimburse counties for the costs of incarcerating state prisoners in their local facilities after sentencing.*

Total Funds	\$5,000
State Funds	\$5,000
State General Funds	\$5,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$50,000	\$50,000
Reduce funds.	(\$45,000)	(\$45,000)
Amount appropriated in this Act	\$5,000	\$5,000

19.2. Departmental Administration

*Purpose: The purpose of this appropriation is to protect and serve the citizens of Georgia by providing an effective and efficient department that administers a balanced correctional system.*

Total Funds	\$36,283,517
Federal Funds and Grants	\$70,555
Federal Funds Not Specifically Identified	\$70,555
State Funds	\$36,212,962
State General Funds	\$36,212,962

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$35,423,197	\$35,493,752
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$411,399	\$411,399
Reflect an adjustment in merit system assessments. (CC:Yes)	\$683	\$683
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$50,000)	(\$50,000)
Reflect an adjustment in TeamWorks billings.	(\$3,525)	(\$3,525)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$322,424	\$322,424
Transfer funds and one position to the Department of Community Supervision's Departmental Administration program.	(\$43,429)	(\$43,429)
Transfer funds and two positions to the Governor's Office of Transition, Support, and Reentry.	(\$280,057)	(\$280,057)
Transfer funds and six positions from the Probation	\$375,744	\$375,744

Supervision program for consolidated banking services.		
Increase funds to provide for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.	\$56,526	\$56,526
Provide a report to the General Assembly regarding the effectiveness of educational programs within the department including county correctional facility GED and vocational certificate programs, the charter high school initiative, vocational/technical programs, and the GED fast track program by January 1, 2017 and a follow-up report by January 1, 2018. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	\$36,212,962	\$36,283,517

### 19.3. Detention Centers

*Purpose: The purpose of this appropriation is to provide housing, academic education, vocational training, work details, counseling, and substance abuse treatment for probationers who require more security or supervision than provided by regular community supervision.*

Total Funds	\$38,791,091
Other Funds	\$450,000
Other Funds - Not Specifically Identified	\$450,000
State Funds	\$38,341,091
State General Funds	\$38,341,091

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$30,232,566	\$30,682,566
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$858,702	\$858,702
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,427	\$1,427
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$104,363)	(\$104,363)
Reflect an adjustment in TeamWorks billings.	(\$7,358)	(\$7,358)
Increase funds to provide for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.	\$1,429,639	\$1,429,639
Transfer funds, 82 positions, and 13 vehicles from the Probation Supervision program to consolidate program operations.	\$5,930,478	\$5,930,478
Amount appropriated in this Act	\$38,341,091	\$38,791,091

### 19.4. Food and Farm Operations

*Purpose: The purpose of this appropriation is to manage timber, raise crops and livestock, and produce dairy items used in preparing meals for offenders.*

Total Funds	\$27,585,059
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State Funds \$27,585,059  
 State General Funds \$27,585,059

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$27,555,071	\$27,555,071
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$34,408	\$34,408
Reflect an adjustment in merit system assessments. (CC:Yes)	\$57	\$57
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$4,182)	(\$4,182)
Reflect an adjustment in TeamWorks billings.	(\$295)	(\$295)
Amount appropriated in this Act	\$27,585,059	\$27,585,059

**19.5. Health**

*Purpose: The purpose of this appropriation is to provide the required constitutional level of physical, dental, and mental health care to all inmates of the state correctional system.*

Total Funds \$204,612,576  
 Other Funds \$390,000  
 Other Funds - Not Specifically Identified \$390,000  
 State Funds \$204,222,576  
 State General Funds \$204,222,576

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$201,384,166	\$201,774,166
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$224,399	\$224,399
Reflect an adjustment in merit system assessments. (CC:Yes)	\$373	\$373
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$27,273)	(\$27,273)
Reflect an adjustment in TeamWorks billings.	(\$1,923)	(\$1,923)
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives for Georgia Correctional Healthcare employees effective July 1, 2016.	\$2,642,834	\$2,642,834
Increase funds to cover expenses related to recently approved Hepatitis C treatments and other bulk prescription medications. (CC:Utilize existing funds to provide Hepatitis C treatments and fund actual costs in the Amended FY17 budget, while recognizing potential	\$0	\$0

<i>savings from new therapeutic options.)</i>		
Amount appropriated in this Act	-----	-----
	\$204,222,576	\$204,612,576

### 19.6. Offender Management

*Purpose: The purpose of this appropriation is to coordinate and operate the following agency-wide support services to ensure public safety: canine units, the County Correctional Institutions program, Correctional Emergency Response Teams, inmate classification, inmate diagnostics, the jail coordination unit, the release and agreements unit, and tactical squads.*

Total Funds	\$43,575,497
Other Funds	\$30,000
Other Funds - Not Specifically Identified	\$30,000
State Funds	\$43,545,497
State General Funds	\$43,545,497

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$42,568,545	\$42,598,545
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$97,240	\$97,240
Reflect an adjustment in merit system assessments. <i>(CC:Yes)</i>	\$162	\$162
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$11,818)	(\$11,818)
Reflect an adjustment in TeamWorks billings.	(\$833)	(\$833)
Transfer funds and nine positions to the Department of Community Supervision's Field Services program.	(\$458,707)	(\$458,707)
Increase funds to incentivize county correctional facilities to provide educational opportunities and graduate inmates from GED and vocational programs.	\$1,325,000	\$1,325,000
Provide a \$1,000 per student performance-based funding incentive to county correctional facilities for each GED diploma and vocational certificate graduate. <i>(CC:Yes)</i>	\$0	\$0
Increase funds to provide for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.	\$25,908	\$25,908
Amount appropriated in this Act	-----	-----
	\$43,545,497	\$43,575,497

### 19.7. Private Prisons

*Purpose: The purpose of this appropriation is to contract with private companies to provide cost effective prison facilities that ensure public safety.*

Total Funds	\$135,395,608
State Funds	\$135,395,608
State General Funds	\$135,395,608

**19.8. Probation Supervision**

*Purpose: The purpose of this appropriation is to supervise probationers in Day Reporting Centers, the Savannah Impact Program, intensive or specialized probation, and field supervision, as well as support the Georgia Commission on Family Violence.*

Total Funds \$0

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$95,981,028	\$95,998,074
Transfer funds and 1,628 positions to the Department of Community Supervision's Field Services program.	(\$89,674,806)	(\$89,684,806)
Transfer funds and six positions to the Departmental Administration program for consolidated banking services.	(\$375,744)	(\$375,744)
Transfer funds, 82 positions, and 13 vehicles to the Detention Centers program to consolidate program operations.	(\$5,930,478)	(\$5,937,524)
Amount appropriated in this Act	----- \$0	\$0

**19.9. State Prisons**

*Purpose: The purpose of this appropriation is to provide housing, academic education, religious support, vocational training, counseling, and substance abuse treatment for violent and/or repeat offenders, or nonviolent offenders who have exhausted all other forms of punishment in a secure, well-supervised setting; to assist in the reentry of these offenders back into society; and to provide fire services and work details to the Department, state agencies, and local communities.*

Total Funds	\$618,177,696
Federal Funds and Grants	\$100,000
Federal Funds Not Specifically Identified	\$100,000
Other Funds	\$12,694,603
Other Funds - Not Specifically Identified	\$12,694,603
State Funds	\$605,383,093
State General Funds	\$605,383,093

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$569,908,384	\$582,702,987
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$12,699,513	\$12,699,513
Reflect an adjustment in merit system assessments. (CC:Yes)	\$21,097	\$21,097
Reflect an adjustment to agency premiums for	(\$1,543,445)	(\$1,543,445)

Department of Administrative Services administered self insurance programs.		
Reflect an adjustment in TeamWorks billings.	(\$108,816)	(\$108,816)
Increase funds to provide for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.	\$21,164,313	\$21,164,313
Annualize the cost of operating expenses for the charter high school initiative at two state prisons.	\$51,500	\$51,500
Increase funds for 11 positions and operating expenses to provide educational enhancements to academic programs at four state prisons.	\$1,411,727	\$1,411,727
Increase funds for contracts to expand vocational/technical programs at four state prisons.	\$2,620,000	\$2,620,000
Transfer funds and seven positions to the Department of Community Supervision's Field Services program.	(\$406,678)	(\$406,678)
Reduce funds for one-time funding for setup costs of the state prison education enhancement.	(\$374,502)	(\$374,502)
Reduce funds to reflect the savings from energy efficiency upgrades.	(\$60,000)	(\$60,000)
Amount appropriated in this Act	\$605,383,093	\$618,177,696

#### 19.10. Transition Centers

*Purpose: The purpose of this appropriation is to provide "work release," allowing inmates to obtain and maintain a paying job in the community, while still receiving housing, academic education, counseling, and substance abuse treatment in a structured center.*

Total Funds	\$31,654,721
State Funds	\$31,654,721
State General Funds	\$31,654,721

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$29,965,735	\$29,965,735
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$634,302	\$634,302
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,054	\$1,054
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$77,090)	(\$77,090)
Reflect an adjustment in TeamWorks billings.	(\$5,435)	(\$5,435)
Increase funds to provide for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.	\$876,155	\$876,155
Increase funds to expand the GED fast track program at transition centers.	\$260,000	\$260,000
Amount appropriated in this Act	\$31,654,721	\$31,654,721

**Section 20: Defense, Department of**

<b>Total Funds</b>	<b>\$68,035,530</b>
<b>Federal Funds and Grants</b>	<b>\$53,204,273</b>
Federal Funds Not Specifically Identified	\$53,204,273
<b>Other Funds</b>	<b>\$3,262,875</b>
Agency Funds	\$1,375,447
Other Funds - Not Specifically Identified	\$1,887,428
<b>State Funds</b>	<b>\$11,568,382</b>
State General Funds	\$11,568,382

**20.1. Departmental Administration**

*Purpose: The purpose of this appropriation is to provide administration to the organized militia in the State of Georgia.*

Total Funds	\$1,910,607
Federal Funds and Grants	\$723,528
Federal Funds Not Specifically Identified	\$723,528
State Funds	\$1,187,079
State General Funds	\$1,187,079

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,143,379	\$1,866,907
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$32,856	\$32,856
Reflect an adjustment in merit system assessments. (CC:Yes)	\$123	\$123
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$4,248	\$4,248
Reflect an adjustment in TeamWorks billings.	\$2,731	\$2,731
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$3,742	\$3,742
Amount appropriated in this Act	----- \$1,187,079	----- \$1,910,607

**20.2. Military Readiness**

*Purpose: The purpose of this appropriation is to provide and maintain facilities for the training of Army National Guard, Air National Guard, and State Defense Force personnel, and to provide an organized militia that can be activated and deployed at the direction of the President or Governor for a man-made crisis or natural disaster.*

Total Funds	\$43,124,747
Federal Funds and Grants	\$34,639,522
Federal Funds Not Specifically Identified	\$34,639,522
Other Funds	\$3,258,997
Agency Funds	\$1,375,447
Other Funds - Not Specifically Identified	\$1,883,550
State Funds	\$5,226,228
State General Funds	\$5,226,228

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$5,086,422	\$42,984,941
Reflect an adjustment in merit system assessments. (CC:Yes)	\$287	\$287
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$76,270	\$76,270
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$12,788	\$12,788
Reflect an adjustment in TeamWorks billings.	\$461	\$461
Reflect a change in the program purpose statement. (CC:Yes)	\$0	\$0
Increase funds for equipment for the Georgia State Defense Force.	\$50,000	\$50,000
Amount appropriated in this Act	----- \$5,226,228	----- \$43,124,747

### 20.3. Youth Educational Services

*Purpose: The purpose of this appropriation is to provide educational and vocational opportunities to at-risk youth through Youth Challenge Academies and Starbase programs.*

Total Funds	\$23,000,176
Federal Funds and Grants	\$17,841,223
Federal Funds Not Specifically Identified	\$17,841,223
Other Funds	\$3,878
Other Funds - Not Specifically Identified	\$3,878
State Funds	\$5,155,075
State General Funds	\$5,155,075

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,903,836	\$17,911,437
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$71,628	\$71,628

Reflect an adjustment in merit system assessments. (CC:Yes)	\$269	\$269
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$21,848	\$21,848
Reflect an adjustment in TeamWorks billings.	\$1,179	\$1,179
Increase funds for personal services and operating expenses to support the Milledgeville Youth Challenge Academy.	\$1,156,315	\$4,993,815
Amount appropriated in this Act	----- \$5,155,075	----- \$23,000,176

**Section 21: Driver Services, Department of**

<b>Total Funds</b>	<b>\$70,517,137</b>
<b>Other Funds</b>	<b>\$2,844,121</b>
Agency Funds	\$2,844,121
<b>State Funds</b>	<b>\$67,673,016</b>
State General Funds	\$67,673,016

**21.1. Customer Service Support**

*Purpose: The purpose of this appropriation is for administration of license issuance, motor vehicle registration, and commercial truck compliance.*

Total Funds	\$10,190,297
Other Funds	\$500,857
Agency Funds	\$500,857
State Funds	\$9,689,440
State General Funds	\$9,689,440

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$9,527,809	\$10,028,666
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$148,246	\$148,246
Reflect an adjustment in merit system assessments. (CC:Yes)	\$599	\$599
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$5,359)	(\$5,359)
Reflect an adjustment in TeamWorks billings.	\$18,145	\$18,145
Amount appropriated in this Act	----- \$9,689,440	----- \$10,190,297

**21.2. License Issuance**

*Purpose: The purpose of this appropriation is to issue and renew drivers' licenses, maintain driver records, operate Customer Service Centers, provide online access to services, provide motorcycle safety instruction, produce driver*

*manuals, and investigate driver's license fraud.*

Total Funds	\$58,875,391
Other Funds	\$1,827,835
Agency Funds	\$1,827,835
State Funds	\$57,047,556
State General Funds	\$57,047,556

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$56,667,632	\$58,495,467
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$922,619	\$922,619
Reflect an adjustment in merit system assessments. (CC:Yes)	\$3,728	\$3,728
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$64,905)	(\$64,905)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$21,194	\$21,194
Increase funds for two full-time and two part-time driver examiner positions at the Fayetteville Customer Service Center.	\$104,040	\$104,040
Eliminate one-time funds for a commercial driver's license pad in West Georgia.	(\$500,000)	(\$500,000)
Utilize existing funds for new vessel endorsement for boating certification. (CC:Yes)	\$0	\$0
Reduce funds for start-up costs for the Paulding Customer Service Center.	(\$106,752)	(\$106,752)
Amount appropriated in this Act	----- \$57,047,556	----- \$58,875,391

### 21.3. Regulatory Compliance

*Purpose: The purpose of this appropriation is to regulate driver safety and education programs for both novice and problem drivers by approving driver education curricula and auditing third-party driver education providers for compliance with state laws and regulations; and to certify ignition interlock device providers.*

Total Funds	\$1,451,449
Other Funds	\$515,429
Agency Funds	\$515,429
State Funds	\$936,020
State General Funds	\$936,020

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*



	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$900,866	\$1,416,295
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$36,791	\$36,791
Reflect an adjustment in merit system assessments. (CC:Yes)	\$149	\$149
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$1,786)	(\$1,786)
Amount appropriated in this Act	----- \$936,020	\$1,451,449

**Section 22: Early Care and Learning, Department of**

<b>Total Funds</b>	<b>\$792,213,198</b>
<b>Federal Funds and Grants</b>	<b>\$364,941,816</b>
CCDF Mandatory and Matching Funds (CFDA 93.596)	\$97,618,088
Child Care and Development Block Grant (CFDA 93.575)	\$125,696,047
Federal Funds Not Specifically Identified	\$141,627,681
<b>Federal Recovery Funds</b>	<b>\$13,695,660</b>
Federal Recovery Funds Not Specifically Identified	\$13,695,660
<b>Other Funds</b>	<b>\$160,000</b>
Agency Funds	\$3,000
Other Funds - Not Specifically Identified	\$157,000
<b>State Funds</b>	<b>\$413,415,722</b>
Lottery Funds	\$357,846,380
State General Funds	\$55,569,342

22.1. Child Care Services

*Purpose: The purpose of this appropriation is to regulate, license, and train child care providers; to support the infant and toddler and afterschool networks; and to provide inclusion services for children with disabilities.*

Total Funds	\$258,679,043
Federal Funds and Grants	\$203,084,701
CCDF Mandatory and Matching Funds (CFDA 93.596)	\$97,618,088
Child Care and Development Block Grant (CFDA 93.575)	\$102,013,932
Federal Funds Not Specifically Identified	\$3,452,681
Other Funds	\$25,000
Agency Funds	\$3,000
Other Funds - Not Specifically Identified	\$22,000
State Funds	\$55,569,342
State General Funds	\$55,569,342

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$55,527,513	\$258,637,214
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$40,903	\$40,903
Reflect an adjustment in merit system assessments. (CC:Yes)	\$0	\$0
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$926	\$926
Amount appropriated in this Act	----- \$55,569,342	----- \$258,679,043

### 22.2. Nutrition

*Purpose: The purpose of this appropriation is to ensure that USDA-compliant meals are served to eligible children and adults in day care settings and to eligible youth during the summer.*

Total Funds	\$138,000,000
Federal Funds and Grants	\$138,000,000
Federal Funds Not Specifically Identified	\$138,000,000

### 22.3. Pre-Kindergarten Program

*Purpose: The purpose of this appropriation is to provide funding, training, technical assistance, and oversight of Pre-Kindergarten programs operated by public and private providers throughout the state and to improve the quality of early learning and increase school readiness for Georgia's four-year-olds.*

Total Funds	\$358,021,380
Federal Funds and Grants	\$175,000
Federal Funds Not Specifically Identified	\$175,000
State Funds	\$357,846,380
Lottery Funds	\$357,846,380

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$321,295,348	\$321,470,348
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$7,927,490	\$7,927,490
Reflect an adjustment in merit system assessments. (CC:Yes)	\$4,810	\$4,810
Reflect an adjustment in TeamWorks billings.	\$22,430	\$22,430
Provide funds to implement a new compensation model to retain lead teachers, increase assistant teacher salaries, and maintain classroom quality.	\$26,213,684	\$26,213,684

Increase funds for benefits for Pre-Kindergarten lead and assistant teachers and provide program providers with the flexibility to combine benefits and non-instructional costs as needed.	\$2,382,618	\$2,382,618
Utilize \$1,150,500 in existing departmental contract funds to provide a \$300 one-time materials grant for each Pre-Kindergarten classroom. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	\$357,846,380	\$358,021,380

**22.4. Quality Initiatives**

*Purpose: The purpose of this appropriation is to implement innovative strategies and programs that focus on improving the quality of and access to early education, child care, and nutrition for Georgia's children and families.*

Total Funds	\$37,512,775
Federal Funds and Grants	\$23,682,115
Child Care and Development Block Grant (CFDA 93.575)	\$23,682,115
Federal Recovery Funds	\$13,695,660
Federal Recovery Funds Not Specifically Identified	\$13,695,660
Other Funds	\$135,000
Other Funds - Not Specifically Identified	\$135,000

**Section 23: Economic Development, Department of**

<b>Total Funds</b>	<b>\$106,299,419</b>
<b>Federal Funds and Grants</b>	<b>\$74,021,318</b>
Federal Funds Not Specifically Identified	\$74,021,318
<b>State Funds</b>	<b>\$32,278,101</b>
State General Funds	\$32,278,101

**23.1. Departmental Administration**

*Purpose: The purpose of this appropriation is to influence, affect, and enhance economic development in Georgia and provide information to people and companies to promote the state.*

Total Funds	\$4,628,550
State Funds	\$4,628,550
State General Funds	\$4,628,550

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,478,642	\$4,478,642
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$100,795	\$100,795
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,061	\$1,061

Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$4,637	\$4,637
Reflect an adjustment in TeamWorks billings.	\$33,206	\$33,206
Reflect an adjustment in payroll shared services billings.	\$597	\$597
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$9,612	\$9,612
Amount appropriated in this Act	\$4,628,550	\$4,628,550

### 23.2. Film, Video, and Music

*Purpose: The purpose of this appropriation is to increase industry awareness of Georgia business opportunities, financial incentives, infrastructure resources, and natural resources in order to attract film, video, music, and electronic gaming industry projects and businesses to the state.*

Total Funds	\$1,118,845
State Funds	\$1,118,845
State General Funds	\$1,118,845

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,096,969	\$1,096,969
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$21,543	\$21,543
Reflect an adjustment in merit system assessments. (CC:Yes)	\$227	\$227
Reflect an adjustment in payroll shared services billings.	\$106	\$106
Amount appropriated in this Act	\$1,118,845	\$1,118,845

### 23.3. Georgia Council for the Arts

*Purpose: The purpose of this appropriation is to provide for Council operations, fund grants and services for non-profit arts and cultural organizations, and maintain the Georgia State Art Collection and Capitol Galleries.*

Total Funds	\$1,375,899
Federal Funds and Grants	\$659,400
Federal Funds Not Specifically Identified	\$659,400
State Funds	\$716,499
State General Funds	\$716,499

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$603,360	\$1,262,760

amended		
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$13,002	\$13,002
Reflect an adjustment in merit system assessments. (CC:Yes)	\$137	\$137
Increase funds for grants program.	\$100,000	\$100,000
Amount appropriated in this Act	----- \$716,499	----- \$1,375,899

**23.4. Georgia Council for the Arts - Special Project**

*Purpose: The purpose of this appropriation is to institute a statewide 'Grassroots' arts program, with the goal to increase the arts participation and support throughout the state with grants no larger than \$5,000.*

Total Funds	\$300,000
State Funds	\$300,000
State General Funds	\$300,000

**23.5. Global Commerce**

*Purpose: The purpose of this appropriation is to promote Georgia as a state that is appealing to businesses along with being competitive in the international trade market; recruit, retain, and expand businesses in Georgia through a network of statewide and regional project managers, foreign and domestic marketing, and participation in Georgia Allies; and help develop international markets for Georgia products and attract international companies to the state through business and trade missions, foreign advertising, a network of overseas offices and representatives, and by providing international technical and educational assistance to businesses.*

Total Funds	\$11,264,286
State Funds	\$11,264,286
State General Funds	\$11,264,286

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,881,240	\$10,881,240
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$179,993	\$179,993
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,894	\$1,894
Reflect an adjustment in payroll shared services billings.	\$1,159	\$1,159
Increase funds for marketing.	\$200,000	\$200,000
Amount appropriated in this Act	----- \$11,264,286	----- \$11,264,286

**23.6. Governor's Office of Workforce Development**

*Purpose: The purpose of this appropriation is to improve the job training and marketability of Georgia's workforce.*

Total Funds	\$73,361,918
Federal Funds and Grants	\$73,361,918
Federal Funds Not Specifically Identified	\$73,361,918

**23.7. Innovation and Technology**

*Purpose: The purpose of this appropriation is to market and promote strategic industries to existing and potential Georgia businesses.*

Total Funds	\$1,542,296
State Funds	\$1,542,296
State General Funds	\$1,542,296

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,522,960	\$1,522,960
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$19,031	\$19,031
Reflect an adjustment in merit system assessments. (CC:Yes)	\$200	\$200
Reflect an adjustment in payroll shared services billings.	\$105	\$105
Reflect a change in the program purpose statement. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	----- \$1,542,296	----- \$1,542,296

**23.8. Small and Minority Business Development**

*Purpose: The purpose of this appropriation is to assist entrepreneurs and small and minority businesses by providing technical assistance on planning, advocacy, business needs, and identifying potential markets and suppliers; and to provide assistance to local communities in growing small businesses.*

Total Funds	\$976,342
State Funds	\$976,342
State General Funds	\$976,342

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$951,926	\$951,926
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$24,058	\$24,058
Reflect an adjustment in merit system assessments. (CC:Yes)	\$253	\$253
Reflect an adjustment in payroll shared services billings.	\$105	\$105
Amount appropriated in this Act	----- \$976,342	----- \$976,342

23.9. Tourism

*Purpose: The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state, operate and maintain state welcome centers, fund the Georgia Historical Society and Georgia Humanities Council, and work with communities to develop and market tourism products in order to attract more tourism to the state.*

Total Funds	\$11,731,283
State Funds	\$11,731,283
State General Funds	\$11,731,283

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,987,537	\$10,987,537
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$130,928	\$130,928
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,378	\$1,378
Reflect an adjustment in payroll shared services billings.	\$1,440	\$1,440
Eliminate one-time funds for signage and marketing of the "Vietnam Moving Wall" at the Walk of Heroes.	(\$10,000)	(\$10,000)
Reduce funds for the Georgia Civil War Heritage Trails. (CC:Increase funds for the Georgia Civil War Heritage Trails.)	\$10,000	\$10,000
Eliminate one-time funds for the National Infantry Museum. (CC:Reduce funds for the National Infantry Museum.)	(\$400,000)	(\$400,000)
Reflect a change in the program purpose statement. (CC:Yes; The purpose of this appropriation is to provide information to visitors about tourism opportunities throughout the state, operate and maintain state welcome centers, fund the Georgia Historical Society and Georgia Humanities Council, and work with communities to develop and market tourism products in order to attract more tourism to the state.)	\$0	\$0
Increase funds for tourism marketing and promotion. (CC:Increase funds for tourism marketing and promotion to include marketing for the Year of Music in Georgia.)	\$800,000	\$800,000
Increase funds for the Georgia Historical Society for historical markers.	\$100,000	\$100,000
Increase funds for the Historic Chattahoochee Commission. (CC:No)	\$0	\$0
Increase funds for the Georgia Humanities Council.	\$10,000	\$10,000
Provide one-time funding for the Martin Luther King Jr. Center for Nonviolent Social Change to modernize public space and facilities for tourism to commemorate the life of Martin Luther King Jr. on the 50th anniversary of his death.	\$100,000	\$100,000

Amount appropriated in this Act	----- \$11,731,283	\$11,731,283
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**Section 24: Education, Department of**

<b>Total Funds</b>	<b>\$11,015,568,457</b>
<b>Federal Funds and Grants</b>	<b>\$1,982,964,757</b>
Maternal and Child Health Services Block Grant (CFDA 93.994)	\$19,630
Federal Funds Not Specifically Identified	\$1,982,945,127
<b>Federal Recovery Funds</b>	<b>\$74,758,193</b>
Federal Recovery Funds Not Specifically Identified	\$74,758,193
<b>Other Funds</b>	<b>\$46,753,543</b>
Agency Funds	\$324,372
Other Funds - Not Specifically Identified	\$46,429,171
<b>State Funds</b>	<b>\$8,911,091,964</b>
State General Funds	\$8,911,091,964

The formula calculation for Quality Basic Education funding assumes a base unit cost of \$2,463.45. In addition, all local school system allotments for Quality Basic Education shall be made in accordance with funds appropriated by this Act.

**24.1. Agricultural Education**

*Purpose: The purpose of this appropriation is to assist local school systems with developing and funding agricultural education programs, and to provide afterschool and summer educational and leadership opportunities for students.*

Total Funds	\$11,264,962
Federal Funds and Grants	\$368,273
Federal Funds Not Specifically Identified	\$368,273
Other Funds	\$1,492,000
Other Funds - Not Specifically Identified	\$1,492,000
State Funds	\$9,404,689
State General Funds	\$9,404,689

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,794,527	\$10,654,800
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$11,098	\$11,098
Reflect an adjustment in merit system assessments. (CC:Yes)	\$110	\$110
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$742)	(\$742)
Reflect an adjustment in TeamWorks billings.	\$192	\$192



Provide funds for a 3% salary adjustment effective July 1, 2016.	\$244,504	\$244,504
Increase funds for the Young Farmers program in Atkinson and Toombs counties.	\$150,000	\$150,000
Increase funds for Extended Day.	\$170,000	\$170,000
Increase funds for teachers to assist eligible students attending FCCLA camp.	\$35,000	\$35,000
Amount appropriated in this Act	\$9,404,689	\$11,264,962

**24.2. Audio-Video Technology and Film Grants**

*Purpose: The purpose of this appropriation is to provide funds for grants for film and audio-video equipment to local school systems.*

Total Funds	\$2,500,000
State Funds	\$2,500,000
State General Funds	\$2,500,000

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$0
Provide funds for film and audio-video equipment grants to middle and high schools. (CC:Provide funds for film and audio-video equipment grants to middle and high schools.)	\$2,500,000	\$2,500,000
Amount appropriated in this Act	\$2,500,000	\$2,500,000

**24.3. Business and Finance Administration**

*Purpose: The purpose of this appropriation is to provide administrative support for business, finance, facilities, and pupil transportation.*

Total Funds	\$30,155,820
Federal Funds and Grants	\$134,330
Federal Funds Not Specifically Identified	\$134,330
Other Funds	\$22,342,940
Other Funds - Not Specifically Identified	\$22,342,940
State Funds	\$7,678,550
State General Funds	\$7,678,550

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$7,479,770	\$29,957,040
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,124	\$2,124
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$14,334)	(\$14,334)
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective	\$199,938	\$199,938

July 1, 2016.		
Reflect an adjustment in TeamWorks billings.	\$11,052	\$11,052
Amount appropriated in this Act	\$7,678,550	\$30,155,820

#### 24.4. Central Office

*Purpose: The purpose of this appropriation is to provide administrative support to the State Board of Education, Departmental programs, and local school systems.*

Total Funds	\$28,818,252
Federal Funds and Grants	\$24,369,593
Federal Funds Not Specifically Identified	\$24,369,593
Other Funds	\$243,929
Other Funds - Not Specifically Identified	\$243,929
State Funds	\$4,204,730
State General Funds	\$4,204,730

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,048,477	\$28,661,999
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$99,446	\$99,446
Reflect an adjustment in merit system assessments. (CC:Yes)	\$905	\$905
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$6,089)	(\$6,089)
Reflect an adjustment in TeamWorks billings.	\$5,786	\$5,786
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$21,205	\$21,205
Increase funds for the American Association of Adapted Sports Program.	\$35,000	\$35,000
Amount appropriated in this Act	\$4,204,730	\$28,818,252

#### 24.5. Charter Schools

*Purpose: The purpose of this appropriation is to authorize charter schools and charter systems and to provide funds for competitive grants for planning, implementation, facilities, and operations of those entities.*

Total Funds	\$2,313,364
Federal Funds and Grants	\$153,422
Federal Funds Not Specifically Identified	\$153,422
State Funds	\$2,159,942

State General Funds \$2,159,942

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,146,548	\$2,299,970
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$13,181	\$13,181
Reflect an adjustment in merit system assessments. (CC:Yes)	\$60	\$60
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$408)	(\$408)
Reflect an adjustment in TeamWorks billings.	\$561	\$561
Amount appropriated in this Act	\$2,159,942	\$2,313,364

**24.6. Communities in Schools**

*Purpose: The purpose of this appropriation is to support Performance Learning Centers and maintain a network of local affiliate organizations across the state, and to partner with other state and national organizations to support student success in school and beyond.*

Total Funds	\$1,203,100
State Funds	\$1,203,100
State General Funds	\$1,203,100

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,053,100	\$1,053,100
Increase funds for local affiliates.	\$150,000	\$150,000
Amount appropriated in this Act	\$1,203,100	\$1,203,100

**24.7. Curriculum Development**

*Purpose: The purpose of this appropriation is to develop a statewide, standards-based curriculum to guide instruction and assessment, and to provide training and instructional resources to teachers for implementing this curriculum.*

Total Funds	\$7,566,304
Federal Funds and Grants	\$3,393,490
Federal Funds Not Specifically Identified	\$3,393,490
Other Funds	\$430,717
Other Funds - Not Specifically Identified	\$430,717
State Funds	\$3,742,097
State General Funds	\$3,742,097

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,523,280	\$7,347,487
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$86,323	\$86,323
Reflect an adjustment in merit system assessments. (CC:Yes)	\$751	\$751
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$5,071)	(\$5,071)
Reflect an adjustment in TeamWorks billings.	\$3,414	\$3,414
Increase funds for one computer science specialist position.	\$133,400	\$133,400
Amount appropriated in this Act	----- \$3,742,097	----- \$7,566,304

**24.8. Federal Programs**

*Purpose: The purpose of this appropriation is to coordinate federally funded programs and allocate federal funds to school systems.*

Total Funds	\$1,233,382,964
Federal Funds and Grants	\$1,159,955,395
Federal Funds Not Specifically Identified	\$1,159,955,395
Federal Recovery Funds	\$73,387,612
Federal Recovery Funds Not Specifically Identified	\$73,387,612
Other Funds	\$39,957
Other Funds - Not Specifically Identified	\$39,957

**24.9. Georgia Network for Educational and Therapeutic Support (GNETS)**

*Purpose: The purpose of this appropriation is to fund the Georgia Network for Educational and Therapeutic Support (GNETS), which provides services, education, and resources for students ages three to twenty-one with autism or severe emotional behavioral problems and their families.*

Total Funds	\$72,086,561
Federal Funds and Grants	\$8,160,000
Federal Funds Not Specifically Identified	\$8,160,000
State Funds	\$63,926,561
State General Funds	\$63,926,561

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$62,246,538	\$70,406,538
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$1,560,837	\$1,560,837
Increase funds for personal services and operating expenses for the program manager position to provide	\$46,724	\$46,724

state level support.		
Increase funds for enrollment growth.	\$72,462	\$72,462
Amount appropriated in this Act	----- \$63,926,561	----- \$72,086,561

**24.10. Georgia Virtual School**

*Purpose: The purpose of this appropriation is to expand the accessibility and breadth of course offerings so that Georgia students can recover credits, access supplementary resources, enhance their studies, or earn additional credits in a manner not involving on-site interaction with a teacher.*

Total Funds	\$8,924,686
Other Funds	\$5,924,409
Agency Funds	\$324,372
Other Funds - Not Specifically Identified	\$5,600,037
State Funds	\$3,000,277
State General Funds	\$3,000,277

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,232,540	\$8,832,577
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$92,109	\$92,109
Replace state funds with revenue from tuition. <i>(CC: Replace funds, evaluate existing courses, and develop a plan to expand course offerings.)</i>	(\$324,372)	\$0
Amount appropriated in this Act	----- \$3,000,277	----- \$8,924,686

**24.11. Information Technology Services**

*Purpose: The purpose of this appropriation is to manage enterprise technology for the department, provide internet access to local school systems, support data collection and reporting needs, and support technology programs that assist local school systems.*

Total Funds	\$30,127,589
Federal Funds and Grants	\$1,371,954
Federal Funds Not Specifically Identified	\$1,371,954
Other Funds	\$7,204,762
Other Funds - Not Specifically Identified	\$7,204,762
State Funds	\$21,550,873
State General Funds	\$21,550,873

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$18,393,696	\$26,970,412
Reflect an adjustment in merit system assessments.	\$3,076	\$3,076

<i>(CC:Yes)</i>		
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$20,761)	(\$20,761)
Reflect an adjustment in TeamWorks billings.	\$12,130	\$12,130
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$324,417	\$324,417
Increase funds to support the information technology applications utilized by local school systems.	\$2,838,315	\$2,838,315
<i>(CC:Increase funds for information technology supporting local school systems only.)</i>		
Amount appropriated in this Act	----- \$21,550,873	----- \$30,127,589

#### 24.12. Non Quality Basic Education Formula Grants

*Purpose: The purpose of this appropriation is to fund specific initiatives including: children in residential education facilities and sparsity grants.*

Total Funds	\$11,304,618
State Funds	\$11,304,618
State General Funds	\$11,304,618

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,683,086	\$10,683,086
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$93,411	\$93,411
Increase funds for Residential Treatment Facilities based on attendance.	\$528,121	\$528,121
Amount appropriated in this Act	----- \$11,304,618	----- \$11,304,618

#### 24.13. Nutrition

*Purpose: The purpose of this appropriation is to provide leadership, training, technical assistance, and resources, so local program personnel can deliver meals that support nutritional well-being and performance at school and comply with federal standards.*

Total Funds	\$737,878,753
Federal Funds and Grants	\$714,191,428
Federal Funds Not Specifically Identified	\$714,191,428
Other Funds	\$108,824
Other Funds - Not Specifically Identified	\$108,824
State Funds	\$23,578,501
State General Funds	\$23,578,501

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$22,862,765	\$737,163,017

amended		
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$9,924	\$9,924
Reflect an adjustment in merit system assessments. (CC:Yes)	\$110	\$110
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$742)	(\$742)
Reflect an adjustment in TeamWorks billings.	\$365	\$365
Provide funds for a 3% salary adjustment for lunchroom workers effective July 1, 2016.	\$706,079	\$706,079
Amount appropriated in this Act	----- \$23,578,501	----- \$737,878,753

**24.14. Preschool Disabilities Services**

*Purpose: The purpose of this appropriation is to provide early educational services to three- and four-year-old students with disabilities so that they enter school better prepared to succeed.*

Total Funds	\$33,698,294
State Funds	\$33,698,294
State General Funds	\$33,698,294

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$31,446,339	\$31,446,339
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$816,173	\$816,173
Reflect a change in the program name. (CC:Yes)	\$0	\$0
Increase funds for enrollment growth and training and experience.	\$1,435,782	\$1,435,782
Amount appropriated in this Act	----- \$33,698,294	----- \$33,698,294

**24.15. Quality Basic Education Equalization**

*Purpose: The purpose of this appropriation is to provide additional financial assistance to local school systems ranking below the statewide average of per pupil tax wealth as outlined in O.C.G.A. 20-2-165.*

Total Funds	\$498,729,036
State Funds	\$498,729,036
State General Funds	\$498,729,036

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$498,225,928	\$498,225,928
Increase funds for Equalization grants.	\$503,108	\$503,108
Amount appropriated in this Act	----- \$498,729,036	----- \$498,729,036

24.16. Quality Basic Education Local Five Mill Share

*Purpose: The purpose of this program is to recognize the required local portion of the Quality Basic Education program as outlined in O.C.G.A. 20-2-164.*

Total Funds	(\$1,704,062,671)
State Funds	(\$1,704,062,671)
State General Funds	(\$1,704,062,671)

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	(\$1,664,572,225)	(\$1,664,572,225)
Adjust funds for the Local Five Mill Share.	(\$39,490,446)	(\$39,490,446)
Amount appropriated in this Act	(\$1,704,062,671)	(\$1,704,062,671)

24.17. Quality Basic Education Program

*Purpose: The purpose of this appropriation is to provide formula funds to school systems based on full time equivalent students for the instruction of students in grades K-12 as outlined in O.C.G.A. 20-2-161.*

Total Funds	\$9,835,244,320
State Funds	\$9,835,244,320
State General Funds	\$9,835,244,320

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$9,393,786,908	\$9,393,786,908
Increase funds for enrollment growth and training and experience.	\$124,057,498	\$124,057,498
Increase funds to offset the austerity reduction in order to provide local education authorities the flexibility to eliminate teacher furlough days, increase instructional days, and increase teacher salaries.	\$300,000,000	\$300,000,000
Increase funds for charter system grants.	\$2,999,129	\$2,999,129
Increase funds for differentiated pay for newly certified math and science teachers.	\$307,704	\$307,704
Increase funds for the State Commission Charter School supplement.	\$8,021,294	\$8,021,294
Increase funds for the Special Needs Scholarship. <i>(CC: Yes; Realize savings from program attrition in the Special Needs Scholarship to fund additional growth.)</i>	\$0	\$0
Increase funds for school nurses.	\$220,798	\$220,798
Transfer funds for the employer share of the Teachers Retirement System of Georgia for non-certificated managers and supervisors (\$5,558,750) from the State Interagency Transfers program and increase funds to meet projected expenditures (\$838,723).	\$6,397,473	\$6,397,473
Transfer funds for special education in state institutions	\$2,539,213	\$2,539,213



from the State Interagency Transfers program.		
Provide funds for a 3% salary adjustment for school nurses effective July 1, 2016.	\$912,932	\$912,932
Provide funds for a 3% salary adjustment for school bus drivers effective July 1, 2016.	\$2,535,333	\$2,535,333
Provide for a scheduled increase of the employer contribution rate for non-certificated school service employees from \$746.20 to \$846.20 effective January 1, 2017. (CC:Yes)	\$0	\$0
Reduce funds based on compliance with HB 100 (2016 Session).	(\$6,533,962)	(\$6,533,962)
Amount appropriated in this Act	\$9,835,244,320	\$9,835,244,320

**24.18. Regional Education Service Agencies (RESAs)**

*Purpose: The purpose of this appropriation is to provide Georgia's sixteen Regional Education Service Agencies with funds to assist local school systems with improving the effectiveness of their educational programs by providing curriculum consultation, skill enhancement, professional development, technology training, and other shared services.*

Total Funds	\$10,810,033
State Funds	\$10,810,033
State General Funds	\$10,810,033

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,223,960	\$10,223,960
Provide funds for a 3% salary adjustment effective July 1, 2016.	\$286,073	\$286,073
Increase funds for personnel for Positive Behavioral Intervention Supports (PBIS) trainers.	\$300,000	\$300,000
Amount appropriated in this Act	\$10,810,033	\$10,810,033

**24.19. School Improvement**

*Purpose: The purpose of this appropriation is to provide research, technical assistance, resources, teacher professional learning, and leadership training for low-performing schools and local educational agencies to help them design and implement school improvement strategies to improve graduation rates and overall student achievement.*

Total Funds	\$18,602,740
Federal Funds and Grants	\$7,990,493
Federal Funds Not Specifically Identified	\$7,990,493
Federal Recovery Funds	\$1,236,808
Federal Recovery Funds Not Specifically Identified	\$1,236,808
State Funds	\$9,375,439
State General Funds	\$9,375,439

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,797,519	\$18,024,820
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$179,157	\$179,157
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,446	\$1,446
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$9,760)	(\$9,760)
Reflect an adjustment in TeamWorks billings.	\$747	\$747
Increase funds for training, professional development and support for corps members in Teach for America. (CC:Increase funds for training, professional development and support for corps members in Teach for America.)	\$406,330	\$406,330
Amount appropriated in this Act	----- \$9,375,439	----- \$18,602,740

#### 24.20. State Charter School Commission Administration

*Purpose: The purpose of this appropriation is to focus on the development and support of state charter schools in order to better meet the growing and diverse needs of students in this state and to further ensure that state charter schools of the highest academic quality are approved and supported throughout the state in an efficient manner.*

Total Funds	\$3,229,392
Other Funds	\$3,229,392
Other Funds - Not Specifically Identified	\$3,229,392

#### 24.21. State Interagency Transfers

*Purpose: The purpose of this appropriation is to pass through funding for special education services in other state agencies, teachers' retirement, and vocational funding for the post-secondary vocational education agency.*

Total Funds	\$0
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<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,097,963	\$30,945,063
Transfer funds for the employer share of the Teachers Retirement System of Georgia for non-certificated managers and supervisors to the Quality Basic Education Program.	(\$5,558,750)	(\$5,558,750)
Transfer funds for vocational education at the Technical College System of Georgia to the Technology/Career Education program.	\$0	(\$22,847,100)
Transfer funds for special education in state institutions	(\$2,539,213)	(\$2,539,213)

to the Quality Basic Education Program.	-----	\$0	\$0
Amount appropriated in this Act			

**24.22. State Schools**

*Purpose: The purpose of this appropriation is to prepare sensory-impaired and multi-disabled students to become productive citizens by providing a learning environment addressing their academic, vocational, and social development.*

Total Funds	\$29,104,679
Federal Funds and Grants	\$863,480
Maternal and Child Health Services Block Grant (CFDA 93.994)	\$19,630
Federal Funds Not Specifically Identified	\$843,850
Other Funds	\$957,589
Other Funds - Not Specifically Identified	\$957,589
State Funds	\$27,283,610
State General Funds	\$27,283,610

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$26,447,967	\$28,269,036
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$680,839	\$680,839
Reflect an adjustment in merit system assessments. (CC:Yes)	\$10,692	\$10,692
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$72,168)	(\$72,168)
Increase funds for training and experience.	\$203,402	\$203,402
Increase funds for differentiated pay for newly certified math and science teachers.	\$12,878	\$12,878
Amount appropriated in this Act	----- \$27,283,610	----- \$29,104,679

**24.23. Technology/Career Education**

*Purpose: The purpose of this appropriation is to equip students with academic, vocational, technical, and leadership skills and to extend learning opportunities beyond the traditional school day and year.*

Total Funds	\$65,063,275
Federal Funds and Grants	\$42,794,871
Federal Funds Not Specifically Identified	\$42,794,871
Other Funds	\$4,779,024
Other Funds - Not Specifically Identified	\$4,779,024
State Funds	\$17,489,380
State General Funds	\$17,489,380

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$17,002,426	\$41,729,221
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$41,376	\$41,376
Reflect an adjustment in merit system assessments. (CC:Yes)	\$384	\$384
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$2,595)	(\$2,595)
Reflect an adjustment in TeamWorks billings.	\$2,239	\$2,239
Increase funds for vocational industry certification.	\$74,051	\$74,051
Transfer funds from the State Interagency Transfers program for vocational education at the Technical College System of Georgia.	\$0	\$22,847,100
Provide funds for a 3% salary adjustment effective July 1, 2016.	\$371,499	\$371,499
Increase funds for Career, Technical, and Agricultural Education equipment grants to local school systems. (CC:Reflect in bonds.)	\$0	\$0
Amount appropriated in this Act	----- \$17,489,380	\$65,063,275

#### 24.24. Testing

*Purpose: The purpose of this appropriation is to administer the statewide student assessment program and provide related testing instruments and training to local schools.*

Total Funds	\$46,070,440
Federal Funds and Grants	\$19,218,028
Federal Funds Not Specifically Identified	\$19,218,028
Federal Recovery Funds	\$133,773
Federal Recovery Funds Not Specifically Identified	\$133,773
State Funds	\$26,718,639
State General Funds	\$26,718,639

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$26,656,506	\$46,008,307
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$62,793	\$62,793
Reflect an adjustment in merit system assessments. (CC:Yes)	\$586	\$586
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$3,954)	(\$3,954)

Reflect an adjustment in TeamWorks billings.	\$2,708	\$2,708
Amount appropriated in this Act	\$26,718,639	\$46,070,440

**24.25. Tuition for Multiple Disability Students**

*Purpose: The purpose of this appropriation is to partially reimburse school systems for private residential placements when the school system is unable to provide an appropriate program for a multi-disabled student.*

Total Funds	\$1,551,946
State Funds	\$1,551,946
State General Funds	\$1,551,946

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,551,946	\$1,551,946
Reflect a change in the program purpose statement. (CC:Yes)	\$0	\$0
Reflect a change in the program name. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	\$1,551,946	\$1,551,946

**Section 25: Employees' Retirement System**

<b>Total Funds</b>	<b>\$54,148,093</b>
<b>Other Funds</b>	<b>\$4,856,129</b>
Agency Funds	\$4,856,129
<b>State Funds</b>	<b>\$28,810,275</b>
State General Funds	\$28,810,275
<b>Intra-State Government Transfers</b>	<b>\$20,481,689</b>
Retirement Payments	\$20,481,689

It is the intent of the General Assembly that the employer contribution rate for the Employees' Retirement System shall not exceed 24.88% for New Plan employees and 20.13% for Old Plan employees. For the GSEPS employees, the employer contribution rate shall not exceed 21.85% for the pension portion of the benefit and 3.0% in employer match contributions for the 401(k) portion of the benefit. It is the intent of the General Assembly that the employer contribution for Public School Employees' Retirement System shall not exceed \$727.97 per member for State Fiscal Year 2017.

**25.1. Deferred Compensation**

*Purpose: The purpose of this appropriation is to provide excellent service to participants in the deferred compensation program for all employees of the state, giving them an effective supplement for their retirement planning.*

Total Funds	\$4,856,129
Other Funds	\$4,856,129
Agency Funds	\$4,856,129

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$4,456,129
Increase other funds for contractual services.	\$0	\$400,000
Amount appropriated in this Act	\$0	\$4,856,129

### 25.2. Georgia Military Pension Fund

*Purpose: The purpose of this appropriation is to provide retirement allowances and other benefits for members of the Georgia National Guard.*

Total Funds	\$2,017,875
State Funds	\$2,017,875
State General Funds	\$2,017,875

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,989,530	\$1,989,530
Increase funds for the actuarially determined employer contribution in accordance with the most recent actuarial report.	\$28,345	\$28,345
Amount appropriated in this Act	\$2,017,875	\$2,017,875

### 25.3. Public School Employees Retirement System

*Purpose: The purpose of this appropriation is to account for the receipt of retirement contributions, ensure sound investing of system funds, and provide timely and accurate payment of retirement benefits.*

Total Funds	\$26,277,000
State Funds	\$26,277,000
State General Funds	\$26,277,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$28,580,000	\$28,580,000
Reduce funds for the actuarially determined employer contribution in accordance with the most recent actuarial report.	(\$2,303,000)	(\$2,303,000)
Encourage the Public School Employees Retirement System's Board of Trustees to consider a 3% benefit adjustment for retirees. (CC:Yes; Encourage the Public School Employees Retirement System's Board of Trustees to consider a 3% benefit adjustment for retirees.)	\$0	\$0
Amount appropriated in this Act	\$26,277,000	\$26,277,000

25.4. System Administration

*Purpose: The purpose of this appropriation is to collect employee and employer contributions, invest the accumulated funds, and disburse retirement benefits to members and beneficiaries.*

Total Funds	\$20,997,089
State Funds	\$515,400
State General Funds	\$515,400
Intra-State Government Transfers	\$20,481,689
Retirement Payments	\$20,481,689

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,400	\$20,720,089
Eliminate one-time other funds used in FY 2016 for a network update project.	\$0	(\$240,000)
Increase other funds for contractual services.	\$0	\$12,000
Recognize an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees (Total Funds: \$3,499,963). (CC:Yes; Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$0	\$0
Increase funds for HB 508 (2016 Session) as required by the actuary.	\$455,000	\$455,000
Increase funds for SB 243 (2016 Session) as required by the actuary.	\$50,000	\$50,000
Increase funds for HB 421 (2016 Session) as required by the actuary. (CC:Yes)	\$0	\$0
Increase funds for HB 605 (2016 Session) as required by the actuary. (CC:Yes)	\$0	\$0
Increase funds for HB 690 (2016 Session) as required by the actuary. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	----- \$515,400	\$20,997,089

**Section 26: Forestry Commission, Georgia**

<b>Total Funds</b>	<b>\$49,388,157</b>
<b>Federal Funds and Grants</b>	<b>\$5,982,769</b>
Federal Funds Not Specifically Identified	\$5,982,769
<b>Other Funds</b>	<b>\$7,102,187</b>
Agency Funds	\$428,645
Other Funds - Not Specifically Identified	\$6,673,542
<b>State Funds</b>	<b>\$36,253,201</b>
State General Funds	\$36,253,201
<b>Intra-State Government Transfers</b>	<b>\$50,000</b>
Other Intra-State Government Payments	\$50,000

26.1. Commission Administration

*Purpose: The purpose of this appropriation is to administer workforce needs, handle purchasing, accounts receivable and payable, meet information technology needs, and provide oversight that emphasizes customer values and process innovation.*

Total Funds	\$3,972,151
Federal Funds and Grants	\$48,800
Federal Funds Not Specifically Identified	\$48,800
Other Funds	\$182,780
Other Funds - Not Specifically Identified	\$182,780
State Funds	\$3,740,571
State General Funds	\$3,740,571

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,477,646	\$3,709,226
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$71,103	\$71,103
Reflect an adjustment in merit system assessments. (CC:Yes)	\$474	\$474
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$6,142	\$6,142
Reflect an adjustment in TeamWorks billings.	\$6,827	\$6,827
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$16,640	\$16,640
Transfer two Geographic Information System (GIS) positions and associated funds from the Forest Management (\$84,328) and Forest Protection (\$77,411) programs.	\$161,739	\$161,739
Establish a new contract with the OneGeorgia Authority for \$450,000 for the reading, maintenance, and management of all aspects of the Agricultural Water Metering Program. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$3,740,571	----- \$3,972,151

26.2. Forest Management

*Purpose: The purpose of this appropriation is to ensure the stewardship of forest lands; to collect and analyze state forestry inventory data; to administer federal forestry cost-share assistance programs; to study forest health and invasive species control issues; to manage state-owned forests; to educate private forest landowners and timber harvesters about best management*



*practices; to assist communities with management of forested greenspace; to promote and obtain conservation easements; to manage Georgia's Carbon Registry; to promote retention, investment, and/or expansion of new emerging and existing forest and forest biomass industries, and, during extreme fire danger, to provide fire suppression assistance to the Forest Protection program.*

Total Funds	\$7,543,346
Federal Funds and Grants	\$3,553,571
Federal Funds Not Specifically Identified	\$3,553,571
Other Funds	\$1,089,732
Agency Funds	\$428,645
Other Funds - Not Specifically Identified	\$661,087
State Funds	\$2,850,043
State General Funds	\$2,850,043
Intra-State Government Transfers	\$50,000
Other Intra-State Government Payments	\$50,000

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,861,831	\$7,555,134
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$69,437	\$69,437
Reflect an adjustment in merit system assessments. (CC:Yes)	\$463	\$463
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$2,640	\$2,640
Transfer one GIS position and the associated funds to the Commission Administration program.	(\$84,328)	(\$84,328)
Amount appropriated in this Act	----- \$2,850,043	----- \$7,543,346

**26.3. Forest Protection**

*Purpose: The purpose of this appropriation is to ensure an aggressive and efficient response and suppression of forest fires in the unincorporated areas of the State, to mitigate hazardous forest fuels, to issue burn permits, to provide statewide education in the prevention of wildfires, to perform wildfire arson investigations, to promote community wildland fire planning and protection through cooperative agreements with fire departments, to train and certify firefighters in wildland firefighting, to provide assistance and support to rural fire departments including selling wildland fire engines and tankers, and to support the Forest Management program during periods of low fire danger.*

Total Funds	\$36,665,580
Federal Funds and Grants	\$2,246,681
Federal Funds Not Specifically Identified	\$2,246,681

Other Funds	\$4,756,312
Other Funds - Not Specifically Identified	\$4,756,312
State Funds	\$29,662,587
State General Funds	\$29,662,587

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$28,971,818	\$35,974,811
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$719,369	\$719,369
Reflect an adjustment in merit system assessments. (CC:Yes)	\$4,799	\$4,799
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$44,012	\$44,012
Transfer one GIS position and the associated funds to the Commission Administration program.	(\$77,411)	(\$77,411)
Amount appropriated in this Act	----- \$29,662,587	----- \$36,665,580

#### 26.4. Tree Seedling Nursery

*Purpose: The purpose of this appropriation is to produce an adequate quantity of high-quality forest tree seedlings for sale at reasonable cost to Georgia landowners.*

Total Funds	\$1,207,080
Federal Funds and Grants	\$133,717
Federal Funds Not Specifically Identified	\$133,717
Other Funds	\$1,073,363
Other Funds - Not Specifically Identified	\$1,073,363

#### **Section 27: Governor, Office of the**

<b>Total Funds</b>	<b>\$89,494,045</b>
<b>Federal Funds and Grants</b>	<b>\$30,120,112</b>
Federal Funds Not Specifically Identified	\$30,120,112
<b>Other Funds</b>	<b>\$908,356</b>
Other Funds - Not Specifically Identified	\$908,356
<b>State Funds</b>	<b>\$58,465,577</b>
State General Funds	\$58,465,577

The Mansion allowance shall be \$40,000.

#### 27.1. Governor's Emergency Fund

*Purpose: The purpose of this appropriation is to provide emergency funds to draw on when disasters create extraordinary demands on government.*

Total Funds	\$11,062,041
State Funds	\$11,062,041
State General Funds	\$11,062,041

27.2. Governor's Office

*Purpose: The purpose of this appropriation is to provide numerous duties including, but not limited to: granting commissions, appointments and vacancies, maintaining order, and temporary transfer of institutions between departments or agencies. The Mansion allowance per O.C.G.A. 45-7-4 shall be \$40,000.*

Total Funds	\$6,745,562
Other Funds	\$100,000
Other Funds - Not Specifically Identified	\$100,000
State Funds	\$6,645,562
State General Funds	\$6,645,562

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$6,504,848	\$6,604,848
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$148,647	\$148,647
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,614	\$2,614
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$13,680)	(\$13,680)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$3,133	\$3,133
Amount appropriated in this Act	----- \$6,645,562	----- \$6,745,562

27.3. Governor's Office of Planning and Budget

*Purpose: The purpose of this appropriation is to improve state government operations and services by leading and assisting in the evaluation, development, and implementation of budgets, plans, programs, and policies.*

Total Funds	\$8,745,627
State Funds	\$8,745,627
State General Funds	\$8,745,627

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$8,568,626	\$8,568,626

amended		
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$167,611	\$167,611
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,090	\$2,090
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$14,144	\$14,144
Reflect an adjustment in TeamWorks billings.	(\$17,038)	(\$17,038)
Reflect an adjustment in payroll shared services billings.	\$6,543	\$6,543
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$3,651	\$3,651
Amount appropriated in this Act	\$8,745,627	\$8,745,627

**The following appropriations are for agencies attached for administrative purposes.**

**27.4. Child Advocate, Office of the**

*Purpose: The purpose of this appropriation is to provide independent oversight of persons, organizations, and agencies responsible for the protection and well-being of children.*

Total Funds	\$1,008,589
Federal Funds and Grants	\$5,000
Federal Funds Not Specifically Identified	\$5,000
State Funds	\$1,003,589
State General Funds	\$1,003,589

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$981,295	\$986,295
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$22,517	\$22,517
Reflect an adjustment in merit system assessments. (CC:Yes)	\$396	\$396
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$1,127)	(\$1,127)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$508	\$508

Amount appropriated in this Act	\$1,003,589	\$1,008,589
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**27.5. Children and Families, Governor's Office for**

*Purpose: The purpose of this appropriation is to enhance coordination and communication among providers and stakeholders of services to families.*

Total Funds \$0

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$824,505	\$824,505
Transfer funds for supporting Georgia's children and families to the Office of Children and Families program in the Department of Public Health.	(\$824,505)	(\$824,505)
Amount appropriated in this Act	\$0	\$0

**27.6. Emergency Management Agency, Georgia**

*Purpose: The purpose of this appropriation is to provide a disaster, mitigation, preparedness, response, and recovery program by coordinating federal, state, and other resources and supporting local governments to respond to major disasters and emergency events, and to coordinate state resources for the preparation and prevention of threats and acts of terrorism and to serve as the State's point of contact for the federal Department of Homeland Security.*

Total Funds	\$33,292,878
Federal Funds and Grants	\$29,703,182
Federal Funds Not Specifically Identified	\$29,703,182
Other Funds	\$807,856
Other Funds - Not Specifically Identified	\$807,856
State Funds	\$2,781,840
State General Funds	\$2,781,840

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,534,416	\$33,045,454
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$39,162	\$39,162
Reflect an adjustment in merit system assessments. (CC:Yes)	\$288	\$288
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$2,299)	(\$2,299)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees'	\$1,151	\$1,151

<i>Retirement System.)</i>		
Pursuant to SB 416 (2016 Session), increase funds for personnel to add two new analysts to work in the Georgia Information Sharing and Analysis Center to provide for Homeland Security Activity and cyber terrorism intelligence for the prevention and discovery of terrorist threats or attacks. (CC:Increase funds for personnel to add two new analysts to work in the Georgia Information Sharing and Analysis Center to provide for Homeland Security Activity and cyber terrorism intelligence for the prevention and discovery of terrorist threats or attacks.)	\$209,122	\$209,122
Amount appropriated in this Act	----- \$2,781,840	----- \$33,292,878

### 27.7. Georgia Commission on Equal Opportunity

*Purpose: The purpose of this appropriation is to enforce the Georgia Fair Employment Practices Act of 1978, as amended, and the Fair Housing Act, which makes it unlawful to discriminate against any individual.*

Total Funds	\$689,838
State Funds	\$689,838
State General Funds	\$689,838

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$695,777	\$695,777
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$15,932	\$15,932
Reflect an adjustment in merit system assessments. (CC:Yes)	(\$130)	(\$130)
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$22,100)	(\$22,100)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$359	\$359
Amount appropriated in this Act	----- \$689,838	----- \$689,838

### 27.8. Georgia Professional Standards Commission

*Purpose: The purpose of this appropriation is to direct the preparation of, certify, recognize, and recruit Georgia educators, and to enforce standards regarding educator professional preparation, performance, and ethics.*

Total Funds	\$7,464,220
Federal Funds and Grants	\$411,930
Federal Funds Not Specifically Identified	\$411,930

Other Funds	\$500
Other Funds - Not Specifically Identified	\$500
State Funds	\$7,051,790
State General Funds	\$7,051,790

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$6,887,089	\$7,299,519
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$167,199	\$167,199
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,678	\$1,678
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$7,587)	(\$7,587)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$3,411	\$3,411
Amount appropriated in this Act	----- \$7,051,790	\$7,464,220

**27.9. Office of the State Inspector General**

*Purpose: The purpose of this appropriation is to foster and promote accountability and integrity in state government by investigating and preventing fraud, waste, and abuse.*

Total Funds	\$688,215
State Funds	\$688,215
State General Funds	\$688,215

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$670,679	\$670,679
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$16,799	\$16,799
Reflect an adjustment in merit system assessments. (CC:Yes)	\$192	\$192
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$176	\$176
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees'	\$369	\$369

<i>Retirement System.)</i>		
Amount appropriated in this Act	----- \$688,215	\$688,215

**27.10. Student Achievement, Governor's Office of**

*Purpose: The purpose of this appropriation is to support educational accountability, evaluation, and reporting efforts, establishment of standards on state assessments, the preparation and release of the state's education report card and scoreboard, and education research to inform policy and budget efforts.*

Total Funds	\$19,797,075
State Funds	\$19,797,075
State General Funds	\$19,797,075

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$19,574,080	\$19,574,080
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$116,178	\$116,178
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,064	\$1,064
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$3,332	\$3,332
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$2,421	\$2,421
Utilize \$500,000 in Innovation Grant funds to provide grants to local school systems to increase participation and achievement in AP STEAM courses. (CC:Increase funds and utilize \$500,000 in Innovation Grant funds to provide grants to rural school systems to increase participation and achievement in AP STEM courses.)	\$100,000	\$100,000
Amount appropriated in this Act	----- \$19,797,075	\$19,797,075

**Section 28: Human Services, Department of**

<b>Total Funds</b>	<b>\$1,775,574,796</b>
<b>Federal Funds and Grants</b>	<b>\$1,102,177,888</b>
CCDF Mandatory and Matching Funds (CFDA 93.596)	\$209,161
Community Service Block Grant (CFDA 93.569)	\$16,735,414
Foster Care Title IV-E (CFDA 93.658)	\$91,875,031
Low-Income Home Energy Assistance (CFDA 93.568)	\$56,629,642
Medical Assistance Program (CFDA 93.778)	\$66,765,192



Social Services Block Grant (CFDA 93.667)	\$52,776,023
TANF Transfers to Social Services Block Grant (CFDA 93.558)	\$7,649,069
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$323,092,670
Federal Funds Not Specifically Identified	\$486,445,686
<b>Other Funds</b>	<b>\$30,832,966</b>
Agency Funds	\$2,841,500
Other Funds - Not Specifically Identified	\$27,991,466
<b>State Funds</b>	<b>\$642,045,394</b>
State General Funds	\$642,045,394
<b>Intra-State Government Transfers</b>	<b>\$518,548</b>
Other Intra-State Government Payments	\$518,548

All Temporary Assistance for Needy Families benefit payments are calculated utilizing a factor of 66.0% of the standards of need; such payments shall be made from the date of certification and not from the date of application; and the following maximum benefits and maximum standards of need shall apply:

For an assistance group of one, the standard of need is \$235, and the maximum monthly amount is \$155.

For an assistance group of two, the standard of need is \$356, and the maximum monthly amount is \$235.

For an assistance group of three, the standard of need is \$424, and the maximum monthly amount is \$280.

For an assistance group of four, the standard of need is \$500, and the maximum monthly amount is \$330.

For an assistance group of five, the standard of need is \$573, and the maximum monthly amount is \$378.

For an assistance group of six, the standard of need is \$621, and the maximum monthly amount is \$410.

For an assistance group of seven, the standard of need is \$672, and the maximum monthly amount is \$444.

For an assistance group of eight, the standard of need is \$713, and the maximum monthly amount is \$470.

For an assistance group of nine, the standard of need is \$751, and the maximum monthly amount is \$496.

For an assistance group of ten, the standard of need is \$804, and the maximum monthly amount is \$530.

For an assistance group of eleven, the standard of need is \$860, and the maximum monthly amount is \$568.

Provided, the Department of Human Services is authorized to make supplemental payments on these maximum monthly amounts up to the amount that is equal to the minimum hourly wage for clients who are enrolled in subsidized work experience and subsidized employment.

### 28.1. Adoptions Services

*Purpose: The purpose of this appropriation is to support and facilitate the safe permanent placement of children by prescreening families and providing*

*support and financial services after adoption.*

Total Funds	\$91,279,209
Federal Funds and Grants	\$57,651,085
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$16,400,000
Federal Funds Not Specifically Identified	\$41,251,085
Other Funds	\$46,500
Other Funds - Not Specifically Identified	\$46,500
State Funds	\$33,581,624
State General Funds	\$33,581,624

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$33,722,357	\$91,198,734
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$172,177	\$172,177
Reflect an adjustment in merit system assessments. (CC:Yes)	(\$834)	(\$834)
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$90,868)	(\$90,868)
Reduce funds to reflect an increase in the Federal Medicaid Assistance Percentage (FMAP) from 67.55% to 67.89%.	(\$221,208)	\$0
Amount appropriated in this Act	----- \$33,581,624	----- \$91,279,209

### 28.2. After School Care

*Purpose: The purpose of this appropriation is to expand the provision of after school care services and draw down TANF maintenance of effort funds.*

Total Funds	\$15,500,000
Federal Funds and Grants	\$15,500,000
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$15,500,000

### 28.3. Child Abuse and Neglect Prevention

*Purpose: The purpose of this appropriation is to promote child abuse and neglect prevention programs and support child victims of abuse.*

Total Funds	\$14,826,944
Federal Funds and Grants	\$13,500,229
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$3,072,670
Federal Funds Not Specifically Identified	\$10,427,559
State Funds	\$1,326,715
State General Funds	\$1,326,715

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,275,033	\$15,864,628
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$5,482	\$5,482
Reflect an adjustment in merit system assessments. (CC:Yes)	(\$43)	(\$43)
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$3,757)	(\$3,757)
Transfer the Maternal and Infant Early Childhood Home Visitation (MIECHV) grant to the Infant and Child Essential Health Treatment Services program in the Department of Public Health for home visiting services.	\$0	(\$1,089,366)
Increase funds for child advocacy centers.	\$50,000	\$50,000
Amount appropriated in this Act	----- \$1,326,715	----- \$14,826,944

**28.4. Child Care Services**

*Purpose: The purpose of this appropriation is to permit low-income families to be self-reliant while protecting the safety and well-being of their children by ensuring access to child care.*

Total Funds	\$9,777,346
Federal Funds and Grants	\$9,777,346
Federal Funds Not Specifically Identified	\$9,777,346

**28.5. Child Support Services**

*Purpose: The purpose of this appropriation is to encourage and enforce the parental responsibility of paying financial support.*

Total Funds	\$108,703,135
Federal Funds and Grants	\$76,405,754
Social Services Block Grant (CFDA 93.667)	\$120,000
Federal Funds Not Specifically Identified	\$76,285,754
Other Funds	\$2,841,500
Agency Funds	\$2,841,500
State Funds	\$29,060,121
State General Funds	\$29,060,121
Intra-State Government Transfers	\$395,760
Other Intra-State Government Payments	\$395,760

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$28,819,045	\$108,462,059
Provide funds for merit-based pay adjustments and	\$144,222	\$144,222

employee recruitment and retention initiatives effective July 1, 2016.		
Reflect an adjustment in merit system assessments. (CC:Yes)	(\$617)	(\$617)
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$87,979)	(\$87,979)
Increase funds for 10 parent accountability court coordinators positions. (CC:Increase funds for 10 parent accountability court coordinators positions and reflect staggered start dates.)	\$185,450	\$185,450
Amount appropriated in this Act	----- \$29,060,121	----- \$108,703,135

### 28.6. Child Welfare Services

*Purpose: The purpose of this appropriation is to investigate allegations of child abuse, abandonment, and neglect, and to provide services to protect the child and strengthen the family.*

Total Funds	\$346,875,867
Federal Funds and Grants	\$188,454,201
Foster Care Title IV-E (CFDA 93.658)	\$30,484,959
Medical Assistance Program (CFDA 93.778)	\$240,261
Social Services Block Grant (CFDA 93.667)	\$2,844,537
TANF Transfers to Social Services Block Grant (CFDA 93.558)	\$7,649,069
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$120,247,997
Federal Funds Not Specifically Identified	\$26,987,378
State Funds	\$158,298,878
State General Funds	\$158,298,878
Intra-State Government Transfers	\$122,788
Other Intra-State Government Payments	\$122,788

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$141,978,657	\$316,321,908
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$5,274,491	\$5,274,491
Reflect an adjustment in merit system assessments. (CC:Yes)	\$47,796	\$47,796
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$1,033,486	\$1,033,486
Reflect an adjustment in TeamWorks billings.	\$63,279	\$63,279
Provide funds for 175 additional child protective caseworkers.	\$7,367,120	\$8,840,544
Transfer TANF funds from the Out-of-Home Care program to reflect projected expenditures.	\$0	\$49,339,792

Provide funds for 10 additional kinship navigators.	\$584,049	\$584,049
Reduce funds to align budget with the Temporary Assistance for Needy Families Block Grant (TANF) notice of award.	\$0	(\$36,579,478)
Provide funds to the Court Appointed Special Advocates (CASA) to enhance state-wide capacity for the program.	\$750,000	\$750,000
Increase funds to the Division of Family and Children Services (DFCS) Special Assistant Attorney Generals (SAAGs) for a \$5 per hour increase. (CC:Increase funds to the Division of Family and Children Services (DFCS) Special Assistant Attorney Generals (SAAGs) for a \$4 per hour increase.)	\$1,200,000	\$1,200,000
Amount appropriated in this Act	----- \$158,298,878	----- \$346,875,867

**28.7. Community Services**

*Purpose: The purpose of this appropriation is to provide services and activities through local agencies to assist low-income Georgians with employment, education, nutrition, and housing services.*

Total Funds	\$16,110,137
Federal Funds and Grants	\$16,110,137
Community Service Block Grant (CFDA 93.569)	\$16,110,137

**28.8. Departmental Administration**

*Purpose: The purpose of this appropriation is to provide administration and support for the Divisions and Operating Office in meeting the needs of the people of Georgia.*

Total Funds	\$100,939,229
Federal Funds and Grants	\$51,697,276
CCDF Mandatory and Matching Funds (CFDA 93.596)	\$209,161
Community Service Block Grant (CFDA 93.569)	\$403,981
Foster Care Title IV-E (CFDA 93.658)	\$4,241,528
Low-Income Home Energy Assistance (CFDA 93.568)	\$674,420
Medical Assistance Program (CFDA 93.778)	\$4,062,010
Social Services Block Grant (CFDA 93.667)	\$2,539,375
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$8,406,561
Federal Funds Not Specifically Identified	\$31,160,240
Other Funds	\$12,828,542
Other Funds - Not Specifically Identified	\$12,828,542
State Funds	\$36,413,411
State General Funds	\$36,413,411

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$36,133,992	\$100,659,810

amended		
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$155,358	\$155,358
Reflect an adjustment in merit system assessments. (CC:Yes)	(\$1,222)	(\$1,222)
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$106,471)	(\$106,471)
Reflect an adjustment in TeamWorks billings.	(\$6,021)	(\$6,021)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$237,775	\$237,775
Provide funds to the Division of Family and Children Services (DFCS) Special Assistant Attorney Generals (SAAGs) for a \$5 per hour increase. (CC:Yes; Recognize funds in Child Welfare Services program within Department of Human Services.)	\$0	\$0
Amount appropriated in this Act	\$36,413,411	\$100,939,229

### 28.9. Elder Abuse Investigations and Prevention

*Purpose: The purpose of this appropriation is to prevent disabled adults and elder persons from abuse, exploitation and neglect, and investigate situations where it might have occurred.*

Total Funds	\$22,486,628
Federal Funds and Grants	\$3,073,433
Social Services Block Grant (CFDA 93.667)	\$2,279,539
Federal Funds Not Specifically Identified	\$793,894
State Funds	\$19,413,195
State General Funds	\$19,413,195

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$16,664,077	\$19,787,510
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$305,694	\$305,694
Reflect an adjustment in merit system assessments. (CC:Yes)	(\$563)	(\$563)
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$209,499)	(\$209,499)
Increase funds for an additional 11 adult protective services caseworkers.	\$760,532	\$760,532
Provide additional funds to cover adult protective services caseworkers added in FY 2015 and FY 2016.	\$266,497	\$266,497

Increase funds to cover the loss of federal revenues and operational costs.	\$1,626,457	\$1,576,457
Amount appropriated in this Act	----- \$19,413,195	----- \$22,486,628

**28.10. Elder Community Living Services**

*Purpose: The purpose of this appropriation is to provide Georgians who need nursing home level of care the option of remaining in their own communities.*

Total Funds	\$48,554,824
Federal Funds and Grants	\$27,651,543
Social Services Block Grant (CFDA 93.667)	\$3,761,430
Federal Funds Not Specifically Identified	\$23,890,113
State Funds	\$20,903,281
State General Funds	\$20,903,281

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$71,099,477	\$112,516,279
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$8,523	\$8,523
Reflect an adjustment in merit system assessments. (CC:Yes)	(\$2,404)	(\$2,404)
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$5,841)	(\$5,841)
Reduce funds to reflect an increase in the Federal Medicaid Assistance Percentage (FMAP) from 67.55% to 67.89%.	(\$570,699)	\$0
Transfer the Community Care Services Program (CCSP) to the Medicaid Aged, Blind and Disabled program in the Department of Community Health.	(\$52,680,775)	(\$67,016,733)
Increase funds for 1,000 Non-Medicaid Home and Community Based Service slots.	\$2,055,000	\$2,055,000
Provide funds to transition 125 seniors from nursing homes into community settings. (CC:Increase funds to transition 167 seniors from nursing homes into community settings.)	\$1,000,000	\$1,000,000
Amount appropriated in this Act	----- \$20,903,281	----- \$48,554,824

**28.11. Elder Support Services**

*Purpose: The purpose of this appropriation is to assist older Georgians, so that they may live in their homes and communities, by providing health, employment, nutrition, and other support and education services.*

Total Funds	\$10,749,592
Federal Funds and Grants	\$6,616,268
Social Services Block Grant (CFDA 93.667)	\$750,000
Federal Funds Not Specifically Identified	\$5,866,268

State Funds	\$4,133,324
State General Funds	\$4,133,324

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,628,538	\$10,244,806
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$15,601	\$15,601
Reflect an adjustment in merit system assessments. (CC:Yes)	(\$123)	(\$123)
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$10,692)	(\$10,692)
Provide additional funds for Meals on Wheels and senior center nutrition programs.	\$500,000	\$500,000
Amount appropriated in this Act	----- \$4,133,324	----- \$10,749,592

### 28.12. Energy Assistance

*Purpose: The purpose of this appropriation is to assist low-income households in meeting their immediate home energy needs.*

Total Funds	\$55,320,027
Federal Funds and Grants	\$55,320,027
Low-Income Home Energy Assistance (CFDA 93.568)	\$55,320,027

### 28.13. Federal Eligibility Benefit Services

*Purpose: The purpose of this appropriation is to verify eligibility and provide support services for Medicaid, Food Stamp, and Temporary Assistance for Needy Families (TANF).*

Total Funds	\$291,474,564
Federal Funds and Grants	\$172,995,388
Community Service Block Grant (CFDA 93.569)	\$221,296
Foster Care Title IV-E (CFDA 93.658)	\$3,940,770
Low-Income Home Energy Assistance (CFDA 93.568)	\$635,195
Medical Assistance Program (CFDA 93.778)	\$61,290,102
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$22,261,277
Federal Funds Not Specifically Identified	\$84,646,748
State Funds	\$118,479,176
State General Funds	\$118,479,176

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$107,245,814	\$275,531,120
Provide funds for merit-based pay adjustments and	\$4,776,002	\$4,776,002



employee recruitment and retention initiatives effective July 1, 2016.		
Reflect an adjustment in merit system assessments. (CC:Yes)	\$45,025	\$45,025
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$1,032,211	\$1,032,211
Increase funds to hire 180 additional eligibility caseworkers and for operational costs to avoid further federal penalties and sanctions.	\$5,380,124	\$10,090,206
Amount appropriated in this Act	----- \$118,479,176	----- \$291,474,564

**28.14. Federal Fund Transfers to Other Agencies**

*Purpose: The purpose of this appropriation is to reflect federal funds received by Department of Human Services to be transferred to other state agencies for eligible expenditures under federal law.*

Total Funds	\$63,974,072
Federal Funds and Grants	\$63,974,072
Social Services Block Grant (CFDA 93.667)	\$40,481,142
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$23,492,930

**28.15. Out-of-Home Care**

*Purpose: The purpose of this appropriation is to provide safe and appropriate temporary homes for children removed from their families due to neglect, abuse, or abandonment.*

Total Funds	\$288,207,805
Federal Funds and Grants	\$101,670,895
Foster Care Title IV-E (CFDA 93.658)	\$52,588,511
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$48,850,460
Federal Funds Not Specifically Identified	\$231,924
State Funds	\$186,536,910
State General Funds	\$186,536,910

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$81,687,918	\$219,595,868
Transfer TANF to the Child Welfare Services program to reflect projected expenditures.	\$0	(\$49,339,792)
Increase funds for growth in Out-of-Home Care utilization.	\$51,482,167	\$64,352,709
Replace prior year Temporary Assistance for Needy Families (TANF) funds with state funds.	\$49,339,792	\$49,339,792
Reduce funds to reflect an increase in the Federal Medicaid Assistance Percentage (FMAP) from 67.55% to 67.89%.	(\$232,195)	\$0

Provide funds for a 1.5% provider rate increase for Child Caring Institutions, Child Placing Agencies, foster parents, and relatives.	\$4,259,228	\$4,259,228
Amount appropriated in this Act	\$186,536,910	\$288,207,805

### 28.16. Refugee Assistance

*Purpose: The purpose of this appropriation is to provide employment, health screening, medical, cash, and social services assistance to refugees.*

Total Funds	\$9,303,613
Federal Funds and Grants	\$9,303,613
Federal Funds Not Specifically Identified	\$9,303,613

### 28.17. Residential Child Care Licensing

*Purpose: The purpose of this appropriation is to protect the health and safety of children who receive full-time care outside of their homes by licensing, monitoring, and inspecting residential care providers.*

Total Funds	\$2,259,463
Federal Funds and Grants	\$619,263
Foster Care Title IV-E (CFDA 93.658)	\$619,263
State Funds	\$1,640,200
State General Funds	\$1,640,200

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,638,040	\$2,257,303
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$7,043	\$7,043
Reflect an adjustment in merit system assessments. (CC:Yes)	(\$56)	(\$56)
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$4,827)	(\$4,827)
Amount appropriated in this Act	\$1,640,200	\$2,259,463

### 28.18. Support for Needy Families - Basic Assistance

*Purpose: The purpose of this appropriation is to provide cash assistance to needy families in compliance with Georgia's state plan for the federal Temporary Assistance for Needy Families program.*

Total Funds	\$48,406,610
Federal Funds and Grants	\$48,306,610
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$48,306,610
State Funds	\$100,000
State General Funds	\$100,000

**28.19. Support for Needy Families - Work Assistance**

*Purpose: The purpose of this appropriation is to assist needy Georgian families in achieving self-sufficiency by obtaining and keeping employment as well as complying with Georgia's state plan for the federal Temporary Assistance for Needy Families program.*

Total Funds	\$24,254,980
Federal Funds and Grants	\$24,154,980
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$16,554,165
Federal Funds Not Specifically Identified	\$7,600,815
State Funds	\$100,000
State General Funds	\$100,000

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$19,154,980
Increase funds to provide the state match to implement the Supplemental Nutrition Assistance Program (SNAP) Employment and Training Grant.	\$100,000	\$5,100,000
Amount appropriated in this Act	----- \$100,000	----- \$24,254,980

**The following appropriations are for agencies attached for administrative purposes.**

**28.20. Council On Aging**

*Purpose: The purpose of this appropriation is to assist older individuals, at-risk adults, persons with disabilities, their families and caregivers in achieving safe, healthy, independent and self-reliant lives.*

Total Funds	\$238,656
State Funds	\$238,656
State General Funds	\$238,656

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$232,731	\$232,731
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$5,823	\$5,823
Reflect an adjustment in merit system assessments. (CC:Yes)	\$102	\$102
Amount appropriated in this Act	----- \$238,656	----- \$238,656

**28.21. Family Connection**

*Purpose: The purpose of this appropriation is to provide a statewide network*

*of county collaboratives that work to improve conditions for children and families.*

Total Funds	\$9,995,967
Federal Funds and Grants	\$1,172,819
Medical Assistance Program (CFDA 93.778)	\$1,172,819
State Funds	\$8,823,148
State General Funds	\$8,823,148

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,664,148	\$9,836,967
Provide funds to increase each county's allocation from \$46,000 to \$47,000.	\$159,000	\$159,000
Amount appropriated in this Act	----- \$8,823,148	----- \$9,995,967

#### 28.22. Georgia Vocational Rehabilitation Agency: Business Enterprise Program

*Purpose: The purpose of this appropriation is to assist people who are blind in becoming successful contributors to the state's economy.*

Total Funds	\$3,242,461
Federal Funds and Grants	\$2,919,976
Federal Funds Not Specifically Identified	\$2,919,976
Other Funds	\$36,000
Other Funds - Not Specifically Identified	\$36,000
State Funds	\$286,485
State General Funds	\$286,485

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$282,801	\$3,238,777
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$3,903	\$3,903
Reflect an adjustment in merit system assessments. (CC:Yes)	\$69	\$69
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$288)	(\$288)
Amount appropriated in this Act	----- \$286,485	----- \$3,242,461

#### 28.23. Georgia Vocational Rehabilitation Agency: Departmental Administration

*Purpose: The purpose of this appropriation is to help people with disabilities to become fully productive members of society by achieving independence and meaningful employment.*

Total Funds	\$8,806,757
Federal Funds and Grants	\$7,474,248
Federal Funds Not Specifically Identified	\$7,474,248
Other Funds	\$45,000
Other Funds - Not Specifically Identified	\$45,000
State Funds	\$1,287,509
State General Funds	\$1,287,509

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,461,659	\$9,565,509
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$20,175	\$20,175
Reflect an adjustment in merit system assessments. (CC:Yes)	\$355	\$355
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$1,488)	(\$1,488)
Transfer savings from contractual services to the Vocational Rehabilitation program for additional services for consumers.	(\$34,971)	(\$34,971)
Transfer 12 positions to the Vocational Rehabilitation program to align position functions.	(\$158,221)	(\$742,823)
Encourage the Georgia Vocational Rehabilitation Agency to create third-party cooperative arrangements with the Technical College System of Georgia to maximize financial assistance for vocational rehabilitation clients. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	----- \$1,287,509	----- \$8,806,757

**28.24. Georgia Vocational Rehabilitation Agency: Disability Adjudication Services**

*Purpose: The purpose of this appropriation is to efficiently process applications for federal disability programs so that eligible Georgia citizens can obtain support.*

Total Funds	\$70,333,617
Federal Funds and Grants	\$70,333,617
Federal Funds Not Specifically Identified	\$70,333,617

**28.25. Georgia Vocational Rehabilitation Agency: Georgia Industries for the Blind**

*Purpose: The purpose of this appropriation is to employ people who are blind in manufacturing and packaging facilities in Bainbridge and Griffin.*

Total Funds	\$9,507,334
Other Funds	\$9,507,334

Other Funds - Not Specifically Identified \$9,507,334

28.26. Georgia Vocational Rehabilitation Agency: Roosevelt Warm Springs Medical Hospital

*Purpose: The purpose of this appropriation is to provide rehabilitative and medical care for individuals to return to the most independent lifestyle possible.*

Total Funds	\$1,600,000
State Funds	\$1,600,000
State General Funds	\$1,600,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,069,043	\$2,069,043
Reduce funds based on projected expenditures.	----- (\$469,043) -----	----- (\$469,043) -----
Amount appropriated in this Act	\$1,600,000	\$1,600,000

28.27. Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation Program

*Purpose: The purpose of this appropriation is to assist people with disabilities so that they may go to work.*

Total Funds	\$102,845,959
Federal Funds and Grants	\$77,495,108
Federal Funds Not Specifically Identified	\$77,495,108
Other Funds	\$5,528,090
Other Funds - Not Specifically Identified	\$5,528,090
State Funds	\$19,822,761
State General Funds	\$19,822,761

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$19,294,878	\$101,733,474
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$266,322	\$266,322
Reflect an adjustment in merit system assessments. (CC:Yes)	\$4,684	\$4,684
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$19,642)	(\$19,642)
Reflect an adjustment in TeamWorks billings.	\$3,327	\$3,327
Transfer savings from contractual services from the Georgia Vocational Rehabilitation Agency: Departmental Administration program for additional services for consumers.	\$34,971	\$34,971

Transfer 12 positions from the Georgia Vocational Rehabilitation Agency: Departmental Administration program to align position functions.	\$158,221	\$742,823
Increase funds for Speech, Hearing and Rehabilitation Enterprises of Coastal Georgia, Inc. (SHARE). <i>(CC:Transfer \$40,000 from the Technical College System of Georgia and increase funds to match federal funds for Speech, Hearing and Rehabilitation Enterprises of Coastal Georgia, Inc. (SHARE).)</i>	\$80,000	\$80,000
Amount appropriated in this Act	\$19,822,761	\$102,845,959

**Section 29: Insurance, Office of the Commission of**

<b>Total Funds</b>	<b>\$21,447,629</b>
<b>Federal Funds and Grants</b>	<b>\$733,208</b>
Federal Funds Not Specifically Identified	\$733,208
<b>Other Funds</b>	<b>\$339,026</b>
Agency Funds	\$334,026
Other Funds - Not Specifically Identified	\$5,000
<b>State Funds</b>	<b>\$20,375,395</b>
State General Funds	\$20,375,395

**29.1. Departmental Administration**

*Purpose: The purpose of this appropriation is to be responsible for protecting the rights of Georgia citizens in insurance and industrial loan transactions and maintain a fire-safe environment.*

Total Funds	\$1,926,514
State Funds	\$1,926,514
State General Funds	\$1,926,514

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,866,817	\$1,866,817
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$48,785	\$48,785
Reflect an adjustment in merit system assessments. <i>(CC:Yes)</i>	\$527	\$527
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$5,927)	(\$5,927)
Reflect an adjustment in TeamWorks billings.	\$4,553	\$4,553
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. <i>(CC:Increase funds to reflect an adjustment in the employer share of the Employees'</i>	\$11,759	\$11,759

<i>Retirement System.)</i>		
Amount appropriated in this Act	----- \$1,926,514	\$1,926,514

### 29.2. Enforcement

*Purpose: The purpose of this appropriation is to provide legal advice and to initiate legal proceedings with regard to enforcement of specific provisions of state law relating to insurance, industrial loan, fire safety, and fraud.*

Total Funds	\$807,778
State Funds	\$807,778
State General Funds	\$807,778

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$789,431	\$789,431
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$20,630	\$20,630
Reflect an adjustment in merit system assessments. (CC:Yes)	\$223	\$223
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$2,506)	(\$2,506)
Amount appropriated in this Act	----- \$807,778	\$807,778

### 29.3. Fire Safety

*Purpose: The purpose of this appropriation is to promote fire safety awareness through education and training, and to protect the public from fire and limit the loss of life and property by setting the minimum fire safety standards in the state, enforcing and regulating fire safety rules for public buildings and manufactured housing, and regulating the storage, transportation, and handling of hazardous materials.*

Total Funds	\$8,120,803
Federal Funds and Grants	\$727,000
Federal Funds Not Specifically Identified	\$727,000
Other Funds	\$339,026
Agency Funds	\$334,026
Other Funds - Not Specifically Identified	\$5,000
State Funds	\$7,054,777
State General Funds	\$7,054,777

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$6,894,544	\$7,960,570
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective	\$180,173	\$180,173



July 1, 2016.		
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,947	\$1,947
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$21,887)	(\$21,887)
Amount appropriated in this Act	----- \$7,054,777	----- \$8,120,803

**29.4. Industrial Loan**

*Purpose: The purpose of this appropriation is to protect consumers by licensing, regulating, and examining finance companies that provide consumer loans of \$3,000 or less.*

Total Funds	\$683,742
State Funds	\$683,742
State General Funds	\$683,742

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$668,212	\$668,212
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$17,462	\$17,462
Reflect an adjustment in merit system assessments. (CC:Yes)	\$189	\$189
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$2,121)	(\$2,121)
Amount appropriated in this Act	----- \$683,742	----- \$683,742

**29.5. Insurance Regulation**

*Purpose: The purpose of this appropriation is to ensure that licensed insurance entities maintain solvency and conform to state law by conducting financial and market examinations, investigating policyholder complaints, monitoring for compliance with state laws and regulations, reviewing and approving premium rates, and disseminating information to the public and the insurance industry about the state's insurance laws and regulations.*

Total Funds	\$9,908,792
Federal Funds and Grants	\$6,208
Federal Funds Not Specifically Identified	\$6,208
State Funds	\$9,902,584
State General Funds	\$9,902,584

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$9,677,670	\$9,683,878
Provide funds for merit-based pay adjustments and	\$252,904	\$252,904

employee recruitment and retention initiatives effective July 1, 2016.		
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,733	\$2,733
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$30,723)	(\$30,723)
Amount appropriated in this Act	\$9,902,584	\$9,908,792

### **Section 30: Investigation, Georgia Bureau of**

<b>Total Funds</b>	<b>\$206,727,014</b>
<b>Federal Funds and Grants</b>	<b>\$50,308,267</b>
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$991,680
Federal Funds Not Specifically Identified	\$49,316,587
<b>Other Funds</b>	<b>\$24,658,236</b>
Other Funds - Not Specifically Identified	\$24,658,236
<b>State Funds</b>	<b>\$131,760,511</b>
State General Funds	\$131,760,511

#### **30.1. Bureau Administration**

*Purpose: The purpose of this appropriation is to provide the highest quality investigative, scientific, information services, and resources for the purpose of maintaining law and order and protecting life and property.*

Total Funds	\$8,162,822
Federal Funds and Grants	\$12,600
Federal Funds Not Specifically Identified	\$12,600
State Funds	\$8,150,222
State General Funds	\$8,150,222

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$7,912,855	\$7,925,455
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$114,276	\$114,276
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,082	\$1,082
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$714)	(\$714)
Reflect an adjustment in TeamWorks billings.	\$73,498	\$73,498
Reflect an adjustment in payroll shared services billings.	\$869	\$869
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired	\$48,356	\$48,356

state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)		
Amount appropriated in this Act	\$8,150,222	\$8,162,822

**30.2. Criminal Justice Information Services**

*Purpose: The purpose of this appropriation is to provide the State of Georgia with essential information and identification services through the operation of the Automated Fingerprint Identification System, Criminal History System, Criminal Justice Information Services network, Protective Order Registry, Sexual Violent Offender Registry, and the Uniform Crime Reporting Program.*

Total Funds	\$11,043,110
Federal Funds and Grants	\$123,685
Federal Funds Not Specifically Identified	\$123,685
Other Funds	\$6,308,894
Other Funds - Not Specifically Identified	\$6,308,894
State Funds	\$4,610,531
State General Funds	\$4,610,531

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,392,764	\$10,825,343
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$215,388	\$215,388
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,039	\$2,039
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$1,773)	(\$1,773)
Reflect an adjustment in payroll shared services billings.	\$2,113	\$2,113
Amount appropriated in this Act	\$4,610,531	\$11,043,110

**30.3. Forensic Scientific Services**

*Purpose: The purpose of this appropriation is to provide forensic analysis and testimony in the areas of chemistry (drug identification), firearms, digital imaging, forensic biology (serology/DNA), latent prints, pathology, questioned documents, photography, toxicology, implied consent, and trace evidence in support of the criminal justice system; to provide medical examiner (autopsy) services; and to analyze and enter samples into national databases such as AFIS, CODIS, and NIBIN.*

Total Funds	\$35,282,847
Federal Funds and Grants	\$66,131
Federal Funds Not Specifically Identified	\$66,131
Other Funds	\$157,865

Other Funds - Not Specifically Identified	\$157,865
State Funds	\$35,058,851
State General Funds	\$35,058,851

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$32,984,331	\$33,208,327
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$835,259	\$835,259
Reflect an adjustment in merit system assessments. (CC:Yes)	\$7,908	\$7,908
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$5,382)	(\$5,382)
Reflect an adjustment in payroll shared services billings.	\$6,240	\$6,240
Increase funds for five toxicology scientist positions. (CC:Increase funds for five toxicology scientist positions and reflect staggered start dates.)	\$762,904	\$762,904
Increase funds for four scientist positions. (CC:Increase funds for five scientist positions and reflect staggered start dates.)	\$467,591	\$467,591
Amount appropriated in this Act	----- \$35,058,851	\$35,282,847

#### 30.4. Regional Investigative Services

*Purpose: The purpose of this appropriation is to identify, collect, preserve, and process evidence located during crime scene investigations, and to assist in the investigation, identification, arrest and prosecution of individuals. The purpose of this appropriation is also to coordinate and operate the following specialized units: bingo unit, anti-terrorist team, forensic art, bomb disposal unit, high technology investigations unit, communications center, regional drug enforcement, and polygraph examinations.*

Total Funds	\$41,421,233
Federal Funds and Grants	\$1,157,065
Federal Funds Not Specifically Identified	\$1,157,065
Other Funds	\$71,199
Other Funds - Not Specifically Identified	\$71,199
State Funds	\$40,192,969
State General Funds	\$40,192,969

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$36,084,275	\$37,312,539
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$919,954	\$919,954

Reflect an adjustment in merit system assessments. (CC:Yes)	\$8,710	\$8,710
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$6,191)	(\$6,191)
Reflect an adjustment in payroll shared services billings.	\$6,773	\$6,773
Increase funds for 20 investigator positions to address increased investigative caseloads statewide. (CC:Increase funds for 22 investigator positions to address increased investigative caseloads statewide and reflect staggered start dates. )	\$3,053,204	\$3,053,204
Reduce one-time funds.	(\$844,098)	(\$844,098)
Increase funds for personnel for two analyst positions. (CC:No)	\$0	\$0
Pursuant to SB 416 (2016 Session), increase funds for personnel to add two new analysts to work in the Georgia Information Sharing and Analysis Center and assist with overall analysis and investigations of criminal threats and assist with cyber terrorism intelligence for the prevention and discovery of terrorist threats or attacks. (CC:Increase funds for personnel to add two new analysts to work in the Georgia Information Sharing and Analysis Center to assist with overall analysis and investigations of criminal threats and cyber terrorism intelligence for the prevention and discovery of terrorist threats or attacks.)	\$209,122	\$209,122
Provide additional funds to retain law enforcement officers.	\$761,220	\$761,220
Amount appropriated in this Act	\$40,192,969	\$41,421,233

**The following appropriations are for agencies attached for administrative purposes.**

**30.5. Criminal Justice Coordinating Council**

*Purpose: The purpose of this appropriation is to improve and coordinate criminal justice efforts throughout Georgia, help create safe and secure communities, and award grants.*

Total Funds	\$98,020,332
Federal Funds and Grants	\$48,948,786
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$991,680
Federal Funds Not Specifically Identified	\$47,957,106
Other Funds	\$18,120,278
Other Funds - Not Specifically Identified	\$18,120,278
State Funds	\$30,951,268
State General Funds	\$30,951,268

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$27,634,621	\$94,703,685

amended		
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$28,318	\$28,318
Reflect an adjustment in merit system assessments. (CC:Yes)	\$366	\$366
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$1,864)	(\$1,864)
Reflect an adjustment in TeamWorks billings.	\$1,937	\$1,937
Reflect an adjustment in payroll shared services billings.	\$1,303	\$1,303
Transfer funds to the Council of Accountability Court Judges program at the Judicial Council for personal services and operating costs to support IT infrastructure, research, case management, and statewide reporting pursuant to HB 328 (2015 Session).	(\$156,631)	(\$156,631)
Increase funds for the Accountability Court Grants Program to expand and create adult felony drug courts.	\$1,545,589	\$1,545,589
Increase funds for the Accountability Court Grants Program to expand existing courts and provide the state match to implement and support new veterans' courts.	\$461,735	\$461,735
Increase funds for the Accountability Court Grants Program to expand and create mental health accountability courts.	\$638,725	\$638,725
Increase funds for the Accountability Court Grants Program to expand and create family dependency treatment courts.	\$256,604	\$256,604
Increase funds for the Accountability Court Grants Program to expand DUI accountability courts.	\$390,175	\$390,175
Increase funds to expand the Juvenile Incentive Funding Grant program to provide fiscal incentives to communities to create and utilize community based options for juvenile offenders.	\$250,000	\$250,000
Increase funds for the Accountability Court Grants Program to provide fidelity reviews and technical monitoring for treatment providers. (CC:Increase funds for the Juvenile Incentive Funding Grant Program to provide fidelity reviews and technical monitoring for treatment providers.)	\$247,000	\$247,000
Increase funds for the Accountability Court Grants Program to enter into an agreement with the Department of Driver Services to provide one position for a dedicated call center for driver's license reinstatement.	\$50,000	\$50,000
Transfer funds to establish the new administrative staff for the Council of Accountability Court Judges Program at the Criminal Justice Coordinating Council pursuant to HB 328 (2015 Session).	(\$396,610)	(\$396,610)
Amount appropriated in this Act	----- \$30,951,268	----- \$98,020,332

### 30.6. Criminal Justice Coordinating Council: Council of Accountability Court Judges

*Purpose: The purpose of this appropriation is to support adult felony drug*

*courts, DUI courts, juvenile drug courts, family dependency treatment courts, mental health courts, and veteran’s courts, as well as the Council of Accountability Court Judges. No state funds shall be provided to any accountability court where such court is delinquent in the required reporting and remittance of all fines and fees collected by such court.*

Total Funds	\$403,247
State Funds	\$403,247
State General Funds	\$403,247

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$0
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$6,637	\$6,637
Transfer funds from the Criminal Justice Coordinating Council (CJCC) program to establish the administrative staff for the Council of Accountability Court Judges program at CJCC pursuant to HB 328 (2015 Session).	\$396,610	\$396,610
Amount appropriated in this Act	----- \$403,247	----- \$403,247

**30.7. Criminal Justice Coordinating Council: Family Violence**

*Purpose: The purpose of this appropriation is to provide safe shelter and related services for victims of family violence and their dependent children and to provide education about family violence to communities across the state.*

Total Funds	\$12,393,423
State Funds	\$12,393,423
State General Funds	\$12,393,423

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$12,032,450	\$12,032,450
Provide funds for a 3% increase in grants for domestic violence shelters and sexual assault centers.	\$360,973	\$360,973
Amount appropriated in this Act	----- \$12,393,423	----- \$12,393,423

**Section 31: Juvenile Justice, Department of**

<b>Total Funds</b>	<b>\$334,149,429</b>
<b>Federal Funds and Grants</b>	<b>\$6,804,611</b>
Foster Care Title IV-E (CFDA 93.658)	\$1,495,178
Federal Funds Not Specifically Identified	\$5,309,433
<b>Other Funds</b>	<b>\$340,165</b>
Other Funds - Not Specifically Identified	\$340,165

**State Funds****\$327,004,653**

## State General Funds

\$327,004,653

31.1. Community Services

*Purpose: The purpose of this appropriation is to protect the public, hold youth accountable for their actions, assist youth in becoming law-abiding citizens and transition youth from secure detention, and provide the following alternative detention options: non-secure detention shelters, housebound detention, emergency shelters, a short-term stay in a residential placement, tracking services, wraparound services, electronic monitoring, or detention in an alternative program. Additionally, Community Supervision supervises youth directly in the community according to their risk and need levels, provides transitional and treatment services to those youth either directly or by brokering or making appropriate referrals for services, and provides agency-wide services, including intake, court services, and case management.*

Total Funds	\$95,516,392
Federal Funds and Grants	\$2,189,222
Foster Care Title IV-E (CFDA 93.658)	\$1,495,178
Federal Funds Not Specifically Identified	\$694,044
Other Funds	\$300,305
Other Funds - Not Specifically Identified	\$300,305
State Funds	\$93,026,865
State General Funds	\$93,026,865

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$86,143,081	\$88,632,608
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$1,443,914	\$1,443,914
Reflect an adjustment in merit system assessments. (CC:Yes)	\$5,277	\$5,277
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$18,392)	(\$18,392)
Reflect an adjustment in TeamWorks billings.	\$5,299	\$5,299
Transfer funds from the Secure Commitment (YDCs) program for 16 school resource officer positions to be located at the five newly created Regional Educational Transition Centers.	\$981,169	\$981,169
Transfer funds from the Secure Commitment (YDCs) program for Commercial Sexual Exploitation of Children (CSEC) Victims' Facility operations.	\$402,726	\$402,726
Transfer funds from the Secure Commitment (YDCs) program for 40 step-down slots as part of juvenile justice reform initiatives.	\$2,727,088	\$2,727,088
Transfer funds from the Secure Commitment (YDCs)	\$1,064,603	\$1,064,603



program to implement a salary increase for juvenile probation and parole officers.		
Provide funds for a 1.5% provider rate increase for Child Caring Institutions.	\$272,100	\$272,100
Amount appropriated in this Act	----- \$93,026,865	----- \$95,516,392

**31.2. Departmental Administration**

*Purpose: The purpose of this appropriation is to protect and serve the citizens of Georgia by holding youthful offenders accountable for their actions through the delivery of effective services in appropriate settings.*

Total Funds	\$24,825,372
Federal Funds and Grants	\$743,202
Federal Funds Not Specifically Identified	\$743,202
Other Funds	\$18,130
Other Funds - Not Specifically Identified	\$18,130
State Funds	\$24,064,040
State General Funds	\$24,064,040

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$23,535,119	\$24,296,451
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$392,382	\$392,382
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,434	\$1,434
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$3,820)	(\$3,820)
Reflect an adjustment in TeamWorks billings.	\$8,843	\$8,843
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$122,969	\$122,969
Increase funds to provide for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.	\$7,113	\$7,113
Amount appropriated in this Act	----- \$24,064,040	----- \$24,825,372

**31.3. Secure Commitment (YDCs)**

*Purpose: The purpose of this appropriation is to protect the public and hold youth accountable for their actions, and provide secure care and supervision of youth including academic, recreational, vocational, medical, mental health, counseling, and religious services for those youth committed to the Department's custody, or convicted of an offense under Senate Bill 440.*

Total Funds	\$94,134,322
Federal Funds and Grants	\$2,470,420
Federal Funds Not Specifically Identified	\$2,470,420
Other Funds	\$17,748
Other Funds - Not Specifically Identified	\$17,748
State Funds	\$91,646,154
State General Funds	\$91,646,154

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$93,787,929	\$96,276,097
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$1,882,462	\$1,882,462
Reflect an adjustment in merit system assessments. (CC:Yes)	\$6,879	\$6,879
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$24,790)	(\$24,790)
Reflect an adjustment in TeamWorks billings.	\$5,279	\$5,279
Transfer funds to the Community Services program for 40 step-down slots as part of juvenile justice reform initiatives.	(\$2,727,088)	(\$2,727,088)
Transfer funds to the Community Services program for Commercial Sexual Exploitation of Children (CSEC) Victims' Facility operations.	(\$402,726)	(\$402,726)
Transfer funds to the Community Services program to implement a salary increase for juvenile probation and parole officers.	(\$1,064,603)	(\$1,064,603)
Transfer funds to the Community Services program to provide for 16 school resource officer positions to be located at the five newly created Regional Educational Transition Centers.	(\$981,169)	(\$981,169)
Utilize anticipated savings of \$281,471 from the Milan YDC to support the Residential Substance Abuse Treatment (RSAT) program. (CC:Yes)	\$0	\$0
Utilize anticipated savings of \$1,180,721 from the Milan YDC to fill vacancies as efforts to promote recruitment and retention are implemented. (CC:Yes)	\$0	\$0
Transfer funds to the Secure Detention (RYDCs) program for facility sustainment costs.	(\$683,736)	(\$683,736)
Increase funds to provide for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.	\$2,309,267	\$2,309,267
Redirect \$461,550 in funds from the Milan Youth Development Campus to support facility sustainment costs. (CC:Reduce funds from the closure of the Milan Youth Development Campus.)	(\$461,550)	(\$461,550)
Amount appropriated in this Act	----- \$91,646,154	----- \$94,134,322

**31.4. Secure Detention (RYDCs)**

*Purpose: The purpose of this appropriation is to protect the public and hold youth accountable for their actions and, provide temporary, secure care, and supervision of youth who are charged with crimes or who have been found guilty of crimes and are awaiting disposition of their cases by juvenile courts or awaiting placement in one of the Department's treatment programs or facilities, or sentenced to the Short Term Program.*

Total Funds	\$119,673,343
Federal Funds and Grants	\$1,401,767
Federal Funds Not Specifically Identified	\$1,401,767
Other Funds	\$3,982
Other Funds - Not Specifically Identified	\$3,982
State Funds	\$118,267,594
State General Funds	\$118,267,594

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$109,292,919	\$110,698,668
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$2,503,459	\$2,503,459
Reflect an adjustment in merit system assessments. (CC:Yes)	\$9,149	\$9,149
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$32,786)	(\$32,786)
Reflect an adjustment in TeamWorks billings.	\$6,609	\$6,609
Increase funds to provide for an additional salary increase for security officers to address recruitment and retention issues in the highest turnover job classes.	\$3,136,979	\$3,136,979
Transfer funds from the Secure Commitment (YDCs) program for facility sustainment costs.	\$683,736	\$683,736
Increase funds to add 63 positions and operational funds for security management, education, and medical services at Terrell Regional Youth Detention Center effective October 1, 2016.	\$2,667,529	\$2,667,529
Develop a plan to address the closure of Gwinnett RYDC, that includes cooperative construction of a juvenile justice facility incorporating recommendations of HB 242 (2013 Session). (CC:Yes)	\$0	\$0
Amount appropriated in this Act	----- \$118,267,594	----- \$119,673,343

**Section 32: Labor, Department of**

<b>Total Funds</b>	<b>\$132,594,973</b>
<b>Federal Funds and Grants</b>	<b>\$117,319,857</b>
Federal Funds Not Specifically Identified	<b>\$117,319,857</b>

<b>Other Funds</b>	<b>\$1,842,251</b>
Other Funds - Not Specifically Identified	\$1,842,251
<b>State Funds</b>	<b>\$13,292,592</b>
State General Funds	\$13,292,592
<b>Intra-State Government Transfers</b>	<b>\$140,273</b>
Other Intra-State Government Payments	\$140,273

### 32.1. Department of Labor Administration

*Purpose: The purpose of this appropriation is to work with public and private partners in building a world-class workforce system that contributes to Georgia's economic prosperity.*

Total Funds	\$33,907,300
Federal Funds and Grants	\$31,312,292
Federal Funds Not Specifically Identified	\$31,312,292
Other Funds	\$772,585
Other Funds - Not Specifically Identified	\$772,585
State Funds	\$1,682,150
State General Funds	\$1,682,150
Intra-State Government Transfers	\$140,273
Other Intra-State Government Payments	\$140,273

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,638,327	\$33,863,477
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$19,185	\$19,185
Reflect an adjustment in merit system assessments. (CC:Yes)	\$89	\$89
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$489)	(\$489)
Reflect an adjustment in TeamWorks billings.	\$19,997	\$19,997
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$5,041	\$5,041
Amount appropriated in this Act	----- \$1,682,150	----- \$33,907,300

### 32.2. Labor Market Information

*Purpose: The purpose of this appropriation is to collect, analyze, and publish a wide array of information about the state's labor market.*

Total Funds	\$2,394,639
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Federal Funds and Grants	\$2,394,639
Federal Funds Not Specifically Identified	\$2,394,639

**32.3. Unemployment Insurance**

*Purpose: The purpose of this appropriation is to enhance Georgia's economic strength by collecting unemployment insurance taxes from Georgia's employers and distributing unemployment benefits to eligible claimants.*

Total Funds	\$38,914,033
Federal Funds and Grants	\$34,599,186
Federal Funds Not Specifically Identified	\$34,599,186
State Funds	\$4,314,847
State General Funds	\$4,314,847

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,228,565	\$38,827,751
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$90,571	\$90,571
Reflect an adjustment in merit system assessments. (CC:Yes)	\$421	\$421
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$4,710)	(\$4,710)
Utilize existing state funds for the collection of administrative assessments. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	----- \$4,314,847	----- \$38,914,033

**32.4. Workforce Solutions**

*Purpose: The purpose of this appropriation is to assist employers and job seekers with job matching services and to promote economic growth and development.*

Total Funds	\$57,379,001
Federal Funds and Grants	\$49,013,740
Federal Funds Not Specifically Identified	\$49,013,740
Other Funds	\$1,069,666
Other Funds - Not Specifically Identified	\$1,069,666
State Funds	\$7,295,595
State General Funds	\$7,295,595

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$7,173,431	\$57,256,837
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective	\$127,293	\$127,293

July 1, 2016.		
Reflect an adjustment in merit system assessments. (CC:Yes)	\$592	\$592
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$5,721)	(\$5,721)
Amount appropriated in this Act	----- \$7,295,595	----- \$57,379,001

**Section 33: Law, Department of**

<b>Total Funds</b>	<b>\$71,909,912</b>
<b>Federal Funds and Grants</b>	<b>\$3,597,990</b>
Federal Funds Not Specifically Identified	\$3,597,990
<b>Other Funds</b>	<b>\$37,256,814</b>
Other Funds - Not Specifically Identified	\$37,256,814
<b>State Funds</b>	<b>\$31,055,108</b>
State General Funds	\$31,055,108

There is hereby appropriated to the Department of Law the sum of \$500,000 of the moneys collected in accordance with O.C.G.A. Title 10, Chapter 1, Article 28. The sum of money is appropriated for use by the Department of Law for consumer protection for all the purposes for which such moneys may be appropriated pursuant to Article 28.

**33.1. Consumer Protection**

*Purpose: The purpose of this appropriation is to protect consumers and legitimate business enterprises from unfair and deceptive business practices through the enforcement of the Fair Business Practices Act and other related consumer protection statutes.*

Total Funds \$0

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,818,706	\$5,486,395
Transfer funds, 65 positions, and two vehicles to the Department of Law program to consolidate consumer protection activities.	(\$4,818,706)	(\$5,486,395)
Amount appropriated in this Act	----- \$0	----- \$0

**33.2. Department of Law**

*Purpose: The purpose of this appropriation is to serve as the attorney and legal advisor for all state agencies, departments, authorities, and the Governor; to provide binding opinions on legal questions concerning the State of Georgia and its agencies; and to prepare all contracts and agreements regarding any matter in which the State of Georgia is involved.*

Total Funds	\$66,969,400
Other Funds	\$37,254,703
Other Funds - Not Specifically Identified	\$37,254,703
State Funds	\$29,714,697
State General Funds	\$29,714,697

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$20,814,264	\$57,401,278
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$827,773	\$827,773
Reflect an adjustment in merit system assessments. (CC:Yes)	\$7,953	\$7,953
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$43,047)	(\$43,047)
Reflect an adjustment in TeamWorks billings.	\$6,803	\$6,803
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$19,445	\$19,445
Transfer funds, 65 positions, and two vehicles from the Consumer Protection program to consolidate consumer protection activities.	\$4,818,706	\$5,486,395
Increase funds to implement a new salary structure to target attorneys with up to 15 years of experience and to address salary compression for more experienced attorneys.	\$2,400,000	\$2,400,000
Increase funds to retain key attorneys and develop future agency leaders.	\$569,800	\$569,800
Increase funds to establish a fellowship program to recruit top talent for the agency.	\$293,000	\$293,000
Amount appropriated in this Act	----- \$29,714,697	----- \$66,969,400

**33.3. Medicaid Fraud Control Unit**

*Purpose: The purpose of this appropriation is to serve as the center for the identification, arrest, and prosecution of providers of health services and patients who defraud the Medicaid Program.*

Total Funds	\$4,940,512
Federal Funds and Grants	\$3,597,990
Federal Funds Not Specifically Identified	\$3,597,990
Other Funds	\$2,111
Other Funds - Not Specifically Identified	\$2,111
State Funds	\$1,340,411
State General Funds	\$1,340,411

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,308,368	\$4,908,469
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$31,489	\$31,489
Reflect an adjustment in merit system assessments. (CC:Yes)	\$554	\$554
Amount appropriated in this Act	----- \$1,340,411	----- \$4,940,512

### **Section 34: Natural Resources, Department of**

<b>Total Funds</b>	<b>\$249,232,645</b>
<b>Federal Funds and Grants</b>	<b>\$46,510,538</b>
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$11,607
Federal Funds Not Specifically Identified	\$46,498,931
<b>Other Funds</b>	<b>\$96,919,142</b>
Agency Funds	\$23,957,835
Other Funds - Not Specifically Identified	\$72,961,307
<b>State Funds</b>	<b>\$105,802,965</b>
State General Funds	\$105,802,965

Provided, that to the extent State Parks and Historic Sites receipts are realized in excess of the amount of such funds contemplated in this Act, the Office of Planning and Budget is authorized to use up to 50 percent of the excess receipts to supplant State funds and the balance may be amended into the budget of the Parks, Recreation and Historic Sites Division for the most critical needs of the Division. This provision shall not apply to revenues collected from a state park's parking pass implemented by the Department.

#### **34.1. Coastal Resources**

*Purpose: The purpose of this appropriation is to preserve the natural, environmental, historic, archaeological, and recreational resources of the state's coastal zone by balancing economic development with resource preservation and improvement by assessing and restoring coastal wetlands, by regulating development within the coastal zone, by promulgating and enforcing rules and regulations to protect the coastal wetlands, by monitoring the population status of commercially and recreationally fished species and developing fishery management plans, by providing fishing education, and by constructing and maintaining artificial reefs.*

Total Funds	\$7,354,450
Federal Funds and Grants	\$5,054,621
Federal Funds Not Specifically Identified	\$5,054,621
Other Funds	\$107,925



Other Funds - Not Specifically Identified	\$107,925
State Funds	\$2,191,904
State General Funds	\$2,191,904

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,137,916	\$7,300,462
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$56,273	\$56,273
Reflect an adjustment in merit system assessments. (CC:Yes)	\$410	\$410
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$2,695)	(\$2,695)
Amount appropriated in this Act	----- \$2,191,904	----- \$7,354,450

**34.2. Departmental Administration**

*Purpose: The purpose of this appropriation is to provide administrative support for all programs of the department.*

Total Funds	\$12,268,587
Federal Funds and Grants	\$110,000
Federal Funds Not Specifically Identified	\$110,000
Other Funds	\$39,065
Other Funds - Not Specifically Identified	\$39,065
State Funds	\$12,119,522
State General Funds	\$12,119,522

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$11,845,766	\$11,994,831
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$204,231	\$204,231
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,489	\$1,489
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$8,653)	(\$8,653)
Reflect an adjustment in TeamWorks billings.	\$32,242	\$32,242
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$44,447	\$44,447
Amount appropriated in this Act	----- \$12,119,522	----- \$12,268,587

34.3. Environmental Protection

*Purpose: The purpose of this appropriation is to protect the quality of Georgia's air by controlling, monitoring and regulating pollution from large, small, mobile, and area sources (including pollution from motor vehicle emissions) by performing ambient air monitoring, and by participating in the Clean Air Campaign; to protect Georgia's land by permitting, managing, and planning for solid waste facilities, by implementing waste reduction strategies, by administering the Solid Waste Trust Fund and the Underground Storage Tank program, by cleaning up scrap tire piles, and by permitting and regulating surface mining operations; to protect Georgia and its citizens from hazardous materials by investigating and remediating hazardous sites, and by utilizing the Hazardous Waste Trust Fund to manage the state's hazardous sites inventory, to oversee site cleanup and brownfield remediation, to remediate abandoned sites, to respond to environmental emergencies, and to monitor and regulate the hazardous materials industry in Georgia. The purpose of this appropriation is also to ensure the quality and quantity of Georgia's water supplies by managing floodplains, by ensuring the safety of dams, by monitoring, regulating, and certifying water quality, and by regulating the amount of water used.*

Total Funds	\$111,212,513
Federal Funds and Grants	\$24,910,777
Federal Funds Not Specifically Identified	\$24,910,777
Other Funds	\$55,793,855
Agency Funds	\$23,957,835
Other Funds - Not Specifically Identified	\$31,836,020
State Funds	\$30,507,881
State General Funds	\$30,507,881

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$30,054,296	\$110,758,928
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$553,982	\$553,982
Reflect an adjustment in merit system assessments. (CC:Yes)	\$4,039	\$4,039
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$104,436)	(\$104,436)
Reduce funds. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$30,507,881	----- \$111,212,513

**34.4. Hazardous Waste Trust Fund**

*Purpose: The purpose of this appropriation is to fund investigations and cleanup of abandoned landfills and other hazardous sites, to meet cost-sharing requirements for Superfund sites identified by the US Environmental Protection Agency, to fund related operations and oversight positions within the Environmental Protection Division, and to reimburse local governments for landfill remediation.*

Total Funds	\$4,027,423
State Funds	\$4,027,423
State General Funds	\$4,027,423

**34.5. Historic Preservation**

*Purpose: The purpose of this appropriation is to identify, protect, and preserve Georgia's historical sites by administering historic preservation grants, by cataloging all historic resources statewide, by providing research and planning required to list a site on the state and national historic registries, by working with building owners to ensure that renovation plans comply with historic preservation standards, and by executing and sponsoring archaeological research.*

Total Funds	\$2,738,045
Federal Funds and Grants	\$1,020,787
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$11,607
Federal Funds Not Specifically Identified	\$1,009,180
State Funds	\$1,717,258
State General Funds	\$1,717,258

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,628,998	\$2,649,785
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$33,802	\$33,802
Reflect an adjustment in merit system assessments. (CC:Yes)	\$246	\$246
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$3,788)	(\$3,788)
Provide funds for one architectural reviewer.	\$58,000	\$58,000
Amount appropriated in this Act	----- \$1,717,258	----- \$2,738,045

**34.6. Law Enforcement**

*Purpose: The purpose of this appropriation is to enforce all state and federal laws and departmental regulations relative to protecting Georgia's wildlife, natural, archaeological, and cultural resources, DNR properties, boating*

*safety, and litter and waste laws; to teach hunter and boater education classes; and to assist other law enforcement agencies upon request in providing public safety for the citizens and visitors of Georgia.*

Total Funds	\$21,364,914
Federal Funds and Grants	\$2,248,458
Federal Funds Not Specifically Identified	\$2,248,458
Other Funds	\$3,657
Other Funds - Not Specifically Identified	\$3,657
State Funds	\$19,112,799
State General Funds	\$19,112,799

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$18,174,399	\$20,426,514
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$502,821	\$502,821
Reflect an adjustment in merit system assessments. (CC:Yes)	\$3,666	\$3,666
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$31,724)	(\$31,724)
Provide additional funds to retain law enforcement officers.	\$463,637	\$463,637
Amount appropriated in this Act	----- \$19,112,799	----- \$21,364,914

#### 34.7. Parks, Recreation and Historic Sites

*Purpose: The purpose of this appropriation is to manage, operate, market, and maintain the state's golf courses, parks, lodges, conference centers, and historic sites.*

Total Funds	\$49,148,768
Federal Funds and Grants	\$1,704,029
Federal Funds Not Specifically Identified	\$1,704,029
Other Funds	\$32,391,791
Other Funds - Not Specifically Identified	\$32,391,791
State Funds	\$15,052,948
State General Funds	\$15,052,948

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$14,796,763	\$48,892,583
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$179,980	\$179,980
Reflect an adjustment in merit system assessments.	\$1,312	\$1,312

<i>(CC:Yes)</i>		
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$6,526)	(\$6,526)
Provide funds for raising sunken vessels causing navigational hazards in Lake Lanier.	\$25,000	\$25,000
Provide additional funds to retain law enforcement officers.	\$56,419	\$56,419
Amount appropriated in this Act	----- \$15,052,948	\$49,148,768

**34.8. Solid Waste Trust Fund**

*Purpose: The purpose of this appropriation is to fund the administration of the scrap tire management activity; to enable emergency, preventative, and corrective actions at solid waste disposal facilities; to assist local governments with the development of solid waste management plans; and to promote statewide recycling and waste reduction programs.*

Total Funds	\$2,720,775
State Funds	\$2,720,775
State General Funds	\$2,720,775

**34.9. Wildlife Resources**

*Purpose: The purpose of this appropriation is to regulate hunting, fishing, and the operation of watercraft in Georgia; to provide hunter and boating education; to protect non-game and endangered wildlife; to promulgate statewide hunting, fishing, trapping, and coastal commercial fishing regulations; to operate the state's archery and shooting ranges; to license hunters and anglers; and to register boats.*

Total Funds	\$38,397,170
Federal Funds and Grants	\$11,461,866
Federal Funds Not Specifically Identified	\$11,461,866
Other Funds	\$8,582,849
Other Funds - Not Specifically Identified	\$8,582,849
State Funds	\$18,352,455
State General Funds	\$18,352,455

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$17,924,057	\$37,968,772
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$418,650	\$418,650
Reflect an adjustment in merit system assessments.	\$3,052	\$3,052
<i>(CC:Yes)</i>		
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$46,059)	(\$46,059)

Provide additional funds to retain law enforcement officers.	\$52,755	\$52,755
Amount appropriated in this Act	----- \$18,352,455	----- \$38,397,170

**Section 35: Pardons and Paroles, State Board of**

<b>Total Funds</b>	<b>\$17,258,262</b>
<b>Federal Funds and Grants</b>	<b>\$806,050</b>
Federal Funds Not Specifically Identified	\$806,050
<b>State Funds</b>	<b>\$16,452,212</b>
State General Funds	\$16,452,212

**35.1. Board Administration**

*Purpose: The purpose of this appropriation is to provide administrative support for the agency.*

Total Funds	\$1,092,352
State Funds	\$1,092,352
State General Funds	\$1,092,352

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,319,596	\$1,319,596
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$17,773	\$17,773
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,653	\$1,653
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$25,303)	(\$25,303)
Reflect an adjustment in TeamWorks billings.	(\$85,053)	(\$85,053)
Reflect an adjustment in payroll shared services billings.	(\$30,809)	(\$30,809)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$5,415	\$5,415
Transfer funds and two positions to the Department of Community Supervision's Departmental Administration program.	(\$110,920)	(\$110,920)
Amount appropriated in this Act	----- \$1,092,352	----- \$1,092,352

**35.2. Clemency Decisions**

*Purpose: The purpose of this appropriation is to support the Board in exercising its constitutional authority over executive clemency. This includes setting tentative parole dates for offenders in the correctional system and all*

*aspects of parole status of offenders in the community including warrants, violations, commutations, and revocations. The Board coordinates all interstate compact release matters regarding the acceptance and placement of parolees into and from the State of Georgia and administers the pardon process by reviewing all applications and granting or denying these applications based on specific criteria.*

Total Funds	\$15,674,393
Federal Funds and Grants	\$806,050
Federal Funds Not Specifically Identified	\$806,050
State Funds	\$14,868,343
State General Funds	\$14,868,343

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$12,262,630	\$12,262,630
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$407,879	\$407,879
Reflect an adjustment in merit system assessments. (CC:Yes)	\$5,961	\$5,961
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$127,019)	(\$127,019)
Reflect a change in the program purpose statement. (CC:Yes)	\$0	\$0
Transfer funds from the Department of Community Supervision's Field Services program to accurately reflect real estate rental costs.	\$16,528	\$16,528
Transfer funds from the Governor's Office of Transition, Support, and Re-Entry to accurately reflect real estate rental costs.	\$129,115	\$129,115
Transfer funds and 20 positions from the Parole Supervision program.	\$2,173,249	\$2,979,299
Amount appropriated in this Act	----- \$14,868,343	----- \$15,674,393

**35.3. Parole Supervision**

*Purpose: The purpose of this appropriation is to transition offenders from prison back into the community as law abiding citizens by providing drug testing, electronic monitoring, parole supervision, and substance abuse treatment, and collecting supervision fees, victims' compensation, and restitution.*

Total Funds	\$0
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<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$31,782,779	\$32,588,829
Transfer funds and 20 positions to the Clemency	(\$2,173,249)	(\$2,979,299)

Decisions program.		
Transfer funds and 480 positions to the Department of Community Supervision's Field Services program.	(\$29,217,168)	(\$29,217,168)
Transfer funds and four positions to the Governor's Office of Transition, Support, and Reentry.	(\$392,362)	(\$392,362)
Amount appropriated in this Act	----- \$0	----- \$0

**35.4. Victim Services**

*Purpose: The purpose of this appropriation is to provide notification to victims of changes in offender status or placement through the Victim Information Program, to conduct outreach and information gathering from victims during clemency proceedings, to host victim and visitor days, and act as a liaison for victims to the state corrections system.*

Total Funds	\$491,517
State Funds	\$491,517
State General Funds	\$491,517

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$482,110	\$482,110
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$13,276	\$13,276
Reflect an adjustment in merit system assessments. (CC:Yes)	\$179	\$179
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$4,048)	(\$4,048)
Amount appropriated in this Act	----- \$491,517	----- \$491,517

**Section 36: Properties Commission, State**

<b>Total Funds</b>	<b>\$1,750,000</b>
<b>Other Funds</b>	<b>\$1,750,000</b>
Other Funds - Not Specifically Identified	\$1,750,000

**36.1. State Properties Commission**

*Purpose: The purpose of this appropriation is to maintain long-term plans for state buildings and land; to compile an accessible database of state-owned and leased real property with information about utilization, demand management, and space standards; and to negotiate better rates in the leasing market and property acquisitions and dispositions.*

Total Funds	\$1,750,000
Other Funds	\$1,750,000
Other Funds - Not Specifically Identified	\$1,750,000



**Section 37: Public Defender Council, Georgia**

<b>Total Funds</b>	<b>\$52,239,327</b>
<b>Other Funds</b>	<b>\$340,000</b>
Other Funds - Not Specifically Identified	\$340,000
<b>State Funds</b>	<b>\$51,899,327</b>
State General Funds	\$51,899,327

**37.1. Public Defender Council**

*Purpose: The purpose of this appropriation is to fund the Office of the Georgia Capital Defender, Office of the Mental Health Advocate, Central Office, and the administration of the Conflict Division.*

Total Funds	\$7,844,759
Other Funds	\$340,000
Other Funds - Not Specifically Identified	\$340,000
State Funds	\$7,504,759
State General Funds	\$7,504,759

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$7,097,779	\$7,437,779
Reflect an adjustment in merit system assessments. (CC:Yes)	\$584	\$584
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$166,949	\$166,949
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$2,318	\$2,318
Reflect an adjustment in TeamWorks billings.	\$13,501	\$13,501
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$44,516	\$44,516
Reflect a change in the program purpose statement. (CC:Yes)	\$0	\$0
Reflect a change in the program name. (CC:Yes)	\$0	\$0
Increase funds to hire an additional trial team for the Georgia Capital Defender and assign the fact investigator to the Atlanta office. (CC:Yes; Increase funds to hire an additional fact investigator for the Atlanta office and reflect the additional trial team in the Public Defenders program.)	\$65,136	\$65,136
Increase funds for one additional attorney position for the Office of the Mental Health Advocate.	\$113,976	\$113,976
Amount appropriated in this Act	----- \$7,504,759	----- \$7,844,759

37.2. Public Defenders

*Purpose: The purpose of this appropriation is to assure that adequate and effective legal representation is provided, independently of political considerations or private interests, to indigent persons who are entitled to representation under this chapter; provided that staffing for circuits are based on O.C.G.A. 17-12; including providing representation to clients in cases where the Capital Defender or a circuit public defender has a conflict of interest.*

Total Funds	\$44,394,568
State Funds	\$44,394,568
State General Funds	\$44,394,568

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$40,923,986	\$40,923,986
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$978,931	\$978,931
Reflect an adjustment in merit system assessments. (CC:Yes)	\$3,425	\$3,425
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$6,390	\$6,390
Reflect an adjustment in TeamWorks billings.	\$1,302	\$1,302
Reflect a change in the program purpose statement. (CC:Yes)	\$0	\$0
Increase funds to annualize an additional assistant public defender position to reflect a new judgeship in the Western judicial circuit.	\$54,132	\$54,132
Increase funds to annualize a 5% salary enhancement to circuit public defender salaries and a \$6,000 accountability court supplement.	\$361,202	\$361,202
Increase funds to reflect an accountability court supplement for circuit public defenders for six newly established accountability courts in the following circuits: Cordele, Houston, Middle, Paulding, Rome, and Toombs.	\$55,829	\$55,829
Increase state funds for 20 additional juvenile public defenders. (CC:Increase state funds for 15 additional juvenile public defenders to maintain parity with assistant district attorneys and reflect staggered start dates. )	\$922,639	\$922,639
Increase funds to provide salary and operating expenses in accordance with the Cordele settlement agreement.	\$118,000	\$118,000
Increase funds to hire an additional trial team for the Georgia Capital Defender and assign the fact investigator to the Atlanta office. (CC:Increase funds to hire an additional trial team for the Georgia Capital Defender.)	\$350,065	\$350,065

Reduce funds to reflect savings associated with the purchase of new vehicles.	(\$163,715)	(\$163,715)
Increase funds for additional assistant public defender position to reflect a new judgeship in the Clayton judicial circuit per HB 804 (2016 Session). <i>(CC: Increase funds for additional assistant public defender position to reflect a new judgeship in the Clayton judicial circuit per HB 804 (2016 Session) and reflect January 1, 2017 start date.)</i>	\$41,006	\$41,006
Increase funds for personal services for recruitment, retention, and career advancement of assistant public defenders.	\$741,376	\$741,376
Amount appropriated in this Act	----- \$44,394,568	----- \$44,394,568

**Section 38: Public Health, Department of**

<b>Total Funds</b>	<b>\$671,753,606</b>
<b>Federal Funds and Grants</b>	<b>\$397,247,775</b>
Maternal and Child Health Services Block Grant (CFDA 93.994)	\$16,864,606
Medical Assistance Program (CFDA 93.778)	\$246,842
Preventive Health and Health Services Block Grant (CFDA 93.991)	\$2,403,579
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$10,404,529
Federal Funds Not Specifically Identified	\$367,328,219
<b>Other Funds</b>	<b>\$13,816,542</b>
Agency Funds	\$644,830
Other Funds - Not Specifically Identified	\$13,171,712
<b>State Funds</b>	<b>\$260,498,772</b>
Brain and Spinal Injury Trust Fund	\$1,325,935
State General Funds	\$245,454,977
Tobacco Settlement Funds	\$13,717,860
<b>Intra-State Government Transfers</b>	<b>\$190,517</b>
Other Intra-State Government Payments	\$190,517

**38.1. Adolescent and Adult Health Promotion**

*Purpose: The purpose of this appropriation is to provide education and services to promote the health and well-being of Georgians. Activities include preventing teenage pregnancies, tobacco use prevention, cancer screening and prevention, and family planning services.*

Total Funds	\$33,637,277
Federal Funds and Grants	\$19,467,781
Maternal and Child Health Services Block Grant (CFDA 93.994)	\$516,828
Preventive Health and Health Services Block Grant (CFDA 93.991)	\$149,000
Temporary Assistance for Needy Families Block Grant (CFDA 93.558)	\$10,404,529

Federal Funds Not Specifically Identified	\$8,397,424
Other Funds	\$745,000
Other Funds - Not Specifically Identified	\$745,000
State Funds	\$13,424,496
State General Funds	\$6,567,317
Tobacco Settlement Funds	\$6,857,179

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,643,994	\$30,856,775
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$23,597	\$23,597
Reflect an adjustment in merit system assessments. (CC:Yes)	\$220	\$220
Increase funds to provide for an additional salary increase for registered nurses to address recruitment and retention issues in the highest turnover job classes.	\$4,788	\$4,788
Eliminate one-time matching funds for the Georgiacancerinfo.org website. (CC:No)	\$0	\$0
Replace federal funds.	\$651,897	\$651,897
Provide funds for the Positive Alternatives for Pregnancy and Parenting Grant Program.	\$2,000,000	\$2,000,000
Increase funds for the Biomedical Prevention Clinic.	\$100,000	\$100,000
Amount appropriated in this Act	\$13,424,496	\$33,637,277

### 38.2. Adult Essential Health Treatment Services

*Purpose: The purpose of this appropriation is to provide treatment and services to low-income Georgians with cancer, and Georgians at risk of stroke or heart attacks.*

Total Funds	\$6,913,249
Federal Funds and Grants	\$300,000
Preventive Health and Health Services Block Grant (CFDA 93.991)	\$300,000
State Funds	\$6,613,249
Tobacco Settlement Funds	\$6,613,249

### 38.3. Departmental Administration

*Purpose: The purpose of this appropriation is to provide administrative support to all departmental programs.*

Total Funds	\$35,012,707
Federal Funds and Grants	\$8,312,856
Preventive Health and Health Services Block Grant (CFDA 93.991)	\$1,266,938
Federal Funds Not Specifically Identified	\$7,045,918
Other Funds	\$3,945,000

Other Funds - Not Specifically Identified	\$3,945,000
State Funds	\$22,564,334
State General Funds	\$22,432,539
Tobacco Settlement Funds	\$131,795
Intra-State Government Transfers	\$190,517
Other Intra-State Government Payments	\$190,517

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$22,381,455	\$34,829,828
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$138,646	\$138,646
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,296	\$1,296
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$144,672)	(\$144,672)
Reflect an adjustment in TeamWorks billings.	\$25,346	\$25,346
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$28,535	\$28,535
Increase funds to provide for an additional salary increase for registered nurses to address recruitment and retention issues in the highest turnover job classes.	\$11,532	\$11,532
Provide funds for telehealth maintenance and infrastructure.	\$122,196	\$122,196
Amount appropriated in this Act	----- \$22,564,334	----- \$35,012,707

**38.4. Emergency Preparedness/Trauma System Improvement**

*Purpose: The purpose of this appropriation is to prepare for natural disasters, bioterrorism, and other emergencies, as well as improving the capacity of the state's trauma system.*

Total Funds	\$26,448,431
Federal Funds and Grants	\$23,675,473
Maternal and Child Health Services Block Grant (CFDA 93.994)	\$350,000
Preventive Health and Health Services Block Grant (CFDA 93.991)	\$200,000
Federal Funds Not Specifically Identified	\$23,125,473
Other Funds	\$171,976
Other Funds - Not Specifically Identified	\$171,976
State Funds	\$2,600,982
State General Funds	\$2,600,982

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,584,725	\$26,432,174
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$16,106	\$16,106
Reflect an adjustment in merit system assessments. (CC:Yes)	\$151	\$151
Amount appropriated in this Act	----- \$2,600,982	----- \$26,448,431

### 38.5. Epidemiology

*Purpose: The purpose of this appropriation is to monitor, investigate, and respond to disease, injury, and other events of public health concern.*

Total Funds	\$11,515,091
Federal Funds and Grants	\$6,749,343
Preventive Health and Health Services Block Grant (CFDA 93.991)	\$196,750
Federal Funds Not Specifically Identified	\$6,552,593
Other Funds	\$25,156
Agency Funds	\$25,156
State Funds	\$4,740,592
State General Funds	\$4,624,955
Tobacco Settlement Funds	\$115,637

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,562,622	\$11,337,121
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$27,711	\$27,711
Reflect an adjustment in merit system assessments. (CC:Yes)	\$259	\$259
Increase funds for the Georgia Poison Center to support additional staffing needs.	\$150,000	\$150,000
Provide funds for the Georgia Poison Center for a telephone-based stroke support program for pre-hospital providers. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$4,740,592	----- \$11,515,091

### 38.6. Immunization

*Purpose: The purpose of this appropriation is to provide immunization, consultation, training, assessment, vaccines, and technical assistance.*

Total Funds	\$9,254,792
Federal Funds and Grants	\$2,061,486
Federal Funds Not Specifically Identified	\$2,061,486

Other Funds	\$4,649,702
Other Funds - Not Specifically Identified	\$4,649,702
State Funds	\$2,543,604
State General Funds	\$2,543,604

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,527,706	\$9,238,894
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$15,751	\$15,751
Reflect an adjustment in merit system assessments. (CC:Yes)	\$147	\$147
Amount appropriated in this Act	----- \$2,543,604	----- \$9,254,792

**38.7. Infant and Child Essential Health Treatment Services**

*Purpose: The purpose of this appropriation is to avoid unnecessary health problems in later life by providing comprehensive health services to infants and children.*

Total Funds	\$50,796,005
Federal Funds and Grants	\$24,082,186
Maternal and Child Health Services Block Grant (CFDA 93.994)	\$8,605,171
Medical Assistance Program (CFDA 93.778)	\$246,842
Preventive Health and Health Services Block Grant (CFDA 93.991)	\$132,509
Federal Funds Not Specifically Identified	\$15,097,664
Other Funds	\$3,618,978
Agency Funds	\$9,403
Other Funds - Not Specifically Identified	\$3,609,575
State Funds	\$23,094,841
State General Funds	\$23,094,841

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$21,122,570	\$47,487,526
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$131,623	\$131,623
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,230	\$1,230
Transfer the Maternal and Infant Early Childhood Home Visitation (MIECHV) grant from the Child Abuse and Neglect Prevention program in the Department of Human Services.	\$0	\$1,089,366
Provide funds for therapies for children with congenital	\$1,722,240	\$1,722,240

disorders pursuant to O.C.G.A. 31-12-6. (CC:Yes; Provide funds for therapies for individuals with congenital disorders pursuant to O.C.G.A. 31-12-6.)		
Eliminate one-time funds for the Georgia Comprehensive Sickle Cell Center. (CC:No)	\$0	\$0
Increase funds for the Medical College of Georgia Sickle Cell Center at Augusta University.	\$117,178	\$364,020
Amount appropriated in this Act	----- \$23,094,841	----- \$50,796,005

### 38.8. Infant and Child Health Promotion

*Purpose: The purpose of this appropriation is to provide education and services to promote health and nutrition for infants and children.*

Total Funds	\$276,610,061
Federal Funds and Grants	\$263,629,246
Maternal and Child Health Services Block Grant (CFDA 93.994)	\$7,392,607
Federal Funds Not Specifically Identified	\$256,236,639
Other Funds	\$86,587
Agency Funds	\$49,137
Other Funds - Not Specifically Identified	\$37,450
State Funds	\$12,894,228
State General Funds	\$12,894,228

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$12,838,479	\$276,554,312
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$80,001	\$80,001
Reflect an adjustment in merit system assessments. (CC:Yes)	\$748	\$748
Eliminate one-time funds for the Rally Foundation for Childhood Cancer Research.	(\$25,000)	(\$25,000)
Amount appropriated in this Act	----- \$12,894,228	----- \$276,610,061

### 38.9. Infectious Disease Control

*Purpose: The purpose of this appropriation is to ensure quality prevention and treatment of HIV/AIDS, sexually transmitted diseases, tuberculosis, and other infectious diseases.*

Total Funds	\$79,870,044
Federal Funds and Grants	\$47,927,661
Federal Funds Not Specifically Identified	\$47,927,661
Other Funds	\$13,009
Other Funds - Not Specifically Identified	\$13,009
State Funds	\$31,929,374
State General Funds	\$31,929,374



*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$31,696,391	\$79,637,061
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$197,512	\$197,512
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,846	\$1,846
Increase funds for an additional salary increase for registered nurses to address recruitment and retention issues in the highest turnover job classes.	\$33,625	\$33,625
Amount appropriated in this Act	----- \$31,929,374	----- \$79,870,044

**38.10. Inspections and Environmental Hazard Control**

*Purpose: The purpose of this appropriation is to detect and prevent environmental hazards, as well as providing inspection and enforcement of health regulations for food service establishments, sewage management facilities, and swimming pools.*

Total Funds	\$4,872,300
Federal Funds and Grants	\$511,063
Preventive Health and Health Services Block Grant (CFDA 93.991)	\$158,382
Federal Funds Not Specifically Identified	\$352,681
Other Funds	\$561,134
Agency Funds	\$561,134
State Funds	\$3,800,103
State General Funds	\$3,800,103

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,776,351	\$4,848,548
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$23,532	\$23,532
Reflect an adjustment in merit system assessments. (CC:Yes)	\$220	\$220
Amount appropriated in this Act	----- \$3,800,103	----- \$4,872,300

**38.11. Office for Children and Families**

*Purpose: The purpose of this appropriation is to enhance coordination and communication among providers and stakeholders of services to families.*

Total Funds	\$827,428
State Funds	\$827,428
State General Funds	\$827,428

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$0
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$2,923	\$2,923
Transfer funds for supporting Georgia's children and families from the Governor's Office for Children and Families.	\$824,505	\$824,505
Amount appropriated in this Act	----- \$827,428	----- \$827,428

### 38.12. Public Health Formula Grants to Counties

*Purpose: The purpose of this appropriation is to provide general grant-in-aid to county boards of health delivering local public health services.*

Total Funds	\$113,421,468
State Funds	\$113,421,468
State General Funds	\$113,421,468

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$100,343,948	\$100,343,948
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$7,300,606	\$7,300,606
Reflect an adjustment in merit system assessments. (CC:Yes)	\$5,844	\$5,844
Reflect an adjustment in TeamWorks billings.	\$29,812	\$29,812
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$138,060	\$138,060
Provide funds to complete the phase-in of the new general grant-in-aid formula to hold harmless all counties. (CC:Increase funds for the sixth year phase-in of the new grant-in-aid formula to hold harmless all counties.)	\$1,388,991	\$1,388,991
Increase funds to provide for an additional salary increase for registered nurses to address recruitment and retention issues in the highest turnover job classes.	\$3,687,332	\$3,687,332
Increase funds to provide for an additional salary increase for Licensed Practical Nurses to address recruitment and retention issues in the highest turnover job classes.	\$526,875	\$526,875
Amount appropriated in this Act	----- \$113,421,468	----- \$113,421,468

**38.13. Vital Records**

*Purpose: The purpose of this appropriation is to register, enter, archive and provide to the public in a timely manner vital records and associated documents.*

Total Funds	\$4,863,473
Federal Funds and Grants	\$530,680
Federal Funds Not Specifically Identified	\$530,680
State Funds	\$4,332,793
State General Funds	\$4,332,793

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,786,253	\$4,316,933
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$23,594	\$23,594
Reflect an adjustment in merit system assessments. (CC:Yes)	\$221	\$221
Provide funds for new Vital Records facility real estate rent.	\$522,725	\$522,725
Amount appropriated in this Act	----- \$4,332,793	----- \$4,863,473

**The following appropriations are for agencies attached for administrative purposes.**

**38.14. Brain and Spinal Injury Trust Fund**

*Purpose: The purpose of this appropriation is to provide disbursements from the Trust Fund to offset the costs of care and rehabilitative services to citizens of the state who have survived brain or spinal cord injuries.*

Total Funds	\$1,325,935
State Funds	\$1,325,935
Brain and Spinal Injury Trust Fund	\$1,325,935

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,458,567	\$1,458,567
Reduce funds to reflect FY 2015 collections.	(\$132,632)	(\$132,632)
Utilize prior year funds of \$132,632 to maintain budget at current level. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	----- \$1,325,935	----- \$1,325,935

**38.15. Georgia Trauma Care Network Commission**

*Purpose: The purpose of this appropriation is to establish, maintain, and administer a trauma center network, to coordinate the best use of existing trauma facilities and to direct patients to the best available facility for*

*treatment of traumatic injury, and to participate in the accountability mechanism for the entire Georgia trauma system, primarily overseeing the flow of funds for system improvement.*

Total Funds	\$16,385,345
State Funds	\$16,385,345
State General Funds	\$16,385,345

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$16,372,494	\$16,372,494
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$12,629	\$12,629
Reflect an adjustment in merit system assessments. (CC:Yes)	\$222	\$222
Amount appropriated in this Act	----- \$16,385,345	----- \$16,385,345

### **Section 39: Public Safety, Department of**

<b>Total Funds</b>	<b>\$205,389,941</b>
<b>Federal Funds and Grants</b>	<b>\$23,504,462</b>
Federal Funds Not Specifically Identified	\$23,504,462
<b>Other Funds</b>	<b>\$5,336,165</b>
Other Funds - Not Specifically Identified	\$5,336,165
<b>State Funds</b>	<b>\$153,241,247</b>
State General Funds	\$153,241,247
<b>Intra-State Government Transfers</b>	<b>\$23,308,067</b>
Other Intra-State Government Payments	\$23,308,067

#### **39.1. Aviation**

*Purpose: The purpose of this appropriation is to provide aerial support for search and rescue missions and search and apprehension missions in criminal pursuits within the State of Georgia; to provide transport flights to conduct state business, for emergency medical transport, and to support local and federal agencies in public safety efforts with aerial surveillance and observation.*

Total Funds	\$4,183,476
Federal Funds and Grants	\$10,034
Federal Funds Not Specifically Identified	\$10,034
Other Funds	\$100,000
Other Funds - Not Specifically Identified	\$100,000
State Funds	\$4,073,442
State General Funds	\$4,073,442

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,104,714	\$4,214,748
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$60,286	\$60,286
Reflect an adjustment in merit system assessments. (CC:Yes)	\$517	\$517
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$5,600	\$5,600
Reduce one-time funds for Perry airport hangar.	(\$150,000)	(\$150,000)
Provide additional funds to retain law enforcement officers.	\$52,325	\$52,325
Amount appropriated in this Act	----- \$4,073,442	----- \$4,183,476

**39.2. Capitol Police Services**

*Purpose: The purpose of this appropriation is to protect life and property in the Capitol Square area, enforce traffic regulations around the Capitol, monitor entrances of state buildings, screen packages and personal items of individuals entering state facilities, and provide general security for elected officials, government employees, and visitors to the Capitol.*

Total Funds	\$8,143,321
Intra-State Government Transfers	\$8,143,321
Other Intra-State Government Payments	\$8,143,321

**39.3. Departmental Administration**

*Purpose: The purpose of this appropriation is to work cooperatively with all levels of government to provide a safe environment for residents and visitors to our state.*

Total Funds	\$9,058,380
Federal Funds and Grants	\$5,571
Federal Funds Not Specifically Identified	\$5,571
Other Funds	\$3,510
Other Funds - Not Specifically Identified	\$3,510
State Funds	\$9,049,299
State General Funds	\$9,049,299

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,690,701	\$8,699,782
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$223,769	\$223,769

Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,921	\$1,921
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$24,442	\$24,442
Reflect an adjustment in TeamWorks billings.	\$11,710	\$11,710
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$78,000	\$78,000
Provide additional funds to retain law enforcement officers.	\$18,756	\$18,756
Amount appropriated in this Act	\$9,049,299	\$9,058,380

### 39.4. Field Offices and Services

*Purpose: The purpose of this appropriation is to provide enforcement for traffic and criminal laws through the Department of Public Safety's Uniform Division, and support a variety of specialized teams and offices, which include the Motorcycle Unit, Criminal Interdiction Unit, the Crisis Negotiations Team, the Special Projects Adjutant Office, Headquarters Adjutant Office, Special Investigations Office, the Special Weapons and Tactics (SWAT) Unit, and the Training Unit.*

Total Funds	\$120,000,024
Federal Funds and Grants	\$1,888,148
Federal Funds Not Specifically Identified	\$1,888,148
Other Funds	\$850,000
Other Funds - Not Specifically Identified	\$850,000
State Funds	\$109,563,168
State General Funds	\$109,563,168
Intra-State Government Transfers	\$7,698,708
Other Intra-State Government Payments	\$7,698,708

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$101,817,527	\$112,254,383
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$2,598,043	\$2,598,043
Reflect an adjustment in merit system assessments. (CC:Yes)	\$22,298	\$22,298
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$339,557	\$339,557
Reflect an adjustment in TeamWorks billings.	\$13,964	\$13,964
Increase funds for a 50 man trooper school.	\$2,844,172	\$2,844,172
Provide additional funds to retain law enforcement	\$1,927,607	\$1,927,607

officers.	-----	
Amount appropriated in this Act	\$109,563,168	\$120,000,024

**39.5. Motor Carrier Compliance**

*Purpose: The purpose of this appropriation is to provide inspection, regulation, and enforcement for size, weight, and safety standards as well as traffic and criminal laws for commercial motor carriers, limousines, non-consensual tow trucks, household goods movers, all buses, and large passenger vehicles as well as providing High Occupancy Vehicle and High Occupancy Toll lane use restriction enforcement.*

Total Funds	\$18,478,095
Federal Funds and Grants	\$2,627,825
Federal Funds Not Specifically Identified	\$2,627,825
Other Funds	\$2,703,467
Other Funds - Not Specifically Identified	\$2,703,467
State Funds	\$10,960,734
State General Funds	\$10,960,734
Intra-State Government Transfers	\$2,186,069
Other Intra-State Government Payments	\$2,186,069

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$10,073,561	\$17,590,922
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$309,243	\$309,243
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,654	\$2,654
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$73,487	\$73,487
Provide additional funds to retain law enforcement officers.	\$501,789	\$501,789
Amount appropriated in this Act	----- \$10,960,734	----- \$18,478,095

**The following appropriations are for agencies attached for administrative purposes.**

**39.6. Firefighter Standards and Training Council**

*Purpose: The purpose of this appropriation is to provide professionally trained, competent, and ethical firefighters with the proper equipment and facilities to ensure a fire-safe environment for Georgia citizens, and establish professional standards for fire service training including consulting, testing, and certification of Georgia firefighters.*

Total Funds	\$775,748
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State Funds	\$775,748
State General Funds	\$775,748

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$695,864	\$695,864
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$12,055	\$12,055
Reflect an adjustment in merit system assessments. (CC:Yes)	\$68	\$68
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$2,239)	(\$2,239)
Increase funds for one compliance and evaluation position.	\$70,000	\$70,000
Use existing funds for IT and other operating costs. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	----- \$775,748	----- \$775,748

### 39.7. Office of Highway Safety

*Purpose: The purpose of this appropriation is to educate the public on highway safety issues, and facilitate the implementation of programs to reduce crashes, injuries, and fatalities on Georgia roadways.*

Total Funds	\$21,954,241
Federal Funds and Grants	\$17,912,078
Federal Funds Not Specifically Identified	\$17,912,078
Other Funds	\$337,102
Other Funds - Not Specifically Identified	\$337,102
State Funds	\$3,505,881
State General Funds	\$3,505,881
Intra-State Government Transfers	\$199,180
Other Intra-State Government Payments	\$199,180

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,494,886	\$21,943,246
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$11,355	\$11,355
Reflect an adjustment in merit system assessments. (CC:Yes)	\$102	\$102
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$462)	(\$462)
Amount appropriated in this Act	----- \$3,505,881	----- \$21,954,241



**39.8. Peace Officer Standards and Training Council**

*Purpose: The purpose of this appropriation is to set standards for the law enforcement community; ensure adequate training at the highest level for all of Georgia’s law enforcement officers and public safety professionals; and, certify individuals when all requirements are met. Investigate officers and public safety professionals when an allegation of unethical and/or illegal conduct is made, and sanction these individuals by disciplining officers and public safety professionals when necessary.*

Total Funds	\$2,991,658
State Funds	\$2,991,658
State General Funds	\$2,991,658

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,904,319	\$2,904,319
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$68,754	\$68,754
Reflect an adjustment in merit system assessments. (CC:Yes)	\$737	\$737
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$8,152)	(\$8,152)
Increase funds for one curriculum development position. (CC:Increase funds for stipends for curriculum development by subject area experts.)	\$50,000	\$50,000
Reduce funds for one-time funding for the purchase of one vehicle.	(\$24,000)	(\$24,000)
Amount appropriated in this Act	----- \$2,991,658	----- \$2,991,658

**39.9. Public Safety Training Center**

*Purpose: The purpose of this appropriation is to develop, deliver, and facilitate training that results in professional and competent public safety services for the people of Georgia.*

Total Funds	\$19,804,998
Federal Funds and Grants	\$1,060,806
Federal Funds Not Specifically Identified	\$1,060,806
Other Funds	\$1,342,086
Other Funds - Not Specifically Identified	\$1,342,086
State Funds	\$12,321,317
State General Funds	\$12,321,317
Intra-State Government Transfers	\$5,080,789
Other Intra-State Government Payments	\$5,080,789

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>
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	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$11,743,950	\$19,227,631
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$275,332	\$275,332
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,108	\$2,108
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$10,753)	(\$10,753)
Increase funds for training courses at the Fire Academy.	\$240,000	\$240,000
Increase funds for operating expenses at the Columbia County and Rome academies.	\$70,680	\$70,680
Amount appropriated in this Act	----- \$12,321,317	----- \$19,804,998

### **Section 40: Public Service Commission**

<b>Total Funds</b>	<b>\$10,462,923</b>
<b>Federal Funds and Grants</b>	<b>\$1,343,100</b>
Federal Funds Not Specifically Identified	\$1,343,100
<b>State Funds</b>	<b>\$9,119,823</b>
State General Funds	\$9,119,823

#### **40.1. Commission Administration**

*Purpose: The purpose of this appropriation is to assist the Commissioners and staff in achieving the agency's goals.*

Total Funds	\$1,573,430
Federal Funds and Grants	\$83,500
Federal Funds Not Specifically Identified	\$83,500
State Funds	\$1,489,930
State General Funds	\$1,489,930

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,299,406	\$1,382,906
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$32,028	\$32,028
Reflect an adjustment in merit system assessments. (CC:Yes)	\$339	\$339
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$22)	(\$22)
Reflect an adjustment in TeamWorks billings.	\$148	\$148
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to	\$5,129	\$5,129

provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)		
Provide funds for one operations support analyst.	\$113,977	\$113,977
Retain one-time funds for information technology. (CC:Yes)	\$0	\$0
Provide increased funds for travel expenses.	\$38,925	\$38,925
Amount appropriated in this Act	\$1,489,930	\$1,573,430

**40.2. Facility Protection**

*Purpose: The purpose of this appropriation is to enforce state and federal regulations pertaining to buried utility facility infrastructure and to promote safety through training and inspections.*

Total Funds	\$2,328,664
Federal Funds and Grants	\$1,231,100
Federal Funds Not Specifically Identified	\$1,231,100
State Funds	\$1,097,564
State General Funds	\$1,097,564

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,048,728	\$2,279,828
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$50,656	\$50,656
Reflect an adjustment in merit system assessments. (CC:Yes)	\$536	\$536
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$2,653)	(\$2,653)
Reflect an adjustment in TeamWorks billings.	\$297	\$297
Amount appropriated in this Act	\$1,097,564	\$2,328,664

**40.3. Utilities Regulation**

*Purpose: The purpose of this appropriation is to monitor the rates and service standards of electric, natural gas, and telecommunications companies, approve supply plans for electric and natural gas companies, monitor utility system and telecommunications network planning, arbitrate complaints among competitors, provide consumer protection and education, and certify competitive natural gas and telecommunications providers.*

Total Funds	\$6,560,829
Federal Funds and Grants	\$28,500
Federal Funds Not Specifically Identified	\$28,500
State Funds	\$6,532,329
State General Funds	\$6,532,329

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$6,134,264	\$6,162,764
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$144,153	\$144,153
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,526	\$1,526
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$688)	(\$688)
Reflect an adjustment in TeamWorks billings.	\$697	\$697
Provide funds for three utilities analysts (\$317,507) and increase funds for the recruitment of one engineer analyst (\$40,706). (CC:Provide funds for two utilities analysts (\$211,671) and increase funds for the recruitment of one engineer analyst (\$40,706). )	\$252,377	\$252,377
Amount appropriated in this Act	----- \$6,532,329	----- \$6,560,829

#### **Section 41: Regents, University System of Georgia**

<b>Total Funds</b>	<b>\$7,233,448,837</b>
<b>Other Funds</b>	<b>\$5,087,746,763</b>
Agency Funds	\$2,893,701,537
Other Funds - Not Specifically Identified	\$5,125,814
Records Center Storage Fee	\$606,000
Research Funds	\$2,188,313,412
<b>State Funds</b>	<b>\$2,145,702,074</b>
State General Funds	\$2,145,702,074

#### **41.1. Agricultural Experiment Station**

*Purpose: The purpose of this appropriation is to improve production, processing, new product development, food safety, storage, and marketing to increase profitability and global competitiveness of Georgia's agribusiness.*

Total Funds	\$76,316,106
Other Funds	\$37,552,919
Agency Funds	\$15,552,919
Research Funds	\$22,000,000
State Funds	\$38,763,187
State General Funds	\$38,763,187

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$38,494,527	\$76,047,446

Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$755,160	\$755,160
Transfer funds to reflect shared costs of positions to the Cooperative Extension Service program.	(\$738,500)	(\$738,500)
Provide funds for a ruminant nutritionist (\$168,000) and a row crop physiologist (\$168,000). (CC:Provide funds for a ruminant nutritionist (\$168,000) and a row crop physiologist (\$168,000) and reflect staggered start dates.)	\$252,000	\$252,000
Amount appropriated in this Act	\$38,763,187	\$76,316,106

**41.2. Athens/Tifton Vet Laboratories**

*Purpose: The purpose of this appropriation is to provide diagnostic services, educational outreach, and consultation for veterinarians and animal owners to ensure the safety of Georgia's food supply and the health of Georgia's production, equine, and companion animals.*

Total Funds	\$5,785,273
Other Funds	\$5,785,273
Agency Funds	\$5,410,273
Research Funds	\$375,000

**41.3. Cooperative Extension Service**

*Purpose: The purpose of this appropriation is to provide training, educational programs, and outreach to Georgians in agricultural, horticultural, food, and family and consumer sciences, and to manage the 4-H youth program for the state.*

Total Funds	\$66,164,828
Other Funds	\$31,333,929
Agency Funds	\$21,333,929
Research Funds	\$10,000,000
State Funds	\$34,830,899
State General Funds	\$34,830,899

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$32,287,418	\$63,621,347
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$706,981	\$706,981
Transfer funds to reflect shared costs of positions from the Agricultural Experiment Station program.	\$738,500	\$738,500
Provide funds for a viticulturist (\$168,000), a grain crop agronomist (\$168,000) and a vegetable pathologist (\$168,000). (CC:Provide funds for a viticulturist (\$168,000), a grain crop agronomist (\$168,000) and a vegetable pathologist (\$168,000) and reflect staggered	\$378,000	\$378,000

<i>start dates.)</i>		
Increase funds for personnel for 12 extension agents. <i>(CC:Increase funds for personnel for 12 extension agents.)</i>	\$720,000	\$720,000
Amount appropriated in this Act	----- \$34,830,899	----- \$66,164,828

#### 41.4. Enterprise Innovation Institute

*Purpose: The purpose of this appropriation is to advise Georgia manufacturers, entrepreneurs, and government officials on best business practices and technology-driven economic development, and to provide the state share to federal incentive and assistance programs for entrepreneurs and innovative businesses.*

Total Funds	\$30,242,678
Other Funds	\$10,900,000
Agency Funds	\$10,900,000
State Funds	\$19,342,678
State General Funds	\$19,342,678

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,590,935	\$19,490,935
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$163,600	\$163,600
Increase funds for Invest Georgia and the Advanced Technology Development Center.	\$10,588,143	\$10,588,143
Amount appropriated in this Act	----- \$19,342,678	----- \$30,242,678

#### 41.5. Forestry Cooperative Extension

*Purpose: The purpose of this appropriation is to provide funding for faculty to support instruction and outreach about conservation and sustainable management of forests and other natural resources.*

Total Funds	\$1,429,890
Other Funds	\$575,988
Agency Funds	\$100,000
Research Funds	\$475,988
State Funds	\$853,902
State General Funds	\$853,902

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$810,431	\$1,386,419
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$13,471	\$13,471

Provide funds for travel and operations for extension agents.	\$30,000	\$30,000
Amount appropriated in this Act	----- \$853,902	----- \$1,429,890

**41.6. Forestry Research**

*Purpose: The purpose of this appropriation is to conduct research about economically and environmentally sound forest resources management and to assist non-industrial forest landowners and natural resources professionals in complying with state and federal regulations.*

Total Funds	\$12,975,989
Other Funds	\$10,250,426
Agency Funds	\$590,634
Other Funds - Not Specifically Identified	\$659,792
Research Funds	\$9,000,000
State Funds	\$2,725,563
State General Funds	\$2,725,563

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,660,386	\$12,910,812
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$65,177	\$65,177
Amount appropriated in this Act	----- \$2,725,563	----- \$12,975,989

**41.7. Georgia Archives**

*Purpose: The purpose of this appropriation is to maintain the state's archives; document and interpret the history of the Georgia State Capitol building; and assist State Agencies with adequately documenting their activities, administering their records management programs, scheduling their records, and transferring their non-current records to the State Records Center.*

Total Funds	\$5,560,610
Other Funds	\$882,473
Agency Funds	\$276,473
Records Center Storage Fee	\$606,000
State Funds	\$4,678,137
State General Funds	\$4,678,137

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,646,252	\$5,528,725
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$31,885	\$31,885

Amount appropriated in this Act	\$4,678,137	\$5,560,610
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#### 41.8. Georgia Radiation Therapy Center

*Purpose: The purpose of this appropriation is to provide care and treatment for cancer patients and to administer baccalaureate programs in Medical Dosimetry and Radiation Therapy.*

Total Funds	\$4,466,022
Other Funds	\$4,466,022
Other Funds - Not Specifically Identified	\$4,466,022

#### 41.9. Georgia Research Alliance

*Purpose: The purpose of this appropriation is to expand research and commercialization capacity in public and private universities in Georgia to launch new companies and create jobs.*

Total Funds	\$5,097,451
State Funds	\$5,097,451
State General Funds	\$5,097,451

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$0
Transfer funds for the Georgia Research Alliance from the Public Service/Special Funding Initiatives program.	\$5,097,451	\$5,097,451
Amount appropriated in this Act	\$5,097,451	\$5,097,451

#### 41.10. Georgia Tech Research Institute

*Purpose: The purpose of this appropriation is to provide funding to laboratories and research centers affiliated with the Georgia Institute of Technology whose scientific, engineering, industrial, or policy research promotes economic development, health, and safety in Georgia.*

Total Funds	\$367,562,410
Other Funds	\$361,751,431
Research Funds	\$361,751,431
State Funds	\$5,810,979
State General Funds	\$5,810,979

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$5,694,440	\$367,445,871
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$116,539	\$116,539
Amount appropriated in this Act	\$5,810,979	\$367,562,410



41.11. Marine Institute

*Purpose: The purpose of this appropriation is to support research on coastal processes involving the unique ecosystems of the Georgia coastline and to provide access and facilities for graduate and undergraduate classes to conduct field research on the Georgia coast.*

Total Funds	\$1,428,336
Other Funds	\$486,281
Agency Funds	\$118,633
Research Funds	\$367,648
State Funds	\$942,055
State General Funds	\$942,055

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$926,998	\$1,413,279
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$15,057	\$15,057
Amount appropriated in this Act	----- \$942,055	----- \$1,428,336

41.12. Marine Resources Extension Center

*Purpose: The purpose of this appropriation is to fund outreach, education, and research to enhance coastal environmental and economic sustainability.*

Total Funds	\$2,613,351
Other Funds	\$1,345,529
Agency Funds	\$745,529
Research Funds	\$600,000
State Funds	\$1,267,822
State General Funds	\$1,267,822

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,243,709	\$2,589,238
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$24,113	\$24,113
Provide funds for personal services and operations. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$1,267,822	----- \$2,613,351

41.13. Medical College of Georgia Hospital and Clinics

*Purpose: The purpose of this appropriation is to provide medical education and patient care, including ambulatory, trauma, cancer, neonatal intensive, and emergency and express care.*

Total Funds	\$29,838,518
State Funds	\$29,838,518
State General Funds	\$29,838,518

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$28,840,775	\$28,840,775
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$797,743	\$797,743
Provide funds for a new re-entry into obstetrics program for OB/GYN physicians licensed in Georgia and practicing in underserved areas. (CC:Yes; Provide funds for a obstetrics recertification program for OB/GYN physicians licensed in Georgia and practicing in underserved areas.)	\$200,000	\$200,000
Amount appropriated in this Act	----- \$29,838,518	----- \$29,838,518

#### 41.14. Public Libraries

*Purpose: The purpose of this appropriation is to award grants from the Public Library Fund, promote literacy, and provide library services that facilitate access to information for all Georgians regardless of geographic location or special needs.*

Total Funds	\$41,430,555
Other Funds	\$5,222,400
Agency Funds	\$5,222,400
State Funds	\$36,208,155
State General Funds	\$36,208,155

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$32,869,520	\$38,091,920
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$670,421	\$670,421
Increase funds for public library materials to 35 cents per capita. (CC:Increase funds for public library materials to 25 cents per capita.)	\$2,668,214	\$2,668,214
Amount appropriated in this Act	----- \$36,208,155	----- \$41,430,555

#### 41.15. Public Service/Special Funding Initiatives

*Purpose: The purpose of this appropriation is to fund leadership, service, and education initiatives that require funding beyond what is provided by formula.*

Total Funds	\$23,059,638
State Funds	\$23,059,638
State General Funds	\$23,059,638

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$32,691,972	\$32,691,972
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$451,075	\$451,075
Transfer funds for the Fort Valley State University Land Grant match to the Teaching program.	(\$3,725,725)	(\$3,725,725)
Transfer funds for 72 new residency slots in primary care medicine to the Georgia Board for Physician Workforce: Graduate Medical Education program in the Department of Community Health.	(\$1,138,075)	(\$1,138,075)
Eliminate tobacco settlement funds for the Georgia Research Alliance.	(\$247,158)	(\$247,158)
Transfer funds to the Georgia Research Alliance program.	(\$5,097,451)	(\$5,097,451)
Increase funds for the Georgia Youth Science and Technology Center.	\$125,000	\$125,000
Increase funds for a legislative commission on government structure. (CC:Reflect in the Teaching program.)	\$0	\$0
Amount appropriated in this Act	----- \$23,059,638	----- \$23,059,638

**41.16. Regents Central Office**

*Purpose: The purpose of this appropriation is to provide administrative support to institutions of the University System of Georgia and to fund membership in the Southern Regional Education Board.*

Total Funds	\$12,063,606
State Funds	\$12,063,606
State General Funds	\$12,063,606

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$11,894,954	\$11,894,954
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$107,723	\$107,723
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$14,854	\$14,854
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$8,635	\$8,635
Increase funds for the Southern Regional Education Board to reflect FY 2017 dues and contract amounts.	\$37,440	\$37,440

Amount appropriated in this Act	\$12,063,606	\$12,063,606
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#### 41.17. Skidaway Institute of Oceanography

*Purpose: The purpose of this appropriation is to fund research and educational programs regarding marine and ocean science and aquatic environments.*

Total Funds	\$5,098,197
Other Funds	\$3,800,620
Agency Funds	\$1,050,000
Research Funds	\$2,750,620
State Funds	\$1,297,577
State General Funds	\$1,297,577

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,273,178	\$5,073,798
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$24,399	\$24,399
Amount appropriated in this Act	----- \$1,297,577	----- \$5,098,197

#### 41.18. Teaching

*Purpose: The purpose of this appropriation is to provide funds to the Board of Regents for annual allocations to University System of Georgia institutions for student instruction and to establish and operate other initiatives that promote, support, or extend student learning.*

Total Funds	\$6,504,348,822
Other Funds	\$4,598,893,472
Agency Funds	\$2,817,900,747
Research Funds	\$1,780,992,725
State Funds	\$1,905,455,350
State General Funds	\$1,905,455,350

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,795,857,875	\$6,394,751,347
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$55,532,540	\$55,532,540
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$326,551)	(\$326,551)
Transfer funds for the Fort Valley State University Land Grant match from the Public Service/Special Funding Initiatives program.	\$3,725,725	\$3,725,725

Increase funds to reflect the change in enrollment and square footage at University System of Georgia institutions.	\$43,516,661	\$43,516,661
Reduce funds for Georgia Gwinnett College (GGC) to reflect year three of the seven year plan to eliminate the GGC Special Funding Initiative.	(\$1,375,000)	(\$1,375,000)
Increase funds for the Military Academic and Training Center in Warner Robins.	\$538,100	\$538,100
Increase funds for a legislative commission on government structure.	\$25,000	\$25,000
Provide \$8,000,000 for facility major improvements and renovations, statewide.	\$8,000,000	\$8,000,000
Reduce funds for one-time expenditures.	(\$39,000)	(\$39,000)
Amount appropriated in this Act	\$1,905,455,350	\$6,504,348,822

**41.19. Veterinary Medicine Experiment Station**

*Purpose: The purpose of this appropriation is to coordinate and conduct research at the University of Georgia on animal disease problems of present and potential concern to Georgia's livestock and poultry industries and to provide training and education in disease research, surveillance, and intervention.*

Total Funds	\$2,707,032
State Funds	\$2,707,032
State General Funds	\$2,707,032

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,649,796	\$2,649,796
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$57,236	\$57,236
Amount appropriated in this Act	\$2,707,032	\$2,707,032

**41.20. Veterinary Medicine Teaching Hospital**

*Purpose: The purpose of this appropriation is to provide clinical instruction for veterinary medicine students, support research that enhances the health and welfare of production and companion animals in Georgia, and address the shortage of veterinarians in Georgia and the nation.*

Total Funds	\$14,927,418
Other Funds	\$14,500,000
Agency Funds	\$14,500,000
State Funds	\$427,418
State General Funds	\$427,418

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$417,163	\$14,917,163

amended		
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$10,255	\$10,255
Amount appropriated in this Act	----- \$427,418	----- \$14,927,418

**The following appropriations are for agencies attached for administrative purposes.**

**41.21. Payments to Georgia Military College**

*Purpose: The purpose of this appropriation is to provide quality basic education funding for grades six through twelve at Georgia Military College's Junior Military College and preparatory school.*

Total Funds	\$5,178,401
State Funds	\$5,178,401
State General Funds	\$5,178,401

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,547,852	\$3,547,852
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$81,470	\$81,470
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$109,248)	(\$109,248)
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$136	\$136
Increase funds for enrollment growth and training and experience at the Georgia Military College Preparatory School.	\$158,191	\$158,191
Eliminate one-time funds for the design of the Jenkins Hall renovation.	(\$500,000)	(\$500,000)
Provide funds for student services. (CC:Provide funds for student services and institute a joint Appropriations study committee on Georgia Military College funding structure.)	\$2,000,000	\$2,000,000
Amount appropriated in this Act	----- \$5,178,401	----- \$5,178,401

**41.22. Payments to Georgia Public Telecommunications Commission**

*Purpose: The purpose of this appropriation is to create, produce, and distribute high quality programs and services that educate, inform, and entertain audiences, and enrich the quality of their lives.*

Total Funds	\$15,153,706
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State Funds \$15,153,706  
 State General Funds \$15,153,706

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$14,997,510	\$14,997,510
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$177,008	\$177,008
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,716	\$1,716
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$21,253)	(\$21,253)
Reflect an adjustment in TeamWorks billings.	(\$1,275)	(\$1,275)
Amount appropriated in this Act	\$15,153,706	\$15,153,706

**Section 42: Revenue, Department of**

<b>Total Funds</b>	<b>\$184,551,906</b>
<b>Federal Funds and Grants</b>	<b>\$819,087</b>
Prevention and Treatment of Substance Abuse Block Grant (CFDA 93.959)	\$251,507
Federal Funds Not Specifically Identified	\$567,580
<b>State Funds</b>	<b>\$183,732,819</b>
State General Funds	\$183,299,036
Tobacco Settlement Funds	\$433,783

**42.1. Departmental Administration**

*Purpose: The purpose of this appropriation is to administer and enforce the tax laws of the State of Georgia and provide general support services to the operating programs of the Department of Revenue.*

Total Funds	\$14,043,662
State Funds	\$14,043,662
State General Funds	\$14,043,662

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,113,036	\$8,113,036
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$285,794	\$285,794
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,142	\$2,142
Reflect an adjustment to agency premiums for Department of Administrative Services administered	\$5,094	\$5,094

self insurance programs.		
Reflect an adjustment in TeamWorks billings.	\$3,119	\$3,119
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$49,664	\$49,664
Redistribute funds to properly align budget to expenditures.	\$1,641,502	\$1,641,502
Transfer funds from the Technology Support Services program to properly reflect information technology expenses in the programs utilizing those systems.	\$3,301,898	\$3,301,898
Transfer nine positions and operating expenses for facilities and mailroom operations from the Office of Special Investigations program.	\$641,413	\$641,413
Amount appropriated in this Act	\$14,043,662	\$14,043,662

#### 42.2. Forestland Protection Grants

*Purpose: The purpose of this appropriation is to provide reimbursement for preferential assessment of qualifying conservation use forestland to counties, municipalities, and school districts pursuant to O.C.G.A. 48-5A-2, the Forestland Protection Act, created by HB 1211 and HB 1276 during the 2008 legislative session.*

Total Funds	\$14,072,351
State Funds	\$14,072,351
State General Funds	\$14,072,351

#### 42.3. Fraud Detection and Prevention

*Purpose: The purpose of this program is to identify and prevent tax fraud and protect Georgia citizens from identity theft through the use of fraud analytical tools.*

Total Funds \$0

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,250,000	\$1,250,000
Transfer funds for the fraud detection and prevention contract to the Office of Special Investigations program.	(\$1,250,000)	(\$1,250,000)
Amount appropriated in this Act	\$0	\$0

#### 42.4. Industry Regulation

*Purpose: The purpose of this appropriation is to provide regulation of the distribution, sale, and consumption of alcoholic beverages and tobacco products, and conduct checkpoints in areas where reports indicate the use of dyed fuels in on-road vehicles.*

Total Funds	\$7,439,837
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Federal Funds and Grants	\$371,507
Prevention and Treatment of Substance Abuse Block Grant (CFDA 93.959)	\$251,507
Federal Funds Not Specifically Identified	\$120,000
State Funds	\$7,068,330
State General Funds	\$6,634,547
Tobacco Settlement Funds	\$433,783

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$6,048,349	\$6,419,856
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$123,247	\$123,247
Reflect an adjustment in merit system assessments. (CC:Yes)	\$923	\$923
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$4,681	\$4,681
Redistribute funds to properly align budget to expenditures.	\$820,155	\$820,155
Transfer funds from the Technology Support Services program to properly reflect information technology expenses in the programs utilizing those systems.	\$70,975	\$70,975
Amount appropriated in this Act	----- \$7,068,330	----- \$7,439,837

**42.5. Local Government Services**

*Purpose: The purpose of this appropriation is to assist local tax officials with the administration of state tax laws and administer the unclaimed property unit.*

Total Funds	\$4,843,578
State Funds	\$4,843,578
State General Funds	\$4,843,578

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,873,457	\$4,873,457
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$96,158	\$96,158
Reflect an adjustment in merit system assessments. (CC:Yes)	\$721	\$721
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$2,797	\$2,797
Redistribute funds to properly align budget to expenditures.	(\$168,177)	(\$168,177)

Transfer funds from the Technology Support Services program to properly reflect information technology expenses in the programs utilizing those systems.	\$38,622	\$38,622
Amount appropriated in this Act	\$4,843,578	\$4,843,578

#### 42.6. Local Tax Officials Retirement and FICA

*Purpose: The purpose of this appropriation is to provide state retirement benefits and employer share of FICA to local tax officials.*

Total Funds	\$11,492,977
State Funds	\$11,492,977
State General Funds	\$11,492,977

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$13,011,424	\$13,011,424
Reduce funds to align budget with projected expenditures.	(\$1,518,447)	(\$1,518,447)
Amount appropriated in this Act	\$11,492,977	\$11,492,977

#### 42.7. Motor Vehicle Registration and Titling

*Purpose: The purpose of this appropriation is to establish motor vehicle ownership by maintaining title and registration records and validate rebuilt vehicles for road-worthiness for new title issuance.*

Total Funds	\$32,734,603
State Funds	\$32,734,603
State General Funds	\$32,734,603

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$19,566,913	\$19,566,913
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$222,196	\$222,196
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,665	\$1,665
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$9,563	\$9,563
Redistribute funds to properly align budget to expenditures.	\$9,552,397	\$9,552,397
Transfer funds from the Technology Support Services program to properly reflect information technology expenses in the programs utilizing those systems.	\$3,381,869	\$3,381,869
Amount appropriated in this Act	\$32,734,603	\$32,734,603

42.8. Office of Special Investigations

*Purpose: The purpose of this appropriation is to investigate fraudulent taxpayer and criminal activities involving department efforts.*

Total Funds	\$5,999,876
State Funds	\$5,999,876
State General Funds	\$5,999,876

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,955,313	\$3,955,313
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$110,142	\$110,142
Reflect an adjustment in merit system assessments. (CC:Yes)	\$826	\$826
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$2,561	\$2,561
Redistribute funds to properly align budget to expenditures.	\$1,280,261	\$1,280,261
Transfer funds from the Technology Support Services program to properly reflect information technology expenses in the programs utilizing those systems.	\$42,186	\$42,186
Transfer nine positions and operating expenses for facilities and mailroom operations to the Administration program.	(\$641,413)	(\$641,413)
Transfer funds for the fraud detection and prevention contract from the Fraud Detection and Prevention program.	\$1,250,000	\$1,250,000
Amount appropriated in this Act	----- \$5,999,876	----- \$5,999,876

42.9. Revenue Processing

*Purpose: The purpose of this appropriation is to ensure that all tax payments are received, credited, and deposited according to sound business practices and the law, and to ensure that all tax returns are reviewed and recorded to accurately update taxpayer information.*

Total Funds	\$15,279,993
State Funds	\$15,279,993
State General Funds	\$15,279,993

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$13,613,917	\$13,613,917
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$168,711	\$168,711
Reflect an adjustment in merit system assessments.	\$1,264	\$1,264

<i>(CC:Yes)</i>		
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$6,424	\$6,424
Redistribute funds to properly align budget to expenditures.	(\$317,180)	(\$317,180)
Transfer funds from the Technology Support Services program to properly reflect information technology expenses in the programs utilizing those systems.	\$1,806,857	\$1,806,857
Amount appropriated in this Act	----- \$15,279,993	----- \$15,279,993

**42.10. Tax Compliance**

*Purpose: The purpose of this appropriation is to audit tax accounts, ensure compliance, and collect on delinquent accounts.*

Total Funds	\$59,493,703
Federal Funds and Grants	\$222,000
Federal Funds Not Specifically Identified	\$222,000
State Funds	\$59,271,703
State General Funds	\$59,271,703

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$54,604,522	\$54,826,522
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$952,388	\$952,388
Reflect an adjustment in merit system assessments.	\$7,136	\$7,136
<i>(CC:Yes)</i>		
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$32,032	\$32,032
Increase funds for telecommunications to meet projected need.	\$1,518,447	\$1,518,447
Redistribute funds to properly align budget to expenditures.	(\$2,026,593)	(\$2,026,593)
Transfer funds from the Technology Support Services program to properly reflect information technology expenses in the programs utilizing those systems.	\$4,226,271	\$4,226,271
Reduce funds for start-up costs for Tax Compliance pilot project.	(\$42,500)	(\$42,500)
Amount appropriated in this Act	----- \$59,271,703	----- \$59,493,703

**42.11. Tax Policy**

*Purpose: The purpose of this appropriation is to conduct all administrative appeals of tax assessments; draft regulations for taxes collected by the department; support the State Board of Equalization; and draft letter rulings and provide research and analysis related to all tax law and policy inquiries.*

Total Funds	\$4,240,945
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State Funds \$4,240,945  
 State General Funds \$4,240,945

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,127,866	\$3,127,866
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$116,390	\$116,390
Reflect an adjustment in merit system assessments. (CC:Yes)	\$872	\$872
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$1,257	\$1,257
Redistribute funds to properly align budget to expenditures.	\$800,806	\$800,806
Transfer funds from the Technology Support Services program to properly reflect information technology expenses in the programs utilizing those systems.	\$193,754	\$193,754
Amount appropriated in this Act	----- \$4,240,945	----- \$4,240,945

**42.12. Taxpayer Services**

*Purpose: The purpose of this appropriation is to provide assistance to customer inquiries about the administration of individual income tax, sales and use tax, withholding tax, corporate tax, motor fuel and motor carrier taxes, and all registration functions.*

Total Funds \$14,910,381  
 Federal Funds and Grants \$225,580  
 Federal Funds Not Specifically Identified \$225,580  
 State Funds \$14,684,801  
 State General Funds \$14,684,801

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$13,726,342	\$13,951,922
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$272,977	\$272,977
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,045	\$2,045
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$7,444	\$7,444
Reflect a change in the program name. (CC:Yes)	\$0	\$0
Redistribute funds to properly align budget to expenditures.	(\$224,954)	(\$224,954)
Transfer funds from the Technology Support Services	\$900,947	\$900,947

program to properly reflect information technology expenses in the programs utilizing those systems.		
Amount appropriated in this Act	-----	-----
	\$14,684,801	\$14,910,381

**42.13. Technology Support Services**

*Purpose: The purpose of this appropriation is to support the department in information technology and provide electronic filing services to taxpayers.*

Total Funds \$0

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$25,321,596	\$25,321,596
Redistribute funds to properly align budget to expenditures.	(\$11,358,217)	(\$11,358,217)
Transfer funds from the Technology Support Services program to properly reflect information technology expenses in the programs utilizing those systems.	(\$13,963,379)	(\$13,963,379)
Amount appropriated in this Act	-----	-----
	\$0	\$0

**Section 43: Secretary of State**

<b>Total Funds</b>	<b>\$29,344,551</b>
<b>Federal Funds and Grants</b>	<b>\$85,000</b>
Federal Funds Not Specifically Identified	\$85,000
<b>Other Funds</b>	<b>\$4,723,849</b>
Other Funds - Not Specifically Identified	\$4,723,849
<b>State Funds</b>	<b>\$24,535,702</b>
State General Funds	\$24,535,702

**43.1. Corporations**

*Purpose: The purpose of this appropriation is to accept and review filings made pursuant to statutes; to issue certifications of records on file; and to provide general information to the public on all filed entities.*

Total Funds	\$4,418,558
Other Funds	\$3,775,096
Other Funds - Not Specifically Identified	\$3,775,096
State Funds	\$643,462
State General Funds	\$643,462

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$943,462	\$4,718,558
Reduce funds to meet projected expenditures.	(\$300,000)	(\$300,000)
Amount appropriated in this Act	-----	-----
	\$643,462	\$4,418,558

**43.2. Elections**

*Purpose: The purpose of this appropriation is to administer all duties imposed upon the Secretary of State by providing all required filing and public information services, performing all certification and commissioning duties required by law, and assisting candidates, local governments, and citizens in interpreting and complying with all election, voter registration, and financial disclosure laws.*

Total Funds	\$5,560,709
Federal Funds and Grants	\$85,000
Federal Funds Not Specifically Identified	\$85,000
Other Funds	\$50,000
Other Funds - Not Specifically Identified	\$50,000
State Funds	\$5,425,709
State General Funds	\$5,425,709

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$5,369,670	\$5,504,670
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$64,623	\$64,623
Reflect an adjustment in merit system assessments. (CC:Yes)	\$406	\$406
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$10,335)	(\$10,335)
Reflect an adjustment in TeamWorks billings.	\$1,345	\$1,345
Amount appropriated in this Act	\$5,425,709	\$5,560,709

**43.3. Investigations**

*Purpose: The purpose of this appropriation is to enforce the laws and regulations related to professional licenses, elections, and securities; to investigate complaints; and to conduct inspections of applicants and existing license holders.*

Total Funds	\$2,854,255
State Funds	\$2,854,255
State General Funds	\$2,854,255

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,784,729	\$2,784,729
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$69,092	\$69,092

Reflect an adjustment in merit system assessments. (CC:Yes)	\$434	\$434
Amount appropriated in this Act	----- \$2,854,255	----- \$2,854,255

#### 43.4. Office Administration

*Purpose: The purpose of this appropriation is to provide administrative support to the Office of Secretary of State and its attached agencies.*

Total Funds	\$3,331,355
Other Funds	\$15,000
Other Funds - Not Specifically Identified	\$15,000
State Funds	\$3,316,355
State General Funds	\$3,316,355

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$3,304,322	\$3,319,322
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$78,619	\$78,619
Reflect an adjustment in merit system assessments. (CC:Yes)	\$494	\$494
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$30,019)	(\$30,019)
Reflect an adjustment in TeamWorks billings.	\$3,796	\$3,796
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$9,143	\$9,143
Reduce funds to meet projected expenditures.	----- (\$50,000)	----- (\$50,000)
Amount appropriated in this Act	----- \$3,316,355	----- \$3,331,355

#### 43.5. Professional Licensing Boards

*Purpose: The purpose of this appropriation is to protect the public health and welfare by supporting all operations of Boards which license professions.*

Total Funds	\$9,110,506
Other Funds	\$813,753
Other Funds - Not Specifically Identified	\$813,753
State Funds	\$8,296,753
State General Funds	\$8,296,753

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,150,375	\$8,964,128



Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$193,027	\$193,027
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,213	\$1,213
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$50,465)	(\$50,465)
Reflect an adjustment in TeamWorks billings.	\$2,603	\$2,603
Amount appropriated in this Act	\$8,296,753	\$9,110,506

**43.6. Securities**

*Purpose: The purpose of this appropriation is to provide for the administration and enforcement of the Georgia Securities Act, the Georgia Charitable Solicitations Act, and the Georgia Cemetery Act. Functions under each act include registration, examination, investigation, and administrative enforcement actions.*

Total Funds	\$734,817
Other Funds	\$50,000
Other Funds - Not Specifically Identified	\$50,000
State Funds	\$684,817
State General Funds	\$684,817

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$668,528	\$718,528
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$16,187	\$16,187
Reflect an adjustment in merit system assessments. (CC:Yes)	\$102	\$102
Reduce funds to meet projected expenditures. (CC:No)	\$0	\$0
Amount appropriated in this Act	\$684,817	\$734,817

**The following appropriations are for agencies attached for administrative purposes.**

**43.7. Georgia Commission on the Holocaust**

*Purpose: The purpose of this appropriation is to teach the lessons of the Holocaust to present and future generations of Georgians in order to create an awareness of the enormity of the crimes of prejudice and inhumanity.*

Total Funds	\$291,789
Other Funds	\$20,000
Other Funds - Not Specifically Identified	\$20,000
State Funds	\$271,789
State General Funds	\$271,789

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$264,236	\$284,236
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$7,408	\$7,408
Reflect an adjustment in merit system assessments. (CC:Yes)	\$130	\$130
Reflect an adjustment in TeamWorks billings.	\$15	\$15
Amount appropriated in this Act	----- \$271,789	----- \$291,789

#### 43.8. Real Estate Commission

*Purpose: The purpose of this appropriation is to administer the license law for real estate brokers and salespersons, and provide administrative support to the Georgia Real Estate Appraisers Board in their administration of the Real Estate Appraisal.*

Total Funds	\$3,042,562
State Funds	\$3,042,562
State General Funds	\$3,042,562

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,991,468	\$2,991,468
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$62,562	\$62,562
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,100	\$1,100
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$14,272)	(\$14,272)
Reflect an adjustment in TeamWorks billings.	\$1,704	\$1,704
Reduce funds and utilize retained fee revenue for operations. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$3,042,562	----- \$3,042,562

#### Section 44: Student Finance Commission, Georgia

<b>Total Funds</b>	<b>\$808,665,186</b>
<b>Federal Funds and Grants</b>	<b>\$38,650</b>
Federal Funds Not Specifically Identified	\$38,650
<b>Other Funds</b>	<b>\$1,000,000</b>
Agency Funds	\$1,000,000
<b>State Funds</b>	<b>\$807,026,536</b>
Lottery Funds	\$715,717,181

State General Funds	\$91,309,355
<b>Intra-State Government Transfers</b>	<b>\$600,000</b>
Other Intra-State Government Payments	\$600,000

44.1. Engineer Scholarship

*Purpose: The purpose of this appropriation is to provide forgivable loans to Georgia residents who are engineering students at Mercer University (Macon campus) and retain those students as engineers in the State.*

Total Funds	\$1,060,500
State Funds	\$1,060,500
State General Funds	\$1,060,500

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,029,000	\$1,029,000
Reflect a change in the program purpose statement. (CC:Yes)	\$0	\$0
Increase funds to meet the projected need.	\$31,500	\$31,500
Amount appropriated in this Act	\$1,060,500	\$1,060,500

44.2. Georgia Military College Scholarship

*Purpose: The purpose of this appropriation is to provide outstanding students with a full scholarship to attend Georgia Military College, thereby strengthening Georgia's National Guard with their membership.*

Total Funds	\$1,203,240
State Funds	\$1,203,240
State General Funds	\$1,203,240

44.3. HERO Scholarship

*Purpose: The purpose of this appropriation is to provide educational grant assistance to members of the Georgia National Guard and U.S. Military Reservists who served in combat zones and the spouses and children of such members.*

Total Funds	\$700,000
State Funds	\$700,000
State General Funds	\$700,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$800,000	\$800,000
Reduce funds based on projected expenditures.	(\$100,000)	(\$100,000)
Amount appropriated in this Act	\$700,000	\$700,000

44.4. HOPE Administration

*Purpose: The purpose of this appropriation is to provide scholarships that reward students with financial assistance in degree, diploma, and certificate programs at eligible Georgia public and private colleges and universities, and public technical colleges.*

Total Funds	\$8,952,682
Federal Funds and Grants	\$38,650
Federal Funds Not Specifically Identified	\$38,650
State Funds	\$8,314,032
Lottery Funds	\$8,314,032
Intra-State Government Transfers	\$600,000
Other Intra-State Government Payments	\$600,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,209,800	\$9,079,400
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$99,776	\$99,776
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,346	\$2,346
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$944	\$944
Reflect an adjustment in TeamWorks billings.	\$1,166	\$1,166
Reduce funds to reflect a decrease in other funds.	\$0	(\$230,950)
Amount appropriated in this Act	\$8,314,032	\$8,952,682

44.5. HOPE GED

*Purpose: The purpose of this program is to encourage Georgia's General Educational Development (GED) recipients to pursue education beyond the high school level at an eligible postsecondary institution located in Georgia.*

Total Funds	\$1,930,296
State Funds	\$1,930,296
Lottery Funds	\$1,930,296

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,930,296	\$1,930,296
Reflect a change in the program purpose statement. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	\$1,930,296	\$1,930,296

44.6. HOPE Grant

*Purpose: The purpose of this appropriation is to provide grants to students*

*seeking a diploma or certificate at a public postsecondary institution.*

Total Funds	\$109,059,989
State Funds	\$109,059,989
Lottery Funds	\$109,059,989

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$109,059,989	\$109,059,989
Utilize existing funds of \$751,998 for the Strategic Industries Workforce Development Grant to include Industrial Maintenance certificate and diploma programs. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	----- \$109,059,989	----- \$109,059,989

**44.7. HOPE Scholarships - Private Schools**

*Purpose: The purpose of this appropriation is to provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible private postsecondary institution.*

Total Funds	\$47,916,330
State Funds	\$47,916,330
Lottery Funds	\$47,916,330

**44.8. HOPE Scholarships - Public Schools**

*Purpose: The purpose of this appropriation is to provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible public postsecondary institution.*

Total Funds	\$522,496,534
State Funds	\$522,496,534
Lottery Funds	\$522,496,534

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$463,360,413	\$463,360,413
Increase funds to meet the projected need for the HOPE Scholarship - Public Schools.	\$53,810,784	\$53,810,784
Increase funds to meet the projected need for Zell Miller Scholarship students attending public postsecondary institutions.	\$5,325,337	\$5,325,337
Amount appropriated in this Act	----- \$522,496,534	----- \$522,496,534

**44.9. Low Interest Loans**

*Purpose: The purpose of this appropriation is to implement a low-interest loan program to assist with the affordability of a college or technical college education, encourage timely persistence to the achievement of postsecondary*

*credentials, and to incentivize loan recipients to work in public service. The loans are forgivable for recipients who work in certain critical need occupations. The purpose of this appropriation is also to provide loans for students eligible under O.C.G.A. 20-3-400.2(e.1).*

Total Funds	\$27,000,000
Other Funds	\$1,000,000
Agency Funds	\$1,000,000
State Funds	\$26,000,000
Lottery Funds	\$26,000,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$27,000,000	\$27,000,000
Replace state funds with revenue from loan repayments and interest.	(\$1,000,000)	\$0
Amount appropriated in this Act	----- \$26,000,000	----- \$27,000,000

#### 44.10. Move on When Ready

*Purpose: The purpose of this appropriation is to allow students to pursue postsecondary study at approved public and private postsecondary institutions, while receiving dual high school and college credit for courses successfully completed.*

Total Funds	\$58,318,219
State Funds	\$58,318,219
State General Funds	\$58,318,219

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$28,892,039	\$28,892,039
Reflect a change in the program name. (CC:Yes)	\$0	\$0
Increase funds to meet the projected need.	\$29,426,180	\$29,426,180
Amount appropriated in this Act	----- \$58,318,219	----- \$58,318,219

#### 44.11. North Ga. Military Scholarship Grants

*Purpose: The purpose of this appropriation is to provide outstanding students with a full scholarship to attend North Georgia College and State University, thereby strengthening Georgia's Army National Guard with their membership.*

Total Funds	\$3,037,740
State Funds	\$3,037,740
State General Funds	\$3,037,740

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$1,825,445	\$2,308,168

amended		
Increase funds to meet the projected need.	\$729,572	\$729,572
Replace other funds with state funds.	\$482,723	\$0
Amount appropriated in this Act	----- \$3,037,740	----- \$3,037,740

**44.12. North Georgia ROTC Grants**

*Purpose: The purpose of this appropriation is to provide Georgia residents with non-repayable financial assistance to attend North Georgia College and State University and to participate in the Reserve Officers Training Corps program.*

Total Funds	\$1,237,500
State Funds	\$1,237,500
State General Funds	\$1,237,500

**44.13. Public Safety Memorial Grant**

*Purpose: The purpose of this appropriation is to provide educational grant assistance to the children of Georgia law enforcement officers, fire fighters, EMTs, correctional officers, and prison guards who were permanently disabled or killed in the line of duty, to attend a public postsecondary institution in the State of Georgia.*

Total Funds	\$600,000
State Funds	\$600,000
State General Funds	\$600,000

**44.14. REACH Georgia Scholarship**

*Purpose: The purpose of this appropriation is to provide needs-based scholarships to selected students participating in the REACH Georgia mentorship and scholarship program, which encourages and supports academically promising middle and high school students in their educational pursuits.*

Total Funds	\$2,750,000
State Funds	\$2,750,000
State General Funds	\$2,750,000

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,000,000	\$2,000,000
Increase funds to add additional school systems and to establish a pilot program for youth in foster care.	\$750,000	\$750,000
Amount appropriated in this Act	----- \$2,750,000	----- \$2,750,000

**44.15. Service Cancelable Loans**

*Purpose: The purpose of this appropriation is to provide service cancelable loans as authorized in statute including programs for large animal*

*veterinarians and Georgia National Guard members.*

Total Funds	\$200,000
State Funds	\$200,000
State General Funds	\$200,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$0
Provide funding for service cancelable loans to fund five large animal veterinarian slots.	\$100,000	\$100,000
Provide funding for service cancelable loans for Georgia National Guard members as authorized in O.C.G.A. 20-3-374.	\$100,000	\$100,000
Amount appropriated in this Act	----- \$200,000	----- \$200,000

#### **44.16. Tuition Equalization Grants**

*Purpose: The purpose of this appropriation is to promote the private segment of higher education in Georgia by providing non-repayable grant aid to Georgia residents who attend eligible private postsecondary institutions.*

Total Funds	\$21,224,952
State Funds	\$21,224,952
State General Funds	\$21,224,952

#### **The following appropriations are for agencies attached for administrative purposes.**

#### **44.17. Nonpublic Postsecondary Education Commission**

*Purpose: The purpose of this appropriation is to authorize private postsecondary schools in Georgia; provide transcripts for students who attended schools that closed; and resolve complaints.*

Total Funds	\$977,204
State Funds	\$977,204
State General Funds	\$977,204

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$873,071	\$873,071
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$23,033	\$23,033
Reflect an adjustment in merit system assessments. (CC:Yes)	\$405	\$405
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired	\$545	\$545



state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)		
Increase funds for personal services.	\$80,150	\$80,150
Amount appropriated in this Act	----- \$977,204	----- \$977,204

**Section 45: Teachers' Retirement System**

<b>Total Funds</b>	<b>\$36,686,846</b>
<b>State Funds</b>	<b>\$265,000</b>
State General Funds	\$265,000
<b>Intra-State Government Transfers</b>	<b>\$36,421,846</b>
Retirement Payments	\$36,421,846

It is the intent of the General Assembly that the employer contribution rate for the Teachers' Retirement System shall not exceed 14.27% for State Fiscal Year 2017.

**45.1. Local/Floor COLA**

*Purpose: The purpose of this appropriation is to provide retirees from local retirement systems a minimum allowance upon retirement (Floor) and a post-retirement benefit adjustment (COLA) whenever such adjustment is granted to teachers who retired under TRS.*

Total Funds	\$265,000
State Funds	\$265,000
State General Funds	\$265,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$317,000	\$317,000
Reduce funds due to the declining population of teachers who qualify for this benefit.	(\$52,000)	(\$52,000)
Amount appropriated in this Act	----- \$265,000	----- \$265,000

**45.2. System Administration**

*Purpose: The purpose of this appropriation is to administer the Teachers Retirement System of Georgia, including paying retiree benefits, investing retirement funds, accounting for the status and contributions of active and inactive members, counseling members, and processing refunds.*

Total Funds	\$36,421,846
Intra-State Government Transfers	\$36,421,846
Retirement Payments	\$36,421,846

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$0	\$36,002,746

amended		
Increase other funds for computer equipment (\$780,000), telecommunications (\$4,800), and regular operating expenses (\$7,800).	\$0	\$792,600
Reduce other funds for contractual services (\$119,000) and computer charges (\$254,500).	\$0	(\$373,500)
Amount appropriated in this Act	----- \$0	\$36,421,846

**Section 46: Technical College System of Georgia**

<b>Total Funds</b>	<b>\$791,481,922</b>
<b>Federal Funds and Grants</b>	<b>\$81,691,954</b>
Child Care and Development Block Grant (CFDA 93.575)	\$2,221,675
Federal Funds Not Specifically Identified	\$79,470,279
<b>Other Funds</b>	<b>\$356,501,704</b>
Agency Funds	\$356,304,934
Other Funds - Not Specifically Identified	\$196,770
<b>State Funds</b>	<b>\$350,036,165</b>
State General Funds	\$350,036,165
<b>Intra-State Government Transfers</b>	<b>\$3,252,099</b>
Other Intra-State Government Payments	\$3,252,099

**46.1. Adult Education**

*Purpose: The purpose of this appropriation is to develop Georgia's workforce by providing adult learners in Georgia with basic reading, writing, computation, speaking, listening, and technology skills; to provide secondary instruction to adults without a high school diploma; and to provide oversight of GED preparation, testing, and the processing of diplomas and transcripts.*

Total Funds	\$41,883,007
Federal Funds and Grants	\$19,324,577
Federal Funds Not Specifically Identified	\$19,324,577
Other Funds	\$6,485,279
Agency Funds	\$6,485,279
State Funds	\$16,073,151
State General Funds	\$16,073,151

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$14,492,443	\$40,302,299
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$367,538	\$367,538
Reflect an adjustment in merit system assessments. (CC:Yes)	\$3,761	\$3,761
Reflect an adjustment to agency premiums for	\$789	\$789

Department of Administrative Services administered self insurance programs.		
Transfer funds for 20 additional full-time adult education instructors from the Technical Education program and utilize existing funds to shift 30 part-time instructors to full-time to reach 50 additional full-time instructors.	\$1,208,620	\$1,208,620
Utilize existing funds to provide GED and educational opportunities for inmates in county correctional facilities. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	\$16,073,151	\$41,883,007

**46.2. Departmental Administration**

*Purpose: The purpose of this appropriation is to provide statewide administrative services to support the state workforce development efforts undertaken by the department through its associated programs and institutions.*

Total Funds	\$9,216,352
Other Funds	\$100,000
Other Funds - Not Specifically Identified	\$100,000
State Funds	\$9,015,837
State General Funds	\$9,015,837
Intra-State Government Transfers	\$100,515
Other Intra-State Government Payments	\$100,515

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$8,719,592	\$8,920,107
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$219,324	\$219,324
Reflect an adjustment in merit system assessments. (CC:Yes)	\$834	\$834
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$3,876)	(\$3,876)
Reflect an adjustment in TeamWorks billings.	\$7,036	\$7,036
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$72,927	\$72,927
Encourage the Technical College System of Georgia to create third-party cooperative arrangements with the Georgia Vocational Rehabilitation Agency to maximize financial assistance for vocational rehabilitation clients. (CC:Yes)	\$0	\$0
Amount appropriated in this Act	\$9,015,837	\$9,216,352

46.3. Quick Start and Customized Services

*Purpose: The purpose of this appropriation is to promote job creation and retention by developing and delivering customized workforce training for Georgia businesses during start-up, expansion, or when they make capital investments in new technology, processes, or product lines in order to remain competitive in the global marketplace.*

Total Funds	\$22,260,003
Federal Funds and Grants	\$171,029
Federal Funds Not Specifically Identified	\$171,029
Other Funds	\$8,745,822
Agency Funds	\$8,745,822
State Funds	\$13,292,152
State General Funds	\$13,292,152
Intra-State Government Transfers	\$51,000
Other Intra-State Government Payments	\$51,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$13,060,226	\$22,028,077
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$233,802	\$233,802
Reflect an adjustment in merit system assessments. (CC:Yes)	\$879	\$879
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	(\$4,048)	(\$4,048)
Reflect an adjustment in TeamWorks billings.	\$1,293	\$1,293
Amount appropriated in this Act	----- \$13,292,152	----- \$22,260,003

46.4. Technical Education

*Purpose: The purpose of this appropriation is to provide for workforce development through certificate, diploma, and degree programs in technical education and continuing education programs for adult learners, and to encourage both youth and adult learners to acquire postsecondary education or training to increase their competitiveness in the workplace.*

Total Funds	\$718,122,560
Federal Funds and Grants	\$62,196,348
Child Care and Development Block Grant (CFDA 93.575)	\$2,221,675
Federal Funds Not Specifically Identified	\$59,974,673
Other Funds	\$341,170,603
Agency Funds	\$341,073,833
Other Funds - Not Specifically Identified	\$96,770

State Funds	\$311,655,025
State General Funds	\$311,655,025
Intra-State Government Transfers	\$3,100,584
Other Intra-State Government Payments	\$3,100,584

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$303,662,180	\$710,129,715
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$8,030,740	\$8,030,740
Reflect an adjustment in merit system assessments. (CC:Yes)	\$76,438	\$76,438
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$80,563	\$80,563
Reflect an adjustment in TeamWorks billings.	\$162,240	\$162,240
Increase funds for formula growth based on a 1.7% increase in square footage.	\$891,484	\$891,484
Transfer funds for 20 additional full-time adult education instructors to the Adult Education program.	(\$1,208,620)	(\$1,208,620)
Utilize existing funds to provide vocational education opportunities for inmates in county correctional facilities. (CC:Yes)	\$0	\$0
Provide one-time funds for equipment at the Military Academic and Training Center. (CC:Yes; Provide bond funds for equipment at the Military Academic and Training Center.)	\$0	\$0
Encourage the Technical College System of Georgia to create third-party cooperative arrangements with the Georgia Vocational Rehabilitation Agency to maximize financial assistance for vocational rehabilitation clients. (CC:Yes)	\$0	\$0
Transfer contract funds for Speech, Hearing, and Rehabilitation Enterprise of Coastal Georgia, Inc. (SHARE) to the Georgia Vocational Rehabilitation Agency: Vocational Rehabilitation Program.	(\$40,000)	(\$40,000)
Amount appropriated in this Act	----- \$311,655,025	----- \$718,122,560

**Section 47: Transportation, Department of**

<b>Total Funds</b>	<b>\$3,401,227,437</b>
<b>Federal Funds and Grants</b>	<b>\$1,593,146,310</b>
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$1,526,284,941
Federal Funds Not Specifically Identified	\$66,861,369
<b>Other Funds</b>	<b>\$92,777,470</b>
Agency Funds	\$14,041,037

Other Funds - Not Specifically Identified	\$78,736,433
<b>State Funds</b>	<b>\$1,714,543,424</b>
Motor Fuel Funds	\$1,660,064,000
State General Funds	\$54,479,424
<b>Intra-State Government Transfers</b>	<b>\$760,233</b>
Other Intra-State Government Payments	\$760,233

It is the intent of this General Assembly that the following provisions apply:

- a.) In order to meet the requirements for projects on the Interstate System, the Office of Planning and Budget is hereby authorized and directed to give advanced budgetary authorization for letting and execution of Interstate Highway Contracts not to exceed the amount of Motor Fuel Tax Revenues actually paid into the Office of the State Treasurer, attached agency of the Department of Administrative Services.
- b.) Programs financed by Motor Fuel Tax Funds may be adjusted for additional appropriation or balances brought forward from previous years with prior approval by the Office of Planning and Budget.
- c.) The Fiscal Officers of the State are hereby directed as of July 1st of each fiscal year to determine the collection of Motor Fuel Tax in the immediately preceding year less refunds, rebates and collection costs and enter this amount as being the appropriation payable in lieu of the Motor Fuel Tax Funds appropriated in this Bill, in the event such collections, less refunds, rebates and collection costs, exceed such Motor Fuel Tax Appropriation.
- d.) Functions financed with General Fund appropriations shall be accounted for separately and shall be in addition to appropriations of Motor Fuel Tax revenues required under Article III, Section IX, Paragraph VI, Subsection (b) of the State Constitution.
- e.) Bus rental income may be retained to operate, maintain and upgrade department-owned buses.

#### 47.1. Capital Construction Projects

*Purpose: The purpose of this appropriation is to provide funding for Capital Outlay road construction and enhancement projects on local and state road systems.*

Total Funds	\$1,678,795,154
Federal Funds and Grants	\$925,252,699
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$925,252,699
Other Funds	\$55,300,430
Other Funds - Not Specifically Identified	\$55,300,430
State Funds	\$698,242,025
Motor Fuel Funds	\$698,242,025

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as	\$223,238,790	\$1,203,791,919

amended		
Consolidate the Capital Construction Projects program into the Capital Projects program and transfer funds and any associated prior year motor fuel funds. (CC:No)	\$0	\$0
Increase and allocate funds in accordance with the Strategic Transportation Plan approved pursuant to O.C.G.A. 32-5-27.1.	\$475,003,235	\$475,003,235
Amount appropriated in this Act	----- \$698,242,025	----- \$1,678,795,154

**47.2. Capital Maintenance Projects**

*Purpose: The purpose of this appropriation is to provide funding for Capital Outlay for maintenance projects.*

Total Funds	\$293,168,959
Federal Funds and Grants	\$183,218,385
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$183,218,385
Other Funds	\$350,574
Other Funds - Not Specifically Identified	\$350,574
State Funds	\$109,600,000
Motor Fuel Funds	\$109,600,000

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$41,483,404	\$225,052,363
Consolidate the Capital Maintenance Projects program into the Capital Projects program and transfer funds and any associated prior year motor fuel funds. (CC:No)	\$0	\$0
Increase and allocate funds in accordance with the Strategic Transportation Plan approved pursuant to O.C.G.A. 32-5-27.1.	\$68,116,596	\$68,116,596
Amount appropriated in this Act	----- \$109,600,000	----- \$293,168,959

**47.3. Capital Projects**

*Purpose: The purpose of this appropriation is to provide funding for Capital Outlay road construction, maintenance, and enhancement projects on local and state road systems and to provide technical and financial assistance to local governments for construction, maintenance, and resurfacing of local roads and bridges.*

Total Funds \$0

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$0	\$0
Consolidate the Capital Construction Projects, Capital Maintenance Projects, and Local Roads Assistance Administration programs into the Capital Projects	\$0	\$0

program. (CC:No)		
Increase funds to recognize additional revenue from HB 170 (2015 Session) for capital projects. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$0	----- \$0

#### 47.4. Construction Administration

*Purpose: The purpose of this appropriation is to improve and expand the state's transportation infrastructure by planning for and selecting road and bridge projects, acquiring rights-of-way, completing engineering and project impact analyses, procuring and monitoring construction contracts, and certifying completed projects.*

Total Funds	\$169,799,165
Federal Funds and Grants	\$68,642,990
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$68,642,990
Other Funds	\$4,298,619
Other Funds - Not Specifically Identified	\$4,298,619
State Funds	\$96,692,556
Motor Fuel Funds	\$96,692,556
Intra-State Government Transfers	\$165,000
Other Intra-State Government Payments	\$165,000

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$82,124,154	\$155,230,763
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$1,974,916	\$1,974,916
Increase funds to recognize additional revenue from HB 170 (2015 Session) for construction administration.	\$12,593,486	\$12,593,486
Amount appropriated in this Act	----- \$96,692,556	----- \$169,799,165

#### 47.5. Data Collection, Compliance and Reporting

*Purpose: The purpose of this appropriation is to collect and disseminate crash, accident, road, and traffic data in accordance with state and federal law in order to provide current and accurate information for planning and public awareness needs.*

Total Funds	\$12,403,223
Federal Funds and Grants	\$10,270,257
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$10,270,257
Other Funds	\$295,257
Agency Funds	\$62,257
Other Funds - Not Specifically Identified	\$233,000



State Funds \$1,837,709  
 Motor Fuel Funds \$1,837,709

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,825,346	\$13,390,860
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$12,363	\$12,363
Transfer funds to the Departmental Administration program to align budget to expenditures.	(\$1,000,000)	(\$1,000,000)
Amount appropriated in this Act	----- \$1,837,709	----- \$12,403,223

**47.6. Departmental Administration**

*Purpose: The purpose of this appropriation is to plan, construct, maintain, and improve the state's roads and bridges and to provide planning and financial support for other modes of transportation such as mass transit, airports, railroads, and waterways.*

Total Funds \$78,952,804  
 Federal Funds and Grants \$10,839,823  
     Federal Highway Administration Highway Planning and Construction (CFDA 20.205) \$10,839,823  
 Other Funds \$1,136,970  
     Agency Funds \$898,970  
     Other Funds - Not Specifically Identified \$238,000  
 State Funds \$66,976,011  
     Motor Fuel Funds \$66,974,177  
     State General Funds \$1,834

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$55,760,528	\$67,737,321
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$1,006,251	\$1,006,251
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$1,834	\$1,834
Transfer funds from the Planning (\$750,000) and Data Collection, Compliance, and Reporting (\$1,000,000) programs to align budget to expenditures.	\$1,750,000	\$1,750,000
Increase funds to recognize additional revenue from HB 170 (2015 Session) for departmental administration.	\$8,457,398	\$8,457,398
Amount appropriated in this Act	----- \$66,976,011	----- \$78,952,804

47.7. Intermodal

*Purpose: The purpose of this appropriation is to support the planning, development and maintenance of Georgia's Airports, Rail, Transit and Ports and Waterways to facilitate a complete and seamless statewide transportation system.*

Total Funds	\$85,562,631
Federal Funds and Grants	\$66,861,369
Federal Funds Not Specifically Identified	\$66,861,369
Other Funds	\$782,232
Agency Funds	\$94,239
Other Funds - Not Specifically Identified	\$687,993
State Funds	\$17,919,030
State General Funds	\$17,919,030

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$16,321,171	\$83,964,772
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$51,887	\$51,887
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$7,416	\$7,416
Reflect an adjustment in merit system assessments. (CC:No)	\$0	\$0
Increase funds for Airport Aid grants based on projected revenues resulting from HB 170 (2015 Session).	\$1,538,556	\$1,538,556
Amount appropriated in this Act	----- \$17,919,030	----- \$85,562,631

47.8. Local Maintenance and Improvement Grants

*Purpose: The purpose of this appropriation is to provide funding for Capital Outlay grants to local governments for road and bridge resurfacing projects through the State Funded Construction - Local Road Assistance Program.*

Total Funds	\$165,562,234
State Funds	\$165,562,234
Motor Fuel Funds	\$165,562,234

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$124,470,000	\$124,470,000
Increase funds to recognize additional revenue from HB 170 (2015 Session) for Local Maintenance and Improvement grants.	\$41,092,234	\$41,092,234
Amount appropriated in this Act	----- \$165,562,234	----- \$165,562,234

**47.9. Local Road Assistance Administration**

*Purpose: The purpose of this appropriation is to provide technical and financial assistance to local governments for construction, maintenance, and resurfacing of local roads and bridges.*

Total Funds	\$96,597,611
Federal Funds and Grants	\$91,655,917
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$91,655,917
State Funds	\$4,346,461
Motor Fuel Funds	\$4,346,461
Intra-State Government Transfers	\$595,233
Other Intra-State Government Payments	\$595,233

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$4,346,461	\$96,597,611
Consolidate the Local Road Assistance Administration program into the Capital Projects program and transfer funds and any associated prior year motor fuel funds. (CC:No)	\$0	\$0
Increase and allocate funds in accordance with the Strategic Transportation Plan approved pursuant to O.C.G.A. 32-5-27.1. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$4,346,461	----- \$96,597,611

**47.10. Planning**

*Purpose: The purpose of this appropriation is to develop the state transportation improvement program and the state-wide strategic transportation plan, and coordinate transportation policies, planning, and programs related to design, construction, maintenance, operations, and financing of transportation.*

Total Funds	\$16,453,554
Federal Funds and Grants	\$14,683,804
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$14,683,804
State Funds	\$1,769,750
Motor Fuel Funds	\$1,769,750

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$2,270,378	\$16,954,182
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$24,940	\$24,940

Transfer funds to the Departmental Administration program to align budget to expenditures.	(\$750,000)	(\$750,000)
Increase funds to recognize additional revenue from HB 170 (2015 Session) for planning.	\$224,432	\$224,432
Amount appropriated in this Act	----- \$1,769,750	----- \$16,453,554

#### 47.11. Routine Maintenance

*Purpose: The purpose of this appropriation is to ensure a safe and adequately maintained state transportation system by inspecting roads and bridges, cataloguing road and bridge conditions and maintenance needs, and providing routine maintenance for state road and bridges. The purpose of this appropriation is also to maintain landscaping on road easements and rights-of-way through planting, litter control, vegetation removal, and grants to local governments, to provide for emergency operations on state routes, and to maintain state rest areas and welcome centers.*

Total Funds	\$454,011,607
Federal Funds and Grants	\$25,086,452
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$25,086,452
Other Funds	\$5,078,904
Agency Funds	\$642,602
Other Funds - Not Specifically Identified	\$4,436,302
State Funds	\$423,846,251
Motor Fuel Funds	\$423,846,251

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$216,339,439	\$246,504,795
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$2,763,168	\$2,763,168
Increase funds to recognize additional revenue from HB 170 (2015 Session) for routine maintenance.	\$204,743,644	\$204,743,644
Amount appropriated in this Act	----- \$423,846,251	----- \$454,011,607

#### 47.12. Traffic Management and Control

*Purpose: The purpose of this appropriation is to ensure a safe and efficient transportation system statewide by conducting traffic engineering studies for traffic safety planning, permitting for activity on or adjacent to state roads, providing motorist assistance and traffic information through the Highway Emergency Response Operators (HERO) program and Intelligent Transportation System, and conducting inspections, repairs, and installations of traffic signals.*

Total Funds	\$97,707,637
Federal Funds and Grants	\$46,110,542

Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$46,110,542
Other Funds	\$25,534,484
Agency Funds	\$12,342,969
Other Funds - Not Specifically Identified	\$13,191,515
State Funds	\$26,062,611
Motor Fuel Funds	\$26,062,611

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$21,871,601	\$93,516,627
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$438,527	\$438,527
Increase funds to recognize additional revenue from HB 170 (2015 Session) for traffic management, traffic engineering, and signals.	\$3,752,483	\$3,752,483
Amount appropriated in this Act	----- \$26,062,611	----- \$97,707,637

**The following appropriations are for agencies attached for administrative purposes.**

47.13. Payments to State Road and Tollway Authority

*Purpose: The purpose of this appropriation is to fund debt service payments and other finance instruments and for operations.*

Total Funds	\$252,212,858
Federal Funds and Grants	\$150,524,072
Federal Highway Administration Highway Planning and Construction (CFDA 20.205)	\$150,524,072
State Funds	\$101,688,786
Motor Fuel Funds	\$65,130,226
State General Funds	\$36,558,560

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$99,485,952	\$250,010,024
Replace \$26,716,187 in motor fuel funds with state general funds. (CC:Yes)	\$0	\$0
Increase funds for debt service.	\$2,202,834	\$2,202,834
Amount appropriated in this Act	----- \$101,688,786	----- \$252,212,858

**Section 48: Veterans Service, Department of**

**Total Funds**

**\$39,202,025**

<b>Federal Funds and Grants</b>	<b>\$14,734,560</b>
Federal Funds Not Specifically Identified	\$14,734,560
<b>Other Funds</b>	<b>\$3,104,119</b>
Agency Funds	\$3,104,119
<b>State Funds</b>	<b>\$21,363,346</b>
State General Funds	\$21,363,346

#### 48.1. Administration

*Purpose: The purpose of this appropriation is to coordinate, manage, and supervise all aspects of department operations to include financial, public information, personnel, accounting, purchasing, supply, mail, records management, and information technology.*

Total Funds	\$1,859,757
State Funds	\$1,859,757
State General Funds	\$1,859,757

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,801,404	\$1,801,404
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$20,316	\$20,316
Reflect an adjustment in merit system assessments. (CC:Yes)	\$106	\$106
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$5,065	\$5,065
Reflect an adjustment in TeamWorks billings.	(\$172)	(\$172)
Reflect an adjustment in payroll shared services billings.	\$2,855	\$2,855
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an adjustment in the employer share of the Employees' Retirement System.)	\$5,183	\$5,183
Utilize existing funds for the Vietnam War Certificate of Honor initiative (\$25,000). (CC:Increase funds for the Vietnam War Certificate of Honor initiative.)	\$25,000	\$25,000
Amount appropriated in this Act	----- \$1,859,757	----- \$1,859,757

#### 48.2. Georgia Veterans Memorial Cemetery

*Purpose: The purpose of this appropriation is to provide for the interment of eligible Georgia Veterans who served faithfully and honorably in the military service of our country.*

Total Funds	\$1,598,442
Federal Funds and Grants	\$928,004

Federal Funds Not Specifically Identified	\$928,004
State Funds	\$670,438
State General Funds	\$670,438

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$661,086	\$839,090
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$7,455	\$7,455
Reflect an adjustment in merit system assessments. (CC:Yes)	\$39	\$39
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$1,858	\$1,858
Transfer federal funds from the Veterans Benefits program to reflect projected expenditures.	\$0	\$750,000
Amount appropriated in this Act	----- \$670,438	----- \$1,598,442

**48.3. Georgia War Veterans Nursing Homes**

*Purpose: The purpose of this appropriation is to provide skilled nursing care to aged and infirmed Georgia war veterans.*

Total Funds	\$28,533,422
Federal Funds and Grants	\$13,179,116
Federal Funds Not Specifically Identified	\$13,179,116
Other Funds	\$3,104,119
Agency Funds	\$3,104,119
State Funds	\$12,250,187
State General Funds	\$12,250,187

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$11,951,352	\$27,633,160
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$392,100	\$392,100
Reflect an adjustment in merit system assessments. (CC:Yes)	\$702	\$702
Transfer funds for two veterans field service officers to the Veterans Benefits program.	(\$93,967)	(\$242,540)
Transfer other funds from the Veterans Benefits program to reflect projected expenditures.	\$0	\$750,000
Amount appropriated in this Act	----- \$12,250,187	----- \$28,533,422

**48.4. Veterans Benefits**

*Purpose: The purpose of this appropriation is to serve Georgia's veterans,*

*their dependents, and survivors in all matters pertaining to veterans' benefits by informing the veterans and their families about veterans' benefits, and directly assisting and advising them in securing the benefits to which they are entitled.*

Total Funds	\$7,210,404
Federal Funds and Grants	\$627,440
Federal Funds Not Specifically Identified	\$627,440
State Funds	\$6,582,964
State General Funds	\$6,582,964

<i>The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):</i>		
	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$6,398,475	\$8,525,915
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$72,159	\$72,159
Reflect an adjustment in merit system assessments. (CC:Yes)	\$376	\$376
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$17,987	\$17,987
Transfer funds for two veterans field service officers from the Georgia War Veterans Nursing Homes program.	\$93,967	\$93,967
Transfer federal funds to the Georgia Veterans Memorial Cemetery program to reflect projected expenditures.	\$0	(\$750,000)
Transfer other funds to the Georgia War Veterans Nursing Home program to reflect projected expenditures.	\$0	(\$750,000)
Utilize existing funds for one Women's Veterans Services Coordinator position (\$150,000). (CC:Yes; Provide for one Women's Veterans Services Coordinator position.)	\$0	\$0
Amount appropriated in this Act	----- \$6,582,964	----- \$7,210,404

#### **Section 49: Workers' Compensation, State Board of**

<b>Total Funds</b>	<b>\$21,097,903</b>
<b>Other Funds</b>	<b>\$373,832</b>
Other Funds - Not Specifically Identified	\$373,832
<b>State Funds</b>	<b>\$20,724,071</b>
State General Funds	\$20,724,071

#### **49.1. Administer the Workers' Compensation Laws**

*Purpose: The purpose of this appropriation is to provide exclusive remedy for resolution of disputes in the Georgia Workers' Compensation law.*



Total Funds	\$13,013,937
Other Funds	\$308,353
Other Funds - Not Specifically Identified	\$308,353
State Funds	\$12,705,584
State General Funds	\$12,705,584

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$12,442,450	\$12,750,803
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$257,003	\$257,003
Reflect an adjustment in merit system assessments. (CC:Yes)	\$2,383	\$2,383
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$3,748	\$3,748
Reduce funds to reflect an increase in operating efficiencies. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$12,705,584	----- \$13,013,937

**49.2. Board Administration**

*Purpose: The purpose of this appropriation is to provide superior access to the Georgia Workers' Compensation program for injured workers and employers in a manner that is sensitive, responsive, and effective.*

Total Funds	\$8,083,966
Other Funds	\$65,479
Other Funds - Not Specifically Identified	\$65,479
State Funds	\$8,018,487
State General Funds	\$8,018,487

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$9,875,906	\$9,941,385
Provide funds for merit-based pay adjustments and employee recruitment and retention initiatives effective July 1, 2016.	\$203,991	\$203,991
Reflect an adjustment in merit system assessments. (CC:Yes)	\$1,891	\$1,891
Reflect an adjustment to agency premiums for Department of Administrative Services administered self insurance programs.	\$2,974	\$2,974
Reflect an adjustment in TeamWorks billings.	\$1,239	\$1,239
Provide for an increase in the employer share of the Employees' Retirement System contribution rate to provide a one-time benefit adjustment of 3% to retired state employees. (CC:Increase funds to reflect an	\$8,933	\$8,933

<i>adjustment in the employer share of the Employees' Retirement System.)</i>		
Reduce the payment to the Office of the State Treasurer from \$4,152,893 to \$2,076,446.	(\$2,076,447)	(\$2,076,447)
Reduce funds to reflect an increase in operating efficiencies. (CC:No)	\$0	\$0
Amount appropriated in this Act	----- \$8,018,487	----- \$8,083,966

### **Section 50: General Obligation Debt Sinking Fund**

<b>Total Funds</b>	<b>\$1,222,993,688</b>
<b>Federal Funds and Grants</b>	<b>\$20,010,634</b>
Federal Funds Not Specifically Identified	\$20,010,634
<b>State Funds</b>	<b>\$1,202,983,054</b>
State General Funds	\$1,202,983,054

#### **50.1. GO Bonds Issued**

Total Funds	\$1,116,821,190
Federal Funds and Grants	\$20,010,634
Federal Funds Not Specifically Identified	\$20,010,634
State Funds	\$1,096,810,556
State General Funds	\$1,096,810,556

*The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):*

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$1,096,780,192	\$1,116,790,826
Transfer funds from the GO Bonds New program to reflect the issuance of new bonds.	\$117,927,609	\$117,927,609
Reduce funds for debt service to reflect savings associated with refundings and favorable rates received in recent bond sales.	(\$118,912,247)	(\$118,912,247)
Replace \$136,777,277 in motor fuel funds with state general funds for debt service on road and bridge general obligation bonds. (CC:Yes)	\$0	\$0
Increase funds for debt service. (CC:No)	\$0	\$0
Increase state general funds for debt service on road and bridge projects to meet projected need.	\$1,709,202	\$1,709,202
Redirect \$680,000 in 20-year unissued bonds from FY 2012 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program – Regular Advance (HB 78, Bond 379.303) to be used for the FY 2017 Capital Outlay Program – Regular for local school construction, statewide. (CC:Yes)	\$0	\$0
Redirect \$330,000 in 20-year unissued bonds from FY 2012 for the State Board of Education for the purpose of financing educational facilities for county and	\$0	\$0

independent school systems through the Capital Outlay Program – Exceptional Growth (HB 78, Bond 379.302) to be used for the FY 2017 Capital Outlay Program – Regular for local school construction, statewide. (CC:Yes)		
Redirect \$315,000 in 20-year unissued bonds from FY 2012 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program – Low Wealth (HB 78, Bond 379.304) to be used for the FY 2017 Capital Outlay Program – Regular for local school construction, statewide. (CC:Yes)	\$0	\$0
Redirect \$3,600,000 in 20-year issued bonds from FY 2013 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program – Regular (HB 742, Bond #1) to be used for the FY 2017 Capital Outlay Program – Regular for local school construction, statewide. (CC:Yes)	\$0	\$0
Redirect \$1,540,000 in 20-year unissued bonds from FY 2013 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program – Growth (HB 742, Bond #2) to be used for the FY 2017 Capital Outlay Program – Regular for local school construction, statewide. (CC:Yes)	\$0	\$0
Redirect \$12,000,000 in 20-year unissued bonds from FY 2014 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program – Regular (HB 106, Bond 362.301) to be used for the FY 2017 Capital Outlay Program – Regular for local school construction, statewide. (CC:Yes)	\$0	\$0
Redirect \$11,590,000 in 20-year unissued bonds from FY 2015 for the State Board of Education for the purpose of financing educational facilities for county and independent school systems through the Capital Outlay Program – Regular (HB 744, Bond #1) to be used for the FY 2017 Capital Outlay Program – Regular for local school construction, statewide. (CC:Yes)	\$0	\$0
Repeal the authorization of \$3,000,000 in unissued 5-year bonds from FY 2015 (HB 744, Bond #110, revised in HB 75) to upgrade information systems for the Secretary of State.	(\$694,200)	(\$694,200)
Amount appropriated in this Act	\$1,096,810,556	\$1,116,821,190

**50.2. GO Bonds New**

Total Funds	\$106,172,498
State Funds	\$106,172,498
State General Funds	\$106,172,498

The above amounts include the following adjustments, additions, and deletions to the previous appropriations act (as amended):

	<u>State Funds</u>	<u>Total Funds</u>
Amount from previous Appropriations Act (HB 76) as amended	\$117,927,609	\$117,927,609
Transfer funds to the GO Bonds Issued program to reflect the issuance of new bonds.	(\$117,927,609)	(\$117,927,609)
Increase funds for debt service.	\$106,172,498	\$106,172,498
Amount appropriated in this Act	\$106,172,498	\$106,172,498

**Bond Financing Appropriated:**

[Bond # 1] From State General Funds, \$14,762,148 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$172,455,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 2] From State General Funds, \$371,076 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$4,335,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 3] From State General Funds, \$2,469,988 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$28,855,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 4] From State General Funds, \$1,422,244 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$16,615,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 5] From State General Funds, \$1,897,048 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$14,285,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of one hundred and twenty months.

[Bond # 6] From State General Funds, \$164,780 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,925,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 7] From State General Funds, \$57,658 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$635,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 8] From State General Funds, \$208,840 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 9] From State General Funds, \$1,851,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$8,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 10] From State General Funds, \$85,600 is specifically appropriated for the State Board of Education (Department of Education) for the purpose of financing educational facilities for county and independent school systems, through the issuance of not more than \$1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 11] From State General Funds, \$181,600 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 12] From State General Funds, \$4,451,200 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$52,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and

forty months.

[Bond # 13] From State General Funds, \$485,940 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,100,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 14] From State General Funds, \$231,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 15] From State General Funds, \$323,960 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 16] From State General Funds, \$462,800 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 17] From State General Funds, \$535,720 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 18] From State General Funds, \$1,624,260 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters,

property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$18,975,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 19] From State General Funds, \$208,260 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 20] From State General Funds, \$254,540 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,100,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 21] From State General Funds, \$578,500 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 22] From State General Funds, \$416,872 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,870,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 23] From State General Funds, \$321,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,750,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and

forty months.

[Bond # 24] From State General Funds, \$2,508,080 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$29,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 25] From State General Funds, \$1,515,120 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$17,700,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 26] From State General Funds, \$428,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 27] From State General Funds, \$445,120 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,200,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 28] From State General Funds, \$282,480 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.



[Bond # 29] From State General Funds, \$971,880 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,200,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 30] From State General Funds, \$556,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 31] From State General Funds, \$136,960 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 32] From State General Funds, \$128,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 33] From State General Funds, \$171,200 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 34] From State General Funds, \$150,410 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of

the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$650,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 35] From State General Funds, \$363,200 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 36] From State General Funds, \$231,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 37] From State General Funds, \$454,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 38] From State General Funds, \$111,280 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing projects and facilities for the Board of Trustees of the Georgia Military College by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 39] From State General Funds, \$116,857 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing projects and facilities for the Board of Trustees of the Georgia Military College by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways,

buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$505,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 40] From State General Funds, \$171,200 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 41] From State General Funds, \$462,800 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 42] From State General Funds, \$171,200 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 43] From State General Funds, \$115,700 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing projects and facilities for the Georgia Public Telecommunications Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 44] From State General Funds, \$200,161 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing projects and facilities for the Georgia Public Telecommunications Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$865,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 45] From State General Funds, \$428,000 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction,

development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 46] From State General Funds, \$272,400 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 47] From State General Funds, \$115,560 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,350,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 48] From State General Funds, \$327,420 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,825,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 49] From State General Funds, \$171,200 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 50] From State General Funds, \$171,200 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in

excess of two hundred and forty months.

[Bond # 51] From State General Funds, \$154,080 is specifically appropriated for the Board of Regents of the University System of Georgia for the purpose of financing public library facilities for counties, municipalities, and boards of trustees of public libraries or boards of trustees of public library systems, through the issuance of not more than \$1,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 52] From State General Funds, \$1,362,000 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$15,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 53] From State General Funds, \$2,776,800 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$12,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 54] From State General Funds, \$2,176,317 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$9,405,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 55] From State General Funds, \$4,382,916 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$48,270,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 56] From State General Funds, \$454,000 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than

\$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 57] From State General Funds, \$1,468,690 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$16,175,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 58] From State General Funds, \$1,139,086 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$12,545,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 59] From State General Funds, \$817,200 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$9,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 60] From State General Funds, \$45,400 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 61] From State General Funds, \$90,800 is specifically appropriated for the purpose of financing projects and facilities for the Technical College System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 62] From State General Funds, \$433,564 is specifically appropriated for the purpose of financing projects and facilities for the Department of Behavioral Health and Developmental Disabilities by means of the acquisition, construction, development, extension, enlargement, or improvement of land,

waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,065,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 63] From State General Funds, \$694,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Community Health by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 64] From State General Funds, \$94,874 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$410,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 65] From State General Funds, \$1,115,348 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,820,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 66] From State General Funds, \$1,110,720 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Health by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 67] From State General Funds, \$92,560 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Health by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 68] From State General Funds, \$256,800 is specifically appropriated

for the purpose of financing projects and facilities for the Department of Veterans Service by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 69] From State General Funds, \$227,000 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Vocational Rehabilitation Agency by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 70] From State General Funds, \$351,728 is specifically appropriated for the purpose of financing projects and facilities for the Department of Community Supervision by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,520,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 71] From State General Funds, \$134,212 is specifically appropriated for the purpose of financing projects and facilities for the Department of Community Supervision by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$580,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 72] From State General Funds, \$694,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 73] From State General Funds, \$537,568 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,280,000 in principal amount of General Obligation Debt, the instruments of which shall



have maturities not in excess of two hundred and forty months.

[Bond # 74] From State General Funds, \$593,541 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,565,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 75] From State General Funds, \$960,432 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$11,220,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 76] From State General Funds, \$160,024 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,205,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of one hundred and twenty months.

[Bond # 77] From State General Funds, \$521,807 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,255,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 78] From State General Funds, \$1,175,716 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$13,735,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 79] From State General Funds, \$333,412 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful

in connection therewith, through the issuance of not more than \$3,895,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 80] From State General Funds, \$168,922 is specifically appropriated for the purpose of financing projects and facilities for the Department of Defense by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$730,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 81] From State General Funds, \$17,120 is specifically appropriated for the purpose of financing projects and facilities for the Department of Defense by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$200,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 82] From State General Funds, \$1,914,835 is specifically appropriated for the purpose of financing projects and facilities for the Department of Driver Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$8,275,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 83] From State General Funds, \$48,594 is specifically appropriated for the purpose of financing projects and facilities for the Department of Driver Services by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$210,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 84] From State General Funds, \$234,871 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,015,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 85] From State General Funds, \$163,137 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development,

extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$705,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 86] From State General Funds, \$399,165 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,725,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 87] From State General Funds, \$38,520 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$450,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 88] From State General Funds, \$69,420 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 89] From State General Funds, \$246,441 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,065,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 90] From State General Funds, \$462,800 is specifically appropriated for the Georgia Bureau of Investigation for the purpose of financing projects and facilities for the Criminal Justice Coordinating Council by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 91] From State General Funds, \$430,404 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Bureau of Investigation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,860,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 92] From State General Funds, \$470,800 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 93] From State General Funds, \$1,426,581 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,165,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 94] From State General Funds, \$647,920 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 95] From State General Funds, \$330,416 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,860,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 96] From State General Funds, \$115,700 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than

\$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 97] From State General Funds, \$199,004 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$860,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 98] From State General Funds, \$174,707 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$755,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 99] From State General Funds, \$1,470,547 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,355,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 100] From State General Funds, \$300,820 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 101] From State General Funds, \$86,775 is specifically appropriated for the purpose of financing projects and facilities for the Department of Public Safety by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$375,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 102] From State General Funds, \$312,440 is specifically appropriated for the Department of Public Safety for the purpose of financing projects and facilities for the Georgia Public Safety Training Center by means of the acquisition, construction, development, extension, enlargement, or

improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,650,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 103] From State General Funds, \$578,500 is specifically appropriated for the purpose of financing projects and facilities for the State Accounting Office by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 104] From State General Funds, \$578,500 is specifically appropriated for the purpose of financing projects and facilities for the Department of Banking and Finance by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 105] From State General Funds, \$171,200 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Building Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 106] From State General Funds, \$556,400 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Building Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 107] From State General Funds, \$578,500 is specifically appropriated for the purpose of financing projects and facilities for the Georgia General Assembly Joint Offices by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 108] From State General Funds, \$419,991 is specifically appropriated

for the purpose of financing projects and facilities for the Georgia House of Representatives by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,815,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 109] From State General Funds, \$138,840 is specifically appropriated for the purpose of financing projects and facilities for the Department of Labor by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 110] From State General Funds, \$173,550 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Public Defender Council by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$750,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 111] From State General Funds, \$416,520 is specifically appropriated for the purpose of financing projects and facilities for the Public Service Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 112] From State General Funds, \$5,322,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Revenue by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$23,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 113] From State General Funds, \$462,800 is specifically appropriated for the purpose of financing projects and facilities for the Department of Revenue by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$2,000,000 in principal amount of General Obligation Debt, the instruments of which shall

have maturities not in excess of sixty months.

[Bond # 114] From State General Funds, \$231,400 is specifically appropriated for the purpose of financing projects and facilities for the Department of Agriculture by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 115] From State General Funds, \$115,700 is specifically appropriated for the purpose of financing projects and facilities for the Department of Agriculture by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 116] From State General Funds, \$138,840 is specifically appropriated for the purpose of financing projects and facilities for the Department of Community Affairs by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 117] From State General Funds, \$428,000 is specifically appropriated for the Georgia Environmental Finance Authority for the purpose of financing loans to counties, municipal corporations, political subdivisions, local authorities, and other local government entities for water or sewerage facilities or systems or for regional or multijurisdictional solid waste recycling or solid waste facilities or systems, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 118] From State General Funds, \$856,000 is specifically appropriated for the Georgia Environmental Finance Authority for the purpose of financing loans to counties, municipal corporations, political subdivisions, local authorities, and other local government entities for water or sewerage facilities or systems or for regional or multijurisdictional solid waste recycling or solid waste facilities or systems, through the issuance of not more than \$10,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 119] From State General Funds, \$342,400 is specifically appropriated for the purpose of financing projects and facilities for the Jekyll Island State Park Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary



or useful in connection therewith, through the issuance of not more than \$4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 120] From State General Funds, \$858,494 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,710,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 121] From State General Funds, \$1,747,900 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$19,250,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 122] From State General Funds, \$347,100 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 123] From State General Funds, \$29,960 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$350,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 124] From State General Funds, \$1,707,040 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$18,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 125] From State General Funds, \$417,677 is specifically appropriated

for the Department of Transportation for the purpose of financing projects and facilities for the Georgia Regional Transportation Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,805,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond # 126] From State General Funds, \$428,000 is specifically appropriated for the Department of Transportation for the purpose of financing projects and facilities for the Georgia Regional Transportation Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 127] From State General Funds, \$573,520 is specifically appropriated for the purpose of financing projects and facilities for the State Soil and Water Conservation Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,700,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 128] From State General Funds, \$8,560,000 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$100,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 129] From State General Funds, \$170,250 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$1,875,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 130] From State General Funds, \$558,420 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development,

extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$6,150,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 131] From State General Funds, \$272,400 is specifically appropriated for the Department of Economic Development for the purpose of financing projects and facilities for the Georgia World Congress Center Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond # 132] From State General Funds, \$363,200 is specifically appropriated for the Department of Economic Development for the purpose of financing projects and facilities for the Georgia World Congress Center Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

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### **Section 51: General Obligation Bonds Repealed, Revised, or Reinstated**

The following paragraph of Section 50 of the General Appropriations Act for State Fiscal Year 2014 2015 (Ga. L. 2014, Volume One Appendix, commencing at p. 1 of 139, 134, Act No. 632, 2014 Regular Session, H.B. 744) signed by the Governor on April 28, 2014, carried forward in Section 50 of the Supplementary General Appropriations Act for State Fiscal Year 2014 2015 (Ga. L. 2015, Volume One Appendix, commencing at p. 1 of 98, 92, Act No. 1, 2015 Regular Session, H.B. 75) signed by the Governor on February 19, 2015, and which reads as follows:

[Bond # 110] From State General Funds, \$694,200 is specifically appropriated for the purpose of financing projects and facilities for the Secretary of State by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than \$ 3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

is hereby repealed in its entirety.

**Section 52: Salary Adjustments**

The appropriations to budget units made above include funds for, and have the added purpose of, the following salary increases and adjustments, to be administered in conformity with the applicable compensation and performance management plans as provided by law:

- 1.) Additional funds for personal services for employees of the Executive, Judicial, and Legislative Branches, excluding Board of Regents faculty and Technical College System of Georgia teachers and support personnel, to be used for merit based pay increases for high performing employees in Fiscal Year 2016 and salary adjustments to attract new employees with critical skills or keep successful performers in critical jobs. The amount for this item is calculated according to an effective date of July 1, 2016.
- 2.) Before Item 1 above, but not in lieu of it, funds for supplementary salary adjustments to address employee retention needs for certain employees in the job titles specified in the appropriations stated above to the Department of Banking and Finance, Department of Behavioral Health and Developmental Disabilities, Department of Corrections, Georgia Bureau of Investigation, Department of Juvenile Justice, Department of Law, Department of Natural Resources, Department of Public Health, Department of Public Safety, Prosecuting Attorneys, and Georgia Public Defender Council. The amount for this item is calculated according to an effective date of July 1, 2016.
- 3.) In lieu of other numbered items, funds for the State Board of Education for the Quality Basic Education program, such funds to be used by the Quality Basic Education program for the purpose of reducing or eliminating furlough days, increasing instructional days, and providing salary increases to teachers in local education authorities. The amount for this item is calculated according to an effective date of July 1, 2016.
- 4.) In lieu of other numbered items, funds for the Department of Early Care and Learning for pre-kindergarten teachers to be used for employee recruitment and retention initiatives. The amount for this item is calculated according to an effective date of July 1, 2016.
- 5.) Before Item 4 above, but not in lieu of it, additional funds for the Department of Early Care and Learning to implement a new compensation model to retain lead teachers, increase assistant teacher salaries, and maintain classroom quality. The amount for this item is calculated according to an effective date of July 1, 2016.
- 6.) In lieu of other numbered items, additional funds for personal services for non-faculty employees of the Board of Regents, to be used for merit based pay

increases for high performing employees in Fiscal Year 2016 and salary adjustments to attract new employees with critical skills or to keep successful performers in critical jobs. The amount for this item is calculated according to an effective date of July 1, 2016.

7.) In lieu of other numbered items, to provide funds for supplementary salary adjustments to address needs for the recruitment and retention of Board of Regents faculty, funded through the Teaching program appropriation stated above. The amount for this item is calculated according to an effective date of July 1, 2016.

8.) In lieu of other numbered items, additional funds for personal services for public librarians, funded through the Public Libraries appropriation stated above, to be used for merit based pay increases for high performing employees in Fiscal Year 2016 and salary adjustments to attract new employees with critical skills or keep successful performers in critical jobs as administered by the Board of Regents. The amount for this item is calculated according to an effective date of July 1, 2016.

9.) In lieu of other numbered items, additional funds for personal services for teachers and support personnel within the Technical College System of Georgia, to be used for merit based pay increases for high performing employees in Fiscal Year 2016 and salary adjustments to attract new employees with critical skills or to keep successful performers in critical jobs. The amount for this item is calculated according to an effective date of July 1, 2016.

### **Section 53: Refunds**

In addition to all other appropriations, there is hereby appropriated, as needed, a specific sum of money equal to each refund authorized by law, which is required to make refunds of taxes and other monies collected in error, farmer gasoline tax refunds, and any other refunds specifically authorized by law.

### **Section 54: Leases**

In accordance with the requirements of Article IX, Section III, Paragraph I(a) of the Constitution of the State of Georgia, as amended, there is hereby appropriated payable to each department, agency, or institution of the State sums sufficient to satisfy the payments required to be made in each year under existing lease contracts between any department, agency, or institution of the State and any authority created and activated at the time of the effective date of the aforesaid constitutional provision, as amended, or appropriated for the State Fiscal Year addressed within this Act. If for any reason any of the sums herein provided under any other provision of this Act are insufficient to make the

required payments in full, then there shall be taken from other funds appropriated to the department, agency, or institution involved an amount sufficient to satisfy such deficiency in full, and the lease payment shall constitute a first charge on all such appropriations.

### **Section 55: Budgetary Control and Interpretation**

The appropriations of State Funds in this Act shall consist of the amount stated for each line at the most specific level of detail associated with the statement of Program Name and Program Purpose. The appropriations of Federal Funds and of Other Funds in this Act shall consist of the amount stated at the broadest or summary level of detail associated with the statement of Program Name and Program Purpose, and the more specific levels of detail shall be for information only. In the preceding sentence, "Federal Funds" means any federal funding source, whether specifically identified or not specifically identified; "Other Funds" means all other fund sources except State Funds and Federal Funds, including in Other Funds without limitation all Intra-State Government Transfers. Regardless of placement on the page, both the broadest or summary level of detail and the more specific detail of appropriations of Intra-State Government Transfers shall be deemed more specific levels of detail of Other Funds, and the broadest or summary amount shall be deemed added to the broadest or summary amount of the appropriation of Other Funds for the program.

Within this Act, Program Names appear as underlined captions, and Program Purpose appears immediately below as italicized text. Text within a box is not an appropriation but rather is for information only. The most specific level of detail for authorizations for general obligation debt in Section 50 shall be the authorizing paragraphs.

### **Section 56: Flex**

Notwithstanding any other statement of purpose, the purpose of each appropriation of federal funds or other funds shall be the stated purpose or any other lawful purpose consistent with the fund source and the general law powers of the budget unit.

In the preceding sentence, "Federal Funds" means any federal funding source, whether specifically identified or not specifically identified; "Other Funds" means all other fund sources except State Funds or Federal Funds, including without limitation Intra-State Government Transfers. This paragraph shall not permit an agency to include within its flex the appropriations for an agency attached to it for administrative purposes.

For purposes of the appropriations for the "Medicaid: Low-Income Medicaid," "Medicaid: Aged, Blind, and Disabled," and "PeachCare" programs of the Department of Community Health, the appropriation of a particular State fund source for each program shall be the amount stated, and each such program shall also be authorized up to an additional amount of 10 percent (10%) of the amount stated. However, if the additional authority is used, the appropriation of the same State fund source for the other programs to that agency shall be reduced in the same amount, such that the stated total in program appropriations from that State fund source for the three programs shall not be exceeded. However, the additional amount shall be from a State fund source which is lawfully available for the program to which it is added.

For purposes of the appropriations for the "Capital Construction Projects," "Capital Maintenance Projects," and "Local Road Assistance Administration" programs of the Department of Transportation, the appropriation of a particular State fund source for each program shall be the amount stated, and each such program shall also be authorized up to an additional amount of 10 percent (10%) of the amount stated. However, if the additional authority is used, the appropriation of the same State fund source for the other programs to that agency shall be reduced in the same amount, such that the stated total in program appropriations from that State fund source for the three programs shall not be exceeded. However, the additional amount shall be from a State fund source which is lawfully available for the program to which it is added.

## PART II

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

## PART III

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

Senator Hill of the 4th moved that the Senate adopt the Conference Committee Report on HB 751.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone

N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 53, nays 1; the motion prevailed, and the Senate adopted the Conference Committee Report on HB 751.

The following communications were received by the Secretary:

3/22/ 16

Due to business outside the Senate Chamber, I missed the vote on the HB 751. Had I been present, I would have voted “yes”.

/s/ Marty Harbin  
District 16

3/22

Due to business outside the Senate Chamber, I missed the vote on the HB 751. Had I been present, I would have voted “Yes”.

/s/ Fran Millar  
District 40

The Calendar was resumed.

HB 808. By Representatives Willard of the 51st, Jones of the 47th, Burns of the 159th, Oliver of the 82nd, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions relative to courts, so as to create a new Judicial Qualifications Commission; to provide for the powers, composition, and appointment of such commission; to amend Code



Section 50-14-3 of the Official Code of Georgia Annotated, relating to certain proceedings exempted from open meetings requirements, so as to remove any exemptions for meetings of the Judicial Qualifications Commission; to provide effective dates; to provide for contingent automatic repeal; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Burke of the 11th.

The Senate Committee on Ethics offered the following substitute to HB 808:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 1 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions relative to courts, so as to create a new Judicial Qualifications Commission; to provide for the powers, composition, and appointment of such commission; to provide for a commission member's term and removal; to provide for procedures and confidentiality; to provide for related matters; to provide a contingent effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 1 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions relative to courts, is amended by adding a new Code section to read as follows:

"15-1-19.

(a) Pursuant to Paragraph VI of Section VII of Article VI of the Constitution, there is hereby created the Judicial Qualifications Commission, which shall have the power to discipline, remove, and cause involuntary retirement of judges in accordance with such Paragraph.

(b) The Judicial Qualifications Commission shall consist of seven members, each of whom shall serve for a term of three years, subject to confirmation by the Senate, as follows:

(1) Two judges of any court of record, appointed by the Supreme Court;

(2) Two members of the State Bar of Georgia, each of whom shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the board of governors of the State Bar of Georgia;

(3) One citizen member, who shall be a registered voter of this state but shall not be a member of the State Bar of Georgia, appointed by the Speaker of the House of Representatives;

(4) One citizen member, who shall be a registered voter of this state but shall not be a

member of the State Bar of Georgia, appointed by the President of the Senate; and

(5) One member of the State Bar of Georgia, who shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the Governor to serve as chairperson of the commission.

(c) The Judicial Qualifications Commission may adopt procedures for its own governance which are not otherwise provided by the Constitution or this Code section.

(d) Members of the commission shall be subject to removal from the commission by an affirmative vote of six members of the commission, with the member who is subject to removal being disqualified from any such vote.

(e) No person shall serve more than two consecutive terms as a member of the commission.

(f) Notwithstanding Chapter 14 of Title 50, unless otherwise waived by the judge involved, all papers filed with and proceedings before the commission, including any investigation that the commission may undertake, shall be confidential, and no person shall disclose information obtained from commission proceedings or papers filed with or by the commission, except as provided in this Code section. Such papers shall not be subject to disclosure under Article 4 of Chapter 18 of Title 50.

(g) Information submitted to the commission or its staff, and testimony given in any proceeding before the commission, shall be absolutely privileged, and no civil action predicated upon such information or testimony shall be instituted against any complainant, witness, or his or her counsel.

(h) If, after an investigation is completed, the commission concludes that a letter of caution is appropriate, it shall issue a letter of caution to the judge in lieu of any further proceeding in the matter. The issuance of a letter of caution shall be confidential in accordance with subsection (f) of this Code section.

(i) If, after an investigation is completed, the commission concludes that disciplinary proceedings should be instituted, the notice and statement of charges filed by the commission, along with the answer and all other pleadings, shall remain confidential in accordance with subsection (f) of this Code section. Disciplinary hearings ordered by the commission shall be confidential, and recommendations of the commission to the Supreme Court, along with the record filed in support of such recommendations, shall be confidential in accordance with subsection (f) of this Code section. Testimony and other evidence presented to the commission shall be privileged in any action for defamation. At least four members of the commission shall concur in any recommendation to issue a public reprimand against or to censure, suspend, retire, or remove any judge. A respondent who is recommended for public reprimand, censure, suspension, retirement, or removal shall be entitled to a copy of the proposed record to be filed with the Supreme Court, and if the respondent has objections to it, to have the record settled by the commission's chairperson. The respondent shall also be entitled to present a brief and to argue the respondent's case, in person and through counsel, to the Supreme Court. A majority of the members of the Supreme Court voting shall concur in any order of public reprimand, censure, suspension, retirement, or removal. The

Supreme Court may approve the recommendation, remand for further proceedings, or reject the recommendation. A member of the commission who is a judge shall be disqualified from acting in any case in which he or she is a respondent.

(j) Upon issuance of a public reprimand, censure, suspension, retirement, or removal by the Supreme Court, the notice and statement of charges filed by the commission along with the answer and all other pleadings, including the recommendation of the commission to the Supreme Court and the record filed in support of such recommendation, shall no longer be confidential."

### SECTION 2.

This Act shall become effective on January 1, 2017, only if an amendment to the Constitution abolishing the existing Judicial Qualifications Commission and requiring the General Assembly to create and provide by general law for the composition and manner of appointment of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges, is ratified by the voters at the November, 2016, state-wide general election. If such an amendment is not so ratified, then this Act shall not become effective and shall stand repealed on January 1, 2017.

### SECTION 3.

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

Senators McKoon of the 29th and Crane of the 28th offered the following amendment #1:

Amend LC 28 8079S to HB 808 by striking on line 23 "the Speaker of the House of" striking on line 24 "Representatives;" and inserting in lieu thereof "the Attorney General;"

On the adoption of the amendment, the President ordered a roll call, and the vote was as follows:

N Albers	N Hill, Jack	Y Orrock
N Beach	Y Hill, Judson	Y Parent
N Bethel	Hufstetler	Y Rhett
N Black	N Jackson, B	Y Seay
N Burke	Y Jackson, L	N Shafer
Y Butler	Y James	Y Sims
N Cowsert	N Jeffares	N Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	N Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	N Kennedy	N Tippins
N Ginn	N Kirk	N Unterman

N Gooch	N Ligon	VanNess
Y Harbin	Y Lucas	N Walker
Y Harbison	N Martin	N Watson
N Harper	Y McKoon	N Wilkinson
Y Heath	N Millar	N Williams, M
Y Henson	N Miller	N Williams, T
N Hill, H	N Mullis	

On the adoption of the amendment, the yeas were 24, nays 30, and the McKoon, Crane amendment #1 to the committee substitute was lost.

Senators Bethel of the 54th and Burke of the 11th offered the following amendment #2:

Amend LC 28 8079S HB 808 by striking "January 1, 2017" on line 77 and inserting in the same place "July 1, 2017".

On the adoption of the amendment, there were no objections, and the Bethel, Burke amendment #2 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	N Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson

Y Heath  
N Henson  
N Hill, H

Y Millar  
Y Miller  
Y Mullis

Y Williams, M  
Y Williams, T

On the passage of the bill, the yeas were 37, nays 18.

HB 808, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

Mar. 22, 2016

Due to business outside the Senate Chamber, I missed the vote on the HB 808. Had I been present, I would have voted "NO".

/s/ N.G. Orrock  
District 36

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 1. By Senators Bethel of the 54th, Shafer of the 48th, Cowser of the 46th, Henson of the 41st, Albers of the 56th and others:

A BILL to be entitled an Act to amend Code Section 33-24-59.10 of the Official Code of Georgia Annotated, relating to insurance coverage for autism, so as to provide for certain insurance coverage of autism spectrum disorders; to provide for definitions; to provide for limitations; to provide for premium cap and other conditions; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 168. By Senators Jones of the 25th and Harper of the 7th:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the Old Governor's Mansion as the official state historic house; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 258. By Senators Millar of the 40th and Albers of the 56th:

A BILL to be entitled an Act to amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, so as to provide that the assessed value of property for a taxable year shall not be increased beyond the initial assessment value established by the board of tax assessors during an appeal of such valuation for such taxable year by the taxpayer but may be reduced as a result of the appeal of the taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has passed, as amended, by the requisite constitutional majority the following Bill of the Senate:

SB 323. By Senators Dugan of the 30th, Jackson of the 24th, Miller of the 49th, Martin of the 9th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Chapter 18 of Title 50 of the Official Code of Georgia Annotated, relating to state printing and documents, so as to provide for public disclosure not to be required for any documents pertaining to an economic development project by any agency; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Calendar was resumed.

HR 1113. By Representatives Willard of the 51st, Jones of the 47th, Burns of the 159th, Oliver of the 82nd, Meadows of the 5th and others:

#### A RESOLUTION

Proposing an amendment to the Constitution so as to abolish the existing Judicial Qualifications Commission; to require the General Assembly to create and provide by general law for the composition, manner of appointment, and governance of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges; to require the Judicial Qualifications Commission to have procedures that provide for due process of law; to provide for Supreme Court review of Judicial Qualifications Commission advisory opinions and procedures; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Section VII of Article VI of the Constitution is amended by revising Paragraph VI as follows:

"Paragraph VI. *Judicial Qualifications Commission; power; composition.* (a) The General Assembly shall by general law create and provide for the composition, manner of appointment, and governance of a Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges as provided by this Article shall be vested in the Judicial Qualifications Commission. It shall consist of seven members, as follows:

(1) ~~Two judges of any court of record, selected by the Supreme Court;~~

(2) ~~Three members of the State Bar of Georgia who shall have been active status members of the state bar for at least ten years and who shall be elected by the board of governors of the state bar; and~~

(3) ~~Two citizens, neither of whom shall be a member of the state bar, who shall be appointed by the Governor.~~

(b) The procedures of the Judicial Qualifications Commission shall comport with due process. Such procedures and advisory opinions issued by the Judicial Qualifications Commission shall be subject to review by the Supreme Court.

(c) The Judicial Qualifications Commission which existed on December 31, 2016, is hereby abolished."

**SECTION 2.**

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended so as to abolish the existing Judicial Qualifications Commission; require the General Assembly to create and provide by general law for the composition, manner of appointment, and governance of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges; and require the Judicial Qualifications Commission to have procedures that provide for due process of law and review by the Supreme Court of its advisory opinions?"

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state.

The Senate Committee on Ethics offered the following substitute to HR 1113:

### A RESOLUTION

Proposing an amendment to the Constitution so as to abolish the existing Judicial Qualifications Commission; to require the General Assembly to create and provide by general law for the composition, manner of appointment, and governance of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges; to require the Judicial Qualifications Commission to have procedures that provide for due process of law; to provide for Supreme Court review of Judicial Qualifications Commission advisory opinions and procedures; to provide for the General Assembly by general law to allow the Judicial Qualifications Commission to be open to the public in some manner in conducting its business; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

#### SECTION 1.

Section VII of Article VI of the Constitution is amended by revising Paragraph VI as follows:

"Paragraph VI. *Judicial Qualifications Commission; power; composition.* (a) The General Assembly shall by general law create and provide for the composition, manner of appointment, and governance of a Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges as provided by this Article shall be vested in the Judicial Qualifications Commission. It shall consist of seven members, as follows:

- (1) ~~Two judges of any court of record, selected by the Supreme Court;~~
- (2) ~~Three members of the State Bar of Georgia who shall have been active status members of the state bar for at least ten years and who shall be elected by the board of governors of the state bar; and~~
- (3) ~~Two citizens, neither of whom shall be a member of the state bar, who shall be appointed by the Governor.~~

(b) The procedures of the Judicial Qualifications Commission shall comport with due process. Such procedures and advisory opinions issued by the Judicial Qualifications Commission shall be subject to review by the Supreme Court.

(c) The Judicial Qualifications Commission which existed on December 31, 2016, is hereby abolished."

#### SECTION 2.

Article VI, Section VII, Paragraph VII of the Constitution is amended by revising subparagraph (4) of subparagraph (b) as follows:

"(4)(A) The findings and records of the commission and the fact that the public



official has or has not been suspended shall not be admissible in evidence in any court for any purpose.

(B) The findings and records of the commission shall not be open to the public except as provided by the General Assembly by general law."

### SECTION 3.

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

- "( ) YES Shall the Constitution of Georgia be amended so as to abolish the existing Judicial Qualifications Commission; require the General Assembly to create and provide by general law for the composition, manner of appointment, and governance of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges; require the Judicial Qualifications Commission to have procedures that provide for due process of law and review by the Supreme Court of its advisory opinions; and allow the Judicial Qualifications Commission to be open to the public in some manner?"
- ( ) NO

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state.

Senators McKoon of the 29th and Crane of the 28th offered the following amendment #1:

Amend LC 29 7089S to HR 1113 by striking at line 19 "as provided by this Article" and inserting in lieu thereof, "shall be vested in the Judicial Qualifications Commission. It shall consist of seven members, as follows: (1) Two judges of any court of record, selected by the Supreme Court; (2) Three members of the State Bar of Georgia who shall have been active status members of the state bar for at least then years, selected by the Supreme Court; and (3) Two citizens, neither of whom shall be a member of the state bar, selected by the Supreme Court."

On the adoption of the amendment, the President asked unanimous consent.

Senator Burke of the 11th objected.

On the adoption of the amendment, the yeas were 16, nays 34, and the McKoon, Crane amendment #1 to the committee substitute was lost.

Senators Bethel of the 54th and Burke of the 11th offered the following amendment # 2:

by inserting at the end of line 26 the following:

"Appointments to the Judicial Qualifications Commission shall be subject to confirmation by the Senate as provided for by general law."

and

by striking "December 31, 2016" on line 30 and inserting in the same place "June 30, 2017".

On the adoption of the amendment, there were no objections, and the Bethel, Burke amendment #2 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the adoption of the resolution by substitute, was agreed to as amended.

On the adoption of the resolution proposing an amendment to the Constitution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 37, nays 18.

HR 1113, having failed to receive the requisite two-thirds constitutional majority, was lost.

Senator Cowsert of the 46th moved that the Senate reconsider its action in defeating HR 1113.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion to reconsider HR 1113, the yeas were 37, nays 17; the motion prevailed, and HR 1113 was placed on the General Calendar.

At 7:09 p.m. the President announced that the Senate would stand at ease until 8:00 p.m.

At 9:09 p.m. the President called the Senate to order.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 327. By Senators Hill of the 32nd, Hill of the 6th, McKoon of the 29th, Crane of the 28th, Thompson of the 14th and others:

A BILL to be entitled an Act to amend Part 1 of Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia Annotated, relating to general authority, duties, and procedure relative to state purchasing, so as to prohibit the state, including all of its subdivisions and instrumentalities, from entering into certain contracts with an individual or company unless such contracts contain a certification that such individual or company does not presently conduct a boycott of Israel and will not conduct such a boycott for the duration of such contract; to exclude certain contracts from these requirements; to provide for definitions; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 767. By Representatives Powell of the 32nd, Hitchens of the 161st, Petrea of the 166th, Waites of the 60th, Taylor of the 173rd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions regarding uniform rules of the road, so as to add utility service vehicles to the "Spencer Pass Law"; to provide a procedure for passing stationary utility service vehicles; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 801. By Representatives Jones of the 47th, Dickey of the 140th, Nimmer of the 178th, Rogers of the 10th, Burns of the 159th and others:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to revise various provisions regarding the HOPE scholarship; to include certain coursework in computer science as optional rigor requirements; to provide for weighted scores for certain college coursework; to clarify definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendment to the following Bill of the House:

HB 579. By Representatives McCall of the 33rd, Dickey of the 140th, Taylor of the 173rd, England of the 116th, Roberts of the 155th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions

regarding uniform rules of the road, so as to provide for the operation of certain vehicles upon the highways when used in connection with agricultural pursuits; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate amendment, as amended by the House, to the following Bill of the House:

HB 910. By Representatives Frye of the 118th, Fleming of the 121st, Kelley of the 16th, Mabra of the 63rd, Weldon of the 3rd and others:

A BILL to be entitled an Act to amend Chapter 33 of Title 31 of the Official Code of Georgia Annotated, relating to health records, so as to provide that provisions relating to the costs of copying and mailing patient records apply to psychiatric, psychological, and other mental health records; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 172. By Representatives Lumsden of the 12th, Powell of the 32nd, Hitchens of the 161st, Caldwell of the 131st, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 7 of Title 52 of the Official Code of Georgia Annotated, relating to general provisions relative to the registration, operation, and sale of watercraft, so as to revise the types of vessels that are applicable to the operation of watercraft while under the influence of alcohol, toxic vapors, or drugs; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 219. By Representatives Jones of the 167th, Atwood of the 179th and Werkheiser of the 157th:

A BILL to be entitled an Act to amend Chapter 45 of Title 31 of the Official Code of Georgia Annotated, relating to health and public swimming pools, so as to exempt certain privately owned swimming pools from inspection and licensing requirements; to authorize inspection requests to board of health by residents or owners; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 649. By Representatives Cooper of the 43rd, Clark of the 101st, Knight of the 130th, Jones of the 53rd, Stephenson of the 90th and others:

A BILL to be entitled an Act to amend Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to physicians, acupuncturists, and others, so as to require licensure of lactation consultants; to provide for a short title; to provide for legislative findings; to provide for definitions; to provide for an advisory committee; to provide for licensure application and qualifications; to provide for license renewal; to provide for statutory construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 691. By Representatives Tanner of the 9th, Willard of the 51st, Welch of the 110th, Caldwell of the 131st and Golick of the 40th:

A BILL to be entitled an Act to amend Article 1 of Chapter 32 of Title 36 of the Official Code of Georgia Annotated, relating to municipal courts generally, so as to provide the removal of appointed municipal court judges under certain circumstances; to provide for procedure; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 784. By Representatives Carson of the 46th, Maxwell of the 17th and Lumsden of the 12th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide that certain insurer advertising and promotional items not exceeding \$100.00 in value will not be considered an unfair trade practice or an unlawful inducement; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 804. By Representatives Mabra of the 63rd, Glanton of the 75th, Douglas of the 78th, Scott of the 76th, Stovall of the 74th and others:

A BILL to be entitled an Act to amend Code Section 15-6-2 of the O.C.G.A., relating to the number of judges of superior courts, so as to provide for a fifth judge of the superior courts of the Clayton Judicial Circuit; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1058. By Representatives Price of the 48th, Hawkins of the 27th, Cooper of the 43rd, Dempsey of the 13th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Chapters 17 and 22 of Title 31 and Code Section 24-12-21 of the O.C.G.A., relating to control of venereal disease, clinical laboratories, and the disclosure of AIDS confidential information, respectively, so as to revise various statutes relating to HIV and AIDS; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has disagreed to the Senate amendment to the House substitute to the following Bill of the Senate:

SB 64. By Senators Hufstetler of the 52nd and Jones of the 10th:

A BILL to be entitled an Act to amend Code Section 15-11-2, Title 19, and Chapter 10 of Title 31 of the O.C.G.A., relating to definitions for the Juvenile Code, domestic relations, and vital records, respectively, so as to repeal voluntary acknowledgments of legitimation; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 100. By Representatives Dickson of the 6th, Epps of the 144th, Greene of the 151st, England of the 116th and Coleman of the 97th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to change provisions relating to the date by which a child must reach a certain age in order to be eligible for enrollment in certain educational programs; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

SENATE SUPPLEMENTAL RULES CALENDAR  
TUESDAY, MARCH 22, 2016  
THIRTY-NINTH LEGISLATIVE DAY

HR 1113 Judicial Qualifications Commission; create - CA (Substitute)  
(ETHICS-11th) Willard-51st

Respectfully submitted,

/s/ Mullis of the 53rd, Chairman  
Senate Rules Committee

Senator Cowsert of the 46th moved that the following legislation on the Rules Calendar and the Supplemental Rules Calendar be placed on the Table:

HB 927	HB 745	HB 822	HB 879	HB 59
HB 882	HB 883	HB 976	HB 514	HB 1070
HB 773	HB 897	HB 900	HB 1043	HB 866
HB 783	HB 93	HB 166	HB 1085	HB 605
HB 806	HB 904	HB 364	HB 216	HB 212
HB 937	HB 960	HB 936	HB 935	HB 821
HB 905	HB 980	HB 885	HB 818	HB 802
HB 764	HB 772	HB 798	HB 654	HB 21
HB 51	HB 193	HB 304	HB 690	HB 738
HB 759	HB 853	HB 856	HB 862	HB 889
HB 916	HB 944	HB 954	HB 911	HB 987
HB 1004	HB 1025	HB 1073	HB 957	HR 1052
HB 895	HB 614	HB 838	HB 408	HR 1113

Senator Tate of the 38th objected.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 40, nays 16; the motion prevailed, and the legislation on the Rules Calendar and the Supplemental Rules Calendar was placed on the Table.



Senator Burke of the 11th moved that HR 1113 be taken from the Table.

Senator Henson of the 41st objected.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 38, nays 18; the motion prevailed, HR 1113 was taken from the Table, and put upon its adoption.

HR 1113. By Representatives Willard of the 51st, Jones of the 47th, Burns of the 159th, Oliver of the 82nd, Meadows of the 5th and others:

A RESOLUTION proposing an amendment to the Constitution so as to abolish the existing Judicial Qualifications Commission; to require the General Assembly to create and provide by general law for the composition, manner of appointment, and governance of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Senate Sponsor: Senator Burke of the 11th.

Senator Cowsert of the 46th moved the previous question.

Senator Henson of the 41st objected.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 38 nays 18 the motion prevailed, and the previous question was ordered.

The report of the committee, which was favorable to the adoption of the resolution by substitute, was agreed to as amended.

On the adoption of the resolution proposing an amendment to the Constitution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C

N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 38, nays 18.

HR 1113, having received the requisite two-thirds constitutional majority, was adopted by substitute.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 779. By Representatives Tanner of the 9th, Lumsden of the 12th, Watson of the 172nd, Prince of the 127th and Broadrick of the 4th:

A BILL to be entitled an Act to amend Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, so as to regulate the use of unmanned aircraft systems and images captured by such systems; to provide for definitions; to provide for exceptions; to provide for penalties and a civil right of action; to provide for venue; to amend Code Section 27-3-151 of the Official Code of Georgia Annotated, relating to activity prohibited in the taking of wildlife, so as to regulate the use of unmanned aircraft systems in connection to hunting and fishing; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 370. By Representatives Fleming of the 121st, Wilkerson of the 38th, Fludd of the 64th, England of the 116th, Powell of the 32nd and others:

A BILL to be entitled an Act to amend Chapter 5 of Title 21 of the Official Code of Georgia Annotated, relating to ethics in government, so as to

provide for waivers of certain civil penalties and fees incurred by candidates for local elected office; to provide for exceptions; to provide for refunds of certain civil penalties and fees; to provide for legislative findings; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 676. By Representative Brockway of the 102nd:

A BILL to be entitled an Act to amend Chapter 29 of Title 50 of the Official Code of Georgia Annotated, relating to information technology, so as to provide for the submission of business cases in certain circumstances; to provide for change management requirements for certain projects; to provide for legislative intent and findings; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 697. By Representatives Kirby of the 114th, Harden of the 148th, Caldwell of the 20th, Burns of the 159th, Jasperse of the 11th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to unsolicited merchandise, so as to require solicitors to receive from consumers affirmative assent to continued receipt of certain merchandise following a free trial before charging; to provide for remedies; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 65. By Representatives Caldwell of the 20th, Ramsey of the 72nd, Teasley of the 37th, Turner of the 21st, Dudgeon of the 25th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to require local boards of education and certain charter schools to hold at least two public meetings on the proposed annual operating budget; to require that a summary of the proposed and adopted annual operating budget be posted on the Internet; to require that the detailed annual operating budget be made available upon request; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1028. By Representatives Werkheiser of the 157th, Nimmer of the 178th, Burns of the 159th, Abrams of the 89th and Caldwell of the 20th:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated, relating to general provisions relative to waste management, so as to require the Environmental Protection Division of the Department of Natural Resources to provide notice to affected localities upon the occurrence of certain events relating to permitted solid or hazardous waste facilities; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator James of the 35th moved that HB 514 be taken from the Table.

Senator Fort of the 39th objected.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 41, nays 13; the motion prevailed, HB 514 was taken from the Table and put upon its passage.

The following Senators were excused for business outside the Senate Chamber:

Parent of the 42nd

Sims of the 12th

HB 514. By Representatives Bruce of the 61st, Fludd of the 64th, Kaiser of the 59th, Mabra of the 63rd, Jones of the 53rd and others:

A BILL to be entitled an Act to incorporate the City of South Fulton in Fulton County; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator James of the 35th.

The Senate Committee on State and Local Governmental Operations offered the following substitute to HB 514:

A BILL TO BE ENTITLED  
AN ACT

To incorporate the City of South Fulton in Fulton County, Georgia; to provide a charter for the City of South Fulton; to provide for incorporation, boundaries, and powers of the city; to provide for a governing authority of such city and the powers, duties, authority, election, terms, method of filling vacancies, compensation, qualifications, prohibitions, and removal from office relative to members of such governing authority; to provide for inquiries and investigations; to provide for organization and procedures; to provide for ordinances and codes; to provide for the offices of mayor and city manager and certain duties and powers relative to those offices; to provide for administrative responsibilities; to provide for boards, commissions, and authorities; to provide for a city attorney, a city clerk, a city treasurer, and other personnel; to provide for rules and regulations; to provide for a municipal court and the judge or judges thereof; to provide for practices and procedures; to provide for taxation and fees; to provide for franchises, service charges, and assessments; to provide for bonded and other indebtedness; to provide for accounting and budgeting; to provide for purchases; to provide for the sale of property; to provide for general homestead exemption; to provide for bonds for officials; to provide for definitions and construction; to provide for other matters relative to the foregoing; to provide for a referendum; to provide effective dates; to provide for transition of powers and duties; to provide for directory nature of dates; to provide for a charter commission; to provide for severability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

ARTICLE I  
INCORPORATION AND POWERS  
**SECTION 1.10.**  
Incorporation.

The City of South Fulton in Fulton County is incorporated by the enactment of this charter and is constituted and declared a body politic and corporate under the name of the

"City of South Fulton." References in this charter to "the city" or "this city" refer to the City of South Fulton. The city shall have perpetual existence.

### **SECTION 1.11.**

#### Corporate boundaries.

The boundaries of the City of South Fulton shall include all unincorporated areas of Fulton County, including the Fulton County Industrial District, as such exist on July 1, 2016; provided, however, that, if the local constitutional amendment establishing the Fulton County Industrial District is not repealed or determined judicially to be of no force and effect prior to the first municipal election being conducted under this charter, the Fulton County Industrial District shall not become a part of the City of South Fulton. The boundaries of the city are more particularly described in Appendix A, attached to and made a part of this charter. The city clerk shall maintain a current map and written legal description of the corporate boundaries of the city, and such map and description shall incorporate any changes which may hereafter be made in such corporate boundaries.

### **SECTION 1.12.**

#### Municipal powers.

(a) This city shall have all powers possible for a city to have under the present or future Constitution and laws of this state as fully and completely as though they were specifically enumerated in this charter. This city shall have all the powers of self-government not otherwise prohibited by this charter or by general law.

(b) The powers of this city shall be construed liberally in favor of the city. The specific mention or failure to mention particular powers shall not be construed as limiting in any way the powers of this city. Said powers shall include, but are not limited to, the following:

(1) Air and water pollution and environmental issues. To regulate the emission of smoke or other exhaust which pollutes the air and to prevent the pollution of natural streams which flow within the corporate limits of the city and to regulate any other environmental matters that would affect the quality of life within the boundaries of the city;

(2) Animal regulations. To regulate and license or to prohibit the keeping or running at large of animals and fowl and to provide for the impoundment of same if in violation of any ordinance or lawful order; to provide for the disposition by sale, gift, or humane destruction of animals and fowl when not redeemed as provided by ordinance; and to provide punishment for violation of ordinances enacted under this paragraph;

(3) Appropriations and expenditures. To make appropriations for the support of the government of the city; to authorize the expenditure of money for any purposes authorized by this charter and for any purpose for which a municipality is authorized by the laws of the State of Georgia; and to provide for the payment of expenses of this city;

(4) Building regulations. To regulate and to license the erection and construction of buildings and all other structures not inconsistent with general law; to adopt building, housing, plumbing, electrical, gas, and heating and air conditioning codes; and to regulate all housing and building trades except as otherwise prohibited by general law;

(5) Business regulation and taxation. To levy and to provide for the collection of license fees and taxes on privileges, occupations, trades, and professions; to license and regulate the same; to provide for the manner and method of payment of such licenses and taxes; and to revoke such licenses after due process for the failure to pay any city taxes or fees;

(6) Condemnation. To condemn property, inside or outside the corporate limits of the city, for present or future use and for any corporate purpose deemed necessary by the governing authority, utilizing procedures enumerated in Title 22 of the O.C.G.A. or such other laws as are or may hereafter be enacted;

(7) Contracts. To enter into contracts and agreements with other governments and entities and with private persons, firms, and corporations;

(8) Emergencies. To establish procedures for determining and proclaiming that an emergency situation exists inside or outside the city and to make and carry out all reasonable provisions deemed necessary to deal with or meet such an emergency for the protection, safety, health, or well-being of the citizens of the city;

(9) Environmental protection. To protect and preserve the natural resources, environment, and vital areas of the city, the region, and the state through the preservation and improvement of air quality, the restoration and maintenance of water resources, the control of erosion and sedimentation, the management of storm water and establishment of a storm-water utility, the management of solid and hazardous waste, and other necessary actions for the protection of the environment;

(10) Ethics. To adopt ethics ordinances and regulations governing the conduct of municipal elected officials, appointed officials, and employees, establishing procedures for handling ethics complaints, and setting forth penalties for violations of such rules and procedures;

(11) Fire regulations. To fix and establish fire limits and from time to time to extend, enlarge, or restrict the same; to prescribe fire safety regulations, not inconsistent with general law relating to both fire prevention and detection and to fire fighting; and to prescribe penalties and punishment for violations thereof;

(12) Garbage fees. To levy, fix, assess, and collect a garbage, refuse, and trash collection and disposal and other sanitary service charge, tax, or fee for such services as may be necessary in the operation of the city from all individuals, firms, and corporations residing in or doing business within the city and benefiting from such services; to enforce the payment of such charges, taxes, or fees; and to provide for the manner and method of collecting such service charges;

(13) General health, safety, and welfare. To define, regulate, and prohibit any act, practice, conduct, or use of property which is detrimental to the health, sanitation, cleanliness, welfare, and safety of the inhabitants of the city and to provide for the



enforcement of such standards;

(14) Gifts. To accept or refuse gifts, donations, bequests, or grants from any source for any purpose related to the powers and duties of the city and the general welfare of its citizens on such terms and conditions as the donor or grantor may impose;

(15) Health and sanitation. To prescribe standards of health and sanitation within the city and to provide for the enforcement of such standards;

(16) Homestead exemption. To establish and maintain procedures for offering homestead exemptions to residents of the city as authorized by Act of the General Assembly;

(17) Jail sentences. To provide that persons given jail sentences in the municipal court may work out such sentences in any public works or on the streets, roads, drains, and other public property of the city; to provide for the commitment of such persons to any jail; to provide for the use of pretrial diversion and any alternative sentencing allowed by law; or to provide for the commitment of such persons to any county work camp or county jail by agreement with the appropriate county officials;

(18) Motor vehicles. To regulate the operation of motor vehicles and exercise control over all traffic, including parking, upon or across the streets, roads, alleys, and walkways of the city;

(19) Municipal agencies and delegation of power. To create, alter, or abolish departments, boards, offices, commissions, and agencies of the city and to confer upon such agencies the necessary and appropriate authority for carrying out all the powers conferred upon or delegated to the same;

(20) Municipal debts. To appropriate and borrow money for the payment of debts of the city and to issue bonds for the purpose of raising revenue to carry out any project, program, or venture authorized by this charter or the laws of the State of Georgia;

(21) Municipal property ownership. To acquire, dispose of, lease, and hold in trust or otherwise any real, personal, or mixed property, in fee simple or lesser interest, inside or outside the property limits of the city;

(22) Municipal property protection. To provide for the preservation and protection of property and equipment of the city and the administration and use of same by the public; and to prescribe penalties and punishment for violations thereof;

(23) Municipal utilities. To acquire, lease, construct, operate, maintain, sell, and dispose of public utilities, including, but not limited to, a system of waterworks, sewers, and drains, sewage disposal, gas works, electric plants, transportation facilities, public airports, and any other public utility; and to fix the taxes, charges, rates, fares, fees, assessments, regulations, and penalties therefor; and to provide for the withdrawal of service for refusal or failure to pay the same; and to authorize the extension of water, sewerage, and electrical distribution systems, and all necessary appurtenances by which said utilities are distributed, inside and outside the corporate limits of the city; and to provide utility services to persons, firms, and corporations inside and outside the corporate limits of the city as provided by ordinance;

(24) Nuisances. To define a nuisance and provide for its abatement whether on public or private property;

- (25) Penalties. To provide penalties for violation of any ordinances adopted pursuant to the authority of this charter and the laws of the State of Georgia;
- (26) Planning and zoning. To provide comprehensive city planning for development by zoning and to provide subdivision regulation and the like as the city council deems necessary and reasonable to ensure a safe, healthy, and esthetically pleasing community;
- (27) Police and fire protection. To exercise the power of arrest through duly appointed police officers and to establish, operate, or contract for a police and a fire-fighting agency;
- (28) Public hazards; removal. To provide for the destruction and removal of any building or other structure which is or may become dangerous or detrimental to the public;
- (29) Public improvements. To provide for the acquisition, construction, building, operation, and maintenance of public ways, parks, playgrounds, recreational facilities, cemeteries, markets and market houses, public buildings, libraries, public housing, airports, hospitals, terminals, docks, parking facilities, or charitable, cultural, educational, recreational, conservation, sport, curative, corrective, detentional, penal, and medical institutions, agencies, and facilities; to provide any other public improvements inside or outside the corporate limits of the city; to regulate the use of public improvements; and, for such purposes, property may be acquired by condemnation under Title 22 of the O.C.G.A. or such other applicable laws as are or may hereafter be enacted;
- (30) Public peace. To provide for the prevention and punishment of loitering, disorderly conduct, drunkenness, riots, and public disturbances;
- (31) Public transportation. To organize and operate or contract for such public transportation systems as are deemed beneficial;
- (32) Public utilities and services. To grant franchises or make contracts for public utilities and public services and to prescribe the rates, fares, regulations, and the standards and conditions of service applicable to the service to be provided by the franchise grantee or contractor, insofar as not in conflict with valid regulations of the Public Service Commission;
- (33) Regulation of roadside areas. To prohibit or regulate and control the erection, removal, and maintenance of signs, billboards, trees, shrubs, fences, buildings, and any and all other structures or obstructions upon or adjacent to the rights of way of streets and roads or within view thereof, inside or abutting the corporate limits of the city and to prescribe penalties and punishment for violation of such ordinances;
- (34) Retirement. To provide and maintain a retirement plan for officers and employees of the city;
- (35) Roadways. To lay out, open, extend, widen, narrow, establish or change the grade of, abandon or close, construct, pave, curb, gutter, adorn with shade trees, or otherwise improve, maintain, repair, clean, prevent erosion of, and light the roads, alleys, and walkways within the corporate limits of the city; and to negotiate and execute leases over, through, under, or across any city property or the right of way of

any street, road, alley, and walkway or portion thereof within the corporate limits of the city for bridges, passageways, or any other purpose or use between buildings on opposite sides of the street and for other bridges, overpasses, and underpasses for private use at such location and to charge a rental therefor in such manner as may be provided by ordinance; and to authorize and control the construction of bridges, overpasses, and underpasses within the corporate limits of the city; and to grant franchises and rights of way throughout the streets and roads and over the bridges and viaducts for the use of public utilities and for private use; and to require real estate owners to repair and maintain in a safe condition the sidewalks adjoining their lots or lands and to impose penalties for failure to do so;

(36) Sewer fees. To levy a fee, charge, or sewer tax as necessary to assure the acquiring, constructing, equipping, operating, maintaining, and extending of a sewage disposal plant and sewerage system; to levy on those to whom sewers and sewerage systems are made available a sewer service fee, charge, or tax for the availability or use of the sewers; to provide for the manner and method of collecting such service charge; and to impose on and collect a sewer connection fee or fees from those connected to the system;

(37) Solid waste disposal. To provide for the collection and disposal of garbage, rubbish, and refuse and to regulate the collection and disposal of garbage, rubbish, and refuse by others; and to provide for the separate collection of glass, tin, aluminum, cardboard, paper, and other recyclable materials and provide for the sale of such items;

(38) Special areas of public regulation. To regulate or prohibit junk dealers, pawnshops, pain management clinics, the manufacture, sale, or transportation of intoxicating liquors, and the use of firearms; to regulate the transportation, storage, and use of combustible, explosive, and inflammable materials, the use of lighting and heating equipment, and any other business or situation which may be dangerous to persons or property; to regulate and control the conduct of peddlers and itinerant traders, theatrical performances, exhibitions, and shows of any kind, by taxing or otherwise; and to license, tax, regulate, or prohibit professional fortunetelling, palmistry, adult bookstores, adult entertainment, and massage parlors;

(39) Special assessments. To levy and provide for the collection of special assessments to cover the costs of any public improvement;

(40) Taxes (ad valorem). To levy and provide for the assessment, valuation, revaluation, and collection of taxes on all property subject to taxation; provided, however, that:

(A) For all years, the millage rate imposed for ad valorem taxes on real property for operating budget purposes shall not exceed 13.469 unless a higher limit is recommended by resolution of the city council and approved by a majority of the qualified voters of the city voting in a referendum; provided, however, that for the purposes of compliance with Code Section 48-8-91 of the O.C.G.A., the millage rate may be adjusted upward for the sole purpose of complying with the millage rate rollback provisions set forth therein. For the purposes of this subparagraph, the

term "qualified voters" means those voters of the city who are qualified to vote in city elections and cast a vote for or against such measure in such referendum. The question to be presented to the voters in the referendum on increasing the millage rate shall be "Do you approve increasing taxes on residential and nonresidential property for City of South Fulton property owners by raising from [current millage rate] to [proposed millage rate] the operating budget millage rate, which was capped in the original charter for the city?" If such millage rate increase is approved by the qualified voters of the City of South Fulton voting in the referendum, the new rate shall become the maximum limit until changed again by resolution of the city council and approval by a majority of the qualified voters of the City of South Fulton voting in a referendum. Notwithstanding any provision of this paragraph to the contrary, during the first five years of existence, the city shall not be authorized to increase the millage rate higher than 14.469 except for the purposes of complying with Code Section 48-8-91 of the O.C.G.A.;

(B) For all years, the fair market value of all property subject to taxation shall be determined according to the tax digest of Fulton County, as provided in Code Section 48-5-352 of the O.C.G.A.; and

(C) For all years, the billing date or dates and due date or dates for municipal ad valorem taxes shall be the same as for Fulton County ad valorem taxes;

(41) Taxes (other). To levy and collect such other taxes as may be allowed now or in the future by law;

(42) Taxicabs. To regulate and license vehicles operated for hire in the city; to limit the number of such vehicles; to require the operators thereof to be licensed; to require public liability insurance on such vehicles in the amounts to be prescribed by ordinance; and to regulate the parking of such vehicles;

(43) Urban redevelopment. To organize and operate an urban redevelopment program; and

(44) Other powers. To exercise and enjoy all other powers, functions, rights, privileges, and immunities necessary or desirable to promote or protect the safety, health, peace, security, good order, comfort, convenience, or general welfare of the city and its inhabitants; to exercise all implied powers necessary to carry into execution all powers granted in this charter as fully and completely as if such powers were fully stated in this charter; and to exercise all powers now or in the future authorized to be exercised by other municipal governments under other laws of the State of Georgia; and no listing of particular powers in this charter shall be held to be exclusive of others, nor restrictive of general words and phrases granting powers, but shall be held to be in addition to such powers unless expressly prohibited to municipalities under the Constitution or applicable laws of the State of Georgia.

### **SECTION 1.13.**

#### **Exercise of powers.**

All powers, functions, rights, privileges, and immunities of the city, its officers, agencies, or employees shall be carried into execution as provided by this charter. If this charter

makes no provision, such shall be carried into execution as provided by ordinance or as provided by pertinent laws of the State of Georgia.

**ARTICLE II**  
**GOVERNMENT STRUCTURE, ELECTIONS, AND REMOVAL**  
**SECTION 2.10.**

City council creation; composition; number; election.

(a) The legislative authority of the government of this city, except as otherwise specifically provided in this charter, shall be vested in a city council to be composed of a mayor and seven councilmembers.

(b) The mayor and councilmembers shall serve for terms of four years and until their respective successors are elected and qualified, except as otherwise provided in subsection (d) of Section 2.11 of this charter. No person shall be eligible to serve as mayor or councilmember unless that person shall have been a resident of the area comprising the City of South Fulton for 12 months immediately preceding the election of mayor or councilmembers, shall have attained the age of 21 years prior to the date of qualifying, and, in the case of councilmembers, shall have been a resident of the district from which he or she seeks election for six months at the time of qualifying for election; each such person shall continue to reside within the city and, in the case of councilmembers, within the district from which he or she was elected during said period of service and shall be registered and qualified to vote in municipal elections of this city. The mayor may reside anywhere within the city. No person's name shall be listed as a candidate on the ballot for election for either mayor or councilmember unless such person shall file a written notice with the clerk of said city that such person desires his or her name to be placed on said ballot as a candidate either for mayor or councilmember. No person shall be eligible for the office of mayor or councilmember unless such person shall file said notice within the time provided for in Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code."

(c)(1) The mayor shall be limited to serving three full, consecutive four-year terms of office.

(2) Councilmembers shall be limited to serving three full, consecutive terms of office.

(3) Persons who serve terms of less than four years as a result of being elected to an initial term of office under subsection (d) of Section 2.11 of this charter or who fill an unexpired term shall not be considered to have served a full term of office for the purposes of this subsection.

**SECTION 2.11.**  
Elections.

(a) At any election, all persons who are qualified under the Constitution and laws of Georgia to vote for members of the General Assembly of Georgia and who are bona fide

residents of the area comprising the City of South Fulton or of such city shall be eligible to qualify as voters in the election.

(b) All primaries and elections shall be held and conducted in accordance with Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code." Except as otherwise provided by this charter, the city council shall, by ordinance, prescribe such rules and regulations it deems appropriate to fulfill any options and duties under the "Georgia Election Code."

(c) Each councilmember shall be elected by a majority vote of the qualified electors of his or her respective council district voting at the elections of the city. For the purpose of electing members of the council, the City of South Fulton shall consist of seven council districts as described in Appendix B of this charter, which is attached and incorporated into this charter by reference; provided, however, that no territory described in such council districts shall be included in such council districts that has been annexed into other municipalities before July 1, 2016; and provided, further, that the territory known as the Fulton County Industrial District shall not be included in such council districts unless the local constitutional amendment creating such district is repealed or determined judicially to be of no force and effect prior to the first municipal election being conducted under this charter. Each candidate for election to the council other than the mayor shall reside in the council district he or she seeks to represent.

(d) The first election for mayor and councilmembers shall be a special election held on the third Tuesday in March, 2017. At such election, the mayor and councilmembers elected from Council Districts 2, 4, and 6 shall be elected for initial terms of office beginning immediately after their election and expiring on December 31, 2021. The councilmembers elected from Council Districts 1, 3, 5, and 7 shall be elected for initial terms of office beginning immediately after their election and expiring on December 31, 2019. Thereafter, at the elections provided for by subsection (f) of this section, their successors shall be elected for terms of four years. All members shall serve until their successors are elected and qualified.

(e) The mayor, for the special election and each subsequent election for mayor, shall be elected by the qualified electors of the city at large voting in such elections of the city.

(f) A special election shall be held on the third Tuesday in March, 2017, to elect the first mayor and council as provided in subsection (d) of this section. At such election, the first mayor and council shall be elected to serve for the initial terms of office specified in subsection (d) of this section. Thereafter, the time for holding regular municipal elections shall be on the Tuesday next following the first Monday in November of each odd-numbered year beginning in 2019. The successors to the first mayor and councilmembers and future successors shall be elected at the municipal election immediately preceding the expiration of the respective terms of office and shall take office on the first day of January immediately following their election for terms of four years and until their successors are elected and qualified.

(g) All municipal elections shall be nonpartisan and without primaries.

**SECTION 2.12.**

## Vacancies in office.

- (a) The office of mayor or councilmember shall become vacant upon the incumbent's death, resignation, forfeiture of office, or removal from office in any manner authorized by this charter or the general laws of the State of Georgia.
- (b) Upon the suspension from office of mayor or councilmember in any manner authorized by the general laws of the State of Georgia, the city council or those remaining shall appoint a successor for the duration of the suspension. If the suspension becomes permanent, then the office shall become vacant and shall be filled as provided in subsection (c) of this section.
- (c) In the event that the office of mayor or councilmember shall become vacant, the city council or those remaining shall order a special election to fill the balance of the unexpired term of such official; provided, however, if such vacancy occurs within 12 months of the expiration of the term of that office, the city council or those members remaining shall appoint a successor for the remainder of the term. In all other respects, the special election shall be held and conducted in accordance with Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," as now or hereafter amended.

**SECTION 2.13.**

## Election by majority vote.

The candidate for mayor who receives a majority of the votes cast in the applicable election in the city at large shall be elected to a term of office. The candidates for councilmember who receive a majority of the votes cast in the applicable election by the electors of their respective districts shall be elected to a term of office. In the event no candidate receives a majority of the votes cast in such election for such office, a run-off election shall be held between the candidates receiving the two highest numbers of votes. Such run-off election shall be held at the time specified by state election law, unless such run-off date is postponed by court order.

**SECTION 2.14.**

## Compensation and expenses.

The annual salary of the mayor shall be \$23,000.00 and the annual salary for each councilmember shall be \$13,000.00. Such salary shall be paid from municipal funds in monthly installments. The city council may provide for the reimbursement of expenses actually and necessarily incurred by the mayor and members of the city council in carrying out their official duties.

**SECTION 2.15.**

## Prohibitions.

- (a) No elected official, appointed officer, or employee of the city or any agency or political entity to which this charter applies shall knowingly:

- (1) Engage in any business or transaction or have a financial or other personal interest, direct or indirect, which is incompatible with the proper discharge of official duties or which would tend to impair the independence of his or her judgment or action in the performance of official duties;
  - (2) Engage in or accept private employment or render services for private interests when such employment or service is incompatible with the proper discharge of official duties or would tend to impair the independence of his or her judgment or action in the performance of official duties;
  - (3) Disclose confidential information concerning the property, government, or affairs of the governmental body by which engaged without proper legal authorization or use such information to advance the financial or other private interest of himself or herself or others;
  - (4) Accept any valuable gift, whether in the form of service, loan, object, or promise, from any person, firm, or corporation which to his or her knowledge is interested, directly or indirectly, in any manner whatsoever in business dealings with the governmental body by which he or she is engaged; provided, however, that an elected official who is a candidate for public office may accept campaign contributions and services in connection with any such campaign;
  - (5) Represent other private interests in any action or proceeding against this city or any portion of its government; or
  - (6) Vote or otherwise participate in the negotiation or in the making of any contract with any business or entity in which he or she has a financial interest.
- (b) Any elected official, appointed officer, or employee who has any private financial interest, directly or indirectly, in any contract or matter pending before or within any department of the city shall disclose such private interest to the city council. The mayor or any councilmember who has a private interest in any matter pending before the city council shall disclose such private interest and such disclosure shall be entered on the records of the city council, and he or she shall disqualify himself or herself from participating in any decision or vote relating thereto. Any elected official, appointed officer, or employee of any agency or political entity to which this charter applies who shall have any private financial interest, directly or indirectly, in any contract or matter pending before or within such entity shall disclose such private interest to the governing body of such agency or entity.
- (c) No elected official, appointed officer, or employee of the city or any agency or entity to which this charter applies shall use property owned by such governmental entity for personal benefit, convenience, or profit, except in accordance with policies promulgated by the city council or the governing body of such agency or entity.
- (d) Any violation of this section which occurs with the knowledge, express or implied, of a party to a contract or sale shall render said contract or sale voidable at the option of the city council.
- (e) Except as authorized by law, no member of the council shall hold any other elective city office or other city employment during the term for which elected. The provisions of this subsection shall not apply to any person holding employment on the effective date of



this Act.

### **SECTION 2.16.**

#### Removal of officers.

(a) The mayor, a councilmember, or other appointed officers provided for in this charter shall be removed from office for any one or more of the following causes:

- (1) Incompetence, misfeasance, or malfeasance in office;
- (2) Conviction of a crime involving moral turpitude;
- (3) Failure at any time to possess any qualifications of office as provided by this charter or by law;
- (4) Knowingly violating Section 2.15 or any other express prohibition of this charter;
- (5) Abandonment of office or neglect to perform the duties thereof; or
- (6) Failure for any other cause to perform the duties of office as required by this charter or by state law.

(b) Removal of any officer pursuant to subsection (a) of this section shall be accomplished by one of the following methods:

- (1) By the vote of five councilmembers after an investigative hearing. In the event an elected officer is sought to be removed by the action of the city council, such officer shall be entitled to a written notice specifying the ground or grounds for removal and to a public hearing which shall be held not less than ten days after the service of such written notice. Any elected officer sought to be removed from office as provided in this section shall have the right of appeal from the decision of the city council to the Superior Court of Fulton County. Such appeal shall be governed by the same rules as govern appeals to the superior court from the probate court; or
- (2) By an order of the Superior Court of Fulton County following a hearing on a complaint seeking such removal brought by any resident of the City of South Fulton.

## ARTICLE III

### ORGANIZATION OF GOVERNMENT, GENERAL AUTHORITY, AND ORDINANCES

#### **SECTION 3.10.**

##### General power and authority.

(a) Except as otherwise provided by this charter, the city council shall be vested with all the powers of government of this city as provided by Article I of this charter.

(b) In addition to all other powers conferred upon it by law, the city council shall have the authority to adopt and provide for the execution of such ordinances, resolutions, rules, and regulations, not inconsistent with this charter and with the Constitution and the laws of the State of Georgia, which it shall deem necessary, expedient, or helpful for the peace, good order, protection of life and property, health, welfare, sanitation, comfort, convenience, prosperity, or well-being of the inhabitants of the City of South Fulton and may enforce such ordinances by imposing penalties for violations thereof.

(c) Except for the office of city manager, the city council, by resolution, may establish, abolish, merge, or consolidate offices, positions of employment, departments, and agencies of the city as it shall deem necessary for the proper administration of the affairs of the government of the city. The council shall prescribe the functions and duties of departments, offices, and agencies; may provide that the same person shall fill any number of offices or positions of employment; and may transfer or change the functions and duties of offices, positions of employment, departments, and agencies of the city.

(d) The operations and responsibilities of each department now or hereafter established in the city shall be distributed among such divisions or bureaus as may be provided by ordinance of the city council. Each department shall consist of such officers, employees, and positions of employment as may be provided by this charter or by ordinance and shall be subject to the general supervision and guidance of the mayor and councilmembers.

(e) In all cases, unless otherwise prohibited by this charter or by state law, those functions and duties necessary for the efficient and proper administration of the affairs of government of the city may be provided through intergovernmental agreements or private contracts or both.

### **SECTION 3.11.**

#### Organization.

(a) The city council shall hold an organizational meeting not later than the first regular meeting in January following an election. The meeting shall be called to order by the mayor-elect, and the oath of office shall be administered to the newly elected mayor and councilmembers by a judicial officer authorized to administer the oaths required by Chapter 3 of Title 45 of the O.C.G.A. and the following oath:

"I do solemnly (swear) (affirm) that I will faithfully perform the duties of (mayor) (councilmember) of this city and that I will support and defend the charter thereof as well as the Constitution and laws of the State of Georgia and of the United States of America."

(b) Following the induction of the mayor and councilmembers, the city council, by a majority vote, shall elect a councilmember to serve as mayor pro tempore. The mayor pro tempore shall assume the official duties and powers of the mayor during any disability or absence of the mayor, as set forth in Section 3.30 of this charter. Any such disability or absence shall be declared by a majority vote of the city council.

### **SECTION 3.12.**

#### Inquiries and investigations.

The city council may make inquiries and investigations into the affairs of the city and the conduct of any department, office, or agency thereof and for this purpose may subpoena witnesses, administer oaths, take testimony, and require the production of evidence. Any person who fails or refuses to obey a lawful order issued in the exercise of these powers by the council shall be punished as provided by ordinance.

**SECTION 3.13.**

## Meetings.

- (a) The city council shall, at least once during each calendar month, hold regular meetings at such times and places as prescribed by ordinance. The council may recess any such regular meeting and continue such meeting on any weekday or at any hour it may fix and may transact any business at such continued meeting as may be transacted at any regular meeting.
- (b) Special meetings of the city council may be held on call of the mayor or four members of the city council. Notice of such special meeting shall be served on all other members personally, or by telephone personally, at least 48 hours in advance of the meeting. Such notice to councilmembers shall not be required if the mayor and all councilmembers are present when the special meeting is called. Such notice of any special meeting may be waived by a councilmember in writing before or after such a meeting and attendance at the meeting shall also constitute a waiver of notice on any business transacted in such councilmember's presence. Only the business stated in the call may be transacted at the special meeting.
- (c) All meetings of the city council shall be public to the extent required by law and notice to the public of special meetings shall be given as required by law.

**SECTION 3.14.**

## Procedures.

- (a) The city council shall adopt its rules of procedure and order of business consistent with the provisions of this charter and shall provide for keeping a journal of its proceedings which shall be a public record.
- (b) All committees and committee chairpersons and officers of the city council shall be appointed as prescribed by ordinance or resolution of the city council.

**SECTION 3.15.**

## Voting.

- (a) Except as otherwise provided in subsection (c) of this section, four councilmembers shall constitute a quorum and shall be authorized to transact the business of the city council. For voting and quorum purposes, the mayor shall be counted as one of the councilmembers. Voting on the adoption of ordinances shall be by voice vote and the vote shall be recorded in the journal, but any member of the city council shall have the right to request a roll-call vote and such vote shall be recorded in the journal. No councilmember shall abstain from voting except in the case of a conflict of interest or if absent when a motion being voted upon was made. The councilmember shall provide a specific explanation of the conflict, and the explanation shall be recorded in the journal.
- (b) Except as otherwise provided in this charter, the affirmative vote of a majority of the councilmembers present shall be required for the adoption of any ordinance, resolution,

or motion.

(c) In the event vacancies in office result in less than a quorum of councilmembers holding office, then the remaining councilmembers in office shall constitute a quorum and shall be authorized to transact business of the city council. A vote of a majority of the remaining councilmembers shall be required for the adoption of any ordinance, resolution, or motion.

### **SECTION 3.16.**

#### **Ordinances.**

(a) Any proposal for a new or amended ordinance shall be in writing and in the format required for final adoption. No ordinance shall contain a subject which is not expressed in its title. The enacting clause shall be "The Council of the City of South Fulton hereby ordains ..." and every ordinance shall so begin.

(b) A new or amended ordinance may be proposed by the mayor or councilmember at a regular or special meeting of the city council. Ordinances shall be considered and adopted or rejected by the city council in accordance with the rules which it shall establish; provided, however, an ordinance shall not be adopted the same day it is introduced, except for emergency ordinances provided for in Section 3.18 of this charter. After adoption of any ordinance, the city clerk shall, as soon as possible, forward an appropriately formatted version of the adopted ordinance to that entity or agency that the city has retained to facilitate the codification and online viewing and download of all city ordinances.

### **SECTION 3.17.**

#### **Effect of ordinances.**

Acts of the city council which have the force and effect of law shall be enacted by ordinance.

### **SECTION 3.18.**

#### **Emergencies.**

To meet a public emergency affecting life, health, property, or public peace, the city council may convene on call of the mayor or four councilmembers and may promptly adopt an emergency ordinance, but such ordinance shall not levy taxes; grant, renew, or extend a franchise; regulate the rate charged by any public utility for its services; or authorize the borrowing of money except for loans to be repaid within 30 days. An emergency ordinance shall be introduced in the form prescribed for ordinances generally, except that it shall be plainly designated as an emergency ordinance and shall contain, after the enacting clause, a declaration stating that an emergency exists and describing the emergency in clear and specific terms. An emergency ordinance may be adopted, with or without amendment, or rejected at the meeting at which it is introduced, but the

affirmative vote of a majority of the councilmembers present shall be required for adoption. It shall become effective upon adoption or at such later time as it may specify. Every emergency ordinance shall automatically stand repealed 30 days following the date upon which it was adopted, but this shall not prevent reenactment of the ordinance in the manner specified in this section if the emergency continues to exist. An emergency ordinance shall also be repealed by adoption of a repealing ordinance in the same manner specified in this section for adoption of emergency ordinances.

### **SECTION 3.19.**

#### Codes.

(a) The city council may adopt any standard code of technical regulations by reference thereto in an adopting ordinance. The procedure and requirements governing such adopting ordinance shall be as prescribed for ordinances generally except that: (1) the requirements of subsection (b) of Section 3.16 of this charter for distribution and filing of copies of the ordinance shall be construed to include copies of any code of technical regulations, as well as the adopting ordinance; and (2) a copy of each adopted code of technical regulations, as well as the adopting ordinance, shall be authenticated and recorded by the city clerk pursuant to Section 3.20 of this charter.

(b) Any adopted code of technical regulations shall be forwarded for online codification, viewing, and download in the same manner as provided for ordinances in subsection (b) of Section 3.16 of this charter and shall otherwise be made available for review and copying upon request in accord with Code Section 50-18-70, et seq., of the O.C.G.A.

### **SECTION 3.20.**

#### Codification of ordinances.

(a) The city clerk shall authenticate by the city clerk's signature and record in full in a properly indexed book kept for that purpose all ordinances adopted by the council.

(b) The city shall provide for the preparation of a general codification of all the ordinances of the city having the force and effect of law. The general codification shall be adopted by the city council by ordinance and shall be published promptly together with all amendments thereto and shall contain such codes of technical regulations and other rules and regulations as the city council may specify. This compilation shall be known and cited officially as "The Code of the City of South Fulton, Georgia." Copies of the code shall be furnished to all officers, departments, and agencies of the city and shall be made available for purchase by the public at a reasonable price as fixed by the city council.

(c) The city council shall cause each ordinance and each amendment to this charter to be promptly delivered in an appropriate format to that entity or agency that the city has retained to facilitate the codification and online viewing and download of all city ordinances, charter amendments, and technical regulations. Ordinances, charter amendments, and technical regulations shall otherwise be available in hard copy format

for viewing and copying at the office of the city clerk in conformance with Code Section 50-18-70, et seq., of the O.C.G.A. Following publication of the first code under this charter and at all times thereafter, the ordinances and charter amendments shall be made available, whether in electronic or hard copy format, in substantially the same style as the code then in effect and shall be suitable in form for incorporation within the code. The city council shall make such further arrangements as deemed desirable with reproduction and distribution of any changes in or additions to codes of technical regulations and other rules and regulations included in the code.

### **SECTION 3.21.**

#### **Submission of ordinances to the mayor.**

- (a) Every ordinance, resolution, or other action adopted by the city council shall be presented to the mayor for signature within five business days following the adoption of such ordinance, resolution, or other action by the city council. The mayor shall have the right to veto any ordinance adopted by the city council, in accordance with the procedure set forth in this section.
- (b) The mayor, within ten business days following receipt of an ordinance, shall return it to the city clerk with or without the mayor's approval or with the mayor's veto. If an ordinance has been approved by the mayor or if it is returned to the city clerk neither approved nor disapproved, it shall become law upon its return to the city clerk. However, if the mayor fails to return an ordinance to the city clerk within ten business days of receipt, it shall become law at 12:00 Midnight on the tenth business day after receipt. If the ordinance is vetoed by the mayor, the mayor shall submit to city council, through the city clerk, the reasons for the mayor's veto. The city clerk shall record upon the ordinance the date of its delivery to and its receipt from the mayor.
- (c) An ordinance vetoed by the mayor shall automatically be on the agenda at the next regular meeting of the city council for reconsideration. If the minimum number of councilmembers necessary to vote to override the veto are not present, the action may be continued until the next meeting at which such minimum number of councilmembers are present. The city council may override a veto by the mayor and adopt any ordinance that has been vetoed by the mayor by the affirmative votes of at least five councilmembers, not including the mayor.
- (d) In addition, the mayor may disapprove or reduce any item or items of appropriation in any ordinance or resolution. The approved part or parts of any ordinance or resolution making appropriations shall become law, and the part or parts disapproved or reduced shall not become law unless subsequently passed by the city council over the mayor's veto as provided herein. The disapproved or reduced part or parts of any such ordinance or resolution shall be presented to the city council as though disapproved and shall not become law unless overridden by the city council as set forth in subsection (c) of this section.

**SECTION 3.22.**

## Powers and duties of mayor.

- (a) The mayor shall be the chief executive officer of the city government and a member of and the presiding officer of the city council and responsible for the efficient and orderly administration of the city's affairs. The mayor shall be responsible for the enforcement of laws, rules, regulations, ordinances, and franchises in the city. The mayor may conduct inquiries and investigations into the conduct of the city's affairs and shall have such powers and duties as specified in this charter or as may be provided by ordinance consistent with this charter.
- (b) The mayor shall:
- (1) Preside at all meetings of the city council and participate therein as a voting member, and in the mayor's absence, the mayor pro tempore shall preside as set forth in Section 3.30 of this charter;
  - (2) Be the head of the city for the purpose of service of process and for ceremonial purposes and be the official spokesperson for the city and the chief advocate of policy;
  - (3) Have power to administer oaths and execute affidavits;
  - (4) Sign as a matter of course on behalf of the city all written and approved contracts, ordinances, resolutions, and other instruments executed by the city which by law are required to be in writing. The city council may delegate contract signing authority to the city manager to the extent allowed by law;
  - (5) See that all laws and ordinances of the city are faithfully executed;
  - (6) Vote on any motion, resolution, ordinance, or other question before the council other than a veto override;
  - (7) Obtain short-term loans in the name of the city when authorized by the city council to do so;
  - (8) Have the authority to appoint city council committees and appoint councilmembers to oversee and report on the functions of the various departments of the city, subject to confirmation by the city council;
  - (9) Require the city manager to meet with him or her at a time and place designated for consultation and advice upon the affairs of the city;
  - (10) Nominate the city manager, city attorney, chief judge of municipal court, city clerk, and city treasurer, subject to ratification by the city council; provided, however, that if the mayor's nomination is rejected by the city council or the mayor fails to offer a nomination, nominations may be offered by members of the city council;
  - (11) Prepare or have prepared an agenda for each meeting of the city council which shall include all business submitted by the mayor, any councilmember, the city manager, and the city attorney; and
  - (12) Fulfill and perform such other duties as are imposed by this charter and duly adopted ordinances.

**SECTION 3.23.**

City manager; appointment;  
qualifications; compensation; removal.

(a) The mayor shall nominate a city manager for an indefinite term and shall set the city manager's initial compensation, subject to confirmation by the city council. The city manager shall be nominated solely on the basis of that person's executive and administrative qualifications.

(b) The mayor or a councilmember may recommend the removal of the city manager from office in accordance with the following procedures:

(1) In response to such recommendation, the city council shall adopt by affirmative vote of a majority of all its members a preliminary resolution which must state the reasons for removal and may suspend the city manager from duty for a period not to exceed 45 days. A copy of the resolution shall be delivered promptly to the city manager;

(2) Within ten days after a copy of the resolution is delivered to the city manager, that person may file with the city council a written request for a public hearing. This hearing shall be held within 30 days after the request is filed. The city manager may file with the city council a written reply not later than five days before the hearing; and

(3) If the city manager has not requested a public hearing within the time specified in paragraph (2) of this subsection, the city council may adopt a final resolution for removal, which may be made effective immediately, by an affirmative vote of a majority of all its members. If the city manager has requested a public hearing, the city council may adopt a final resolution for removal, which may be made effective immediately, by an affirmative vote of a majority of all its members at any time after the public hearing.

(c) The city manager shall continue to receive the city manager's salary until the effective date of a final resolution of removal.

**SECTION 3.24.**

Acting city manager.

By letter filed with the city clerk, the city manager shall designate or in the absence of the city manager the mayor shall designate, subject to approval of the city council, a qualified city administrative officer to exercise the powers and perform the duties of city manager during the city manager's temporary absence or physical or mental disability. During such absence or disability, the city council may revoke such designation at any time and appoint another officer of the city to serve until the city manager shall return or the city manager's disability shall cease.



**SECTION 3.25.**

## Powers and duties of the city manager.

The city manager shall be the chief administrative officer of the city. The city manager shall be responsible to the city council for the administration of all city affairs placed in the city manager's charge by or under this charter. As the chief administrative officer, the city manager shall:

- (1) Have the authority to hire persons to act as department heads or directors and fill other positions designated by ordinance or resolution and appoint and, when the city manager deems it necessary for the good of the city, suspend or remove any city employees and administrative officers the city manager hires or appoints, except as otherwise provided by law or personnel ordinances adopted pursuant to this charter. The city manager may authorize any administrative officer who is subject to the city manager's direction and supervision to exercise these powers with respect to subordinates in that officer's department, office, or agency;
- (2) Direct and supervise the administration of all departments, offices, and agencies of the city, except as otherwise provided by this charter or by law;
- (3) Attend all city council meetings, except for closed meetings held for the purposes of deliberating on the appointment, discipline, or removal of the city manager, and have the right to take part in discussion, but the city manager may not vote;
- (4) See that all laws, provisions of this charter, and acts of the city council, subject to enforcement by the city manager or by officers subject to the city manager's direction and supervision, are faithfully executed;
- (5) Prepare and submit the annual operating budget and capital budget to the city council;
- (6) Submit to the city council and make available to the public a complete report on the finances and administrative activities of the city as of the end of each fiscal year;
- (7) Make such other reports as the city council or mayor may require concerning the operations of those city departments, offices, and agencies that are subject to the city manager's direction and supervision;
- (8) Keep the city council fully advised as to the financial condition and future needs of the city and make such recommendations to the city council concerning the affairs of the city as the city manager deems desirable; and
- (9) Perform other such duties as are specified in this charter or as may be required by the city council.

**SECTION 3.26.**

Reserved.

**SECTION 3.27.**

Reserved.

**SECTION 3.28.**

Council's interference with administration.

Except for the purpose of inquiries and investigations under Section 3.12 of this charter, the city council and its members shall deal with city officers and employees who are subject to the direction and supervision of the city manager solely through the city manager, and neither the city council nor its members shall give orders to any such officer or employee, either publicly or privately.

**SECTION 3.29.**

Selection of mayor pro tempore.

There shall be a mayor pro tempore elected from among the councilmembers by the city council at the first regular meeting of each calendar year. All subsequent successors shall be elected at the first regular meeting of the city council in each calendar year to serve until the first regular meeting of the city council in the immediately following calendar year. The mayor pro tempore shall continue to vote and otherwise participate as a councilmember. A vacancy in the position of mayor pro tempore resulting from the mayor pro tempore ceasing to serve as a councilmember or from any other cause shall be filled for the remainder of the unexpired term at the next regularly scheduled council meeting.

**SECTION 3.30.**

Mayor pro tempore.

During the absence or physical or mental disability of the mayor for any cause, the mayor pro tempore of the city council or, in such person's absence or disability for any reason, any one of the councilmembers chosen by a majority vote of the city council shall be clothed with all the rights and privileges of the mayor and shall perform the official duties of the office of the mayor so long as such absence or disability shall continue, except that the mayor pro tempore shall not have the mayor's veto power except in the case of physical or mental disability of the mayor. A councilmember acting as mayor shall have only one vote. Any such absence or disability shall be declared by majority vote of all councilmembers. The mayor pro tempore or selected councilmember shall sign all contracts and ordinances in which the mayor has a disqualifying financial interest.

**ARTICLE IV****ADMINISTRATIVE AFFAIRS****SECTION 4.10.**

Department heads.

(a) Except as otherwise provided in this charter, the city council by ordinance shall prescribe the functions or duties and establish, abolish, or alter all nonelective offices,

positions of employment, departments, and agencies of the city as necessary for the proper administration of the affairs and government of this city.

(b) Except as otherwise provided by this charter or by law, the directors of departments and other officers of the city shall be appointed solely on the basis of their respective administrative and professional qualifications.

(c) All appointed officers and directors of departments shall receive such compensation as prescribed by the city council.

(d) There shall be a director of each department or agency who shall be its principal officer. Each director shall, subject to the direction and supervision of the city manager, be responsible for the administration and direction of the affairs and operations of the director's department or agency.

(e) The city manager may suspend or terminate directors or department heads, so long as the city attorney reviews the facts supporting suspension or termination and concurs such action is appropriate before such action is taken.

#### **SECTION 4.11.**

##### **Boards.**

(a) The city council shall create by ordinance such boards, commissions, and authorities to fulfill any investigative, quasi-judicial, or quasi-legislative function the city council deems necessary and shall by ordinance establish the composition, period of existence, duties, and powers thereof.

(b) Every member of any appointed board, commission, or authority of the city shall be appointed by a majority vote of the city council for such term of office and in such manner as shall be provided by ordinance. Unless otherwise provided by ordinance or law, each board, commission, or authority shall consist of eight members with one member being nominated by each member of the city council and the mayor. Unless otherwise provided by ordinance or law, there shall be no requirement that a board, commission, or authority member reside in the district of the councilmember who nominates the member, but all members shall be residents of the city.

(c) The city council, by ordinance, may provide for the compensation and reimbursement for actual and necessary expenses of the members of any board, commission, or authority.

(d) Except as otherwise provided by charter or by law, no member of any board, commission, or authority shall hold any elective office in the city.

(e) Any vacancy on a board, commission, or authority of the city shall be filled for the unexpired term in the manner prescribed for the original appointment, except as otherwise provided by this charter or by law.

(f) No member of a board, commission, or authority shall assume office until he or she has executed and filed with the clerk of the city an oath obligating himself or herself to perform faithfully and impartially the duties of the office, such oath to be prescribed by ordinance and administered by the mayor.

(g) Any member of a board, commission, or authority may be removed from office by

majority vote of the city council.

(h) Except as otherwise provided by this charter or by law, each board, commission, or authority of the city shall elect one of its members as chairperson and one member as vice-chairperson, and may elect as its secretary one of its members or may appoint as secretary an employee of the city. Each board, commission, or authority of the city government may establish such bylaws, rules, and regulations, not inconsistent with this charter, an ordinance of the city, or law, as it deems appropriate and necessary for the fulfillment of its duties or the conduct of its affairs. Copies of such bylaws, rules, and regulations shall be filed with the clerk of the city.

#### **SECTION 4.12.**

City attorney.

The mayor shall nominate and the city council shall confirm by a majority vote a city attorney who shall be a member of the State Bar of Georgia and shall have actively practiced law for at least seven years. The city attorney shall serve at the pleasure of the city council. The city attorney shall be responsible for representing and defending the city in all litigation in which the city is a party, may be the prosecuting officer in the municipal court, shall attend the meetings of the council as directed, shall advise the city council, mayor, and other officers and employees of the city concerning legal aspects of the city's affairs, and shall perform such other duties as may be required by virtue of the position of city attorney. The city council shall provide for the compensation of the city attorney.

#### **SECTION 4.13.**

City clerk.

The mayor shall nominate and the city council shall confirm by a majority vote a city clerk who shall not be a councilmember. The city clerk shall be custodian of the official city seal, maintain city council records required by this charter, and perform such other duties as may be required by the city council. The city council shall provide for the compensation of the city clerk.

#### **SECTION 4.14.**

Treasurer.

The mayor shall nominate and the city council shall confirm by a majority vote a city treasurer to collect all taxes, licenses, fees, and other moneys belonging to the city subject to the provisions of this charter and the ordinances of the city and to enforce all laws of Georgia relating to the collection of delinquent taxes and sale or foreclosure for nonpayment of taxes to the city. The city treasurer shall also be responsible for the general duties of a treasurer and fiscal officer. The city council shall provide for the compensation of the treasurer.

**SECTION 4.15.**

## Rules and regulations.

The city council shall adopt rules and regulations consistent with this charter concerning:

- (1) The method of employee selection and probationary periods of employment;
- (2) The administration of a position classification and pay plan, methods of promotion and applications of service ratings thereto, and transfer of employees within the classification plan;
- (3) Hours of work, vacation, sick leave, and other leaves of absence, overtime pay, and the order and manner in which layoffs shall be effected;
- (4) Such dismissal hearings as due process may require; and
- (5) Such other personnel notices as may be necessary to provide for adequate and systematic handling of personnel affairs.

## ARTICLE V

## JUDICIAL BRANCH

**SECTION 5.10.**

## Municipal court.

There shall be a court to be known as the Municipal Court of the City of South Fulton.

**SECTION 5.11.**

## Judges.

- (a) The municipal court shall be presided over by a chief judge and such part-time, full-time, or stand-by judges as shall be provided by ordinance. The chief judge shall be nominated by the mayor and shall be confirmed by resolution of the city council, and the method of selection and terms of any other judges shall be provided by ordinance.
- (b) No person shall be qualified or eligible to serve as a judge on the municipal court unless that person shall have attained the age of 21 years and shall have been a member of the State Bar of Georgia for a minimum of three years.
- (c) Compensation of the chief judge and other judges shall be fixed by the city council. The position of chief judge shall not be a full-time position, and the person serving as chief judge may engage in the private practice of law.
- (d) The chief judge shall serve a term of four years, coincident with the term of the mayor, but may be removed for cause by a vote of five members of the city council or upon action taken by the Judicial Qualification Commission.
- (e) Before assuming office, each judge shall take an oath, given by the mayor, that the judge will honestly and faithfully discharge the duties of the office to the best of his or her ability and without fear, favor, or partiality. The oath shall be entered upon the minutes of the city council journal required in Section 3.14 of this charter.

**SECTION 5.12.**  
Convening of court.

The municipal court shall be convened at regular intervals as provided by ordinance.

**SECTION 5.13.**  
Powers.

- (a) The municipal court shall try and punish violations of this charter, all city ordinances, and such other violations as provided by law.
- (b) The municipal court shall have the authority to punish those in its presence for contempt, provided that such punishment shall not exceed the statutory limits for fines and imprisonment for such municipal court.
- (c) The municipal court may fix punishment for offenses within its jurisdiction, including both fines and imprisonment or alternative sentencing, provided that such fines or imprisonment does not exceed the statutory limits as now exist or hereafter provided by law.
- (d) The municipal court shall have the authority to establish a schedule of fees to defray the cost of operation and shall be entitled to reimbursement of the actual cost of meals, transportation, and caretaking of prisoners bound over to superior courts for violation of state law.
- (e) The municipal court shall have authority to establish bail and recognizances to ensure the presence of those charged with violations before said court and shall have discretionary authority to accept cash or personal or real property as surety bond for the appearance of persons charged with violations. Whenever any person shall give bail for appearance and shall fail to appear at the time fixed for trial, the bond shall be forfeited by the judge presiding at such time and an execution shall be issued thereon by serving the defendant and his or her sureties with a rule nisi at least two days before a hearing on the rule nisi.
- (f) The municipal court shall have the same authority as superior courts to compel the production of evidence in the possession of any party; to enforce obedience to its orders, judgments, and sentences; and to administer such oaths as are necessary.
- (g) The municipal court shall have the authority to bind prisoners over to the appropriate court when it appears by probable cause that state law has been violated.
- (h) Each judge of the municipal court may compel the presence of all parties necessary to a proper disposal of each case by the issuance of summonses, subpoenas, and warrants which may be served as executed by any officer as authorized by this charter or by law.
- (i) Each judge of the municipal court shall be authorized to issue warrants for the arrest of persons charged with offenses against any ordinance of the city, and each judge of the municipal court shall have the same authority as a magistrate of the state to issue warrants for offenses against state laws committed within the city.
- (j) The municipal court is specifically vested with all the jurisdiction and powers throughout the geographic area of this city granted by law to municipal courts and

particularly by such laws as authorize the abatement of nuisances and prosecution of traffic violations.

#### **SECTION 5.14.**

##### **Certiorari.**

The right of certiorari from the decision and judgment of the municipal court shall exist in all criminal cases and ordinance violation cases, and such certiorari shall be obtained under the sanction of a judge of the Superior Court of Fulton County, under the laws of the State of Georgia regulating the granting and issuance of writs of certiorari.

#### **SECTION 5.15.**

##### **Rules.**

With the approval of the city council, the judge shall have full power and authority to make reasonable rules and regulations necessary and proper to secure the efficient and successful administration of the municipal court; provided, however, that the city council may adopt in part or in toto the rules and regulations applicable to superior courts. The rules and regulations made or adopted shall be filed with the city clerk, shall be available for public inspection, and, upon request, shall be furnished to all defendants in municipal court proceedings at least 48 hours prior to said proceedings.

### **ARTICLE VI**

#### **FINANCE**

#### **SECTION 6.10.**

##### **Property tax.**

The city council may assess, levy, and collect an ad valorem tax on all real and personal property within the corporate limits of the city that is subject to such taxation by the state and county. This tax is for the purpose of raising revenues to defray the costs of operating the city government, of providing governmental services, for the repayment of principal and interest on general obligations, and for any other public purpose as determined by the city council in its discretion.

#### **SECTION 6.11.**

##### **Millage.**

(a) The city council by ordinance shall establish a millage rate for the city property tax, a due date, and the time period within which these taxes must be paid. The city council by ordinance may provide for the payment of these taxes by installments or in one lump sum, as well as authorize the voluntary payment of taxes prior to the time when due.

(b) For all years, the millage rate imposed for ad valorem taxes on real property shall not exceed 13.469 unless a higher millage rate is recommended by resolution of the city

council and subsequently approved by a majority of the qualified voters of the city voting in a referendum. For the purposes of this subsection, the term "qualified voters" means those voters of the city who are qualified to vote in city elections and cast a vote for or against such measure in such referendum. This millage rate limit shall apply to the millage rate actually levied and shall not apply to the hypothetical millage rate computed under subsection (a) of Code Section 48-8-91 of the O.C.G.A., relating to conditions on imposition of the joint county and municipal sales tax.

#### **SECTION 6.12.**

##### Occupation taxes and business license fees.

The city council by ordinance shall have the power to levy such occupation or business taxes as are not denied by law. Such taxes may be levied on both individuals and corporations who transact business in this city or who practice or offer to practice any profession or calling within the city to the extent such persons have a constitutionally sufficient nexus to this city to be so taxed. The city council may classify businesses, occupations, professions, or callings for the purpose of such taxation in any way which may be lawful and may compel the payment of such taxes as provided in Section 6.18 of this charter.

#### **SECTION 6.13.**

##### Licenses.

The city council by ordinance shall have the power to require any individual or corporation who transacts business in this city or who practices or offers to practice any profession or calling within the city to obtain a license or permit for such activity from the city and pay a reasonable fee for such license or permit where such activities are not now regulated by general law in such a way as to preclude city regulations. Such fees may reflect the total cost to the city of regulating the activity and, if unpaid, shall be collected as provided in Section 6.18 of this charter. The city council by ordinance may establish reasonable requirements for obtaining or keeping such licenses as the public health, safety, and welfare necessitate.

#### **SECTION 6.14.**

Reserved.

#### **SECTION 6.15.**

##### Sewer fees.

The city council by ordinance shall have the power to assess and collect fees, charges, and tolls for sewers, sanitary and health services, or any other services provided or made available inside or outside the corporate limits of the city for the total cost to the city of providing or making available such services. If unpaid, such charges shall be collected as provided in Section 6.18 of this charter.



**SECTION 6.16.**

## Roads.

The city council by ordinance shall have the power to assess, charge, and collect the costs of constructing, reconstructing, widening, or improving any public way, street, sidewalk, curbing, gutters, sewers, or other utility mains and appurtenances from the abutting property owners under such terms and conditions as are reasonable. If unpaid, such charges shall be collected as provided in Section 6.18 of this charter.

**SECTION 6.17.**

## Other taxes.

This city shall be empowered to levy any other tax allowed now or hereafter by law, and the specific mention of any right, power, or authority in this article shall not be construed as limiting in any way the general powers of this city to govern its local affairs.

**SECTION 6.18.**

## Collection of delinquent taxes.

The city council by ordinance may provide generally for the collection of delinquent taxes, fees, or other revenue due the city under Sections 6.10 through 6.17 of this charter by whatever reasonable means as are not precluded by law. This shall include providing for the dates when the taxes or fees are due, late penalties or interest, issuance and execution of fi. fas., creation and priority of liens, making delinquent taxes and fees personal debts of the persons required to pay the taxes or fees imposed, revoking city licenses for failure to pay any city taxes or fees, and providing for the assignment or transfer of tax executions.

**SECTION 6.19.**

## Borrowing.

The city council shall have the power to issue bonds for the purpose of raising revenue to carry out any project, program, or venture authorized under this charter or the laws of the state. Such bonding authority shall be exercised in accordance with the laws governing bond issuance by municipalities in effect at the time said issue is undertaken.

**SECTION 6.20.**

## Revenue bonds.

Revenue bonds may be issued by the city council as state law now or hereafter provides. Such bonds are to be paid out of any revenue produced by the project, program, or venture for which they were issued.

**SECTION 6.21.**

## Loans.

The city may obtain short-term loans and must repay such loans not later than December 31 of each year, unless otherwise provided by law.

**SECTION 6.22.**

## Accounting and budgeting.

The city council shall set the fiscal year by ordinance. This fiscal year shall constitute the budget year and the year for financial accounting and reporting of each and every office, department, agency, and activity of the city government.

**SECTION 6.23.**

## Budget ordinance.

The city council shall provide an ordinance on the procedures and requirements for the preparation and execution of an annual operating budget, a capital improvement program, and a capital budget, including requirements as to the scope, content, and form of such budgets and programs. The city council shall comply with the provisions of Chapter 81 of Title 36 of the O.C.G.A.

**SECTION 6.24.**

## Operating budget.

On or before a date fixed by the city council but not later than 30 days prior to the beginning of each fiscal year, the city manager shall submit to the city council a proposed operating budget for the ensuing fiscal year. The budget shall be accompanied by a message from the city manager containing a statement of the general fiscal policies of the city, the important features of the budget, explanations of major changes recommended for the next fiscal year, a general summary of the budget, and such other comments and information as the city manager may deem pertinent. The operating budget, the capital improvements budget, the budget message, and all supporting documents shall be filed in the office of the city clerk and shall be open to public inspection.

**SECTION 6.25.**

## Adoption.

(a) The city council may amend the operating budget proposed by the city manager, except that the budget as finally amended and adopted must provide for all expenditures required by state law or by other provisions of this charter and for all debt service requirements for the ensuing fiscal year. The total appropriations from any fund shall not exceed the estimated fund balance, reserves, and revenues.

(b) After the conducting of a budget hearing, the city council shall adopt the final operating budget for the ensuing fiscal year on or before a date fixed by ordinance of the council. If the city council fails to adopt the budget by said date, the amounts appropriated for operation for the then current fiscal year shall be deemed adopted for the ensuing fiscal year on a month-to-month basis, with all items prorated accordingly, until such time as the city council adopts a budget for the ensuing fiscal year. Adoption of the budget shall take the form of an appropriations ordinance setting out the estimated revenues in detail by sources and making appropriations according to fund and by organizational unit, purpose, or activity as set out in the budget preparation ordinance adopted pursuant to Section 6.23 of this charter.

(c) The amount set out in the adopted operating budget for each organizational unit shall constitute the annual appropriation for such, and no expenditure shall be made or encumbrance created in excess of the otherwise unencumbered balance of the appropriations or allotments thereof to which it is chargeable.

#### **SECTION 6.26.**

Levy of taxes.

Following adoption of the operating budget, the city council shall levy by ordinance such taxes as are necessary. The taxes and tax rates set by such ordinance shall be such that reasonable estimates of revenues from such levy shall at least be sufficient, together with other anticipated revenues, fund balances, and applicable reserves, to equal the total amount appropriated for each of the several funds set forth in the annual operating budget for defraying the expense of the general government of this city.

#### **SECTION 6.27.**

Changes in budget.

The city council by majority vote may make changes in the appropriations contained in the current operating budget at any regular meeting or special or emergency meeting called for such purposes.

#### **SECTION 6.28.**

Capital improvements.

(a) On or before the date fixed by the city council, but not later than 30 days prior to the beginning of each fiscal year, the city manager shall submit to the city council a proposed capital improvements budget with any recommendations as to the means of financing the improvements proposed for the ensuing year. The city council shall have the power to accept, with or without amendments, or reject the proposed program and proposed means of financing. The city council shall not authorize an expenditure for the construction of any building, structure, work, or improvement, unless the appropriations for such project are included in the capital improvements budget, except to meet a public emergency as

provided in Section 3.18 of this charter.

(b) After the conducting of a public hearing, the city council shall adopt by ordinance the final capital improvements budget for the ensuing fiscal year on or before a date fixed by ordinance of the council. No appropriations provided for in a prior capital improvements budget shall lapse until the purpose for which the appropriations were made shall have been accomplished or abandoned; provided, however, the mayor may submit amendments to the capital improvements budget at any time during the fiscal year, accompanied by any recommendations. Any such amendments to the capital improvements budget shall become effective only upon adoption by majority vote of the city council.

### **SECTION 6.29.**

#### Audits.

There shall be an annual independent audit of all city accounts, funds, and financial transactions by a certified public accountant selected by the city council. The audit shall be conducted according to generally accepted accounting principles. Any audit of any funds by the state or federal government may be accepted as satisfying the requirements of this charter. Copies of all audit reports shall be available at printing costs to the public.

### **SECTION 6.30.**

#### Procurement and property management.

No contract with the city shall be binding on the city unless:

- (1) It is in writing;
- (2) It is drawn or submitted and reviewed by the city attorney and, as a matter of course, is signed by the city attorney to indicate such drafting or review; and
- (3) It is made or authorized by the city council and such approval is entered in the city council journal of proceedings pursuant to Section 3.14 of this charter.

### **SECTION 6.31.**

#### Purchasing.

The city council shall by ordinance prescribe procedures for a system of centralized purchasing for the city.

### **SECTION 6.32.**

#### Sale of property.

- (a) The city council may sell and convey any real or personal property owned or held by the city for governmental or other purposes as now or hereafter provided by law, as well as any abandoned or surplus property.
- (b) The city council may quitclaim any rights it may have in property not needed for

public purposes upon request by the mayor and adoption of a resolution, both finding that the property is not needed for public or other purposes and that the interest of the city has no readily ascertainable monetary value.

(c) Whenever in opening, extending, or widening any street, avenue, alley, or public place of the city a small parcel or tract of land is cut off or separated by such work from a larger tract or boundary of land owned by the city, the city council may authorize the mayor to execute and deliver in the name of the city a deed conveying said cut-off or separated parcel or tract of land to an abutting or adjoining property owner or owners in exchange for rights of way of said street, avenue, alley, or public place when such exchange is deemed to be in the best interest of the city. All deeds and conveyances heretofore and hereafter so executed and delivered shall convey all title and interest the city has in such property, notwithstanding the fact that no public sale after advertisement was or is hereafter made.

### **SECTION 6.33.**

#### General homestead exemption.

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of South Fulton, except for any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(b) Each resident of the City of South Fulton is granted an exemption on that person's homestead from City of South Fulton ad valorem taxes for municipal purposes in the amount of \$30,000.00 of the assessed value of that homestead. The value of that property in excess of such exempted amount shall remain subject to taxation.

(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of South Fulton, or the designee thereof, giving such information relative to receiving such exemption as will enable the governing authority of the City of South Fulton, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such person for such exemption. The governing authority of the City of South Fulton, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of South Fulton, or the designee thereof, in the event that person for any reason

becomes ineligible for such exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2017.

### **SECTION 6.34.**

#### General homestead exemption for citizens age 65 or over.

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of South Fulton, except for any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(3) "Senior citizen" means a person who is 65 years of age or over on or before January 1 of the year in which application for the exemption under subsection (b) of this section is made.

(b) Each resident of the City of South Fulton who is a senior citizen is granted an exemption on that person's homestead from City of South Fulton ad valorem taxes for municipal purposes in the amount of \$15,000.00 of the assessed value of that homestead. The value of that property in excess of such exempted amount shall remain subject to taxation.

(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of South Fulton, or the designee thereof, giving the person's age and such additional information relative to receiving such exemption as will enable the governing authority of the City of South Fulton, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such person for such exemption. The governing authority of the City of South Fulton, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of South Fulton, or the designee thereof, in the event that person for any reason

becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2017.

### **SECTION 6.35.**

Homestead exemption for citizens age 65 or over  
meeting certain income requirements.

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of South Fulton, including, but not limited to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(3) "Income" means adjusted gross income as such term is defined in the Internal Revenue Code of 1986, as such code is defined in Code Section 48-1-2 of the O.C.G.A., except that for purposes of this section the term shall include only that portion of income or benefits received as retirement, survivor, or disability benefits under the federal Social Security Act or under any other public or private retirement, disability, or pension system which exceeds the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act.

(4) "Senior citizen" means a person who is 65 years of age or over on or before January 1 of the year in which application for the exemption under subsection (b) of this section is made.

(b) Each resident of the City of South Fulton who is a senior citizen is granted an exemption on that person's homestead from City of South Fulton ad valorem taxes for municipal purposes in the amount of \$10,000.00 of the assessed value of that homestead. The exemption granted by this subsection shall only be granted if that person's income, together with the income of the spouse who also occupies and resides at such homestead, does not exceed the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act for the immediately preceding year. The value of that property in excess of such exempted amount shall remain subject to taxation.

(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing

authority of the City of South Fulton, or the designee thereof, giving the person's age, income, and such additional information relative to receiving such exemption as will enable the governing authority of the City of South Fulton, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such person for such exemption. The governing authority of the City of South Fulton, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of South Fulton, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2017.

### **SECTION 6.36.**

Homestead exemption for citizens age 70 or over  
and disabled persons meeting certain income requirements.

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of South Fulton, including, but not limited to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(3) "Income" means adjusted gross income determined pursuant to the Internal Revenue Code of 1986, as amended, for federal income tax purposes, except that for the purposes of this section the term shall include only that portion of income or benefits received as retirement, survivor, or disability benefits under the federal Social Security Act or under any other public or private retirement, disability, or pension system which exceeds the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act.

(4) "Senior citizen" means a person who is 70 years of age or over on or before



January 1 of the year in which application for the exemption under subsection (b) of this section is made.

(b) Each resident of the City of South Fulton who is a senior citizen or who is disabled is granted an exemption on that person's homestead from City of South Fulton ad valorem taxes for municipal purposes for the full value of that homestead. The exemption granted by this subsection shall only be granted if that person's income, together with the income of the spouse who also occupies and resides at such homestead, does not exceed the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act for the immediately preceding year.

(c)(1) In order to qualify for the exemption provided for in subsection (b) of this section as being disabled, the person claiming such exemption shall be required to obtain a certificate from not more than three physicians licensed to practice medicine under Chapter 34 of Title 43 of the O.C.G.A., as amended, certifying that in the opinion of such physician or physicians such person is mentally or physically incapacitated to the extent that such person is unable to be gainfully employed and that such incapacity is likely to be permanent. Such certificate or certificates shall constitute part of and be submitted with the application provided for in paragraph (2) of this subsection.

(2) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of South Fulton, or the designee thereof, giving the person's age, income, and such additional information relative to receiving such exemption as will enable the governing authority of the City of South Fulton, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such person for such exemption. The governing authority of the City of South Fulton, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of South Fulton, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2017.

ARTICLE VII  
GENERAL PROVISIONS  
**SECTION 7.10.**

Bonds for officials.

The officers and employees of this city, both elected and appointed, shall execute such surety or fidelity bonds in such amounts and upon such terms and conditions as the city council shall from time to time require by ordinance or as may be provided by law.

**SECTION 7.11.**

Reserved.

**SECTION 7.12.**

Definitions and construction.

- (a) Section captions in this charter are informative only and shall not be considered as a part thereof.
- (b) The word "shall" is mandatory and the word "may" is permissive.
- (c) The singular shall include the plural, the masculine shall include the feminine, and vice versa.

**SECTION 7.13.**

Qualified electors.

(a) For the purposes of the referendum election provided for in Section 7.14 of this charter and for the purposes of the special election to be held on the third Tuesday in March, 2017, the qualified electors of the City of South Fulton shall be those qualified electors of Fulton County residing within the corporate limits of the City of South Fulton as described by Section 1.11 of this charter. At subsequent municipal elections, the qualified electors of the City of South Fulton shall be determined pursuant to the authority of Chapter 2 of Title 21 of the O.C.G.A., known as the "Georgia Election Code."

(b) Only for the purpose of holding and conducting the referendum election provided for by Section 7.14 of this charter and only for the purpose of holding and conducting the special election of the City of South Fulton to be held on the third Tuesday in March, 2017, the election superintendent of Fulton County is vested with the powers and duties of the election superintendent of the City of South Fulton and the powers and duties of the governing authority of the City of South Fulton.

**SECTION 7.14.**

Referendum.

The election superintendent of Fulton County shall call a special election for the purpose of submitting this Act to the qualified voters of the proposed City of South Fulton, as

provided in Section 7.13 of this charter, for approval or rejection. The superintendent shall set the date of such election for the Tuesday next following the first Monday in November, 2016. The superintendent shall issue the call for such election at least 30 days prior to the date thereof. The superintendent shall cause the date and purpose of the election to be published once a week for two weeks immediately preceding the date thereof in the official organ of Fulton County. The ballot shall have written or printed thereon the words:

"( ) YES Shall the Act incorporating the City of South Fulton in Fulton County  
( ) NO and granting the homestead exemptions described therein be approved?"

All persons desiring to vote for approval of the Act shall vote "Yes," and those persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, it shall become of full force and effect; otherwise, it shall thereafter be void and of no force and effect. The expense of the special election set forth in this section shall be borne by Fulton County. It shall be the duty of the superintendent to hold and conduct such election. It shall be his or her further duty to certify the result thereof to the Secretary of State.

#### **SECTION 7.15.**

Effective dates.

(a) Sections 1.10 and 1.11 of this charter and those provisions of this charter necessary for the special election provided for in Section 7.14 of this charter shall become effective immediately upon this Act's approval by the Governor or upon its becoming law without such approval.

(b) Those provisions of this Act necessary for the special election to be held on the third Tuesday in March, 2017, as provided by Article II of this charter, shall be effective upon the certification of the results of the referendum election provided for by Section 7.14 of this charter, if this Act is approved at such referendum election.

(c) The remaining provisions of this Act shall become of full force and effect for all purposes on May 1, 2017, except that the initial mayor and councilmembers shall take office immediately following their election and by action of a quorum may prior to May 1, 2017, meet and take actions binding on the city.

#### **SECTION 7.16.**

Transition.

(a) A period of time will be needed for an orderly transition of various government functions from Fulton County to the City of South Fulton. Accordingly, there shall be a transition period beginning on the date of the certification of the referendum results approving the incorporation of the City of South Fulton and ending at midnight on the last day of the twenty-fourth month following such date. During such transition period, all provisions of this charter shall be effective as law, but not all provisions of this charter

shall be implemented.

(b) During such transition period, Fulton County shall continue to provide within the territorial limits of the City of South Fulton all government services and functions which Fulton County provided in that area during 2016 and at the same actual cost, except to the extent otherwise provided in this section; provided, however, that upon at least 30 days' prior written notice to Fulton County by the City of South Fulton, responsibility for any such service or function shall be transferred to the City of South Fulton. Beginning on May 1, 2017, the City of South Fulton shall collect taxes, fees, assessments, fines and forfeitures, and other moneys within the territorial limits of the City of South Fulton; provided, however, that upon at least 30 days' prior written notice to Fulton County by the City of South Fulton, the authority to collect any tax, fee, assessment, fine or forfeiture, or other moneys shall remain with Fulton County after May 1, 2017, until such time as Fulton County receives subsequent notice from the City of South Fulton that such authority shall be transferred to the City of South Fulton.

(c) During the transition period, the governing authority of the City of South Fulton:

- (1) Shall hold regular meetings and may hold special meetings as provided in this charter;
- (2) May enact ordinances and resolutions as provided in this charter;
- (3) May amend this charter by home rule action as provided by general law;
- (4) May accept gifts and grants;
- (5) May borrow money and incur indebtedness to the extent authorized by this charter and general law;
- (6) May levy and collect an ad valorem tax for calendar years 2018 and 2019;
- (7) May establish a fiscal year and budget;
- (8) May create, alter, or abolish departments, boards, offices, commissions, and agencies of the city; appoint and remove officers and employees; and exercise all necessary or appropriate personnel and management functions; and
- (9) May generally exercise any power granted by this charter or general law, except to the extent that a power is specifically and integrally related to the provision of a governmental service, function, or responsibility not yet provided or carried out by the city.

(d) Except as otherwise provided in this section, during the transition period, the Municipal Court of the City of South Fulton shall not exercise its jurisdiction. During the transition period, all ordinances of Fulton County shall remain applicable within the territorial limits of the City of South Fulton and the appropriate court or courts of Fulton County shall retain jurisdiction to enforce such ordinances. However, by appropriate agreement (and concurrent resolutions and ordinances if needed) Fulton County and the City of South Fulton may during the transition period transfer all or part of such regulatory authority and the appropriate court jurisdiction to the City of South Fulton. Any transfer of jurisdiction to the City of South Fulton during or at the end of the transition period shall not in and of itself abate any judicial proceeding pending in Fulton County or the pending prosecution of any violation of any ordinance of Fulton County.

(e) During the transition period, the governing authority of South Fulton may at any

time, without the necessity of any agreement by Fulton County, commence to exercise its planning and zoning powers; provided, however, that the city shall give the county notice of the date on which the city will assume the exercise of such powers. Upon the governing authority of South Fulton commencing to exercise its planning and zoning powers, the Municipal Court of the City of South Fulton shall immediately have jurisdiction to enforce the planning and zoning ordinances of the city. The provisions of this subsection shall control over any conflicting provisions of any other subsection of this section.

(f) Effective upon the termination of the transition period, subsections (b) through (e) of this section shall cease to apply except for the last sentence of subsection (d) which shall remain effective. Effective upon the termination of the transition period, the City of South Fulton shall be a full functioning municipal corporation and subject to all general laws of this state.

#### **SECTION 7.17.**

Directory nature of dates.

It is the intention of the General Assembly that this Act be construed as directory rather than mandatory with respect to any date prescribed in this Act. If it is necessary to delay any action called for in this Act for providential cause or any other reason, it is the intention of the General Assembly that the action be delayed rather than abandoned. Any delay in performing any action under this Act, whether for cause or otherwise, shall not operate to frustrate the overall intent of this Act. Without limiting the generality of the foregoing it is specifically provided that:

- (1) If it is not possible to hold the referendum election provided for in Section 7.14 of this Act on the date specified in that section, then such referendum shall be held as soon thereafter as is reasonably practicable; and
- (2) If it is not possible to hold the first municipal election provided for in Section 2.11 of this Act on the date specified in that section, then there shall be a special election for the initial members of the governing authority to be held as soon thereafter as is reasonably practicable, and the commencement of the initial terms of office shall be delayed accordingly.

#### **SECTION 7.18.**

Charter commission.

At the first regularly scheduled city council meeting, five years after the inception of the City of South Fulton, the mayor and city council shall call for a charter commission to review the city's experience and recommend to the General Assembly any changes to the city charter. Members of the charter commission shall be appointed as follows: one by the mayor, one by the city council, and one by each member of the Georgia House of Representatives and Senate whose district lies wholly or partially within the corporate boundaries of the City of South Fulton. All members of the charter commission must

reside in the City of South Fulton. The commission must complete the recommendations within six months of its creation.

**SECTION 7.19.**

Severability.

In the event any section, subsection, sentence, clause, or phrase of this Act shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect the other sections, subsections, sentences, clauses, or phrases of this Act, which shall remain of full force and effect, as if the section, subsection, sentence, clause, or phrase so declared or adjudged invalid or unconstitutional were not originally a part hereof. The General Assembly hereby declares that it would have passed the remaining parts of this Act if it had known that such part or parts hereof would be declared or adjudged invalid or unconstitutional.

**SECTION 7.20.**

General repealer.

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

APPENDIX A  
CORPORATE LIMITS  
CITY OF SOUTH FULTON

The City of South Fulton shall include all the territory embraced within the following census blocks based upon the 2010 United States decennial census but shall not include any territory that was annexed into another municipality before July 1, 2016, and shall not include the territory included within the Fulton County Industrial District unless the local constitutional amendment creating such district is repealed or determined judicially to be of no force and effect prior to the first municipal election for the city:

Fulton County

VTD: 12109B - 09B

008202:

4002

VTD: 12111E4 - 11E4

007706:

2028

VTD: 121CP08B - CP08B

010511:

2004

VTD: 121EP08A - EP08A

011305:

3015 3017

011306:

1031 2008 2018 2021

VTD: 121FA01A - FA01A

010400:

3064 3066 3078 3079 3087 3099

010514:

2051 2078 2086 2100 2101 2102

VTD: 121FA01B - FA01B

010510:

3126

VTD: 121SC01 - SC01

VTD: 121SC02 - SC02

VTD: 121SC04 - SC04

VTD: 121SC05 - SC05

VTD: 121SC07 - SC07

010304:

2087 2103 2105 2106 2107 2108 2109 2112

010400:

3000 3003 3005 3006 3008 3009 3011 3012 3013 3014 3017 3019

3021 3028 3029 3042 3043 3053 3054 3065 3080

010513:

1021 1022 1043 1044 1045 1048 1049 1050 1051 1052 1055 1060

1061 1062 1078 1098 1119 2022 2024 2029 2030 2056 3045

010514:

1002 1003 1004 1005 1006 1012 1013 1014 1017 1019 1021 1022

1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034

1036 1037 1043 1044 1046 1051 1054 1055 1056 1057 1059 1061

1062 1063 1065 1066 1067 1073 1087 1088 1089 2000 2002 2003

2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015

2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2028

2029 2030 2031 2032 2033 2034 2035 2038 2040 2043 2044 2045

2046 2054 2055 2057 2059 2060 2061 2068 2071 2072 2073 2074

2075 2076 2077 2080 2085 2087 2091 2094 2098 2108 2109 2110

2111 3055 3056 3079 3080

VTD: 121SC08 - SC08

010507:

3066

010510:

2003 4000 4001 4009

010511:

1033 1034 1035 1036 1037 1038 1039 1040 1041 1043 1045 1046

1047 1048 1049 1061 1062 2005 2006 2008 2009 2010 2011 2012

2013 2014 2015 2017 2018 2019 2020 2021 2024 2027 2028 2029  
2030 2031 2032 2033 2034 2036 2037 2038 2039 2040 2041 2042  
2043 2044 2045 2046 2047 2051 2052 2053 2054 2055 2056 2058  
2062 2064 3000 3001 3002 3003 3004 3005 3008 3011 3012 3013  
3014 3015

010512:

1002 1003 1004 1005 1006 1007 1008 1016 1017 1024 1025 2001  
2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2015  
2019 2020 2035 2036

010513:

1007 1008 1063 1064 1069 1070 1071 1073 1074 1075 1077 1087  
1088 1089 1094 1096 1097 1102 1105 1109 1110

VTD: 121SC09 - SC09

VTD: 121SC10 - SC10

010507:

1006 1008 2001 2002 2003 2004 2005 2006 2007 3037 3055 3056  
3057 3059 3060 3067 3068

010511:

2066

VTD: 121SC11 - SC11

VTD: 121SC13A - SC13A

VTD: 121SC13B - SC13B

010301:

1016 1017 1018 1026 1027 1028 1029 1030 1031 1032 1049 1050  
1051 1052 1053 1056 1057 1058 1062 1063 1064 1065 1066 1067  
1068 1083 1084 1085 1086 1087 1088 1089 1090 1091 1092 1093  
1097 1098 1099 1100 1101 1102 1103 1104 1105 1106 1110 1115  
1116 1119 1123 1137

VTD: 121SC14 - SC14

VTD: 121SC16A - SC16A

VTD: 121SC16B - SC16B

VTD: 121SC17 - SC17

010511:

1019 1020 1021 1022 1023 1027 1028 1029 1032 1050 1051 1052  
1053 1054 1055 1056 1057 1058 1059 1063 1064 1065 1066

010513:

1001 1005 1016 1030 1031 1032 1037 1038 1039 1041 1042 1103  
1104 1106 1107 1117

VTD: 121SC18 - SC18

007706:

2007 2014 2017 2018 2019 2020 2021 2023 2029

010304:

1015 1016 1017 1018 1019 1020 1021 1023 1024 1025 1026 1027



1030 1031 1032 1033 1034 1035 1036 2000 2001 2004 2011 2012  
2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023 2024  
2025 2026 2041 2042 2043 2044 2045 2072 2073 2075 2078 2081  
2092 2093 2115

VTD: 121SC19 - SC19

010507:

3002 3004 3005 3006 3007 3008 3009 3010 3011 3017 3020 3021  
3022

010511:

1012 1013 1015 1016 1018 1024 1025 1026 1030 1031 1067

010604:

3011 3012 3013 3015 3016

011305:

3018 3019 3020 3021

011306:

1011 1012 1032 1033 1034 1036 1038 1039 1040 2019 2020 2025  
2028 2029 2030 2031 2032 2033 2035 2036 2037 2038 2039

VTD: 121SC21 - SC21

010510:

2019 2020 2021 3002 3010 3011 3012 3013 3015 3016 3017 3026  
3027 3028 3029 3031 3034 3036 3037 3038 3039 3042 3043 3044  
3045 3046 3047 3048 3049 3050 3051 3052 3053 3054 3055 3064  
3066 3067 3068 3069 3070 3071 3072 3073 3074 3075 3076 3077  
3078 3079 3080 3082 3083 3085 3086 3087 3088 3089 3091 3096  
3102 3103 3104 3105 3106 3107 3108 3109 3110 3112 3114 3115  
3116 3127 3174 3186 3187 3188 3189 3190 3192 3214 3215 3216  
3217 3220 3221 3222

010513:

2036

010515:

1022 1023 1024 1025 1036 1037 1038 1039 1040 1041 1042 1046  
1048

VTD: 121SC23 - SC23

VTD: 121SC27 - SC27

VTD: 121SC29 - SC29

VTD: 121SC30 - SC30

007703:

3000 3001 3002 3003 3016

007704:

3005 3006

007802:

1000 1001 1002 1003 1004 1006 1016 1018 1025 1027 1028 4012

007806:

2002 2020 2021 2022 2023 2024  
 007900:  
 3017 3018 3019 3038 3042 3051 3052 3058  
 VTD: 121UC02 - UC02  
 010510:  
 3014  
 010513:  
 2037 2057  
 VTD: 121UC03A - UC03A  
 010510:  
 3008

For the purposes of this description, the term "VTD" shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia. The separate numeric designations in the description which are underneath a VTD heading shall mean and describe individual blocks within a VTD as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia.

APPENDIX B  
 CITY COUNCIL DISTRICTS  
 CITY OF SOUTH FULTON

Plan: SF-7dp1  
 Plan Type: Local  
 Administrator: HD61  
 User: bak

District 001  
 Fulton County  
 VTD: 12109B - 09B  
 008202:  
 4002  
 VTD: 121SC01 - SC01  
 007802:  
 2017  
 010303:  
 1000 1001 1002 1003 1004 1014 1015 1016 1017 1018 1019 1020  
 1040 1041 1043 2049 2050 2051 2053 2054 2055 2056 2057 2058  
 2059 2060 2061 2062 2063 2064 2065 2070 2081  
 010304:  
 1000 1001 1002 1003 1004  
 VTD: 121SC02 - SC02

VTD: 121SC14 - SC14

VTD: 121SC16A - SC16A

VTD: 121SC16B - SC16B

VTD: 121SC30 - SC30

007703:

3000 3001 3002 3003 3016

007704:

3005 3006

007802:

1000 1001 1002 1003 1004 1006 1016 1018 1025 1027 1028 4012

007806:

2002 2020 2021 2022 2023 2024

007900:

3017 3018 3019 3038 3042 3051 3052 3058

District 002

Fulton County

VTD: 12111E4 - 11E4

007706:

2028

VTD: 121SC01 - SC01

010303:

1048 1049 1050 1051

010304:

1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1022 1028  
1029

VTD: 121SC13A - SC13A

VTD: 121SC18 - SC18

007706:

2007 2014 2017 2018 2019 2020 2021 2023 2029

010304:

1015 1016 1017 1018 1019 1020 1021 1023 1024 1025 1026 1027  
1030 1031 1032 1033 1034 1035 1036 2000 2001 2016 2017 2018  
2019 2020 2021 2022 2023 2024 2025 2026

District 003

Fulton County

VTD: 121EP08A - EP08A

011305:

3015 3017

011306:

1031 2008 2018 2021

VTD: 121SC05 - SC05

010301:

1095 2034 2035 2038 2039 2040 2042 2043 2044 2045 2046 2047  
2048 2049

010304:

2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038  
2039 2040 2046 2047 2048 2049 2050 2051 2052 2053 2054 2055  
2056 2057 2060 2061 2063 2064 2065 2066 2067 2068 2069 2070  
2071 2083 2085 2089 2090 2091 2094 2095 2096 2097 2098 2099  
2100 2101 2114

010513:

1009 1025 1026

010514:

1000

VTD: 121SC08 - SC08

010513:

1007 1008 1063 1064 1069 1070 1073 1074 1075 1087 1088 1089  
1094 1102 1110

VTD: 121SC17 - SC17

010511:

1019 1020 1021 1022 1023 1027 1028 1029 1032 1050 1051 1052  
1053 1054 1055 1056 1057 1058 1059 1063 1064 1065 1066

010513:

1001 1005 1016 1030 1031 1032 1037 1038 1039 1041 1042 1103  
1104 1106 1107 1117

VTD: 121SC18 - SC18

010304:

2004 2011 2012 2013 2014 2015 2041 2042 2043 2044 2045 2072  
2073 2075 2078 2081 2092 2093 2115

VTD: 121SC19 - SC19

010511:

1012 1013 1015 1016 1018 1024 1025 1026 1030 1031 1067

010604:

3011 3012 3013 3015 3016

011305:

3018 3019 3020 3021

011306:

1011 1012 1032 1033 1034 1036 1038 1039 1040 2019 2020 2025  
2028 2029 2030 2031 2032 2033 2035 2036 2037 2038 2039

District 004

Fulton County

VTD: 121FA01A - FA01A

010400:

3064 3066 3078 3079 3087 3099

010514:

2051 2078 2086 2100 2101 2102

VTD: 121SC04 - SC04

VTD: 121SC05 - SC05

010301:

1048 1054 1055 2009 2010 2011 2013 2014 2015 2016 2017 2018

2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029 2030

2031 2032 2033 2051 2052 2053

VTD: 121SC07 - SC07

010304:

2087 2103 2105 2106 2107 2108 2109 2112

010400:

3000 3003 3005 3006 3008 3009 3011 3012 3013 3014 3017 3019

3021 3028 3029 3042 3043 3053 3054 3065 3080

010513:

1021 1022 1043 1044 1045 1048 1049 1050 1051 1052 1055 1060

1061 1062 1078 1098 1119 3045

010514:

1002 1003 1004 1005 1006 1012 1013 1014 1017 1019 1021 1022

1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034

1036 1037 1043 1044 1046 1051 1054 1055 1056 1057 1059 1061

1062 1063 1065 1066 1067 1073 1087 1088 1089 2000 2002 2003

2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015

2016 2017 2018 2019 2020 2021 2022 2023 2024 2025 2026 2028

2029 2030 2031 2032 2033 2034 2035 2038 2040 2043 2044 2045

2046 2054 2055 2057 2059 2060 2061 2068 2071 2072 2073 2074

2075 2076 2077 2080 2085 2087 2091 2094 2098 2108 2109 2110

2111

VTD: 121SC08 - SC08

010513:

1077

VTD: 121SC13B - SC13B

010301:

1016 1017 1018 1026 1027 1028 1029 1030 1031 1032 1049 1050

1051 1052 1053 1056 1057 1058 1062 1063 1064 1065 1066 1067

1068 1083 1084 1085 1086 1087 1088 1089 1090 1091 1092 1093

1097 1098 1099 1100 1101 1102 1103 1104 1105 1106 1110 1115

1116 1119 1123 1137

District 005

Fulton County

VTD: 121CP08B - CP08B

010511:

2004

VTD: 121SC08 - SC08

010507:

3066

010510:

2003 4000 4001 4009

010511:

1033 1034 1035 1036 1037 1038 1039 1040 1041 1043 1045 1046

1047 1048 1049 1061 1062 2005 2006 2008 2009 2010 2011 2012

2013 2014 2015 2017 2018 2019 2020 2021 2024 2027 2028 2029

2030 2031 2032 2033 2034 2036 2037 2038 2039 2040 2041 2042

2043 2044 2045 2046 2047 2051 2052 2053 2054 2055 2056 2058

2062 2064 3000 3001 3002 3003 3004 3005 3008 3011 3012 3013

3014 3015

010512:

1002 1003 1004 1005 1006 1007 1008 1016 1017 1024 1025 2001

2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2015

2019 2020 2035 2036

010513:

1071 1096 1097 1105 1109

VTD: 121SC09 - SC09

010507:

4000 4001 4002 4003 4004 4005 4006 4007 4008 4009 4010 4011

4012 4013 4014 4015 4016 4017 4018

010508:

1012 1013 1014 1015 1016 1017 1018 1019 1020

010510:

2002 2013 4003 4004 4005 4006 4008 4010

VTD: 121SC10 - SC10

010507:

1006 1008 2001 2002 2003 2004 2005 2006 2007 3037 3055 3056

3057 3059 3060 3067 3068

010511:

2066

VTD: 121SC19 - SC19

010507:

3002 3004 3005 3006 3007 3008 3009 3010 3011 3017 3020 3021

3022

District 006

Fulton County

VTD: 121SC09 - SC09

010508:

1009 1010 1011 1021 1022 1023 1024 1025 1026 1027 1028 1029  
1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1045 1046

VTD: 121SC11 - SC11

VTD: 121SC23 - SC23

010516:

2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2012  
2013 2014 2015 2016 2019 2020 2021 2022 2023 2024 2025 2026  
2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037

VTD: 121SC27 - SC27

District 007

Fulton County

VTD: 121FA01B - FA01B

010510:

3126

VTD: 121SC07 - SC07

010513:

2022 2024 2029 2030 2056

010514:

3055 3056 3079 3080

VTD: 121SC21 - SC21

010510:

2019 2020 2021 3002 3010 3011 3012 3013 3015 3016 3017 3026  
3027 3028 3029 3031 3034 3036 3037 3038 3039 3042 3043 3044  
3045 3046 3047 3048 3049 3050 3051 3052 3053 3054 3055 3064  
3066 3067 3068 3069 3070 3071 3072 3073 3074 3075 3076 3077  
3078 3079 3080 3082 3083 3085 3086 3087 3088 3089 3091 3096  
3102 3103 3104 3105 3106 3107 3108 3109 3110 3112 3114 3115  
3116 3127 3174 3186 3187 3188 3189 3190 3192 3214 3215 3216  
3217 3220 3221 3222

010513:

2036

010515:

1022 1023 1024 1025 1036 1037 1038 1039 1040 1041 1042 1046  
1048

VTD: 121SC23 - SC23

010510:

1027

010515:

1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011  
1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1028 1044  
1045

010516:

2011 2017 2018

VTD: 121SC29 - SC29

VTD: 121UC02 - UC02

010510:

3014

010513:

2037 2057

VTD: 121UC03A - UC03A

010510:

3008

For the purposes of this plan (SF-7dp1):

(1) The term "VTD" shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia. The separate numeric designations in a district description which are underneath a VTD heading shall mean and describe individual blocks within a VTD as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia;

(2) Except as otherwise provided in the description of any district, whenever the description of any district refers to a named city, it shall mean the geographical boundaries of that city as shown on the census maps for the United States decennial census of 2010 for the State of Georgia;

(3) Any part of the City of South Fulton which is not included in any district described in this plan (SF-7dp1) shall be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia; and

(4) Any part of the City of South Fulton which is described in this plan (SF-7dp1) as being included in a particular district shall nevertheless not be included within such district if such part is not contiguous to such district. Such noncontiguous part shall instead be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia.

(5) Any part of the territory described in this plan (SF-7dp1) that has been annexed into another municipality before July 1, 2016, shall nevertheless not be included in any of the districts described in the plan.

APPENDIX C  
CERTIFICATE AS TO MINIMUM STANDARDS  
FOR INCORPORATION OF A NEW MUNICIPAL CORPORATION

I, Representative Roger Bruce, Georgia State Representative from the 61st District and the author of this bill introduced at the 2015 session of the General Assembly of Georgia,



which grants an original municipal charter to the City of South Fulton, do hereby certify that this bill is in compliance with the minimum standards required by Chapter 31 of Title 36 of the O.C.G.A. in that the area embraced within the original incorporation in this bill is in all respects in compliance with the minimum standards required by Chapter 31 of Title 36 of the O.C.G.A. This certificate is executed to conform to the requirements of Code Section 36-31-5 of the O.C.G.A.

So certified, this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

---

Honorable Roger Bruce  
Representative, 61st District  
Georgia State House of Representatives

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	E Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	E Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	N Jones, E	Y Thompson, B
Y Dugan	Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	N Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 42, nays 10.

HB 514, having received the requisite constitutional majority, was passed by substitute.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 887. By Representatives Efstoration of the 104th, Ballinger of the 23rd, Quick of the 117th, Caldwell of the 131st, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Articles 3 and 4 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to dependency proceedings and termination of parental rights, respectively, so as to prioritize the placement of a child with a relative who is an adult or fictive kin when such individual is qualified to care for such child and it is in the best interests of the child; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Cowsert of the 46th asked unanimous consent that HB 927 be taken from the Table.

The consent was granted, and HB 927 was taken from the Table and put upon its passage.

HB 927. By Representatives Coomer of the 14th, Willard of the 51st, Dickey of the 140th, Nimmer of the 178th, Rogers of the 10th and others:

A BILL to be entitled an Act to amend Title 15 of the O.C.G.A., relating to courts; to amend Chapter 6 of Title 5, Part 7 of Article 1 of Chapter 1 of Title 7, Chapter 6 of Title 9, Chapter 2 of Title 21, Article 3 of Chapter 4 of Title 23, Chapter 2 of Title 44, and Code Section 48-5-17, relating to certiorari and appeals to appellate courts generally, receivership powers and procedures generally, extraordinary writs, elections and primaries generally, decrees, recordation and registration of deeds and other instruments, and proceedings to determine county entitled to return and payment; to amend Chapter 2 of Title 15 of the O.C.G.A., relating to the Supreme Court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Cowsert of the 46th.

Senators McKoon of the 29th and Parent of the 42nd offered the following amendment #1:

Amend LC 29 6939ERS to HB 927 by striking at line 297 the word "nine" and inserting in lieu thereof "seven" and by striking lines 298 - 310

On the adoption of the amendment, the President ordered a roll call, and the vote was as follows:

N Albers	N Hill, Jack	Y Orrock
N Beach	N Hill, Judson	Y Parent
N Bethel	N Hufstetler	Y Rhett
N Black	N Jackson, B	Y Seay
N Burke	Y Jackson, L	N Shafer
Y Butler	James	Y Sims
N Cowsert	N Jeffares	N Stone
Y Crane	N Jones, B	Y Tate
Y Davenport	Y Jones, E	N Thompson, B
N Dugan	Y Jones, H	Y Thompson, C
Y Fort	N Kennedy	N Tippins
N Ginn	N Kirk	N Unterman
N Gooch	N Ligon	N VanNess
N Harbin	Y Lucas	N Walker
Y Harbison	N Martin	N Watson
N Harper	Y McKoon	N Wilkinson
Y Heath	N Millar	N Williams, M
Y Henson	N Miller	N Williams, T
N Hill, H	N Mullis	

On the adoption of the amendment, the yeas were 19, nays 36, and the McKoon amendment #1 was lost.

Senator Crane of the 28th offered the following amendment #2:

Amend HB 927 by striking lines 302 and 303

striking on line 304 "successors are elected and qualified"

striking on line 304 "Their successors" add in lieu of "The new justices"

On the adoption of the amendment, the yeas were 16, nays 27, and the Crane amendment #2 was lost.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett

Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	N Lucas	Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 36, nays 18.

HB 927, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/22/16

Due to business outside the Senate Chamber, I missed the vote on the HB 927. Had I been present, I would have voted "Yes".

/s/ L.C. Walker  
District 20

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 348. By Senators Tippins of the 37th, Cowsert of the 46th, Wilkinson of the 50th, Williams of the 27th and Sims of the 12th:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to provide for college and

career academies as charter schools or as schools within a strategic waivers school system or charter system; to provide for requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

SB 332. By Senators Kennedy of the 18th, VanNess of the 43rd, Dugan of the 30th, Cowser of the 46th, Walker III of the 20th and others:

A BILL to be entitled an Act to amend Code Section 16-11-130 of the Official Code of Georgia Annotated, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, so as to clarify the judges and Justices who are exempt from various weapons carry laws and prohibitions; to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to provide for the issuance of personal identification cards to certain judges and Justices of the federal and state judiciary who are exempt from various weapons carry laws and prohibitions; to provide for rules and regulations; to provide for fees; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senator Bethel of the 54th asked unanimous consent that HB 745 be taken from the Table.

The consent was granted, and HB 745 was taken from the Table and put upon its passage.

HB 745. By Representative Ehrhart of the 36th:

A BILL to be entitled an Act to amend Article 1 of Chapter 16 of Title 50 of the Official Code of Georgia Annotated, relating to general provisions relative to public property, so as to extend automatic repeals of certain provisions relating to writing off small amounts due to the state; to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to extend automatic repeals of certain provisions relating to nonlapsing revenue of institutions in the University System of Georgia and the Technical College System of Georgia; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

HB 745, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/22/ 2016

Due to business outside the Senate Chamber, I missed the vote on the HB 745. Had I been present, I would have voted "Yea".

/s/ John Albers  
District 56

Senator Heath of the 31st asked unanimous consent that HB 822 be taken from the Table:

The consent was granted, and HB 822 was taken from the Table and put upon its passage.

HB 822. By Representatives Coomer of the 14th, Powell of the 171st, Smyre of the 135th, Epps of the 144th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to sales and use tax, so as to

provide for a change in a definition; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Heath of the 31st.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Mullis	

On the passage of the bill, the yeas were 50, nays 0.

HB 822, having received the requisite constitutional majority, was passed.

Senator VanNess of the 43rd asked unanimous consent that HB 879 be taken from the Table.

The consent was granted, and HB 879 was taken from the Table and put upon its passage.

HB 879. By Representatives Taylor of the 79th, Reeves of the 34th, Stephens of the 164th, Beskin of the 54th and Marin of the 96th:

A BILL to be entitled an Act to amend Part 3 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and

secondary educational programs, so as to provide for the issuance of a seal of biliteracy for high school graduates who have achieved a high level of proficiency in speaking, reading, and writing one or more languages in addition to English; to provide for criteria; to provide for participation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator VanNess of the 43rd.

Senator Ligon of the 3rd offered the following amendment #1:

Amend HB 879 by adding a new section 2A between lines 43 and 44.

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

20-2-281.2

(a) State mandated tests pursuant to Code Section 20-2-281 shall be mandatory for school systems to administer but optional for students, notwithstanding any other provisions of law, under the following conditions:

(1) A parent or legal guardian submits a written request to school officials to excuse his or her child from any or all parts of the state mandated assessments administered pursuant to Code Section 20-2-281; and

(2) A licensed therapist's order or a physician's order has been issued to excuse a child from any or all parts of the state mandated assessments administered pursuant to Code Section 20-2-281 if the child is diagnosed with a life-threatening or serious health condition or has a disability.

On the adoption of the amendment, there were no objections, and the Ligon, Jr. amendment #1 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C



Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

HB 879, having received the requisite constitutional majority, was passed as amended.

Senator Harbin of the 16th asked unanimous consent that HB 798 be taken from the Table.

The consent was granted, and HB 798 was taken from the Table and put upon its passage.

HB 798. By Representatives Chandler of the 105th, Teasley of the 37th, Stovall of the 74th, Dudgeon of the 25th, Barr of the 103rd and others:

A BILL to be entitled an Act to amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to provide for eligibility for Zell Miller Scholarships for home study students who receive certain scores on standardized college admission tests; to revise eligibility requirements for HOPE scholarships for entering freshmen students who are home study students regarding scores on standardized college admission tests; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Harbin of the 16th.

The Senate Committee on Higher Education offered the following substitute to HB 798:

A BILL TO BE ENTITLED  
AN ACT

To amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to provide for eligibility for Zell Miller Scholarships for home study students and students graduating from ineligible high schools who receive certain scores on standardized college admission tests; to revise eligibility requirements for HOPE scholarships for entering freshmen students who are

home study students or students who graduated from ineligible high schools regarding scores on standardized college admission tests; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, is amended in Code Section 20-3-519, relating to definitions, by revising paragraph (27) as follows:

"(27) 'Zell Miller Scholarship Scholar' means a student who has met the applicable eligibility requirements to receive a HOPE scholarship in accordance with Code Section 20-3-519.2 and:

(A) As an incoming freshman:

(i) Having graduated from an eligible high school with a grade point average of at least 3.7 calculated in accordance with Code Section 20-2-157 and having received a score of at least 1,200 on the combined critical reading ~~score~~ and math ~~score~~ portions on a single administration of the SAT administered prior to March 1, 2016, or on the total score on a single administration of the SAT administered on or after March 1, 2016, or an ACT composite scale score of at least 26;

(ii) Having graduated from an eligible high school as a valedictorian or salutatorian; ~~or~~

~~(iii)~~ (iii) Having completed a home study program meeting the requirements of subsection (c) of Code Section 20-2-690 or having graduated from a high school which is not an eligible high school, having received a score in the ninety-third percentile or higher on the ACT, on the combined critical reading and math portions on a single administration of the SAT administered prior to March 1, 2016, or on the total score on a single administration of the SAT administered on or after March 1, 2016; or

~~(iii)~~(iv) Having completed a home study program meeting the requirements of subsection (c) of Code Section 20-2-690 or having graduated from a high school which is not an eligible high school, having received a score of at least 1,200 on the combined critical reading ~~score~~ and math ~~score~~ portions on a single administration of the SAT administered prior to March 1, 2016, or on the total score on a single administration of the SAT administered on or after March 1, 2016, or an ACT composite scale score of at least 26, and earning a cumulative grade point average of at least 3.3 at an eligible postsecondary institution at the end of the quarter or semester in which the student has attempted 45 quarter hours or 30 semester hours, provided that such student shall be eligible to receive a retroactive scholarship for such student's freshman year to be paid at the end of the freshman year; and

(B) As a sophomore, junior, senior, or first professional student who met the requirements of subparagraph (A) of this paragraph, having a cumulative grade

point average of at least 3.3 at the checkpoints set forth in paragraph (1) of subsection (b) of Code Section 20-3-519.2. Notwithstanding the foregoing, a student who entered an eligible postsecondary institution as a freshman between July 1, 2007, and June 30, 2011, and met the requirements of subparagraph (A) of this paragraph may become a Zell Miller Scholarship Scholar as a sophomore, junior, senior, or first professional student.

A student who loses eligibility to be a Zell Miller Scholarship Scholar for any reason may regain eligibility one time if the student requalifies at one of the checkpoints set forth in paragraph (1) of subsection (b) of Code Section 20-3-519.2."

## SECTION 2.

Said part is further amended in Code Section 20-3-519.2, relating to eligibility requirements for a HOPE scholarship, by revising subsection (a) as follows:

"(a) To be eligible for a HOPE scholarship, an entering freshman student seeking an associate or baccalaureate degree at an eligible postsecondary institution shall, in addition to meeting the residency requirements set forth in subsection (a) of Code Section 20-3-519.1:

(1) Meet achievement standards by:

(A) Having graduated from an eligible high school while meeting the curriculum requirements of his or her program of study in 1993 or thereafter and meeting the requirements set out in the applicable subsection and paragraph of Code Section 20-2-157;

(B) In the case of a student who is otherwise qualified but:

(i) Did not graduate from high school or complete a home study program meeting the requirements of subsection (c) of Code Section 20-2-690, having received the general educational development (GED) diploma awarded by the Department of Technical and Adult Education, now known as the Technical College System of Georgia, after June 30, 1993, provided that such student shall only be eligible for a HOPE scholarship pursuant to subsection (c) of this Code section;

(ii) Completed a home study program meeting the requirements of subsection (c) of Code Section 20-2-690 in lieu of graduating from an eligible high school, earning a cumulative grade point average of at least 3.0 at an eligible postsecondary institution at the end of the quarter or semester in which the student has attempted 45 quarter hours or 30 semester hours, provided that such student shall be eligible to receive a retroactive HOPE scholarship for such student's freshman year to be paid at the end of the freshman year; or

(iii) Graduated from a high school which is not an eligible high school, earning a cumulative grade point average of at least 3.0 at an eligible postsecondary institution at the end of the quarter or semester in which the student has attempted 45 quarter hours or 30 semester hours, provided that such student shall be eligible to receive a retroactive HOPE scholarship for such student's freshman year to be paid at the end of the freshman year; or

(C) In the case of an otherwise qualified student who:

- (i) Did not graduate from high school or complete a home study program meeting the requirements of subsection (c) of Code Section 20-2-690 but received the general educational development (GED) diploma awarded by the Department of Technical and Adult Education, now known as the Technical College System of Georgia, after June 30, 1993;
- (ii) Completed a home study program meeting the requirements of subsection (c) of Code Section 20-2-690 in lieu of graduating from an eligible high school; or
- (iii) Graduated from a high school which is not an eligible high school, earning a score in the ~~eightieth~~ seventy-fifth percentile or higher nationally on a standardized college admission test, such as the SAT or ACT; and
- (2) Meet enrollment standards by being admitted, enrolled, and classified as an undergraduate student in a matriculated status."

### SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

HB 798, having received the requisite constitutional majority, was passed by substitute.

Senator Cowser of the 46th asked unanimous consent that HB 59 be taken from the Table.

The consent was granted, and HB 59 was taken from the Table and put upon its passage.

HB 59. By Representatives Willard of the 51st, Efration of the 104th, Powell of the 171st, Atwood of the 179th, Pak of the 108th and others:

A BILL to be entitled an Act to amend Chapter 21 of Title 50 of the Official Code of Georgia Annotated, relating to waiver of sovereign immunity as to actions ex contractu and state tort claims, so as to provide for waiver of sovereign immunity for declaratory judgment or injunctive relief; to provide for an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator McKoon of the 29th.

The Senate Committee on Judiciary offered the following substitute to HB 59:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 21 of Title 50 of the Official Code of Georgia Annotated, relating to waiver of sovereign immunity as to actions ex contractu and state tort claims, so as to provide for waiver of sovereign immunity for declaratory judgment or injunctive relief under certain circumstances; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 21 of Title 50 of the Official Code of Georgia Annotated, relating to waiver of sovereign immunity as to actions ex contractu and state tort claims, is amended by adding a new article to read as follows:

"ARTICLE 3

50-21-50.

(a) The defense of sovereign immunity is waived as to any claim, counterclaim, cross-claim, or third-party claim brought in the courts of this state by an aggrieved person

seeking a declaratory judgment, injunctive relief, or decree in a conventional quiet title against the state or any political subdivision thereof to remedy an injury in fact caused by a violation of a provision of the Georgia Constitution or a violation of a state law, except when a law explicitly prohibits such waiver; provided, however, that sovereign immunity is not waived as to:

(1) Any claim for monetary relief, attorney's fees, or expenses of litigation that are included in or related to such claim, counterclaim, cross-claim, or third-party claim;

(2) Any claim, counterclaim, cross-claim, or third-party claim seeking a declaratory judgment or injunctive relief related to a contract between a third party and the state or any political subdivision thereof; or

(3) Any claim, counterclaim, or third-party claim brought by, or on behalf of, an inmate or institutionalized person.

(b) This Code section shall not:

(1) Be construed to alter or amend any other waiver of sovereign immunity provided by law; or

(2) Apply to any claim, counterclaim, cross-claim, or third-party claim brought in the courts of the United States."

### **SECTION 2.**

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval and shall apply to all actions filed on or after such date.

### **SECTION 3.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C

Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 59, having received the requisite constitutional majority, was passed by substitute.

Senator Millar of the 40th was excused for business outside the Senate Chamber.

Senator Harbin of the 16th asked unanimous consent that HB 193 be taken from the Table.

The consent was granted, and HB 193 was taken from the Table and put upon its passage.

HB 193. By Representatives Rogers of the 29th, Mabra of the 63rd, Shaw of the 176th, Smith of the 134th and Teasley of the 37th:

A BILL to be entitled an Act to amend Chapter 25 of Title 33 of the Official Code of Georgia Annotated, relating to life insurance, so as to provide for the "Life Insurance Consumer Disclosure Model Act"; to provide for written notice to certain life insurance policyholders that request the surrender of, a loan against, or accelerated death benefit, nursing home benefit, critical illness benefit, or any other living benefit under a life insurance policy; to provide for a short title; to provide for definitions; to provide for the written notice provisions; to provide that the written notice shall be promulgated by rules and regulations by the Commissioner; to provide for penalties; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Harbin of the 16th.

Senators Harbin of the 16th, Walker of the 20th, McKoon of the 29th, Harbison of the 15th, Jones of the 25th and others offered the following amendment #1:

*Amend HB 193 (LC 37 2084S) by deleting lines 12 and 13 and inserting in lieu thereof the following:*

(1) 'Agent' shall have the same meaning as set forth in paragraph (3) of subsection (a) of Code Section 33-23-1.

*By inserting "or as permitted by the 'Georgia Insurance Code'" on line 22 after "terms".*

On the adoption of the amendment, the President asked unanimous consent.

Senator Walker III of the 20th objected.

On the adoption of the amendment, the yeas were 13, nays 27, and the Harbin, et al. amendment #1 was lost.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	VanNess
Y Harbin	Y Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

HB 193, having received the requisite constitutional majority, was passed.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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



SB 320. By Senators Watson of the 1st, Harper of the 7th, Beach of the 21st, Ginn of the 47th, Miller of the 49th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to issuance, expiration, and renewal of licenses, so as to revise the exemptions afforded to nonresidents who have in their immediate possession a valid driver's license issued to them in their home state or country; to provide for certain presumptions of validity of a driver's license issued by the driver's licensing authority of a foreign county; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 229. By Representatives Strickland of the 111th, Welch of the 110th, Meadows of the 5th, Fleming of the 121st, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, so as to expand grandparent rights to visitation and intervention to great-grandparents and siblings of parents; to conform cross-references relating to adoption; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute to the following Bill of the House:

HB 513. By Representative Stephens of the 164th:

A BILL to be entitled an Act to amend Article 3 of Chapter 11 of Title 9 of the Official Code of Georgia Annotated, relating to pleadings and motions, so as to revise provisions regarding the procedure for claims asserted against a person or entity arising from an act by that person or entity which could reasonably be construed as an act in furtherance of the right of free speech or the right to petition government for a redress of grievances; to revise definitions; to amend Chapter 5 of Title 51 of the Official Code of Georgia Annotated, relating to libel and slander, so as to revise a cross-reference; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Mr. President:

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

SB 270. By Senators Martin of the 9th, Hill of the 32nd, Harper of the 7th, Unterman of the 45th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize persons who are qualified retired law enforcement officers to carry a handgun anywhere within this state; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 962. By Representatives Abrams of the 89th, Dempsey of the 13th, Benton of the 31st, Hugley of the 136th, Sharper of the 177th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 2 of Title 49 of the Official Code of Georgia Annotated, relating to the Department of Human Services generally, so as to provide for the creation, appointment, removal, and duties of a kinship care enforcement administrator; to provide a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute to the following Bill of the House:

HB 1036. By Representatives Hitchens of the 161st, Stephens of the 164th, Petrea of the 166th, Williams of the 168th, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 22 of the O.C.G.A., relating to the exercise of power of eminent domain for special purposes, so as to change certain provisions relating to the exercise of power of eminent domain for construction of petroleum pipelines and the environmental permitting requirements for petroleum pipelines; to enact a temporary moratorium on the use of eminent domain for construction of petroleum pipelines and the permitting for construction of such pipelines so that a commission of elected officials and field experts can conduct a detailed study; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRiccia of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the collection of such excise tax; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendment, as amended by the House, to the following Bill of the House:

HB 851. By Representative Atwood of the 179th:

A BILL to be entitled an Act to amend Chapter 15 of Title 36 of the Official Code of Georgia Annotated, relating to county law libraries, so as to require an annual audit of the financial affairs, books, and records of boards of trustees of the county law library; to provide for publication of such audit; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Black of the 8th was excused for business outside the Senate Chamber.

Senator Martin of the 9th asked unanimous consent that HB 976 be taken from the Table.

The consent was granted, and HB 976 was taken from the Table and put upon its passage.

HB 976. By Representatives Hitchens of the 161st, Willard of the 51st, Powell of the 32nd, Caldwell of the 131st, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Article 5 of Chapter 18 of Title 50 of the Official Code of Georgia Annotated, relating to state records management, so as to provide for minimum retention periods for video recordings from law enforcement surveillance devices, law enforcement body-worn devices, or devices located on or inside of a law enforcement vehicle; to provide for a definition; to provide for exceptions; to provide for presumptions, civil

liability, and fees; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Martin of the 9th.

Senator Martin of the 9th offered the following amendment #1:

*Amend HB 976 (LC 41 0767S) by inserting between lines 57 and 58 the following:*

(h)(1) This Code section shall only be applicable to governments and governmental entities that employ fewer than 1,200 sworn law enforcement officers.

(2) The provisions of this subsection shall be in effect until June 30, 2017.

Senator Albers of the 56th offered the following amendment 1A:

Amend AM 41 0215 to HB 976 by striking lines 2 and 3 and replace (2) on line 4 with "(h)" and replace line 4 with, "This law shall become effective June 30, 2017"

Senator Bethel of the 54th offered the following amendment #1B:

Amend AM 41 0215 HB 976 by inserting on line 4 after "2017" the following: "and this subsection shall stand repealed thereafter".

Senator Martin of the 9th asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Martin amendment #1 was withdrawn.

The Albers amendment #1A to the Martin amendment #1 was moot.

The Bethel amendment #1B to the Martin amendment #1 was moot.

Senator Ginn of the 47th offered the following amendment #3:

*Amend HB 976 (LC 41 0767S) by replacing "\$12.00" with "\$10.00" on line 56.*

On the adoption of the amendment, there were no objections, and the Ginn amendment #3 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

E Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	N Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
N Hill, H	Y Mullis	

On the passage of the bill, the yeas were 48, nays 7.

HB 976, having received the requisite constitutional majority, was passed as amended.

Senator Unterman of the 45th asked unanimous consent that HB 1070 be taken from the Table.

The consent was granted, and HB 1070 was taken from the Table and put upon its passage.

HB 1070. By Representatives Dempsey of the 13th, Houston of the 170th, Willard of the 51st, Thomas of the 39th, Oliver of the 82nd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 19 of the Official Code of Georgia Annotated, relating to adoption, so as to permit the department to use certain information in the department's records concerning the adopted child's biological parents; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Unterman of the 45th.

The Senate Committee on Health and Human Services offered the following substitute to HB 1070:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, so as to permit the department to use certain information in the department's records concerning the adopted child's biological parents; to provide for the creation, authorization, procedure, revocation, rescission, and termination of a power of attorney from a parent, guardian, or legal custodian of a child to a kinship caregiver for the temporary delegation of certain power and authority for the care and custody of a child; to provide a short title; to provide for and correct a definition; to provide for procedure; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**PART I**  
**SECTION 1-1.**

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended in Code Section 19-8-23, relating to where records of adoption are kept, examination by parties and attorneys, and use of information by agency and department, by adding a new subsection to read as follows:

"(b.1) The department may, in its sole discretion, make use of any information contained in the records of the department concerning an adopted child and the adopted child's biological parents in connection with the placement of another child in the home of the adoptive parents of the child or in connection with the investigation of a report of child abuse or neglect made concerning the adopted child's biological parents."

**PART II**  
**SECTION 2-1.**

The General Assembly finds that:

- (1) From time to time, parents experience short-term difficulties that impair their ability to perform the regular and expected functions to provide care and support to their children;
- (2) Parents need a means to confer to a relative or fictive kin the temporary authority to act on behalf of a child without the time and expense of a court proceeding or the involvement of the Division of Family and Children Services of the Department of Human Services; and
- (3) Providing a statutory mechanism for granting such authority enhances family preservation and stability.

**SECTION 2-2.**

Said title is further amended by adding a new article to Chapter 9, relating to child custody proceedings, to read as follows:

**"ARTICLE 5****19-9-140.**

This article shall be known and may be cited as the 'Supporting and Strengthening Families Act.'

**19-9-141.**

As used in this article, the term:

- (1) 'Child' means an unemancipated individual who is under 18 years of age.
- (2) 'Fictive kin' shall have the same meaning as provided in Code Section 15-11-2.
- (3) 'Guardian' means an individual appointed pursuant to a court order establishing a permanent guardianship for a child.
- (4) 'Kinship caregiver' means a grandparent, aunt, uncle, great aunt, great uncle, cousin, or sibling of a child or a fictive kin who resides in this state.
- (5) 'Legal custodian' shall have the same meaning as provided in Code Section 15-11-2.
- (6) 'Parent' shall have the same meaning as provided in Code Section 19-3-37.

**19-9-142.**

(a) A parent, guardian, or legal custodian of a child may delegate caregiving authority regarding his or her child to a kinship caregiver for a period not to exceed one year, except as provided in Code Section 19-9-150, by executing a power of attorney that substantially complies with this article. A parent, guardian, or legal custodian of a child may delegate to an agent in such power of attorney any power and authority regarding the care and custody of such child, except the power to consent to the marriage or adoption of such child, the performance or inducement of an abortion on or for such child, or the termination of parental rights to such child. Such power and authority may be delegated without the approval of a court, provided that such delegation of power and authority shall not operate to change or modify any parental or legal rights, obligations, or authority established by an existing court order, including a standing order, or deprive a parent, guardian, or legal custodian of a child of any parental or legal rights, obligations, or authority regarding the custody, visitation, or support of such child. Furthermore, such delegation of power and authority shall not deprive or limit any support for a child that should be received by such child pursuant to a court order or for any other reason. No such power of attorney shall be executed during the pendency of a divorce or custody action.

(b) Except as limited by federal law, this article, or the direction of a parent, guardian, or legal custodian of a child as expressed in the power of attorney, an agent shall have the same rights, duties, and responsibilities that would otherwise be exercised by such

parent, guardian, or legal custodian of a child pursuant to the laws of this state.

(c) An agent shall acknowledge in writing his or her acceptance of the responsibility for caring for a child for the duration of the power of attorney. An agent shall certify that he or she is not currently on the state sexual offender registry of this state or the sexual offender registry for any other state, a United States territory, the District of Columbia, or any Indian Tribe nor has he or she ever been required to register for any such registry. Such certification shall include a criminal background check if requested by the party executing the power of attorney.

(d) The agent under a power of attorney shall act in the best interests of the child. Such agent shall not be liable for consenting or refusing to consent to medical, dental, or mental health care for a child when such decision is made in good faith and is exercised in the best interests of the child.

(e)(1) The agent under a power of attorney shall have the right to enroll the child in a public school serving the area where the agent resides and may enroll the child in a private school, pre-kindergarten program, or home study program.

(2) A public school shall allow such agent with a power of attorney executed under this article to enroll a child.

(3) At the time of enrollment, the agent shall provide to such public school such residency documentation as is customary in that school system.

(4) A public school shall not unreasonably deny enrollment of a child. If a public school denies enrollment of a child by an agent, such denial may be appealed and shall be treated as any other denial of enrollment of a child in that school system, including all of the remedies otherwise available when enrollment is denied to a child.

19-9-143.

(a) At least 30 days prior to executing a power of attorney under this article:

(1) An individual with sole custody of a child who intends to execute such power of attorney shall provide written notice of such intention to the noncustodial parent by certified mail or statutory overnight delivery, return receipt requested. Such notice shall constitute a change in material conditions or circumstances for the purpose of a child custody modification proceeding; and

(2) An individual who is a guardian or legal custodian of a child who intends to execute such power of attorney shall provide written notice to the child's parents by certified mail or statutory overnight delivery, return receipt requested.

(b) An individual receiving the notice set forth in subsection (a) of this Code section may object to the execution of such power of attorney within 21 days of the delivery of such notice and shall serve his or her objection on the individual intending to execute such power of attorney by certified mail or statutory overnight delivery, return receipt requested. An objection shall prohibit the execution of a power of attorney under this article.

(c) In addition to the notice provided in subsection (a) of this Code section, a parent with sole custody of a child who executes a power of attorney under this article shall comply with any applicable relocation notice requirements under subsection (f) of Code



Section 19-9-3.

(d) In the event of an emergency, the written requirement provisions of this Code section may be waived, but in no event shall this provision be interpreted as a means to violate a court order entered pursuant to subsection (f) of Code Section 19-9-3.

19-9-144.

Nothing in this article shall preclude a parent, guardian, legal custodian, or agent from granting temporary written permission to seek emergency medical treatment or other services for a child while such child is in the custody of an adult who is not the parent, guardian, legal custodian, or agent and who is temporarily supervising the child at the request of such parent, guardian, legal custodian, or agent.

19-9-145.

(a) Except as may be permitted by the federal No Child Left Behind Act (P.L. 107-110), an individual executing a power of attorney under this article shall swear or affirm under penalty of law that such action is not being taken for the purpose of enrolling the child in a school to participate in the academic or interscholastic athletic programs provided by that school or for any other unlawful purpose. Violation of this subsection shall be punishable in accordance with state law and may require, in addition to any other remedies, repayment by such parent, guardian, or legal custodian of all costs incurred by the school as a result of the violation.

(b) An individual shall not execute a power of attorney under this article for the purpose of subverting an investigation of the child's welfare initiated by the Division of Family and Children Services of the Department of Human Services and shall not execute such power of attorney so long as the Division of Family and Children Services of the Department of Human Services has an open child welfare and youth services case with regard to the parent, guardian, or legal custodian, the child, or another child of the parent.

19-9-146.

A power of attorney executed under this article shall be signed and acknowledged before a notary public by the parent, guardian, or legal custodian executing such power of attorney and by the agent accepting such delegation.

19-9-147.

(a)(1) An agent shall have the authority to act on behalf of the minor child on a continuous basis, without compensation, and shall not be subject to any provision concerning the licensing or regulation of foster care homes for the duration of the power of attorney so long as the duration does not exceed the length of time authorized in Code Sections 19-9-142 and 19-9-150 or until the individual who executed the power of attorney revokes the power of attorney in writing and provides notice of the revocation to the agent as provided in this Code section.

(2) An agent shall have the authority to act on behalf of the child until a copy of the

revocation of the power of attorney is received by certified mail or statutory overnight delivery, return receipt requested, and upon receipt of the revocation, the agent shall cease to act as agent.

(3) The individual revoking the power of attorney shall send a copy of the revocation of the power of attorney to the agent within five days of the execution of the revocation by certified mail or statutory overnight delivery, return receipt requested. If an individual revokes the power of attorney, the child shall be returned to the custody of the individual who granted the power of attorney as soon as reasonably possible.

(4) The revoking individual shall notify the school, health care providers, and others known to the revoking individual to have relied upon such power of attorney.

(b) The power of attorney executed under this article may also be terminated by any order of a court of competent jurisdiction.

(c) The agent shall notify the school, health care providers, and others known to the agent to have relied upon such power of attorney.

(d) An agent may resign by notifying the individual who appointed the agent in writing by certified mail or statutory overnight delivery, return receipt requested.

(e) Upon the death of the authorizing individual, the agent shall notify the parents of the child, if possible, as soon as practicable.

(f) The authority to designate an agent to act on behalf of a minor child is in addition to any other lawful action an individual may take for the benefit of such minor child.

(g) A parent shall continue to have the right to medical, dental, mental health, and school records pertaining to the minor child, even when a power of attorney has been executed under this article.

19-9-148.

The execution of a power of attorney under this article shall not constitute abandonment under Code Section 19-10-1 nor be reportable as child abuse or neglect under Code Section 19-7-5 unless the individual who executed such power of attorney fails to take custody of the child or execute a new power of attorney under this article after the expiration or revocation of the power of attorney.

19-9-149.

(a) A child subject to a power of attorney executed under this article shall not be considered placed in foster care as defined in any other provision of law, and the parties to the power of attorney shall not be subject to any of the requirements or licensing regulations for foster care or other regulations relating to community care for children.

(b) An agent who has been delegated caregiving authority under this article shall not be subject to the requirements of any other child care facility or foster care licensing provisions, and such delegation shall not constitute an out-of-home child placement.

(c) This article shall not be construed to exempt a person from the requirements of Chapter 5 of Title 49 regarding the licensing and inspection of child welfare agencies if such person fails to have evidence of a power of attorney executed under this article.

19-9-150.

Except as limited by or in conflict with federal law regarding the armed forces of the United States, a parent who is a member of the armed forces of the United States, including any reserve component thereof, or the commissioned corps of the National Oceanic and Atmospheric Administration or the Public Health Service of the United States Department of Health and Human Services detailed by proper authority for duty with the armed forces of the United States, or who is required to enter or serve in the active military service of the United States under a call or order of the President of the United States or to serve on state active duty, may delegate caregiving authority for a period longer than one year if such parent is deployed as defined in Code Section 19-9-6. Such term of delegation, however, shall not exceed the term of deployment plus 30 days.

19-9-151.

(a) The power of attorney contained in this Code section may be used for the temporary delegation of caregiving authority to an agent. The form contained in this Code section shall be sufficient for the purpose of creating a power of attorney under this article, provided that nothing in this Code section shall be construed to require the use of this particular form.

(b) A power of attorney shall be legally sufficient if the form is properly completed and the signatures of the parties are notarized.

(c) The power of attorney delegating caregiving authority of a child shall be in substantially the following form:

'STATUTORY FORM FOR POWER OF ATTORNEY TO DELEGATE PARENTAL, GUARDIAN, OR LEGAL CUSTODIAN POWER AND AUTHORITY

1. I certify that I am the parent, guardian, or legal custodian of:

\_\_\_\_\_

(Full name of child)

(Date of birth)

2. I designate \_\_\_\_\_ (full name of agent),

\_\_\_\_\_

(street address, city, state, and ZIP Code of agent)

\_\_\_\_\_

(home and work phone numbers of agent)

as the agent of the child named above.

3. I delegate to the agent all my power and authority regarding the care and custody of the child named above, including but not limited to the right to enroll the child in school, inspect and obtain copies of education records and other records concerning the child, attend school activities and other functions concerning the child, and give or withhold any consent or waiver with respect to school activities, medical and dental treatment, and any other activity, function, or treatment that may concern the child.

This delegation shall not include the power or authority to consent to the marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child.

OR

4. I delegate to the agent the following specific powers and responsibilities (*write in*):

\_\_\_\_\_  
*In the event section 4 is completed, section 3 does not apply.*

This delegation shall not include the power or authority to consent to the marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child.

5. This power of attorney is effective for a period not to exceed one year, beginning \_\_\_\_\_, 20\_\_\_\_, and ending \_\_\_\_\_, 20\_\_\_\_. I reserve the right to revoke this power and authority at any time.

OR

6. I am a parent as described in O.C.G.A. § 19-9-150. My active duty service is scheduled to begin on \_\_\_\_\_, 20\_\_\_\_, and is estimated to end on \_\_\_\_\_, 20\_\_\_\_. I acknowledge that in no event shall this delegation of power and authority last more than one year or the term of my active duty plus 30 days, whichever is longer. I reserve the right to revoke this power and authority at any time.

7. Except as may be permitted by the federal No Child Left Behind Act (P.L. 107-110), I hereby swear or affirm under penalty of law that this power of attorney is not being executed for the purpose of enrolling a child in a school so that the child may participate in the academic or interscholastic athletic programs provided by that school or for any other unlawful purpose.

8. I hereby swear or affirm under penalty of law that I provided the notice required by O.C.G.A. § 19-9-143 and received no objection in the required time period.

By: \_\_\_\_\_  
 (Parent, guardian, or legal custodian signature)

Relationship to child: \_\_\_\_\_

\_\_\_\_\_  
 (Printed name)

9. I hereby accept my designation as agent for the child specified in this power of attorney and by doing so acknowledge my acceptance of the responsibility for caring for such child for the duration of this power of attorney. Furthermore, I hereby certify that:

(A) I am not currently on the state sexual offender registry of this state or the sexual offender registry for any other state, a United States territory, the District of Columbia, or any Indian Tribe nor have I ever been required to register for any such registry;

(B) I have provided a criminal background check to the individual designating me as an agent, if it was requested;

(C) I understand that I have the authority to act on behalf of the minor child for the period set forth in this form or until the power of attorney is revoked in writing and notice is provided to me as provided in O.C.G.A. § 19-9-147;

(D) I understand that if I am made aware of the death of the individual who executed the power of attorney, I must notify the parent of the child, if known, as soon as practicable; and

(E) I may resign as agent by notifying the individual who executed the power of attorney in writing by certified mail or statutory overnight delivery, return receipt requested.

\_\_\_\_\_  
(Agent signature)

\_\_\_\_\_  
(Printed name)

State of Georgia  
County of \_\_\_\_\_

ACKNOWLEDGMENT

Before me, the undersigned, a Notary Public, in and for said County and State on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, personally appeared \_\_\_\_\_ (name of parent, guardian, or legal custodian) and \_\_\_\_\_ (name of agent), to me known to be the identical persons who executed this instrument and acknowledged to me that each executed the same as his or her free and voluntary act and deed for the uses and purposes set forth in the instrument.

Witness my hand and official seal the day and year above written.

\_\_\_\_\_  
(Notary public signature)

(Seal)

My commission expires: \_\_\_\_\_'''

**PART III  
SECTION 3-1.**

Said title is further amended by revising subparagraph (a)(2)(B) of Code Section 19-3-37, relating to parental consent to marriage of underage applicants, as follows:

"(B) The ~~parent~~ individual who has ~~legal~~ sole custody if the parents are divorced, separated, or widowed; or"

**PART IV  
SECTION 4-1.**

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

Senator Unterman of the 45th offered the following amendment #1:

Amend HB 1070 LC 37 2214ERS Senate Committee Substitute to HB 1070 by deleting lines 21 through 300 and renumber accordingly

On the adoption of the amendment, there were no objections, and the Unterman amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
E Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker

Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Mullis	

On the passage of the bill, the yeas were 52, nays 1.

HB 1070, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/22/16

Due to business outside the Senate Chamber, I missed the vote on the HB 1070. Had I been present, I would have voted “yes”.

/s/ Jeff Mullis  
District 53

Senator Bethel of the 54th asked unanimous consent that HB 773 be taken from the Table.

The consent was granted, and HB 773 was taken from the Table and put upon its passage.

HB 773. By Representatives Houston of the 170th, Hatchett of the 150th, Rogers of the 29th, Battles of the 15th and Tankersley of the 160th:

A BILL to be entitled an Act to amend Chapter 26 of Title 50 of the Official Code of Georgia Annotated, relating to the Georgia Housing and Finance Authority, so as to increase the outstanding bond limit; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

N Albers	Y Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

E Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
N Cowsert	Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Mullis	

On the passage of the bill, the yeas were 44, nays 9.

HB 773, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/22/16

Due to business outside the Senate Chamber, I missed the vote on the HB 773. Had I been present, I would have voted "yes".

/s/ Jeff Mullis  
District 53

Senator Watson of the 1st asked unanimous consent that HB 897 be taken from the Table.

The consent was granted, and HB 897 was taken from the Table and put upon its passage.

HB 897. By Representatives Price of the 48th, Cooper of the 43rd, Broadrick of the 4th, Lott of the 122nd, Kaiser of the 59th and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 31 of the O.C.G.A., relating to the care and protection of indigent and elderly patients, so as to provide for the establishment and operation of a drug repository program to accept and dispense unused prescription drugs; to amend Chapter 4 of Title 26 of the O.C.G.A., relating to pharmacists and pharmacies, so as to repeal the



"Utilization of Unused Prescription Drugs Act"; to amend Article 7 of Chapter 4 of Title 49 of the O.C.G.A., relating to medical assistance generally, so as to revise a provision for purposes of conformity; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Watson of the 1st.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
E Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 55, nays 0.

HB 897, having received the requisite constitutional majority, was passed.

Senator Hufstetler of the 52nd asked unanimous consent that HB 1043 be taken from the Table.

The consent was granted, and HB 1043 was taken from the Table and put upon its passage.

HB 1043. By Representatives Kelley of the 16th and Cooper of the 43rd:

A BILL to be entitled an Act to amend Code Section 43-34-26.1 of the Official Code of Georgia Annotated, relating to vaccine protocol agreements, so as to exempt activities conducted by a hospital or health system with respect to influenza vaccinations from certain requirements; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hufstetler of the 52nd.

The Senate Committee on Health and Human Services offered the following substitute to HB 1043:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 43-34-26.1 of the Official Code of Georgia Annotated, relating to vaccine protocol agreements, so as to revise a provision relating to taking the case history of a vaccine recipient; to exempt activities conducted by a hospital or health system with respect to influenza vaccinations from certain requirements; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 43-34-26.1 of the Official Code of Georgia Annotated, relating to vaccine protocol agreements, is amended by revising paragraph (3) of subsection (d) and subsection (o) as follows:

"(3) Require the pharmacist or nurse to take ~~a complete~~ an appropriate case history and determine whether the patient has had a physical examination within the past year and shall not administer a vaccine to a patient with any condition for which such vaccine is contraindicated;"

"(o)(1) This Code section shall not apply to any activities conducted within a hospital, physician's office, nursing home, or other health care facility designated by the department or conducted within any other facility or entity owned, operated, or leased by a hospital.

(2) Except as otherwise provided in paragraph (1) of this subsection, any activities conducted by a hospital or health system for the administration of the influenza vaccine shall not be subject to paragraphs (5) through (9), (15), or (16) of subsection (d) of this Code section as long as the following conditions are met:

(A) A signed and dated consent form by which the vaccine recipient consents to the administration of the vaccine is obtained;

(B) If the vaccine recipient is a patient within the hospital or health system, the administration of the influenza vaccine shall be noted in such patient's health record maintained by the hospital or health system, including, but not limited to, the administering pharmacist's or nurse's name, address, telephone number, and professional license number; the name, dose, manufacturer, and lot number of the vaccine; and the date of administration and injection site;

(C) If the vaccine recipient is not a patient within the hospital or health system, a personal immunization card on card stock paper containing the vaccine recipient's name, the pharmacist's or nurse's name and phone number, the name and dosage of the vaccine, the injection site on the vaccine recipient, the date of the administration of the vaccine in legible writing or printed type in a format made available by the Department of Public Health, and written information developed by the Department of Public Health on the importance of having and periodically seeing a primary care physician shall be provided to the vaccine recipient; and

(D) If requested by the patient, the influenza vaccine shall be administered in an area or location with portable screening, at a minimum.

As used in this paragraph, the term 'health system' means (i) a parent corporation of one or more hospitals and any entity affiliated with such parent corporation through ownership, governance, membership, or other means; or (ii) a hospital and any entity affiliated with such hospital through ownership, governance, membership, or other means."

## **SECTION 2.**

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

Senator Hill of the 32nd offered the following amendment #1:

*Amend 1043 by inserting after "To" on line 1 "amend Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, so as to provide for certain requirements for advertisement or publication of representations of board certification by physicians; to" and by inserting after "BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:" the following:*

### **SECTION 0.1.**

Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, is amended by adding a new Code section to read as follows:

"43-34-22.1.

(a) No physician shall advertise or hold himself or herself out to the public in any manner as being certified or board certified in any specialty or subspecialty by a public or private board, including, but not limited to, a multidisciplinary board, unless:

(1) The advertisement or publication states the full name of the certifying board; and

(2) Such certifying board either:

(A) Is a member board of the American Board of Medical Specialties or the American Osteopathic Association; or

(B) Requires successful completion of a postgraduate training program approved by the Accreditation Commission for Graduate Medical Education or the American Osteopathic Association that provides complete training in the specialty or subspecialty certified, followed by prerequisite certification by the American Board of Medical Specialties or the American Osteopathic Association board for that training field, and further successful completion of an examination in the specialty or subspecialty certified.

(b) The board may take any disciplinary action provided under subsection (b) of Code Section 43-34-8 upon a finding of any conduct in violation of this Code section."

On the adoption of the amendment, there were no objections, and the Hill of the 32nd amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
E Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 55, nays 0.

HB 1043, having received the requisite constitutional majority, was passed by substitute.

Senator Harper of the 7th was excused for business outside the Senate Chamber.

Senator Williams of the 19th asked unanimous consent that HR 1052 be taken from the Table.

The consent was granted, and HR 1052 was taken from the Table and put upon its adoption.

HR 1052. By Representative Cheokas of the 138th:

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

Senate Sponsor: Senator Williams of the 19th.

The Senate Committee on Transportation offered the following substitute to HR 1052:

#### A RESOLUTION

Dedicating certain portions of the state highway system; and for other purposes.

#### PART I

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, Corporal Matthew Britten Phillips played a vital role in leadership and demonstrated a deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, Corporal Phillips was born on April 13, 1981, the beloved son of Michael and Freida Phillips, and attended West Hall High School in Gainesville, Georgia; and

WHEREAS, he served as a guardian of this nation's freedom and liberty with the United States Armed Forces, valiantly and courageously protecting his fellow Americans with the 173rd Airborne Brigade; and

WHEREAS, Corporal Phillips made the ultimate sacrifice during the Battle of Wannat when his unit was ambushed by the Taliban; and

WHEREAS, Corporal Phillips embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating an intersection in his memory.

## **PART II**

WHEREAS, the State of Georgia lost one of its finest citizens and most dedicated law enforcement officers with the tragic passing of Sergeant David Paul "Bubba" Land on March 26, 2003; and

WHEREAS, Sergeant Land began his career in law enforcement in 1990 as an Atlanta police officer and later went on to join the Stone Mountain Police Department where he worked until 1997 when he was hired by the Forsyth County Sheriff's Office; and

WHEREAS, this dedicated law enforcement officer's life was cut short from injuries he received in a motorcycle crash en route to a call for service, just two days after he was promoted to the rank of sergeant; and

WHEREAS, Sergeant Land exhibited extraordinary devotion to duty, outstanding loyalty, fine leadership, and meticulous attention to detail in all of his duties.

## **PART III**

WHEREAS, Ambassador David Adelman is widely recognized by the citizens of this state for the vital role that he plays in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, Ambassador Adelman earned a bachelor's degree from the University of Georgia, where he later served as a professor for the Honors Program, a master's degree from Georgia State University, and a law degree from Emory University; and

WHEREAS, Ambassador Adelman served as an assistant attorney general in Georgia for three years and worked as a partner at the law firm Sutherland, Asbill, and Brennan LLP; and

WHEREAS, he diligently and conscientiously devoted his time, talents, and energy to his constituents as a member of the Georgia State Senate for eight years, where he served as Minority Whip and chairman of the Senate Urban Affairs Committee; and

WHEREAS, he served as the 15th United States Ambassador to Singapore, and his tenure was characterized by an increase in the robust business relationship between the United States and Southeast Asia; and

WHEREAS, Ambassador Adelman led eight trade missions to India, Indonesia, Malaysia, Myanmar, and Vietnam, and his trade mission to Naypyidaw in 2012 was the first American business delegation to the capital of Myanmar; and

WHEREAS, he was instrumental in implementing President Barack Obama's "pivot to Asia" initiative, which is a strategic rebalancing of military and soft powered assets toward the region, and during Ambassador Adelman's tenure, the United States agreed to deploy naval vessels to Singapore for the first time; and

WHEREAS, Ambassador Adelman launched the United States-Singapore Strategic Partnership Dialogue and established a Third Country Training Program to address health, educational, and environmental issues in Southeast Asia; and

WHEREAS, he has been recognized with numerous honors and awards, including the United States Navy Distinguished Public Service Award, which is the highest honor given to non-Navy personnel, and the United States State Department Superior Honor Award for his diplomatic leadership; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a bridge in his honor.

#### **PART IV**

WHEREAS, located at the intersection of State Routes 306 and 369, Hammond's Crossing has long been a hub for the local economy in north Forsyth County; and

WHEREAS, located in the middle of the 400 North Opportunity Zone, the area was home to the first general store built around 1897 which was owned and operated by William Henry Hammond; and

WHEREAS, the Hammond family continues to conduct business at this intersection, operating Hammond's Fishing Center; and

WHEREAS, this philanthropic family also gives back to the community through their establishment of the Thomas Hammond High School Fishing Club Fund, which provides scholarships to new fishing clubs; and

WHEREAS, the intersection of State Routes 306 and 369 has been a magnet for growth for north Forsyth County since the late 1880s and it is abundantly fitting and proper that this intersection be dedicated to honor this rich history and tradition.

#### **PART V**

WHEREAS, the name of the area of Coal Mountain in Forsyth County dates as far back as the 1870 federal census; and

WHEREAS, located just north of Cumming, the area is home to Coal Mountain Baptist Church and Coal Mountain Elementary School, whose mascot is the Coal Mountain Miner; and

WHEREAS, over the years, Coal Mountain has been home to a general merchandise store, Wofford Hatchery, Martin's Store, Coal Mountain Building Supply, Thomas Lumber Company, and the office of Dr. William Bottoms; and

WHEREAS, the Coal Mountain crossroads of Highways 9 and 369 have been a point of trade for well over 200 years and it is abundantly fitting and proper that this intersection be dedicated to honor this rich history and tradition.

#### **PART VI**

WHEREAS, on January 31, 2011, the State of Georgia lost one of its most distinguished citizens with the passing of Mr. Spencer Pass; and

WHEREAS, Mr. Pass was a member of the Department of Transportation's Highway Emergency Response Operators program and worked diligently to minimize disruptions in Metro Atlanta traffic, provide service patrol, and assist stranded motorists; and

WHEREAS, Mr. Pass was fatally injured in the line of duty while rendering aid to a motorist on Interstate 85; and

WHEREAS, he was a dedicated husband, loving father, and devoted son whose presence and love continue to be missed by all who had the great fortune of knowing him; and

WHEREAS, he was a person of magnanimous strengths with an unimpeachable reputation for integrity, intelligence, fairness, and kindness and, by the example he made of his life, he made this world a better place in which to live; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in his memory.

#### **PART VII**

WHEREAS, the State of Georgia continues to mourn the loss of one of its most distinguished citizens with the passing of Detective Robert Shane Wilson on November 14, 2011; and

WHEREAS, he was a beloved son of J. D. Wilson and Gail Hanson; and

WHEREAS, Detective Wilson, badge number 1143, had served with the Doraville Police Department for four years; and



WHEREAS, he was responding to a SWAT call of a home invasion in Doraville when his vehicle was struck head-on by a drunk driver on I-20 in DeKalb County, succumbing to his injuries at the scene of the crash; and

WHEREAS, Detective Wilson was united in love and marriage to Katy Wilson and was blessed with a remarkable son, Liam Wilson; and

WHEREAS, a compassionate and generous man, Detective Wilson will long be remembered for his love of family and friendship, and this loyal son, husband, father, and friend will be missed by all who had the great fortune of knowing him; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in his memory.

### **PART VIII**

WHEREAS, Paul Dyer was born on June 28, 1912, in White County and moved with his family to Towns County in 1939, where he was a Master Mason and a valued member of the Towns County Lions Club, Order of the Eastern Star, and Towns County Board of Education; and

WHEREAS, Paul was known for his contributions to education as well as his faithfulness to his neighbors during times of illness and mourning, always extending a helping hand to those in need; and

WHEREAS, Paul served as District Supervisor for Towns County in the Blue Ridge Mountain Soil and Water Conservation District; and

WHEREAS, in 1974, Paul and his wife were chosen by the Farmers Home Administration as Farm Family of the Year in Towns and Union counties for their outstanding family contribution to agriculture and the rural community; and

WHEREAS, Paul served as president of the Hiawassee River Watershed Association and operated a 400 acre commercial trout farm along the mountain slopes and river near Cynth Creek Bridge, which was responsible for hatching approximately 600,000 trout eggs annually and 250,000 pounds of trout available for the market; and

WHEREAS, Paul and James Dyer were major contributors to Towns County and the surrounding areas of northeast Georgia; and

WHEREAS, Paul's six children continue to call Towns County home and are active and contributing members of the community; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished family be recognized appropriately by dedicating a bridge in their honor.

**PART IX**

WHEREAS, Reverend Kenneth H. Coomer, Jr., has demonstrated his commitment to teaching the Gospel, witnessing Christ through word and deed, and addressing the physical, psychological, intellectual, and spiritual needs of others; and

WHEREAS, Reverend Coomer is senior pastor of Adairsville Church of God, where his leadership and spiritual guidance have been instrumental in improving and encouraging positive relations between people of diverse races and religions in the community and beyond; and

WHEREAS, after Adairsville was struck by an EF3 tornado on January 30, 2013, which resulted in loss of life and property valued in excess of \$75 million, Reverend Coomer and Adairsville Church of God coordinated with other local churches and charities to provide shelter, food, clothing, financial assistance, and spiritual and emotional care and support to victims of the tornado within hours of the disaster; and

WHEREAS, Reverend Coomer and Adairsville Church of God coordinated and directed the mobilization of thousands of individual volunteers for the recovery efforts that followed the tornado; and

WHEREAS, Reverend Coomer and Adairsville Church of God procured the charitable use of more than a dozen pieces of heavy equipment from individuals and corporations to assist in the clean-up efforts; and

WHEREAS, Reverend Coomer and Adairsville Church of God, through their hard work and dedication to the Adairsville community, have saved city, county, and state taxpayers millions of dollars in clean-up, recovery, and reconstruction costs; and

WHEREAS, he served as a guardian of this nation's freedom and liberty with the United States Marine Corps; and

WHEREAS, it is abundantly fitting and proper that this enduring example of God's message be recognized by dedicating a road in his honor.

**PART X**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, Lance Corporal Skip Wells demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he served as a guardian of this nation's freedom and liberty with the United States Marine Corps, valiantly and courageously protecting his fellow Americans, and was killed during a voluntary assignment at the U.S. Naval Reserve on Amnicola Highway in Chattanooga, Tennessee; and

WHEREAS, a man of deep and abiding faith, Lance Corporal Wells was an active member of First Baptist Church in Woodstock, Georgia; and

WHEREAS, he gave inspiration to many through his high ideals, morals, and deep concern for his fellow citizens, and the devotion, patience, and understanding he demonstrated to his family and friends were admired by others; and

WHEREAS, Lance Corporal Wells was a person of magnanimous strengths with an unimpeachable reputation for integrity, intelligence, fairness, and kindness, and by the example he made of his life, he made this world a better place in which to live; and

WHEREAS, a compassionate and generous man, Lance Corporal Wells will long be remembered for his love of family and friendship, and this loyal son, grandson, and friend will be missed by all who had the great fortune of knowing him; and

WHEREAS, Lance Corporal Wells embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating a highway in his memory.

#### **PART XI**

WHEREAS, Mr. James Slaton "Jay" Shaw was widely recognized by the citizens of this state for the vital role that he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, Mr. Shaw attended Abraham Baldwin Agriculture College before establishing The Jay Shaw Company, a real estate and insurance agency focused on providing financial support and involvement for communities in and around his hometown of Lakeland, Georgia; and

WHEREAS, he diligently and conscientiously devoted his time, talents, and energy to his constituents as a member of the House of Representatives for 17 years as a representative for House District 176 and chairman of the community health subcommittee for the House Committee on Appropriations; and

WHEREAS, Mr. Shaw served as mayor of Lakeland for ten years, a position in which his leadership and diplomacy were instrumental in advancing the city's position in the region and preserving Banks Lake as a historic landmark; and

WHEREAS, he served on the State Transportation Board from 2010 to 2015 and led the board as chairman in 2013; and

WHEREAS, during his time serving this state, Mr. Shaw focused on advancing healthcare in rural areas, improving Georgia's transportation system, and promoting balance and positive reform; and

WHEREAS, a man of deep and abiding faith, Mr. Shaw was a trustee and board member of Unity United Methodist Church; and

WHEREAS, his legacy lives on through his wife of 45 years, Libby Shaw; his devoted sons and daughters-in-law, Jason, Sam, Katy, and Christa; and his adoring grandchildren, Jenna, Brady, Anne Harvey, and Slaton; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a road in his honor.

## **PART XII**

WHEREAS, Mr. J. Mark Burkhalter is a distinguished member of the Johns Creek community and a native son of the State of Georgia, born in Atlanta and raised in unincorporated Fulton County, now known as the City of Johns Creek; and

WHEREAS, he attended Warsaw Elementary School and later purchased the school property in order to preserve history and to give homage to his former school teacher, Mrs. Annette Medlock; and

WHEREAS, he graduated from Milton High School and earned two bachelor's degrees from the University of Georgia, where he served as president of the International Relations Club and as chair of the university's Model United Nations Delegation, leading the organization to two national titles; and

WHEREAS, following graduation, he served on the legislative staff of Congressman Newt Gingrich, representing Georgia's Sixth Congressional District at the United States Capitol, and then returned to Georgia where he began a successful career in real estate development as principal of Burkhalter Realty and Akin Properties; and

WHEREAS, he was elected to the Georgia House of Representatives in 1992 at the age of 31, where he served continuously for 18 years representing the citizens of District 41, one of the largest state House districts of its time, and then District 50, encompassing the boundaries of the City of Johns Creek; and

WHEREAS, he was the first Republican to author Georgia's budget since Reconstruction; and

WHEREAS, he served as Administration Floor Leader, Speaker Pro Tempore, and Speaker of the House of Representatives under Governor Sonny Perdue, making him one of the few Georgians in history to rise to that high office; and

WHEREAS, during his tenure as Speaker Pro Tempore, he sponsored significant and historic legislation, including HB 1321 creating the City of Johns Creek, thereby creating a paradigm shift in how the region functions, and thus changing the face of the greater Atlanta metropolitan area in perpetuity; and

WHEREAS, upon his resignation from the Georgia General Assembly in 2010, he then joined the international law firm, Dentons, as Senior Advisor in Public Policy and Regulation practice; and

WHEREAS, he is noted for countless community activities, affiliations, and accolades that have benefited the citizens of Johns Creek and the State of Georgia to immeasurable result; and

WHEREAS, he is highly respected amongst his peers as a tireless proponent for his community and the State of Georgia and known as a brilliant strategist in politics and business; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a road in his honor.

### **PART XIII**

WHEREAS, Mr. Thomas William Poole was born on December 24, 1991, in Ellaville, Georgia, the beloved son of Donnie and Deborah Poole; and

WHEREAS, a lifetime resident of Schley County, Mr. Poole grew up in his family's home on Poole Road which stands as the oldest occupied home in the county; and

WHEREAS, he worked as a heating and air technician and was a faithful member of Ellaville Baptist Church; and

WHEREAS, Mr. Poole's life was tragically cut short on June 2, 2013, when he was involved in a fatal vehicle crash; and

WHEREAS, Mr. Poole was known to be a kind and generous man by all who had the fortune of encountering him; and

WHEREAS, throughout his life, he continuously demonstrated a deep concern and compassion for others, going above and beyond to ensure the happiness, safety, and care for both friends and strangers; and

WHEREAS, an avid outdoorsman, Mr. Poole was passionate about hunting and fishing and spent countless hours during his youth at Buck Creek near his family home; and

WHEREAS, he gave inspiration to many through his high ideals, morals, and deep concern for his fellow citizens, and the devotion, patience, and understanding he demonstrated to his family and friends were admired by others; and

WHEREAS, he was a person of magnanimous strengths with an unimpeachable reputation for integrity, intelligence, fairness, and kindness, and by the example he made of his life, he made this world a better place in which to live; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in his memory.

#### **PART XIV**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, Mr. Richard John Chambers, Sr., served as a guardian of this nation's freedom and liberty with the United States Air Force; and

WHEREAS, Mr. Chambers was a career educator in Banks and Jackson counties, where his work uplifted the lives of countless students; and

WHEREAS, he was an avid supporter of community sustainment and county beautification and devoted countless hours of his time, talent, and energy to organizations such as the Banks County Historical Society, Commerce Lions Club, and Habitat for Humanity; and

WHEREAS, a community leader, Mr. Chambers played a large role in maintaining the historical integrity of Banks County through the compilation and publishing of the *History of Banks County*; and

WHEREAS, it is abundantly fitting and proper that the extraordinary accomplishments of this distinguished Georgian be appropriately recognized by dedicating a bridge in his memory.

#### **PART XV**

WHEREAS, the State of Georgia mourns the loss of one of its most distinguished citizens with the passing of Dr. Delores Felder on September 18, 2014; and

WHEREAS, Dr. Felder was born on April 11, 1949, in Marshallville, Georgia, a beloved daughter of Arthur Felder II and Carrie Lou Murph Felder; and

WHEREAS, a woman of deep and abiding faith, she was an active member of Saint James Christian Methodist Episcopal Church and active in several community organizations; and

WHEREAS, she received her Bachelor of Science and master's degrees from Fort Valley State College and later received her doctoral degree from Nova Southern University in Fort Lauderdale, Florida; and

WHEREAS, Dr. Felder taught in the Macon County School System from 1971 until 1981, where she served as Assistant Administrator with the Macon County Board of Education and as principal of the new Macon County Elementary School and the D.F. Douglass Alternative Center before retiring in 2003; and

WHEREAS, her love for her city and others led her to be elected to the city council, where her long service included the position of Mayor Pro Tem; and

WHEREAS, she gave inspiration to many through her high ideals, morals, and deep concern for her fellow citizens, and the devotion, patience, and understanding she demonstrated to her family and friends were admired by others; and

WHEREAS, she was a person of magnanimous strengths with an unimpeachable reputation for integrity, intelligence, fairness, and kindness, and by the example she made of her life, she made this world a better place in which to live; and

WHEREAS, a compassionate and generous woman, Dr. Felder will long be remembered for her love of family and friendship, and this loyal sister, aunt, educator, and friend will be missed by all who had the great fortune of knowing her; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in her memory.

#### **PART XVI**

WHEREAS, the State of Georgia mourns the loss of one of its most distinguished citizens with the passing of Mr. William Lee Brown on September 18, 2014; and

WHEREAS, Mr. Brown was born on May 27, 1940; and

WHEREAS, Mr. Brown was united in love and marriage to Debra Cross Brown and was blessed with five remarkable children, Howard, Kathryn Elizabeth, Kimberly Michele, Mary Margaret, and Rachel Suzanne, and 11 wonderful grandchildren, William DeWitt, Kaitlin Elizabeth, Sarah Elizabeth, Julia Caroline, William Higdon, Mary Rachel, Joseph Mason, William Peyton, Isabelle Grace, Gabrielle Rose, and Houston Randolph; and

WHEREAS, he gave inspiration to many through his high ideals, morals, and deep concern for his fellow citizens, and the devotion, patience, and understanding he demonstrated to his family and friends were admired by others; and

WHEREAS, he was a person of magnanimous strengths with an unimpeachable reputation for integrity, intelligence, fairness, and kindness, and by the example he made of his life, he made this world a better place in which to live; and

WHEREAS, a compassionate and generous man, Mr. Brown will long be remembered for his love of family and friendship, and this loyal gentleman and friend will be missed by all who had the great fortune of knowing him; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in his memory.

#### **PART XVII**

WHEREAS, the State of Georgia continues to mourn the loss of one of its most distinguished citizens with the passing of Mr. Solomon T. "Sol" Dover on February 14, 1999; and

WHEREAS, a native of Bartow County, Mr. Dover acquired his family's farm located on Georgia Highway 113 in 1939, and later gifted portions of his land to the county for additions to the highway; and

WHEREAS, Mr. Dover was united in love and marriage to Ruby Lee Pell Dover, a union which brought them nine children, all of whom were raised on the family farm and five of whom continue to maintain homes on the farm to date; and

WHEREAS, a man of deep and abiding faith, Mr. Dover served as treasurer and Sunday school superintendent for Raccoon Creek Church and was instrumental in helping the church accomplish numerous building additions; and

WHEREAS, Mr. Dover was a hard-working, passionate leader of his community, where he donated his time to serve as trustee for the Stilesboro School; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a bridge in his honor.

#### **PART XVIII**

WHEREAS, Mr. Louie Morris was known for his leadership and love of Hart County, Georgia, during the early 1900s; and



WHEREAS, an avid journalist, Mr. Morris was owner and editor of the *Hartwell Sun* and served as president of the Georgia Press Association and co-chairman of the Georgia Press Institute; and

WHEREAS, his guidance and civic leadership were instrumental to Hart County during his time as a member of the Hartwell City Council; and

WHEREAS, Mr. Morris served on the staff of Georgia Governors Richard Russell, Jr., and Ellis Arnall; and

WHEREAS, he began a radio station in Hartwell, *WKLY*, and was president of the Hartwell Railway Company; and

WHEREAS, Mr. Morris contributed unceasing efforts toward the construction of what is now known as the Hartwell Dam, a project that was unrealized at the time of his death on May 10, 1955; and

WHEREAS, on October 11, 1940, the Highway Departments of South Carolina and Georgia, in cooperation with the United States Bureau of Public Roads, erected a monument dedicating the bridge over the Savannah River in honor of his unyielding commitment; and

WHEREAS, the stone monument dedicating the Louie Morris Bridge was relocated in 1958 after the river flooded the bridge and caused damage that necessitated the building of a new bridge; and

WHEREAS, an official Georgia dedication sign does not exist at what is known as the Louie Morris Bridge, and it is abundantly fitting and proper that this body recognizes this remarkable and distinguished Georgian by erecting an official Georgia bridge dedication marker.

#### **PART XIX**

WHEREAS, Robert and Ardena Beasley had unimpeachable reputations for integrity, intelligence, fairness, and kindness, and by the example they made of their lives, they made this world a better place in which to live; and

WHEREAS, a couple with deep and abiding faith, the Beasleys were active members of Christian Fellowship Community Church; and

WHEREAS, they were united in love and marriage and blessed with eight remarkable children, Norvie L. Beasley, Sr.; Barbara J. Tinsley; Charles E. Beasley; Robert L. Beasley, Jr.; Beverly D. Rollins; Carl P. Beasley; Roberta Ann Beasley; and Representative Sharon Beasley-Teague; and

WHEREAS, the Beasleys were active community leaders, volunteering their time, talents, and energy to organizations such as SCLC in Atlanta, Christian Ministers Alliance, and the Richard James Teague Memorial Foundation for Sickle Cell Research; and

WHEREAS, they gave inspiration to many through their high ideals, morals, and deep concern for their fellow citizens, and the devotion, patience, and understanding they demonstrated to their family and friends were admired by others; and

WHEREAS, it is abundantly fitting and proper that the members of this body honor the lives of these distinguished Georgians by dedicating a bridge in their memory.

#### **PART XX**

WHEREAS, Mr. William Penn "Mr. Bill" Walker, Sr., was widely recognized for the vital role that he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, Mr. Walker took up residence near the intersection of State Route 125 and State Route 122 at the meeting point of Lowndes, Berrien, and Lanier counties in 1954; and

WHEREAS, he diligently and conscientiously devoted innumerable hours of his time, talents, and energy toward the betterment of his community and state, as evidenced dramatically by his superlative service with the Atlanta Police Department for nearly 20 years; and

WHEREAS, Mrs. Ruby Herndon Walker was by Mr. Walker's side, working and supporting him in all his endeavors; and

WHEREAS, unofficially known by local peace officers as "Walker's Crossing," the intersection at their home and well-known lounge was a long-time meeting place for police officers to exchange prisoners to transport them across county lines; and

WHEREAS, Mr. Walker was known by the county sheriff departments of Lowndes, Berrien, and Lanier counties as a person who would assist them with any of their needs; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished couple be recognized appropriately by dedicating an intersection in their memory.

#### **PART XXI**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, United States military veterans have demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice their own personal safety and comfort to ensure the well-being of their fellow man; and

WHEREAS, they have served as guardians of this nation's freedom and liberty and have diligently and conscientiously undergone intensive and rigorous training in order to serve their country with honor and distinction during times of war and peace; and

WHEREAS, it is important that veterans are thanked for their selfless service to this nation and honored for their unyielding commitment to protecting the people and ideals of the United States; and

WHEREAS, veterans embody the spirit of service, willing to find meaning in something greater than themselves, and it is abundantly fitting and proper that the outstanding accomplishments and sacrifices of these remarkable and distinguished Americans be honored appropriately.

#### **PART XXII**

WHEREAS, Mr. Joel Jackson Parrish was born in Lowndes County on September 11, 1834, the beloved eldest son of Robert N. and Nancy McCranie Parrish, and passed away in Cook County on October 14, 1922; and

WHEREAS, he served as a guardian of this nation's freedom and liberty as 3rd Sergeant in Company "G" of the 29th Georgia Infantry, as 2nd Lieutenant of Company "D," and as First Lieutenant of Company "K"; and

WHEREAS, Mr. Parrish was elected Clerk of the Superior Court of Berrien County, served as County Surveyor for Berrien County, and was Justice of the Peace in the 1145th District; and

WHEREAS, he was responsible for the naming of the town of Adel and also served as the town's first postmaster; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in his memory.

#### **PART XXIII**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, current and former members of the United States military have demonstrated a deep personal commitment to protecting democracy and a willingness to

sacrifice their own personal safety and comfort to ensure the well-being of their fellow man; and

WHEREAS, the Purple Heart is awarded to members of the armed forces who are wounded by an instrument of war in the hands of the enemy and posthumously to the next of kin in the name of those who are killed in action or die of wounds received in action; and

WHEREAS, these brave men and women serve as guardians of this nation's freedom and liberty and have diligently and conscientiously undergone intensive and rigorous training in order to serve their country with honor and distinction during times of war and peace; and

WHEREAS, it is important that Purple Heart recipients are thanked for their selfless service to this nation and honored for their unyielding commitment to protecting the people and ideals of the United States; and

WHEREAS, these individuals embody the spirit of service, willing to find meaning in something greater than themselves, and it is abundantly fitting and proper that the outstanding accomplishments and sacrifices of these remarkable and distinguished Americans be honored appropriately.

#### **PART XXIV**

WHEREAS, Mr. Martin Luther King, Sr., the beloved son of James and Delia Linsey King, was born Michael King in 1899 in a sharecropper's cabin in Stockbridge, Georgia; and

WHEREAS, affectionately known as "Daddy King," Mr. King was the father of Nobel Peace Prize recipient Reverend Dr. Martin Luther King, Jr.; and

WHEREAS, Mr. King attended the Stockbridge Rosenwald School and was licensed as a preacher at the age of 15, preaching his first sermon at Floyd Chapel Baptist Church; and

WHEREAS, in 1934, Mr. Martin changed his name and that of his son to Martin Luther and encouraged his son to become active in the Civil Rights Movement; and

WHEREAS, Mr. King was a major influence on his son's decision to enter the ministry and the guidance he provided to Martin Luther King, Jr., as a child and young adult had an everlasting impact on the man he became; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in his memory.

**PART XXV**

WHEREAS, it is abundantly fitting that Confederate General James Longstreet be recognized appropriately by dedicating a bridge in his memory.

**PART XXVI**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, Mr. Mack Fitzgerald served as a guardian of this nation's freedom and liberty with the United States Air Force, valiantly and courageously protecting his fellow Americans during World War II; and

WHEREAS, Mr. Fitzgerald received training as a flight engineer and gunner aboard a B-24 Liberator; and

WHEREAS, he was a member of "Operation Tidal Wave," with the mission of flying at low altitudes over Ploiesti, Romania, in order to destroy the enemy force's oil refineries; and

WHEREAS, after training for the low-level bombing mission in the Sahara Desert, Mr. Fitzgerald's bomber was one of 178 aircraft in what would become known as "Black Sunday," marking the worst single-day loss in the war; and

WHEREAS, during the mission, Mr. Fitzgerald's aircraft was hit by enemy fire and lost two engines, forcing an emergency landing in an open field; and

WHEREAS, he was a prisoner of war for 13 months along with over 100 other Americans; and

WHEREAS, he retired from the military after 25 years of dedicated and selfless service and was recognized with numerous medals, including the Purple Heart, Distinguished Flying Cross, Air Medal, and the POW Medal; and

WHEREAS, it is abundantly fitting and proper that the extraordinary accomplishments of this distinguished Georgian be appropriately recognized by dedicating an intersection in his honor.

**PART XXVII**

WHEREAS, Reverend Joe E. Edwards has demonstrated his commitment to teaching the Gospel, witnessing Christ through word and deed, and addressing the physical, psychological, intellectual, and spiritual needs of others; and

WHEREAS, Reverend Edwards is a person of vision and action and is known throughout the Church of God denomination as a powerful preacher, sensitive to the Holy Spirit in bringing anointed messages from God; and

WHEREAS, educated at Lee College and the Church of God School of Theology, Reverend Edwards was called by the Lord 24 years ago to lead the congregation of Cartersville Church of God at Liberty Square; and

WHEREAS, under the esteemed leadership of Reverend Edwards, the Cartersville Church of God at Liberty Square has enriched the community with its worship center, educational facilities, Family Life Center, Harvest House, Excel Christian Academy, and the Cartersville Child Care Center; and

WHEREAS, Reverend Edwards has been recognized as a gifted writer, an effective and spiritually anointed speaker whose Gospel messages communicate effectively and with simplicity to persons from all walks of life, and a writer of spiritual publications throughout the United States; and

WHEREAS, he has served as a member of the Church of God Executive Council, chairman of the general study commission, state youth boards, evangelism boards, state overseer of the Church of God in Northern Ohio, and numerous other conferences, councils, and meetings as an active and honored member whose spiritual guidance is sought; and

WHEREAS, Reverend Edwards is united in love and marriage to his wife, Becky, and has been blessed with five children and several grandchildren; and

WHEREAS, the ministry of Reverend Edwards has enriched his denomination in visionary leadership, in discipleship, in outreach, in Bible teaching, in faith-building fellowship, and by encouraging active community service; and

WHEREAS, it is abundantly fitting and proper that this enduring example of God's message of peace and love be recognized with an intersection dedicated in his honor.

#### **PART XXVIII**

WHEREAS, Mr. Samuel L. Cummings has long been recognized by the citizens of this state for the vital role that he has played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, Mr. Cummings was born in Midville, Georgia, one of 13 beloved children of the late Lawton and Mary Cummings; and

WHEREAS, educated in the Burke County School System, Mr. Cummings attended Swansboro Junior College and the University of Georgia before he became the first African American certified elected official in Burke County; and

WHEREAS, he has diligently and conscientiously devoted innumerable hours of his time, talents, and energy toward the betterment of his community and state as evidenced dramatically by his superlative service as a city councilmember and mayor for the City of Midville; and

WHEREAS, Mr. Cummings' leadership and guidance have been instrumental to numerous organizations, including the Optimism Club of Midville, board of directors for Family and Children Services of Burke County, and Midville Development Authority; and

WHEREAS, it is abundantly fitting and proper that the extraordinary accomplishments of this distinguished Georgian be appropriately recognized by dedicating a road in his honor.

#### **PART XXIX**

WHEREAS, Colonel William Lee Robinson served as a guardian of this nation's freedom and liberty with the United States military, valiantly and courageously serving a tour in Vietnam and continuing his service for 31 years in the Army Reserve; and

WHEREAS, a leader in Bibb County, Colonel Robinson was widely recognized by the citizens of this state for the vital role that he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, he was elected to the Georgia Senate in 1974, adeptly and ably representing the people of Bibb and Monroe counties for eight years; and

WHEREAS, Colonel Robinson attended Mercer Law School while also obtaining his master's degree in business administration; and

WHEREAS, he was elected as mayor of Macon in 1997 and served as a circuit public defender for Macon-Bibb and surrounding counties after his service as mayor; and

WHEREAS, a civic leader, Colonel Robinson was active with the Middle Georgia Cancer Society, Alzheimer's Association, Cherry Blossom Festival, Macon Jaycees, Rotary Club, and Keep Macon-Bibb Beautiful; and

WHEREAS, a man of deep and abiding faith, Colonel Robinson was a founding member of Ingleside Baptist Church, where he served as deacon, overseer, and Sunday school teacher and was an avid participant and leader of mission trips in many areas of the world; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in his memory.

**PART XXX**

WHEREAS, the State of Georgia continues to mourn the loss of one of its most distinguished citizens with the passing of Mr. Steven Charles Brack on October 11, 2004; and

WHEREAS, Mr. Brack served with the Allentown Volunteer Fire Department and was a member of the Allentown City Council; and

WHEREAS, his life was tragically cut short when he was involved in a vehicle crash while responding to a call on Interstate 16; and

WHEREAS, Mr. Brack gave inspiration to many through his high ideals, morals, and deep concern for his fellow citizens, and the devotion, patience, and understanding he demonstrated to his family and friends were admired by others; and

WHEREAS, he was a person of magnanimous strengths with an unimpeachable reputation for integrity, intelligence, fairness, and kindness and, by the example he made of his life, he made this world a better place in which to live; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in his memory.

**PART XXXI**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, a native of Mitchell County, Georgia, Mr. Harvey J. Morey was one of 12 beloved children of Robert H. Morey and Ruth Alligood Morey; and

WHEREAS, he demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he served as a guardian of this nation's freedom and liberty with the United States Armed Forces, valiantly and courageously defending his fellow citizens during World War II; and

WHEREAS, Mr. Morey trained at Fort Gordon and in Scotland and England, was a member of the 2nd battalion, 29th Infantry Division, 116th Infantry Regiment, and experienced combat in France; and



WHEREAS, he was killed in action on Martinville Ridge outside of St. Lo, France, on July 15, 1944; and

WHEREAS, Mr. Morey's bravery and sacrifice were recognized with a Purple Heart, Combat Infantryman Badge, American Campaign Medal, and World War II Victory Medal; and

WHEREAS, Mr. Morey embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating a road in his memory.

### **PART XXXII**

WHEREAS, Mayor Eva Cohn Galambos is remembered by the citizens of this state for the vital role she played in leadership and her deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, born in Berlin, Germany, Mayor Galambos graduated *summa cum laude* with a bachelor's degree in business administration from the University of Georgia, earned a master's degree in labor and industrial relations also from the University of Georgia, and obtained a doctorate in economics from Georgia State University; and

WHEREAS, her first professional job was as an associate editor for the *Atlanta Journal of Labor* and she went on to work with the Georgia State Merit System and the International Association of Machinists and taught at Clark College and Georgia State University; and

WHEREAS, she was elected to serve as the first mayor of Sandy Springs after the city's incorporation in 2005, a position she maintained until 2014; and

WHEREAS, prior to Mayor Galambos' service as mayor she served as president for the Committee for Sandy Springs, co-founder and secretary of Sandy Springs Revitalization, founder of Sandy Springs Clean and Beautiful, chairperson of services committee for the Sandy Springs Council of Neighborhoods, chairperson of the Fulton County Housing Authority, and founder of the Sandy Springs Civic Roundtable; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating an interchange in her memory.

### **PART XXXIII**

WHEREAS, the State of Georgia lost one of its finest citizens and most dedicated law enforcement officers with the passing of Sergeant First Class Ray F. Lents on December 16, 1993; and

WHEREAS, a native of Murray County, Georgia, Sergeant First Class Lents joined the Georgia State Patrol in 1963 and was assigned to Post 27 in Blue Ridge upon graduating from the 25th trooper school in Atlanta in 1964; and

WHEREAS, he was promoted to corporal in 1968 and sergeant in 1971 and served as commander of Post 27 from 1971 until his retirement in 1993, diligently protecting and serving the citizens of Fannin, Gilmer, Union, and Towns counties; and

WHEREAS, this dedicated law enforcement officer served as a guardian of this nation's freedom and liberty with the United States Armed Forces and was a member of Lebanon Baptist Church and Blue Ridge Masonic Lodge Number 67 F&AM; and

WHEREAS, he was united in love and marriage to Jo Ann Galloway Lents and blessed with three remarkable children, Jeff, Tim, and Mandy; and

WHEREAS, Sergeant First Class Lents exhibited extraordinary devotion to duty, outstanding loyalty, fine leadership, and meticulous attention to detail in all his duties, and it is abundantly fitting and proper that an intersection be dedicated in his memory.

#### **PART XXXIV**

WHEREAS, Mayor Barbara Stephens is remembered by the citizens of this state for the vital role she played in leadership and her deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, a graduate of Young Harris College, Mayor Stephens dedicated 30 years to inspiring and educating this state's future leaders as a teacher at East Fannin Elementary School; and

WHEREAS, Mayor Stephens was elected the first female mayor of Morganton and diligently and conscientiously served the citizens of Morganton for 13 and one-half years when she was elected to serve as the city's mayor after there was a threat of disbanding the city charter while she was a member of the city council; and

WHEREAS, her leadership and foresight were instrumental in obtaining a grant for \$5.6 million to replace the city's water lines, build a new 200,000 gallon water tank, establish a new well, expand the water system, and increase the number of fire hydrants from 11 to 111; and

WHEREAS, during her term as mayor, Fire Station 11 was opened, allowing life-saving services to be provided to the people of Morganton faster and more efficiently; and

WHEREAS, a woman of deep and abiding faith, Mayor Stephens taught Sunday school for many years at Temple Baptist Church; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a road in her memory.

**PART XXXV**

WHEREAS, Mr. Roy L. Chapman is remembered by the citizens of this state for the vital role he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, a native of McCaysville, Mr. Chapman was the son of a pioneer family of Fannin County, Enoch Washington and Josephine Watson Chapman; and

WHEREAS, he served as ordinary and probate judge for Fannin County for 28 years, and during his career on the bench, he earned a reputation as a clear thinker and hard worker, as a man whose strong convictions were supported by meticulous research and careful consideration, and as an equitable, impartial leader whose decisions were governed by the rules of honesty and fair play; and

WHEREAS, Mr. Chapman was an honest and dedicated public servant who strived for excellence in all his endeavors and whose primary concern was the fair and impartial administration of justice; and

WHEREAS, a community leader and activist, Mr. Chapman was active in the Republican Party of Fannin County and was a charter member of the McCay Masonic Lodge Number 423 F&AM; and

WHEREAS, he was united in marriage to Mrs. Eva Mae Pierce Chapman and was blessed with three remarkable children, Dr. Roy Lee Chapman, Mrs. Claudette Loudermilk, and Mrs. Gilita Carter; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating an intersection in his memory.

**PART XXXVI**

WHEREAS, Mr. William Douglas "Billy" Dilworth was known throughout his community and this state for his journalistic integrity, professionalism, and dedication to entertaining and informing his audience; and

WHEREAS, a native of the Red Hill community of Franklin County, Mr. Dilworth made a name for himself in media, working for years in the newspaper, radio, and television industries; and

WHEREAS, he earned a bachelor's degree from the University of Georgia, where he wrote for the *Red & Black* student newspaper; and

WHEREAS, Mr. Dilworth wrote news and features for the *Athens Daily News* and worked as a writer for the *Anderson Independent* in South Carolina and the *Atlanta Times*; and

WHEREAS, in 1985, he became the host of *The Billy Dilworth Show* which aired on WNEG-TV for more than 20 years and entertained with a mixture of music and interviews; and

WHEREAS, *The Billy Dilworth Show* was the longest running live television broadcast in the country; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating a road in his memory.

#### **PART XXXVII**

NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA that the intersection of SR 53 and McEver Road in Hall County is dedicated as the Corporal Matthew Britten Phillips Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Highway 20 and Market Place Boulevard in Forsyth County is dedicated as the Sergeant David Paul "Bubba" Land Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on State Route 42/Briarcliff Road over the south fork of Peachtree Creek in DeKalb County is dedicated as the Ambassador David Adelman Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of State Route 306 and State Route 369 in Forsyth County is dedicated as Hammond's Crossing.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Highway 9 and Highway 369 in Forsyth County is dedicated as the Coal Mountain Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on Interstate 85 over Cleveland Avenue in Fulton County is dedicated as the Spencer Pass Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on Interstate 20 over Snapfinger Creek in DeKalb County is dedicated as the Robert Shane Wilson Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on Highway 17/State Route 75 over Cynth Creek in Towns County is dedicated as the Dyer Bridge.

BE IT FURTHER RESOLVED AND ENACTED that State Route 140 in Bartow County is dedicated as the Reverend Kenneth H. Coomer, Jr., Highway.

BE IT FURTHER RESOLVED AND ENACTED that the portion of Interstate 575 from Bells Ferry Road to the Cherokee County line in Cobb County is dedicated as the Lance Corporal Skip Wells Memorial Highway.

BE IT FURTHER RESOLVED AND ENACTED that the portion of U.S. Highway 22/State Route 31 from the intersection of State Route 11 and State Route 31 in Lakeland to the intersection of State Route 7 and State Route 31 in Valdosta in Lowndes County is dedicated as the James Slaton "Jay" Shaw Memorial Highway.

BE IT FURTHER RESOLVED AND ENACTED that the portion of State Route 141/Medlock Bridge Road from the southern limit of Johns Creek at the Chattahoochee River to the intersection with State Route 120/Abbotts Bridge Road in Fulton County is dedicated as the Mark Burkhalter Highway.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on U.S. Highway 19 North over Buck Creek in Schley County is dedicated as the Thomas William Poole Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on US 441/SR 15 over Interstate 85 in Banks County is dedicated as the Richard Chambers Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on State Route 127 over the Flint River Overflow, three miles west of Marshallville in Macon County, is dedicated as the Dr. Delores Felder Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on State Route 26 over the Flint River Overflow in Macon County is dedicated as the William Brown Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the bridge over Raccoon Creek on Georgia Highway 133 west of Cartersville in Bartow County is dedicated as the Solomon T. "Sol" Dover Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on U.S. 29 over the Savannah River in Hart County is dedicated as the Louie Morris Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on Highway 92 North over the Chattahoochee River in Fulton County is dedicated as the Robert and Ardena Beasley Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of State Route 125/Bemiss Road/Valdosta Ray City Highway and State Route 122 at the meeting point of Lowndes, Berrien, and Lanier counties is dedicated as Walker's Crossing in memory of Mr. William "Mr. Bill" and Ruby Herndon Walker.

BE IT FURTHER RESOLVED AND ENACTED that this body hereby joins in honoring United States military veterans and dedicates the portion of State Route 125 from the intersection of CR 354/Alapaha Lenox Road to the intersection at West Marion Avenue and Tifton Road at State Route 122 in Berrien County as the Veterans Memorial Parkway.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on State Route 37/76 over Bear Creek in Cook County is dedicated as the Joel Jackson Parrish Bridge.

BE IT FURTHER RESOLVED AND ENACTED that State Route 520 from Chattahoochee County through Dougherty County, including Stewart, Webster, Terrell, and Lee counties, is dedicated as the Purple Heart Highway.

BE IT FURTHER RESOLVED AND ENACTED that the bridge over the Norfolk Southern rail lines/North and South Berry Streets on State Route 42 in Henry County is dedicated as the Martin Luther King, Sr., Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on Highway 129 over Lake Lanier is dedicated as the Longstreet Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Highway 257 and the Highway 441 Bypass in Laurens County is dedicated as the TSGT Mack Fitzgerald Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of State Route 20/Canton Highway and Roving Road/Smith Cline Road in Bartow County is dedicated as the Reverend Joe E. Edwards Intersection.

BE IT FURTHER RESOLVED AND ENACTED that State Route 305 from its intersection with State Route 56 to the intersection of Old Wadley Road near the border of the city of Midville in Burke County is dedicated as the Samuel L. Cummings Highway.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on Riverside Drive over Interstate 75 in Bibb County is dedicated as the Mayor Lee Robinson Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on Highway 112 over Interstate 16 in Wilkinson County is dedicated as the Steven Charles Brack Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the portion of State Route 93 from State Route 112 in the community of Lester to State Route 300 in Baconton in Mitchell County is dedicated as the Harvey J. Morey Memorial Highway.

BE IT FURTHER RESOLVED AND ENACTED that the interchange at Georgia 400 and U.S. 19 in Sandy Springs is dedicated as the Mayor Eva Cohn Galambos Memorial Interchange.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Highway 515/U.S. 75 and the Orvin Lance Connector is dedicated as the Sergeant First Class Ray F. Lents Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the portion of State Route 60 where the road diverges from Old U.S. 76 and proceeds west toward Blue Ridge to the intersection of State Route 60/Old U.S. 76/Morganton Highway and Thomas Street in Fannin County is dedicated as the Barbara Stephens Memorial Highway.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of State Route 5/Blue Ridge Drive and Tennessee Avenue in Fannin County is dedicated as the Roy L. Chapman Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the portion of State Route 59 from the intersection with State Route 17 to Highway 164/Bold Springs Road in Franklin County is dedicated as the Billy Dilworth Memorial Highway.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on U.S. 280 over the Oconee River in Montgomery county is dedicated as the Veterans Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the portion of State Route 15 from Womack Lane to the Johnson county line is dedicated as the Jimmy B. Lord Highway.

BE IT FURTHER RESOLVED that the Department of Transportation is authorized and directed to erect and maintain appropriate signs dedicating the road facilities named in this resolution.

BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed to make appropriate copies of this resolution available for distribution to the Department of Transportation; to the family of Corporal Matthew Britten Phillips; Sergeant David Paul "Bubba" Land; Mr. Spencer Pass; Detective Robert Shane Wilson; Lance Corporal Skip Wells; Mr. James Slaton "Jay" Shaw; Mr. Thomas William Poole; Mr. Richard John Chambers, Sr.; Dr. Delores Felder; Mr. William Lee Brown; Mr. Solomon T. "Sol" Dover; Mr. Louie Morris; Robert and Ardena Beasley; Mr. and Mrs. William Penn Walker, Sr.; Mr. Joel Jackson Parrish; Mr. Martin Luther King, Sr.;

Colonel William Lee Robinson; Mr. Steven Charles Brack; Mr. Harvey J. Morey; Mayor Eva Cohn Galambos; Sergeant First Class Ray F. Lents; Mayor Barbara Stephens; Mr. Roy L. Chapman; and Mr. William Douglas "Billy" Dilworth; and to Ambassador David Adelman; the Dyer family; Reverend Kenneth H. Coomer, Jr.; Mr. J. Mark Burkhalter; Mr. Mack Fitzgerald; Reverend Joe E. Edwards; and Mr. Samuel L. Cummings.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the adoption of the resolution by substitute, was agreed to.

On the adoption of the resolution, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
E Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Harbison	N Martin	Y Watson
E Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
N Hill, H	Y Mullis	

On the adoption of the resolution, the yeas were 49, nays 2.

HR 1052, having received the requisite constitutional majority, was adopted by substitute.

Senator Gooch of the 51st moved that HB 987 be taken from the Table.

Senator Heath of the 31st objected.



On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Rhett
E Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	N Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 49, nays 5; the motion prevailed, and HB 987 was taken from the Table and put upon its passage.

HB 987. By Representatives McCall of the 33rd and Powell of the 171st:

A BILL to be entitled an Act to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Gooch of the 51st.

The Senate Committee on Finance offered the following substitute to HB 987:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 48-5-7.4 of the Official Code of Georgia Annotated, relating to bona fide conservation use property, residential transitional property, application procedures, penalties for breach of covenant, classification on tax digest, and annual report, so as to provide a clarification of an existing exception to a breach of covenant for

bona fide conservation use property; to provide for a new exception to a breach of covenant for bona fide conservation use property; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 48-5-7.4 of the Official Code of Georgia Annotated, relating to bona fide conservation use property, residential transitional property, application procedures, penalties for breach of covenant, classification on tax digest, and annual report, is amended by revising subsection (o) and by revising subsection (p) by deleting "or" at the end of paragraph (8), by deleting the period and inserting "; or" at the end of paragraph (9), and by adding a new paragraph to read as follows:

"(o) The transfer of a part of the property subject to a covenant for a bona fide conservation use shall not constitute a breach of a covenant if:

(1) The part of the property so transferred is used for single-family residential purposes, starting within one year of the date of transfer and continuing for the remainder of the covenant period, and the residence is occupied within 24 months from the date of the start by a person who is related within the fourth degree of civil reckoning to an owner of the property subject to the covenant; and

(2) The part of the property so transferred, taken together with any other part of the property so transferred to the same relative during the covenant period, does not exceed a total of five acres;

and in any such case the property so transferred shall not be eligible for a covenant for bona fide conservation use, but shall, if otherwise qualified, be eligible for current use assessment as residential transitional property and the remainder of the property from which such transfer was made shall continue under the existing covenant until a terminating breach occurs or until the end of the specified covenant period."

"(10) Allowing all or part of the property subject to the covenant to be used to host a not for profit rodeo event to which spectator admission and participant entry fees are charged in an amount that in aggregate does not exceed the cost of hosting such event."

**SECTION 2.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

N Albers	Y Hill, Jack	Y Orrock
N Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
E Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	N Sims
N Cowsert	Y Jeffares	N Stone
N Crane	N Jones, B	N Tate
Y Davenport	Y Jones, E	N Thompson, B
N Dugan	N Jones, H	N Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	N Walker
Y Harbison	Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	N Williams, T
N Hill, H	Y Mullis	

On the passage of the bill, the yeas were 33, nays 21.

HB 987, having received the requisite constitutional majority, was passed by substitute.

Senator Walker III of the 20th asked unanimous consent that HB 866 be taken from the Table.

The consent was granted, and HB 866 was taken from the Table and put upon its passage.

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

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

Senate Sponsor: Senator Walker III of the 20th.

The Senate Committee on Insurance and Labor offered the following substitute to HB 866:

A BILL TO BE ENTITLED  
AN ACT

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

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 50 of Title 33 of the Official Code of Georgia Annotated, relating to multiple employer self-insured health plans, is amended by revising Code Section 33-50-3, relating to application for license, payment of fees, and payment of premium taxes, as follows:

"33-50-3.

(a) Application for a license shall be made on forms prescribed by the Commissioner.

(b) Every multiple employer self-insured health plan shall pay to the Commissioner annual license fees, as established by rule or regulation of the Commissioner.

(c) ~~Every multiple employer self-insured health plan shall pay to the Commissioner the premium taxes on the plan's net retained premium after deducting premium paid by the plan to its excess insurer and any other applicable deductions provided for in Chapter 8 of this title. The applicable premium tax rate shall be the applicable rates for insurance companies provided for in Chapter 8 of this title~~ Every multiple employer self-insured health plan shall be exempt from the payment of premium taxes on the plan's net premium."

**SECTION 2.**

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

**SECTION 3.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
E Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 49, nays 3.

HB 866, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/22

Due to business outside the Senate Chamber, I missed the vote on the HB 866. Had I been present, I would have voted "yes".

/s/ Butch Miller  
District 49

The following bill was taken up to consider House action thereto:

SB 323. By Senators Dugan of the 30th, Jackson of the 24th, Miller of the 49th, Martin of the 9th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Chapter 18 of Title 50 of the Official Code of Georgia Annotated, relating to state printing and documents, so as to

provide for public disclosure not to be required for any documents pertaining to an economic development project by any agency; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment was as follows:

*Amend SB 323 (LC 37 2106) by inserting the following on line 2, immediately after the phrase "printing and documents, so as":*

*to change certain providing relating to open records; to extend the deadline for responses to requests for certain records relating to intercollegiate sports programs;*

*By redesignating Sections 1 and 2 as Sections 2 and 3, respectively.*

*By inserting between lines 5 and 6 the following:*

#### **SECTION 1.**

Title 18 of the Official Code of Georgia Annotated, relating to state printing and documents, is amended in Code Section 50-18-71, relating to the right of access to public records, timing of responses to requests, fees, denial of requests, and impact of electronic records, by adding a new subsection to read as follows:

"(d.1) Any other provision of this Code section to the contrary notwithstanding, the period within which any production, access, response, or notice is required from an agency with respect to a request for records, other than salary information for nonclerical staff, of intercollegiate sports programs of any unit of the University System of Georgia, including athletic departments and related private athletic associations, shall be 90 business days from the date the agency received the request."

*By revising lines 7 and 8 as follows:*

Said title is further amended in Code Section 50-18-72, relating to when public disclosure not

Senator Cowsert of the 46th moved that the Senate agree to the House amendment to SB 323.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Hufstetler	N Rhett
E Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	N Shafer
N Butler	N James	N Sims
Y Cowsert	Y Jeffares	Y Stone

N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	N Unterman
Y Gooch	Y Ligon	VanNess
N Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	N Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 31, nays 22; the motion prevailed, and the Senate agreed to the House amendment to SB 323.

The following communication was received by the Secretary:

3/23/16

Due to business outside the Senate Chamber, I missed the vote on the SB 323. Had I been present, I would have voted "NO".

/s/ J. VanNess  
District 43

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has agreed to the Senate substitute to the following Resolution of the House:

HR 1113. By Representatives Willard of the 51st, Jones of the 47th, Burns of the 159th, Oliver of the 82nd, Meadows of the 5th and others:

A RESOLUTION proposing an amendment to the Constitution so as to abolish the existing Judicial Qualifications Commission; to require the General Assembly to create and provide by general law for the composition, manner of appointment, and governance of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

The following communication was transmitted by the Secretary:



**SECRETARY OF THE SENATE**  
353 STATE CAPITOL  
ATLANTA, GEORGIA 30334

DAVID A. COOK  
SECRETARY OF THE SENATE

(404) 656-5040  
FAX (404) 656-5043  
[www.senate.ga.gov](http://www.senate.ga.gov)

March 22, 2016

Honorable Nathan Deal  
Governor of Georgia  
State Capitol  
Atlanta, Georgia 30334

Dear Governor:

Under the rules of the Georgia State Senate governing confirmation of appointments submitted by you, I have the honor to report back to you as follows:

Nominations sent to the Senate by you were acted upon by the Georgia State Senate in session on March 10, 2016, with the following results:

The Honorable Walter Westbury of Spalding County, as a member of the State Board of Funeral Service, for the term of office beginning 2/13/2015, and ending 2/13/2021. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable David Maschke of Dougherty County, as a member of the Board of Architects and Interior Designers, for the term of office beginning 3/5/2015, and ending 3/5/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Charles Bass, Jr. of Laurens County, as a member of the State Board of Physical Therapy, for the term of office beginning 8/30/2014, and ending 8/30/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Dorothy Gaskin of Chatham County, as a member of the State Board of Physical Therapy, for the term of office beginning 8/30/2014, and ending 8/30/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.



The Honorable Holly Thaw of Fulton County, as a member of the Board of Examiners of Licensed Dietitians, for the term of office beginning 6/30/2011, and ending 6/30/2015. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Earl Graham of Barrow County, as a member of the State Construction Industry Licensing Board: Electrical Contractors Division, for the term of office beginning 6/30/2011, and ending 6/30/2015. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Hal Cospser of Cobb County, as a member of the State Construction Industry Licensing Board: Electrical Contractors Division, for the term of office beginning 6/30/2011, and ending 6/30/2015. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Kerry Smith of Habersham County, as a member of the State Board of Nursing Home Administrators, for the term of office beginning 12/29/2012, and ending 12/29/2015. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Kay Watkins of Cobb County, as a member of the State Board of Nursing Home Administrators, for the term of office beginning 6/4/2014, and ending 6/4/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Mary Watkins of Hall County, as a member of the Board of Chiropractic Examiners, for the term of office beginning 8/20/2012, and ending 8/20/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Ray Hendrix of Bulloch County, as a member of the Veterans Service Board, for the term of office beginning 4/1/2014, and ending 4/1/2021. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Shawn Hanley of Fulton County, as a member of the Veterans Service Board, for the term of office beginning 4/1/2015, and ending 4/1/2022. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Susan Thayer of Cobb County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2014, and ending 7/1/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Joy Lampley-Fortson of Fulton County, as a member of the Board of Commissioners of the Georgia Student Finance Commission, for the term of office beginning 3/15/2015, and ending 3/15/2021. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Connie Jee of Gwinnett County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2012, and ending 9/29/2015. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable William "Sonny" Walker of Fulton County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2012, and ending 9/29/2015. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Odessa Archibald of Fulton County, as a member of the Board of Commissioner of the Commission on Equal Opportunity, for the term of office beginning 9/29/2013, and ending 9/29/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Angela Hsu of Fulton County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2013, and ending 9/29/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Sugandha Yadav of Camden County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2014, and ending 9/29/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Rick Desai of Gwinnett County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2014, and ending 9/29/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Jason Anavitarte of Paulding County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2014, and ending 9/29/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Melissa Cantrell of Pickens County, as a member of the Board of Architects and Interior Designers, for the term of office beginning 3/5/2015, and ending 3/5/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Anne Smith of Chatham County, as a member of the Board of Architects and Interior Designers, for the term of office beginning 3/5/2015, and ending 3/5/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable John "Al" Pond of Fulton County, as a member of the Board of Community Affairs, for the term of office beginning 7/1/2013, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Linda Floyd of Lowndes County, as a member of the Georgia Board of Nursing, for the term of office beginning 7/1/2014, and ending 7/1/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Joseph Krzemien of Forsyth County, as a member of the Board of Chiropractic Examiners, for the term of office beginning 8/20/2012, and ending 8/20/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable James Valbrun of Douglas County, as a member of the Board of Juvenile Justice, for the term of office beginning 7/1/2011, and ending 7/1/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Gerri Ann Robins of Chatham County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2012, and ending 12/31/2015. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Merry Fort of Bibb County, as a member of the Georgia Board of Nursing, for the term of office beginning 7/1/2014, and ending 7/1/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable John Downey of Richmond County, as a member of the Georgia Composite Medical Board, for the term of office beginning 7/1/2014, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Joe Sam Robinson of Bibb County, as a member of the Georgia Composite Medical Board, for the term of office beginning 7/1/2013, and ending 7/1/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Anna Chafin of Bryan County, as a member of the Board of Commissioners of the Georgia Student Finance Commission, for the term of office beginning 3/15/2014, and ending 3/15/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Trisha Butler of DeKalb County, as a member of the Georgia Board of Massage Therapy, for the term of office beginning 7/1/2012, and ending 7/1/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Pam Nichols of Madison County, as a member of the Georgia Board of Massage Therapy, for the term of office beginning 7/1/2014, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Endsley Real of DeKalb County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2014, and ending 12/31/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Sandra Lee Leslie of Hall County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2014, and ending 7/1/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Sharon Tucker of Tucker County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers, and Marriage & Family Therapists, for the term of office beginning 12/31/2012, and ending 12/31/2015. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Rebecca Bynum of Lowndes County, as a member of the Georgia Board of Dentistry, for the term of office beginning 6/30/2015, and ending 6/30/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Teri Schneider of Gwinnett County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Kamila Luigs of Fulton County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Scott Justus of Hall County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Sheryl Stalvey of Colquitt County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Kay Kendrick of McDuffie County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Sarah Scott of Hall County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Dana Love of DeKalb County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Jennifer Cheely of McDuffie County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Philamenia Rivers of Gwinnett County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Belinda Sanders of DeKalb County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Betty Carlisle of Monroe County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable David Jones of Houston County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Virgil Ertle of Gwinnett County, as a member of the Board of Cosmetology and Barbers, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Mark Glass of Mitchell County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Mike Campbell of Cobb County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Wayne Christian of Laurens County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Kent Fountain of Wayne County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Pedro Cherry of Cobb County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Jeff Brown of Troup County, as a member of the Board of Community Affairs, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Clifford Sheppard of Washington County, as a member of the Board of Community Affairs, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Alton Russell of Muscogee County, as a member of the Board of Corrections, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Duke Blackburn of Coweta County, as a member of the Board of Corrections, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Andrea Shelton of Fulton County, as a member of the Board of Corrections, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Larry Haynie of Carroll County, as a member of the Board of Corrections, for the term of office beginning 7/1/2013, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Donna Moses of Carroll County, as a member of the Board of Community Health, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Judy Greenlea Taylor of Fulton County, as a member of the Board of Public Health, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Cynthia Mercer of Clarke County, as a member of the Board of Public Health, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable John Hauptert of Fulton County, as a member of the Board of Public Health, for the term of office beginning 7/1/2014, and ending 7/1/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable David Glass of Fulton County, as a member of the Board of Behavioral Health and Developmental Disabilities, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Kim Ryan of Gwinnett County, as a member of the Board of Behavioral Health and Developmental Disabilities, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Jan Ligon of Fulton County, as a member of the Board of Behavioral Health and Developmental Disabilities, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Jancito del Mazo of Fulton County, as a member of the Georgia Board for Physician Workforce, for the term of office beginning 10/6/2014, and ending 10/6/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable David Kay of Bibb County, as a member of the Georgia Board for Physician Workforce, for the term of office beginning 10/6/2014, and ending 10/6/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Thomas Hatchett of Habersham County, as a member of the Georgia Board for Physician Workforce, for the term of office beginning 10/6/2014, and ending 10/6/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Norma Morgan of Effingham County, as a member of the Georgia Board for Physician Workforce, for the term of office beginning 10/6/2014, and ending 10/6/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Mary Flanders of Chatham County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Baoky Vu of DeKalb County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Lynn Cornett of Fulton County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Ben Copeland of Lanier County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Randall Fox of Gordon County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2013, and ending 6/30/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Anne Kaiser of Fulton County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Jackson Winter of Fulton County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2015, and ending 6/30/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Tippi Burch of Fulton County, as a member of the Board of Community Affairs, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Joseph Jarrard of Cobb County, as a member of the Board of Public Health, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.



The Honorable Marisa Simpson of Gwinnett County, as a member of the Board of Economic Development, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Mark Trail of Fayette County, as a member of the Board of Community Health, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Anthony Williamson of Jackson County, as a member of the Board of Community Health, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Michael Mixon of Habersham County, as a member of the State Board of Accountancy, for the term of office beginning 6/30/2013, and ending 6/30/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Karen Rosas of Bibb County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2012, and ending 12/31/2015. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Matthew Sawhill of Cobb County, as a member of the Board of Natural Resources, for the term of office beginning 3/16/2015, and ending 3/16/2022. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Ted Noe of Floyd County, as a member of the State Licensing Board for Residential and General Contractors, for the term of office beginning 7/1/2014, and ending 7/1/2019. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Keely Fennell of Bulloch County, as a member of the State Licensing Board for Residential and General Contractors, for the term of office beginning 7/1/2014, and ending 7/1/2019. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Robert Cleveland of Bibb County, as a member of the State Licensing Board for Residential and General Contractors, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Bill Duck of Muscogee County, as a member of the State Licensing Board for Residential and General Contractors, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Keith Stone of Berrien County, as a member of the Georgia Real Estate Appraisers Board, for the term of office beginning 7/1/2015, and ending 7/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Carol Pacheco of Chatham County, as a member of the Board of Architects and Interior Designers, for the term of office beginning 8/9/2011, and ending 8/9/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Susan Watts of Glynn County, as a member of the Board of Architects and Interior Designers, for the term of office beginning 7/1/2011, and ending 7/1/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Lee Tucker of Gwinnett County, as a member of the Board of Commissioners of the Georgia Student Finance Commission, for the term of office beginning 3/15/2013, and ending 3/15/2019. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Taylor Wright of Cobb County, as a member of the State Board of Registration for Professional Engineers and Land Surveyors, for the term of office beginning 8/28/2015, and ending 8/28/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable William Womack of DeKalb County, as a member of the State Board of Registration for Professional Engineers and Land Surveyors, for the term of office beginning 8/28/2015, and ending 8/30/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Elmo Richardson of Bibb County, as a member of the State Board of Registration for Professional Engineers and Land Surveyors, for the term of office beginning 8/28/2015, and ending 6/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Julianne Busbee of Bibb County, as a member of the State Board of Registration for Professional Engineers and Land Surveyors, for the term of office beginning 8/28/2015, and ending 6/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Blair Train of Bibb County, as a member of the Georgia Board of Nursing, for the term of office beginning 12/31/2013, and ending 12/31/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Amanda Shailendra of Fulton County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2013, and ending 7/1/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Richard Bennett of Hall County, as a member of the Georgia Board of Dentistry, for the term of office beginning 8/1/2015, and ending 8/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Melissa Thurlow of Gwinnett County, as a member of the State Board of Occupational Therapists, for the term of office beginning 12/31/2014, and ending 12/31/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Robert McClellan of Cobb County, as a member of the State Board of Occupational Therapists, for the term of office beginning 12/31/2011, and ending 12/31/2015. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Larry Brown of Cherokee County, as a member of the State Board of Optometry, for the term of office beginning 9/6/2015, and ending 9/6/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Robert McCullough of Fayette County, as a member of the State Board of Optometry, for the term of office beginning 9/6/2015, and ending 9/6/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Betty Ann Lindsey of Tift County, as a member of the State Board of Optometry, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Jimmy Thomas of Pike County, as a member of the Board of Behavioral Health and Developmental Disabilities, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable David Johnson of Cherokee County, as a member of the State Board of Registration of Used Car Dealers and Motor Vehicle Part Dealers, for the term of office beginning 6/30/2014, and ending 6/30/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Thomas Mobley of Coweta County, as a member of the State Board of Registration of Used Car Dealers and Motor Vehicle Part Dealers, for the term of office beginning 6/30/2015, and ending 6/30/2019. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Sandra Gresham of Fulton County, as a member of the State Board of Registration of Used Car Dealers and Motor Vehicle Part Dealers, for the term of office beginning 6/30/2015, and ending 6/30/2019. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Kevin Jackson of Chatham County, as a member of the Board of Directors of the Georgia Lottery Corporation, for the term of office beginning 12/15/2011, and ending 12/15/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Rachele Branson of DeKalb County, as a member of the State Board of Occupational Therapists, for the term of office beginning 12/31/2013, and ending 12/31/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Karen Canupp of Jackson County, as a member of the State Board of Optometry, for the term of office beginning 9/6/2014, and ending 9/6/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Janice Izlar of Chatham County, as a member of the Georgia Board of Nursing, for the term of office beginning 9/23/2013, and ending 9/23/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Billy Graham of Walton County, as a member of the State Board of Used Car Dealers and Motor Vehicle Part Dealers, for the term of office beginning 6/30/2013, and ending 6/30/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Nicholas Haynes of Hall County, as a member of the State Board of Veterinary Medicine, for the term of office beginning 6/30/2015, and ending 6/30/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Julia Worthy of Fulton County, as a member of the Georgia Board of Nursing, for the term of office beginning 9/23/2015, and ending 9/23/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Jeff Wilkinson of Baldwin County, as a member of the State Board of Registration of Used Car Dealers and Motor Vehicle Part Dealers, for the term of office beginning 6/30/2015, and ending 6/30/2019. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Rey Martinez of Walton County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2015, and ending 9/29/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Daniel Cravey of Lamar County, as a member of the Veterans Service Board, for the term of office beginning 4/1/2014, and ending 4/1/2021. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Victoria Agyekum of Chatham County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Mollie Cohen of Grady County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Robert Todd IV of Meriwether County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Debra Sue Wade of Rockdale County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Toby Hinton of Gwinnett County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Holly Kirbo of Colquitt County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Ryan Worsley of Oconee County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Arthur Vaughan of Cobb County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Karen Gilbert of Henry County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Clint Hobbs of Towns County, as a member of the Nonpublic Postsecondary Education Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable James Norton of Gwinnett County, as a member of the Board of Commissioners of the Commission on Equal Opportunity, for the term of office beginning 9/29/2013, and ending 9/29/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Susan Stallings-Sahler of Richmond County, as a member of the State Board of Occupational Therapists, for the term of office beginning 12/31/2013, and ending 12/31/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable W.D. Strickland of Pierce County, as a member of the Board of Corrections, for the term of office beginning 7/1/2011, and ending 7/1/2016. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Diane McClearen of Fulton County, as a member of the Professional Standards Commission, for the term of office beginning 7/1/2015, and ending 7/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Phil Sutton of Hall County, as a member of the Technical College System of Georgia Board, for the term of office beginning 6/30/2013, and ending 6/30/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Clayton Huffman of Fulton County, as a member of the State Board of Accountancy, for the term of office beginning 6/30/2015, and ending 6/30/2019. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Scott Weinburg of Clarke County, as a member of the Georgia Board of Landscape Architects, for the term of office beginning 4/1/2014, and ending 4/1/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Rebecca Kirkland of Fulton County, as a member of the Georgia Board of Landscape Architects, for the term of office beginning 4/1/2013, and ending 4/1/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Holly Thaw of Fulton County, as a member of the Board of Examiners of Licensed Dietitians, for the term of office beginning 6/30/2015, and ending 6/30/2019. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Chad Baker of Gwinnett County, as a member of the Georgia Board of Landscape Architects, for the term of office beginning 4/1/2013, and ending 4/1/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Tim Lake of Laurens County, as a member of the Georgia Board of Landscape Architects, for the term of office beginning 4/1/2013, and ending 4/1/2017. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Lisa Harris of Floyd County, as a member of the Board of Pharmacy, for the term of office beginning 11/1/2015, and ending 11/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Larry Walker of Houston County, as a member of the Board of Regents of the University System of Georgia, for the term of office beginning 1/1/2016, and ending 1/1/2023. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable James Hull of Richmond County, as a member of the Board of Regents of the University System of Georgia, for the term of office beginning 1/1/2016, and ending 1/1/2023. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Dwight Evans of DeKalb County, as a member of the Board of Natural Resources, for the term of office beginning 1/1/2016, and ending 1/1/2023. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable William Bagwell, Jr. of Hall County, as a member of the Board of Natural Resources, for the term of office beginning 1/1/2016, and ending 1/1/2023. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Tommy Black of Liberty County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2015, and ending 12/31/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Karen Rosas of Bibb County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2015, and ending 12/31/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Gerri Ann Robbins of Chatham County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2015, and ending 12/31/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Brian Owens of Monroe County, as a member of the State Board of Pardons and Paroles, for the term of office beginning 12/31/2015, and ending 12/31/2022. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Mark Revenew of Chatham County, as a member of the Board of Public Safety, for the term of office beginning 1/20/2016, and ending 1/20/2019. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Pete Skandalakis of Troup County, as a member of the Board of Public Safety, for the term of office beginning 1/20/2015, and ending 1/20/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Mike Long of Wayne County, as a member of the State Board of Education, for the term of office beginning 1/1/2016, and ending 1/1/2023. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Paul Brower of Cobb County, as a member of the Georgia Real Estate Commission, for the term of office beginning 1/26/2016, and ending 1/26/2021. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Jodie Shephard of Coweta County, as a member of the Georgia Real Estate Commission, for the term of office beginning 1/26/2015, and ending 1/26/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Nancy Kennedy of Hancock County, as a member of the State Board of Funeral Service, for the term of office beginning 5/1/2014, and ending 5/1/2020. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Robert Pollard of Columbia County, as a member of the State Forestry Commission, for the term of office beginning 1/1/2016, and ending 1/1/2023. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

The Honorable Bonita Barker of Monroe County, as a member of the Georgia Composite Board of Professional Counselors, Social Workers and Marriage & Family Therapists, for the term of office beginning 12/31/2015, and ending 12/31/2018. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.



The Honorable William Bowen of Tift County, as a member of the State Board of Funeral Service, for the term of office beginning 2/13/2016, and ending 2/13/2022. The vote on this confirmation was yeas 41, nays 8, and the nominee was confirmed.

Sincerely,

/s/ David A. Cook  
Secretary of the Senate

Senator Cowser of the 46th moved that the Senate stand adjourned pursuant to HR 1114 until 10:00 a.m. Thursday, March 24, 2016; the motion prevailed, and at 12:35 a.m. Wednesday, March 23, 2016, the President announced the Senate adjourned.

Senate Chamber, Atlanta, Georgia  
Thursday, March 24, 2016  
Fortieth Legislative Day

The Senate met pursuant to adjournment at 10:11 a.m. today and was called to order by the President.

Senator Mullis of the 53rd reported that the Journal of the previous legislative day had been read and found to be correct.

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

The Journal was confirmed.

The following committee report was read by the Secretary:

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 1145	Do Pass	HB 1146	Do Pass
HB 1147	Do Pass	HB 1149	Do Pass
HB 1152	Do Pass		

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

The members pledged allegiance to the flag of the United States of America and to the flag of Georgia.

Senator Crane of the 28th introduced the chaplain of the day, Reverend Dr. Ron J. Bigalke of Rincon, Georgia, who offered scripture reading and prayer.

Senator Rhett of the 33rd asked unanimous consent that Senator James of the 35th be excused. The consent was granted, and Senator James was excused.

The roll was called and the following Senators answered to their names:

Albers	Hill, Jack	Mullis
Beach	Hill, Judson	Rhett
Bethel	Hufstetler	Seay

Burke	Jackson, B	Shafer
Butler	Jackson, L	Sims
Cowsert	Jeffares	Stone
Crane	Jones, B	Thompson, B
Davenport	Jones, E	Tippins
Fort	Jones, H	Unterman
Ginn	Kennedy	VanNess
Gooch	Kirk	Walker
Harbin	Ligon	Watson
Harbison	Martin	Wilkinson
Harper	McKoon	Williams, M
Heath	Millar	Williams, T
Henson		

Not answering were Senators:

Black	Dugan	Hill, H.
James (Excused)	Lucas	Miller
Orrock	Parent	Tate
Thompson, C.		

The following members were off the floor of the Senate when the roll was called and wish to be recorded as present:

Senators:	Lucas of the 26th	Orrock of the 36th	Dugan of the 30th
	Parent of the 42nd		

Senator Parent of the 42nd introduced the doctor of the day, Dr. Reginald Mason.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 430. By Senators Thompson of the 14th and Hufstetler of the 52nd:

A BILL to be entitled an Act to amend an Act creating the office of commissioner of Bartow County, approved July 28, 1924 (Ga. L. 1924, p. 276), as amended, particularly by an Act approved April 20, 2001 (Ga. L. 2001, p. 4414), so as to change the cost-of-living adjustment for the

commissioner's compensation; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 431. By Senators Thompson of the 14th and Hufstetler of the 52nd:

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

SB 432. By Senators Thompson of the 14th and Hufstetler of the 52nd:

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

SB 433. By Senators Thompson of the 14th and Hufstetler of the 52nd:

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

SB 434. By Senators Thompson of the 14th and Hufstetler of the 52nd:

A BILL to be entitled an Act to amend an Act providing for the compensation of the chief magistrate of the Magistrate Court of Bartow County, approved March 18, 1985 (Ga. L. 1985, p. 3788), as amended, particularly by an Act approved April 28, 2006 (Ga. L. 2006, p. 3817), so as to change provisions relating to cost-of-living adjustments to the compensation of the chief magistrate; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 435. By Senators Thompson of the 14th and Hufstetler of the 52nd:

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

SB 436. By Senators Thompson of the 14th and Hufstetler of the 52nd:

A BILL to be entitled an Act to amend an Act placing certain of the county officers of Bartow County upon an annual salary, approved March 21, 1958 (Ga. L. 1958, p. 2866), as amended, particularly by an Act approved March 27, 1998 (Ga. L. 1998, p. 4046), so as to change provisions relating to cost-of-living adjustments to the compensation of the clerk of the superior court; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 438. By Senator Williams of the 19th:

A BILL to be entitled an Act to repeal the amendment to the Constitution of Georgia providing that the county officers of Telfair County shall be ineligible to hold office under certain conditions; to provide for legislative intent; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to repeal conflicting laws; and for other purposes.

SB 439. By Senator Black of the 8th:

A BILL to be entitled an Act to provide a new charter for the City of Barwick; to provide for incorporation, boundaries, powers and construction; to provide for other matters relative to the foregoing; to provide a specific repealer; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following resolutions were read and adopted:

SR 1229. By Senator Jackson of the 2nd:

A RESOLUTION congratulating the Calvary Day School's girls volleyball team on winning the 2015 State Championship; and for other purposes.

SR 1230. By Senator Jackson of the 2nd:

A RESOLUTION commending the Esther F. Garrison Wind Ensemble and its conductor, Michael E. Hutchinson; and for other purposes.

SR 1231. By Senators Rhett of the 33rd, James of the 35th and Jones II of the 22nd:

A RESOLUTION recognizing and honoring Bishop Brian Keith Hodges upon the grand occasion of his 20th pastoral anniversary; and for other purposes.

SR 1232. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Reginald B. Rushin for his vital role in community leadership; and for other purposes.

SR 1233. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Ola Reynolds for her vital role in community leadership; and for other purposes.

SR 1234. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Ed Richardson; and for other purposes.

SR 1235. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Theodis A. Pace for the vital role he serves in community leadership; and for other purposes.

SR 1236. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Jair Sweatman for his vital role in community leadership; and for other purposes.

SR 1237. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Toastmasters International and the Georgia District 44 division of Toastmasters International; and for other purposes.

SR 1238. By Senators Shafer of the 48th, Unterman of the 45th and Martin of the 9th:

A RESOLUTION recognizing and honoring Rainbow Village; and for other purposes.

SR 1239. By Senators Shafer of the 48th, Unterman of the 45th and Martin of the 9th:

A RESOLUTION commending Good Samaritan Health Center of Gwinnett County and recognizing its Executive Director, Greg Lang; and for other purposes.

SR 1240. By Senators Parent of the 42nd, Davenport of the 44th, Jones of the 10th, Henson of the 41st, Millar of the 40th and others:

A RESOLUTION recognizing April 10-16, 2016, as National Public Safety Telecommunications Week and commending the DeKalb County E911 Department; and for other purposes.

SR 1241. By Senator Martin of the 9th:

A RESOLUTION congratulating Neil Patram upon winning runner-up at the 55th Annual Georgia Association of Educator's State Spelling Bee; and for other purposes.

SR 1242. By Senators Martin of the 9th and Unterman of the 45th:

A RESOLUTION honoring Ms. Harriett Coffee on the grand occasion of her 100th birthday; and for other purposes.

SR 1243. By Senators Martin of the 9th and Unterman of the 45th:

A RESOLUTION recognizing and commending Daniel and Thomas Bullard; and for other purposes.

SR 1244. By Senators Davenport of the 44th, Tate of the 38th, Fort of the 39th, James of the 35th, Jones of the 10th and others:

A RESOLUTION honoring Ms. Helen Odessa Dixon Davenport on the grand occasion of her 90th birthday; and for other purposes.

SR 1245. By Senators Davenport of the 44th, Tate of the 38th, Fort of the 39th, James of the 35th, Jones of the 10th and others:

A RESOLUTION recognizing the inaugural of the William Alfred Fountain High School Reunion Breakfast; and for other purposes.

SR 1246. By Senators Shafer of the 48th and Unterman of the 45th:

A RESOLUTION honoring Kathryn Parsons Willis; and for other purposes.

SR 1247. By Senators Shafer of the 48th, Unterman of the 45th, Harbin of the 16th, Hill of the 4th, Gooch of the 51st and others:

A RESOLUTION recognizing and honoring Mr. Steve Green; and for other purposes.

SR 1248. By Senators Shafer of the 48th, Martin of the 9th, Jones of the 25th and Harbin of the 16th:

A RESOLUTION recognizing and commending Mr. Gould B. Hagler, Jr., on the occasion of his retirement; and for other purposes.

SR 1249. By Senators Shafer of the 48th and Watson of the 1st:

A RESOLUTION recognizing and honoring Ms. Mary Flanders for her outstanding public service; and for other purposes.

SR 1250. By Senators VanNess of the 43rd, Orrock of the 36th, Hill of the 32nd, Seay of the 34th, Fort of the 39th and others:

A RESOLUTION recognizing and commending Candace Hill; and for other purposes.

SR 1251. By Senators VanNess of the 43rd, Orrock of the 36th, Hill of the 32nd, Seay of the 34th, Kennedy of the 18th and others:

A RESOLUTION recognizing and commending Malaikia Sims-Winfrey upon being named 2016 Miss Teen Georgia; and for other purposes.

SR 1252. By Senators VanNess of the 43rd, Orrock of the 36th, Hill of the 32nd, Seay of the 34th, Fort of the 39th and others:

A RESOLUTION recognizing and commending the Leadership Rockdale Class of 2016 initiative; and for other purposes.

SR 1253. By Senator Jones II of the 22nd:

A RESOLUTION recognizing the Lucy C. Laney High School Alumni Association Hall of Fame Banquet on March 25, 2016; and for other purposes.

SR 1254. By Senators Hill of the 4th and Harper of the 7th:

A RESOLUTION commending Sheriff Lynn Anderson and congratulating him on the grand occasion of his retirement; and for other purposes.

SR 1255. By Senators Hill of the 32nd and Thompson of the 14th:

A RESOLUTION commending and congratulating the International Aerial Robotics Competition (IARC) on its 25th anniversary; and for other purposes.



SR 1256. By Senators Jackson of the 24th, Stone of the 23rd and Jones of the 25th:

A RESOLUTION congratulating the Greenbrier High School Wolfpack baseball team upon winning the 2015 AAAAA State Championship; and for other purposes.

SR 1257. By Senator Gooch of the 51st:

A RESOLUTION recognizing and commending Dr. Larry W. Anderson; and for other purposes.

SR 1259. By Senators Williams of the 19th and Hill of the 4th:

A RESOLUTION recognizing and commending Mrs. Angela W. Touhy on the grand occasion of her retirement from the State of Georgia; and for other purposes.

SR 1260. By Senator Gooch of the 51st:

A RESOLUTION recognizing and commending Kaylee Seabolt; and for other purposes.

SR 1263. By Senator Harper of the 7th:

A RESOLUTION recognizing and commending Trooper First Class Brian Screws; and for other purposes.

SR 1264. By Senator Wilkinson of the 50th:

A RESOLUTION commending the Foxfire program on its 50th anniversary; and for other purposes.

SR 1265. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending James Francis "Jim" Martin for his vital role in community leadership; and for other purposes.

SR 1266. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending Kathryn Crawford for the vital role she serves in community leadership; and for other purposes.

SR 1267. By Senator Tate of the 38th:

A RESOLUTION recognizing and commending David Getachew-Smith, Sr., for his vital role in community leadership; and for other purposes.

SR 1268. By Senator Tate of the 38th:

A RESOLUTION recognizing Alpha Kappa Alpha Sorority, Inc., on the occasion of its 67th Boule in Atlanta, Georgia; and for other purposes.

SR 1269. By Senator Beach of the 21st:

A RESOLUTION commending Taiwan for its relations with the United States; and for other purposes.

SR 1270. By Senators Heath of the 31st, Thompson of the 14th, Jackson of the 24th, Bethel of the 54th, Hufstetler of the 52nd and others:

A RESOLUTION honoring Jake Verity of Bremen High School; and for other purposes.

The following local, uncontested legislation, favorably reported by the committee as listed on the Local Consent Calendar, was put upon its passage:

### **SENATE LOCAL CONSENT CALENDAR**

Thursday March 24, 2016  
Fortieth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

SB 441                   Crane of the 28th  
                              McKoon of the 29th  
**TROUP COUNTY**

A BILL to be entitled an Act to amend an Act creating the State Court of Troup County (formerly the Civil and Criminal Court of Troup County), approved March 6, 1962 (Ga. L. 1962, p. 3020), as amended, so as to authorize the court to charge and collect a technology fee for certain filings; to specify the uses to which said technology fees may be put; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 658

Jones of the 10th  
Millar of the 40th  
Henson of the 41st  
Parent of the 42nd  
VanNess of the 43rd  
Davenport of the 44th  
Butler of the 55th  
**DEKALB COUNTY**

A BILL to be entitled an Act to amend an Act creating one or more community improvement districts within DeKalb County, approved May 13, 2008 (Ga. L. 2008, p. 3817), as amended, so as to change certain provisions so that community improvement districts may be created within municipalities in DeKalb County; to provide for a millage rate cap; to provide an effective date; to repeal conflicting laws; and for other purposes.

**SUBSTITUTE**

HB 1108

Harper of the 7th  
**WAYCROSS & WARE COUNTY DEVELOPMENT  
AUTHORITY**

A BILL to be entitled an Act to amend an Act to create the Waycross and Ware County Development Authority, approved March 7, 1955 (Ga. L. 1955, p. 2840), as amended, so as to provide for the composition, qualifications, appointment, filling of vacancies, terms and limits thereon, officers, and compensation; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1115

Jones of the 10th  
Davenport of the 44th  
Millar of the 40th  
Henson of the 41st  
Parent of the 42nd  
VanNess of the 43rd  
Butler of the 55th  
**DEKALB COUNTY**

A BILL to be entitled an Act to amend an Act to make provisions for the Magistrate Court of DeKalb County, approved March 28, 1985 (Ga. L. 1985, p. 4819), as amended, so as to allow for service of a citation for or accusation of a violation of an ordinance concerning the condition of real property by leaving a copy at the

premises where the violation is allegedly to have occurred, mailing a copy to the owner of the premises, and filing with the clerk of the magistrate court; to limit sanctions for violations when such form of service is used; to provide for related matters; to provide for a contingent effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

**SUBSTITUTE**

HB 1119

Watson of the 1st  
Jackson of the 2nd

**CHATHAM COUNTY**

A BILL to be entitled an Act to abolish the office of elected county surveyor of Chatham County; to provide that the person currently serving as elected county surveyor shall serve the remainder of his or her term; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1121

McKoon of the 29th

**CITY OF HAMILTON**

A BILL to be entitled an Act to amend an Act to provide for a new charter for the City of Hamilton, approved April 10, 2014 (Ga. L. 2014, p. 4118), so as to change provisions related to residing or being a resident of the city to being domiciled in such city; to provide that the failure of the mayor to regularly attend city council meetings shall be considered forfeiture of office; to eliminate the position of the city manager; to transfer certain duties from the city manager to the mayor; to fix a cross-reference; to repeal conflicting laws; and for other purposes.

HB 1124

Harper of the 7th

**OCILLA - IRWIN COUNTY INDUSTRIAL DEVELOPMENT**

A BILL to be entitled an Act to reconstitute the Ocilla-Irwin County Industrial Development Authority; to provide for powers, authority, funds, purposes, and procedures connected therewith; to repeal the amendment to the Constitution of Georgia creating the previous Ocilla-Irwin County Industrial Development Authority; to provide for a referendum with respect to the effectiveness of the foregoing; to provide for contingent effective dates; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1139

Bethel of the 54th  
**CITY OF FAIRMONT**

A BILL to be entitled an Act to amend an Act to repeal and replace the Charter of the City of Fairmount, approved April 17, 1975 (Ga. L. 1975, p. 3136), as amended, so as to change the corporate limits of the city by annexing certain territory to the city; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1145

McKoon of the 29th  
Crane of the 28th  
**TROUP COUNTY**

A BILL to be entitled an Act to amend an Act creating the State Court of Troup County, approved March 6, 1962 (Ga. L. 1962, p. 3020), as amended, so as to change the salaries of the judge of the state court and the solicitor-general of the state court; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1146

Jones of the 10th  
Millar of the 40th  
Henson of the 41st  
Parent of the 42nd  
VanNess of the 43rd  
Davenport of the 44th  
Butler of the 55th  
**DEKALB COUNTY**

A BILL to be entitled an Act to amend an Act revising, superseding, and consolidating the laws relating to the governing authority of DeKalb County and creating a chairman and board of commissioners of said county, approved March 8, 1956 (Ga. L. 1956, p. 3237), as amended, particularly by an Act approved April 9, 1981 (Ga. L. 1981, p. 4304), so as to provide for the regulation of land use; to provide for the completion of an audit by an outside auditor; to provide for purchases without sealed bid through an existing contract or schedule with a county, municipality, the State of Georgia or the federal government; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1147

Kennedy of the 18th  
**CITY OF BYRON**

A BILL to be entitled an Act to amend an Act to create the Byron

Convention and Visitors Bureau Authority, approved April 4, 1997 (Ga. L. 1997, p. 3921), as amended, particularly by an Act approved May 11, 2009 (Ga. L. 2009, p. 4149), so as to revise the provisions regarding staff of the authority; to provide for the manner of appointment of a director; to provide for the duties of the director; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1149

Watson of the 1st  
Williams of the 19th  
**LIBERTY COUNTY**

A BILL to be entitled an Act to amend an Act creating the Board of Education of Liberty County, approved February 10, 1986 (Ga. L. 1986, p. 3542), as amended, particularly by an Act approved May 5, 2005 (Ga. L. 2005, p. 3661), so as to provide for reimbursement of expenses for the chairperson and members of the board; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1152

Burke of the 11th  
**SEMINOLE COUNTY**

A BILL to be entitled an Act to amend an Act establishing the Board of Commissioners of Seminole County, approved August 16, 1920 (Ga. L. 1920, p. 610), as amended, particularly by an Act approved March 2, 1978 (Ga. L. 1978, p. 3076), so as to change the provisions relating to the compensation of the chairperson and the other commissioners of the board; to repeal conflicting laws; and for other purposes.

Pursuant to Senate Rule 4-2.9(b), Senator Henson of the 41st filed the following objection:

As provided in Senate Rule 4-2.9(b), we, the undersigned Senators, hereby file an objection to HB 1115, which is on the Local Consent Calendar for today, and hereby request that it be moved to the Senate Local Contested Calendar.

/s/ Henson of the 41st  
/s/ Fort of the 39th  
/s/ Parent of the 42nd  
Date: March 24, 2016

Pursuant to Senate Rule 4-2.9(b), HB 1115 was removed from the Senate Local Consent Calendar and placed on the Senate Local Contested Calendar for today.

The substitute to the following bill was put upon its adoption:

\*HB 658:

The Senate Committee on State and Local Governmental Operations offered the following substitute to HB 658:

**A BILL TO BE ENTITLED  
AN ACT**

To amend an Act creating one or more community improvement districts within DeKalb County, approved May 13, 2008 (Ga. L. 2008, p. 3817), as amended, so as to provide for election of board members and levy of taxes by certain municipal corporations; to change certain provisions relating to administration; to change certain provisions relating to taxes, fees, and assessments; to provide for related matters; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**SECTION 1.**

An Act creating one or more community improvement districts within DeKalb County, approved May 13, 2008 (Ga. L. 2008, p. 3817), as amended, is amended by revising subsection (a) of Section 5 to read as follows:

"(a)(1) Except as otherwise provided in paragraph (2) of this subsection, each district created pursuant to this Act shall be administered by a board composed of at least seven board members to be appointed and elected as provided in this section. Two board members shall be appointed by the governing authority of DeKalb County should the district boundaries lie entirely within unincorporated DeKalb County. Should any of the district lie within the incorporated area of DeKalb County, only one board member shall be appointed by the governing authority of DeKalb County. One board member shall be appointed by the governing authority of each municipality within which any portion of the district lies. Two board members shall be elected by the vote of electors, and three members shall be elected by the vote of equity electors. The members representing electors and equity electors shall be elected to serve in post positions 1 through 5, respectively. Each elected board member must receive a majority of the votes cast for the post for which he or she is a candidate. Votes for Posts 1 and 2 shall be cast by electors and votes for Posts 3, 4, and 5 shall be cast by equity electors. The initial terms of office of the members representing Posts 1 and 4 shall be one year. The initial terms of office of the members representing Posts 2 and 5 shall be two years, and the initial term of office of the member representing Post 3

shall be three years. Thereafter, all terms of office shall be for three years. The appointed board members shall serve at the pleasure of the appointing authority.

(2) In addition to the requirements of paragraph (1) of this subsection, the board of any district described in paragraph (2) of subsection (a) of Section 6 of this Act shall include three additional board members representing and elected by the equity electors and serving in post positions 6, 7, and 8 for initial terms of one, two, and three years, respectively. Thereafter, all terms of office for the additional board members shall be for three years."

## SECTION 2.

Said Act is further amended by revising subsection (a) of Section 6 to read as follows:

"(a)(1) Except as otherwise provided in paragraph (2) of this subsection, the board may levy taxes, fees, and assessments within the district only on real property used nonresidentially, specifically excluding all property exempt from ad valorem taxation under the Constitution or laws of the State of Georgia; all property used for residential, agricultural, or forestry purposes; and all tangible personal property and intangible property. Any tax, fee, or assessment so levied shall not exceed five mills of the aggregate assessed value of all such real property. The taxes, fees, and assessments levied by the board shall be equitably apportioned among the properties subject to such taxes, fees, and assessments according to the need for governmental services and facilities created by the degree of density of development of each such property. The proceeds of taxes, fees, and assessments levied by the board shall be used only for the purpose of providing governmental services and facilities which are specially required by the degree of density of development within the district and not for the purpose of providing those governmental services and facilities provided to the county or municipality as a whole. Any tax, fee, or assessment so levied shall be collected by DeKalb County in the same manner as taxes, fees, and assessments are levied by DeKalb County. Delinquent taxes shall bear the same interest and penalties as DeKalb County or municipal ad valorem taxes and may be enforced and collected in the same manner. The proceeds of taxes, fees, and assessments so levied, less a fee to cover the costs of collection of 1 percent of such proceeds, but not more than \$25,000.00 in any one calendar year, shall be transmitted by DeKalb County to the board and shall be expended by the board only for the purposes authorized by this Act.

(2) Regarding any district composed of property located wholly within a municipality that exceeds 130 acres, but is less than 140 acres, in size and that forms all or part of a tax allocation district of such municipality, the board of such district may levy taxes, fees, and assessments within the district only on real property used nonresidentially, specifically excluding all property exempt from ad valorem taxation under the Constitution or laws of the State of Georgia; all property used for residential, agricultural, or forestry purposes; and all tangible personal property and intangible property. Any tax, fee, or assessment so levied shall not exceed the limitation provided for by Paragraph III of Section VII of Article IX of the Constitution of the



State of Georgia. The taxes, fees, and assessments levied by the board shall be equitably apportioned among the properties subject to such taxes, fees, and assessments according to the need for governmental services and facilities created by the degree of density of development of each such property. The proceeds of taxes, fees, and assessments levied by the board shall be used only for the purpose of providing governmental services and facilities which are specially required by the degree of density of development within the district and not for the purpose of providing those governmental services and facilities provided to the county or municipality as a whole. Any tax, fee, or assessment so levied shall be collected by DeKalb County in the same manner as taxes, fees, and assessments are levied by DeKalb County. Delinquent taxes shall bear the same interest and penalties as DeKalb County or municipal ad valorem taxes and may be enforced and collected in the same manner. The proceeds of taxes, fees, and assessments so levied, less a fee to cover the costs of collection of 1 percent of such proceeds, but not more than \$25,000.00 in any one calendar year, shall be transmitted by DeKalb County to the board and shall be expended by the board only for the purposes authorized by this Act."

### SECTION 3.

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

On the adoption of the substitute, the yeas were 54, nays 1, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bills as reported, was agreed to.

On the passage of the bills on the Local Consent Calendar, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess

Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local bills, the yeas were 54, nays 1.

The bills on the Local Consent Calendar, except HB 658, having received the requisite constitutional majority, were passed.

HB 658, having received the requisite constitutional majority, was passed by substitute.

The following local, contested legislation, favorably reported by the committee as listed on the Local Contested Calendar, was put upon its passage:

### **SENATE LOCAL CONTESTED CALENDAR**

Thursday, March 24, 2016  
Fortieth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

HB 1115. By Representatives Henson of the 86th, Drenner of the 85th, Oliver of the 82nd, Taylor of the 79th, Holcomb of the 81st and others:

A BILL to be entitled an Act to amend an Act to make provisions for the Magistrate Court of DeKalb County, approved March 28, 1985 (Ga. L. 1985, p. 4819), as amended, so as to allow for service of a citation for or accusation of a violation of an ordinance concerning the condition of real property by leaving a copy at the premises where the violation is allegedly to have occurred, mailing a copy to the owner of the premises, and filing with the clerk of the magistrate court; to limit sanctions for violations when such form of service is used; to provide for related matters; to provide for a contingent effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

#### **SUBSTITUTE**

Senate Sponsor: Henson of the 41st.

The substitute to the following bill was put upon its adoption:

\*HB 1115:

The Senate Committee on State and Local Governmental Operations offered the following substitute to HB 1115:

A BILL TO BE ENTITLED  
AN ACT

To amend an Act to make provisions for the Magistrate Court of DeKalb County, approved March 28, 1985 (Ga. L. 1985, p. 4819), as amended, so as to allow for service of a citation for or accusation of a violation of an ordinance concerning the condition of real property by leaving a copy at the premises where the violation is allegedly to have occurred, mailing a copy to the owner of the premises, and filing with the clerk of the magistrate court; to limit sanctions for violations when such form of service is used; to provide for related matters; to provide for a contingent effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

An Act to make provisions for the Magistrate Court of DeKalb County, approved March 28, 1985 (Ga. L. 1985, p. 4819), as amended, is amended by adding a new section to read as follows:

"SECTION 6A.

- (a) A citation for or accusation of a violation of an ordinance concerning the condition of real property may be served by:
- (1) Posting a copy of it on the door of the premises where the alleged violation occurred;
  - (2) Mailing a copy of it by first class mail to the owner of such premises at the address of record maintained by the tax commissioner and tax assessor; and
  - (3) Filing a copy of it with the clerk of the magistrate court.
- (b) Service under subsection (a) of this section shall not be authorized until there has been at least one attempt at personal service on the accused, provided that such attempt at personal service shall only be required if the accused resides or has a registered agent in this state.
- (c) When service is perfected as provided in this section and the accused fails to appear for trial, an in rem judgment and lien against the real property shall be the exclusive penalty."

**SECTION 2.**

This Act shall become effective on July 1, 2016, provided that a general bill is enacted in the 2016 session of the General Assembly to authorize service in the manner provided in this Act. Otherwise, this Act shall be repealed by operation of law on such date.

**SECTION 3.**

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

Senators Henson of the 41st and Millar of the 40th offered the following amendment #1:

*Amend the substitute to HB 1115 (LC 43 0391S) by replacing lines 2 through 5 with the following:*

March 28, 1985 (Ga. L. 1985, p. 4819), as amended, so as to provide for an alternate manner of service of a citation for or accusation of a violation of an ordinance concerning the condition of real property; to limit

*By deleting "(a)" on line 15 and replacing lines 16 through 27 with the following:*

real property may be served in an alternate manner consistent with general law related to the service of such actions."

*By replacing lines 29 through 31 with the following:*

This Act shall become effective on July 1, 2016, only if a general law is enacted in the 2016 regular session of the General Assembly to authorize a new manner of service specific to an accusation of a violation of an ordinance concerning the condition of real property and such general law becomes effective on or before July 1, 2016. Otherwise, this Act shall be repealed by operation of law on such date.

On the adoption of the amendment, there were no objections, and the Henson, Millar amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there was no objection, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to by substitute as amended.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C

Y Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Y Unterman
Y Gooch	N Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local bill, the yeas were 53, nays 1.

HB 1115, having received the requisite constitutional majority, was passed by substitute.

Senator Harbison of the 15th asked unanimous consent that HB 1104, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 1104, having been taken from the Table, was put upon its passage.

Senator Harbison of the 15th asked unanimous consent that the substitute to HB 1104 be withdrawn. The consent was granted, and the substitute was withdrawn.

HB 1104. By Representatives Smyre of the 135th, Hugley of the 136th, Smith of the 134th, Buckner of the 137th and Pezold of the 133rd:

A BILL to be entitled an Act to revise the homestead exemption for Muscogee County formerly provided for by a local constitutional amendment duly ratified at the 1982 general election (Res. Act No. 76, House Resolution No. 271, Ga. L. 1981, p. 1926), which local constitutional amendment was continued in force and effect as statutory law pursuant to Article VII, Section II, Paragraph IV of the Constitution and provides for the valuation of certain homestead property of Muscogee County for purposes of ad valorem taxation for school and consolidated city-county government purposes; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Harbison of the 15th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 2.

HB 1104, having received the requisite constitutional majority, was passed.

The following bill was taken up to consider House action thereto:

SB 258. By Senators Millar of the 40th and Albers of the 56th:

A BILL to be entitled an Act to amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, so as to provide that the assessed value of property for a taxable year shall not be increased beyond the initial assessment value established by the board of tax assessors during an appeal of such valuation for such taxable year by the taxpayer but may be reduced as a result of the appeal of the taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 8 of Title 31, Chapter 2 of Title 40, and Title 48 of the Official Code of Georgia Annotated, relating to hospital care for the indigent generally, registration and licensing of motor vehicles, and revenue and taxation, respectively, so as to approve rural health care organizations which provide health care services to underserved areas in this state to receive contributions; to provide for definitions; to provide for tax credits for contributions to rural and certain other health care organizations; to clarify the definition of disabled veteran; to change certain provisions regarding the changing values established by certain appeal or agreement; to provide that the assessed value of property for a taxable year may be lowered by the deciding body based upon the evidence before such body but shall not be increased beyond the assessment value established by the board of tax assessors; to provide an exception; to provide for the amount, nature, limits, and procedures for new tax credits for contributions to rural and certain other health organizations; to provide for related matters; to provide for automatic repeal, applicability, and an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 1 of Chapter 8 of Title 31 of the Official Code of Georgia Annotated, relating to hospital care for the indigent generally, is amended by adding a new Code section to read as follows:

"31-8-9.1.

(a) As used in this Code section, the term 'rural health care organization' means a hospital or other health care facility that:

(1)(A) Is located in a rural county;

(B) Participates in both Medicaid and medicare and accepts both Medicaid and medicare patients;

(C) Provides health care services to indigent patients;

(D) Receives at least 10 percent of its net revenue from uncompensated care or bad debts;

(E) Is a not for profit organization;

(F) Has a local board of directors;

(G) Is current with all audits and reports required by law; and

(H) Annually files IRS Form 990, Return of Organization Exempt From Income Tax, with the Department of Community Health; or

(2) Is a critical access hospital as defined in paragraph (3) of Code Section 33-21A-2 that annually files IRS Form 990, Return of Organization Exempt From Income Tax, with the Department of Community Health; or

(3) Is a rural health care organization which otherwise meets criteria in paragraph (1)

of this subsection that does not file an IRS Form 990, Return of Organization Exempt From Income Tax, but is operated by a county or municipal authority pursuant to Article 4 of Chapter 7 of Title 31.

(b) The Department of Community Health shall approve and maintain a list of rural health care organizations eligible to receive contributions from the tax credit provided pursuant to Code Section 48-7-29.20 and may adopt regulations as necessary to implement the provisions of this Code section.

(c)(1) Any rural health care organization on the list compiled by the Department of Community Health pursuant to subsection (b) of this Code section shall report all contributions received from individual and corporate donors pursuant to Code Section 48-7-29.20. This report shall be filed annually on a form provided by the Department of Community Health and shall also show the manner in which the contributions received were expended by the rural health care organization.

(2) The Department of Community Health shall annually prepare a report compiling the information received pursuant to paragraph (1) of this subsection for the chairpersons of the House Committee on Ways and Means and the Senate Health and Human Services Committee."

## SECTION 2.

Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to registration and licensing of motor vehicles, is amended by revising subsection (a) of Code Section 40-2-69, relating to free license plates and revalidation decals for disabled veterans, as follows:

~~"(a) Any disabled veteran who is a citizen and resident of this state shall, upon application therefor, be issued a free motor vehicle license plate. As used in this Code section, the term 'disabled veteran' means any veteran who was discharged under honorable conditions and who has been adjudicated by the United States Department of Veterans Affairs as being 100 percent totally disabled or as being less than 100 percent totally disabled but is compensated at the 100 percent level due to individual unemployability and is entitled to receive a statutory award from the United States Department of Veterans Affairs for:~~

~~(1) Loss or permanent loss of use of one or both feet;~~

~~(2) Loss or permanent loss of use of one or both hands;~~

~~(3) Loss of sight in one or both eyes; or~~

~~(4) Permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends an angular distance no greater than 20 degrees in the better eye shall have the same meaning as that term is defined in paragraph (1) of subsection (a) of Code Section 48-5-48."~~



**SECTION 3.**

Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is amended by revising paragraph (1) of subsection (a) of Code Section 48-5-48, relating to the homestead exemption for disabled veterans, as follows:

"(a) As used in this Code section, the term 'disabled veteran' means:

(1) Any veteran who is a citizen and a resident of this state who was discharged under honorable conditions and who has been adjudicated by the United States Department of Veterans Affairs as having a service related disability that renders such veteran as being 100 percent totally disabled or as being less than 100 percent totally disabled but is compensated at the 100 percent level due to individual unemployability ~~and~~ or is entitled to receive a statutory award from the United States Department of Veterans Affairs for:

- (A) Loss or permanent loss of use of one or both feet;
- (B) Loss or permanent loss of use of one or both hands;
- (C) Loss of sight in one or both eyes; or
- (D) Permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends on angular distance no greater than 20 degrees in the better eye;"

**SECTION 4.**

Said title is further amended by revising subsection (c) of Code Section 48-5-299, relating to ascertainment of taxable property and changing values established by certain appeal or agreement, as follows:

"(c) When the value of real property is reduced or is unchanged from the value on the initial annual notice of assessment or a corrected annual notice of assessment issued by the board of tax assessors and such valuation ~~is~~ has been established as the result of ~~either~~ an appeal decision rendered by the board of equalization, hearing officer, arbitrator, or superior court pursuant to Code Section 48-5-311 or stipulated by written agreement of the parties to such an appeal that this subsection shall apply in any year signed by the board of tax assessors and taxpayer or taxpayer's authorized representative, the new valuation so established by appeal decision or agreement may not be increased by the board of tax assessors during the next two successive years, unless otherwise agreed in writing by both parties, subject to the following exceptions:

- (1) This subsection shall not apply to a valuation established by an appeal decision if the taxpayer or his or her authorized representative failed to attend the appeal hearing or provide the board of equalization, hearing officer, or arbitrator with some written evidence supporting the taxpayer's opinion of value;
- (2) This subsection shall not apply to a valuation established by an appeal decision or agreement if the taxpayer files a return at a different valuation during the next two successive years;
- (3) ~~If~~ Unless otherwise agree in writing by the parties, if the taxpayer files an appeal

pursuant to Code Section 48-5-311 during the next two successive years, the board of tax assessors, the board of equalization, hearing officer, or arbitrator may increase or decrease the value of the real property based on the evidence presented by the parties taxpayer during the appeal process; and

(4) The board of tax assessors may increase or decrease the value of the real property if, after a visual on-site inspection of the property, it is found that there have been substantial additions, deletions, or improvements to such property or that there are errors in the board of tax assessors' records as to the description or characterization of the property, or the board of tax assessors finds an occurrence of other material factors that substantially affect the current fair market value of such property."

#### SECTION 5.

Said title is further amended in subsection (e) of Code Section 48-5-311, relating to creation of county boards of equalization, duties, review of assessments, and appeals, by adding a new paragraph to read as follows:

"(9) Notwithstanding any other provision of law to the contrary, on any real property tax appeal made under this Code section on and after January 1, 2016, the assessed value being appealed may be lowered by the deciding body based upon the evidence presented but cannot be increased from the amount assessed by the county board of tax assessors. This subsection shall not apply to any appeal where the taxpayer files an appeal during a time when subsection (c) of Code Section 48-5-299 is in effect for the assessment being appealed."

#### SECTION 6.

Said title is further amended by revising subsection (a) of Code Section 48-5-478, relating to the exemption from ad valorem taxation for motor vehicles owned or leased by a disabled veteran, as follows:

~~"(a) A motor vehicle owned by or leased to a disabled veteran who is a citizen and resident of this state and on which such disabled veteran actually places the free disabled veteran motor vehicle license plate he or she receives pursuant to Code Section 40-2-69 is hereby exempted from all ad valorem taxes for state, county, municipal, and school purposes. As used in this Code section, the term 'disabled veteran' means any veteran who was discharged under honorable conditions and who has been adjudicated by the United States Department of Veterans Affairs as being 100 percent totally disabled or as being less than 100 percent totally disabled but is being compensated at the 100 percent level due to individual unemployability and is entitled to receive service connected benefits and any veteran who is receiving or who is entitled to receive a statutory award from the United States Department of Veterans Affairs for:~~

- ~~(1) Loss or permanent loss of use of one or both feet;~~
- ~~(2) Loss or permanent loss of use of one or both hands;~~
- ~~(3) Loss of sight in one or both eyes; or~~
- ~~(4) Permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central~~

~~visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends an angular distance no greater than 20 degrees in the better eye shall have the same meaning as that term is defined in paragraph (1) of subsection (a) of Code Section 48-5-48."~~

### SECTION 7.

Said title is further amended by adding a new Code section to Article 2 of Chapter 7, relating to imposition, rate, and computation of income taxes and exemptions, to read as follows:

"48-7-29.20.

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

(1) 'Qualified rural health care organization expense' means the contribution of funds by an individual or corporate taxpayer during the tax year for which a credit under this Code section is claimed to a rural health care organization for the benefit of such organization.

(2) 'Rural health care organization' means an organization that is approved by the Department of Community Health pursuant to Code Section 31-8-9.1.

(b) An individual taxpayer shall be allowed a credit against the tax imposed by this chapter for contributions in support of a rural health care organization as follows:

(1) In the case of a single individual or a head of household, 80 percent of the actual amount expended or \$2,500.00 per tax year, whichever is less; or

(2) In the case of a married couple filing a joint return, 80 percent of the actual amount expended or \$5,000.00 per tax year, whichever is less.

(c) A corporation or other entity shall be allowed a credit against the tax imposed by this chapter for qualified rural health care organization expenses in an amount not to exceed 80 percent of the actual amount expended or 75 percent of the corporation's income tax liability, whichever is less.

(d) In no event shall the total amount of the tax credit under this Code section for a taxable year exceed the taxpayer's income tax liability. Any unused tax credit shall be allowed the taxpayer against the succeeding five years' tax liability. No such credit shall be allowed the taxpayer against prior years' tax liability.

(e)(1) In no event shall the aggregate amount of tax credits allowed under this Code section exceed \$100 million per tax year.

(2) The commissioner shall allow the tax credits on a first come, first served basis.

(3) For the purposes of paragraph (1) of this subsection, a rural health care organization shall notify a potential donor of the requirements of this Code section. Before making a contribution to a rural health care organization, the taxpayer shall electronically notify the department, in a manner specified by the department, of the total amount of contributions that the taxpayer intends to make to the rural health care organization. The commissioner shall preapprove or deny the requested amount within 30 days after receiving the request from the taxpayer and shall provide written notice to the taxpayer and the rural health care organization of such preapproval or

denial which shall not require any signed release or notarized approval by the taxpayer. In order to receive a tax credit under this Code section, the taxpayer shall make the contribution to the rural health care organization within 60 days after receiving notice from the department that the requested amount was preapproved. If the taxpayer does not comply with this paragraph, the commissioner shall not include this preapproved contribution amount when calculating the limit prescribed in paragraph (1) of this subsection. The department shall establish a web based donation approval process to implement this subsection.

(4) Preapproval of contributions by the commissioner shall be based solely on the availability of tax credits subject to the aggregate total limit established under paragraph (1) of this subsection. The department shall maintain an ongoing, current list on its website of the amount of tax credits available under this Code section.

(5) Notwithstanding any laws to the contrary, the department shall not take any adverse action against donors to rural health care organizations if the commissioner preapproved a donation for a tax credit prior to the date the rural health care organization is removed from the Department of Community Health list pursuant to Code Section 31-8-9.1, and all such donations shall remain as preapproved tax credits subject only to the donor's compliance with paragraph (3) of this subsection.

(f) In order for the taxpayer to claim the tax credit under this Code section, a letter of confirmation of donation issued by the rural health care organization to which the contribution was made shall be attached to the taxpayer's tax return. However, in the event the taxpayer files an electronic return, such confirmation shall only be required to be electronically attached to the return if the Internal Revenue Service allows such attachments when the return is transmitted to the department. In the event the taxpayer files an electronic return and such confirmation is not attached because the Internal Revenue Service does not, at the time of such electronic filing, allow electronic attachments to the Georgia return, such confirmation shall be maintained by the taxpayer and made available upon request by the commissioner. The letter of confirmation of donation shall contain the taxpayer's name, address, tax identification number, the amount of the contribution, the date of the contribution, and the amount of the credit.

(g) No credit shall be allowed under this Code section with respect to any amount deducted from taxable net income by the taxpayer as a charitable contribution to a bona fide charitable organization qualified under Section 501(c)(3) of the Internal Revenue Code.

(h) The commissioner shall be authorized to promulgate any rules and regulations necessary to implement and administer the provisions of this Code section.

(i) This Code section shall stand automatically repealed on December 31, 2020."

### **SECTION 8.**

Sections 1 and 7 of this Act shall be applicable to all taxable years beginning on or after January 1, 2017.

**SECTION 9.**

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

**SECTION 10.**

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

Senator Millar of the 40th asked unanimous consent that the Senate disagree to the House substitute to SB 258.

The consent was granted, and the Senate disagreed to the House substitute to SB 258.

Senator Burke of the 11th asked unanimous consent that HB 1085, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 1085, having been taken from the Table, was put upon its passage.

HB 1085. By Representatives Dempsey of the 13th, England of the 116th, Parrish of the 158th, Cooper of the 43rd, Hatchett of the 150th and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 49 of the Official Code of Georgia Annotated, relating to services for the aging, so as to transfer the oversight of such services to the Department of Community Health; to provide for the department to establish a community care unit within the Division of Medical Assistance; to delete certain provisions related to the implementation of a community care system; to provide for an annual community care plan to be incorporated into the State Plan for Medical Assistance; to change references to agency to department; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Burke of the 11th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer

Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

HB 1085, having received the requisite constitutional majority, was passed.

The following communications were received by the Secretary:

3/24/2016

I inadvertently voted my page button on HB 1085. Please reflect in the Journal that my intent was to vote "yes".

/s/ Gloria S. Butler  
District 55

3/24

Due to business outside the Senate Chamber, I missed the vote on HB 1085. Had I been present, I would have voted "Yes".

/s/ Fran Millar  
District 40

Senator Martin of the 9th asked unanimous consent that HB 904, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 904, having been taken from the Table, was put upon its passage.

HB 904. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, so as to change certain contribution rates and credits; to change certain provisions relating to rate of employer contributions; to extend certain provisions relating to variations in the standard rate; to extend provisions relating to administrative assessments; to reduce the percentage of the administrative assessment to be assessed for a certain period; to provide exceptions; to change certain provisions relating to additional assessments for a new or newly covered employer; to extend the provision relating to automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Martin of the 9th.

Senators Martin of the 9th and Bethel of the 54th offered the following amendment #1:

*Amend HB 904 (LC 36 2914) by inserting after "repeal;" on line 7 "to prevent fraud and abuse of the Unemployment Trust Fund by authorizing the Commissioner of Labor to submit to and receive from the state revenue commissioner certain information related to persons paying into or receiving funds from such fund; to provide penalties for the unlawful divulging of certain confidential information;"*.

*By replacing "article" with "chapter" on lines 83 and 105.*

*By deleting line 109 and inserting in lieu thereof the following:*

**SECTION 6.**

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

"34-8-130.

(a) To enforce the provisions of this article and to prevent fraud and abuse of the Unemployment Trust Fund, the Commissioner or his or her duly authorized representative may submit to the state revenue commissioner the names and social security numbers of any individuals who are required to report earnings to the department along with the amount of earnings such individuals have reported to the department during specified time periods. The state revenue commissioner shall compare the submitted earnings of such individuals with income reported by such individuals to the Department of Revenue and shall verify and report back to the department that the submitted earnings of each such individual is either equal to, greater than, or less than the amount of income reported by each such individual to the Department of Revenue. Furthermore, the department may submit to the state revenue commissioner the name of any employer along with the number of employees who are being reported to the department by such employer during specified time periods. The

state revenue commissioner shall compare such records submitted by employers to the department with the number of employees reported by each such employer to the Department of Revenue and shall verify and report back to the department that the number of employees reported to the department is either equal to, greater than, or less than the number of employees reported to the Department of Revenue for state income tax withholding purposes for the specified time period. The department shall pay the state revenue commissioner for all costs incurred by the Department of Revenue pursuant to this subsection. No report contemplated by this subsection shall be provided by the Department of Revenue to the department without a cooperative data sharing agreement executed by the two departments that is specific to the subject matter of this subsection. Any tax information secured from the federal government by the Department of Revenue pursuant to the provisions of Section 6103 of the Internal Revenue Code shall not be disclosed by the Department of Revenue pursuant to this subsection. Any person receiving any tax information under the authority of this subsection shall be subject to the provisions of Code Section 48-7-60 and to all penalties provided under Code Section 48-7-61 for unlawful divulging of confidential tax information, as well as the penalties provided under Code Section 34-8-125.

(b) Nothing in this Code section shall prevent the Department of Revenue or any other governmental agency from having access to records or information as provided for under Code Section 34-8-125."

### SECTION 7.

On the adoption of the amendment, there were no objections, and the Martin amendment #1 was adopted.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman



Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 55, nays 0.

HB 904, having received the requisite constitutional majority, was passed as amended.

The following bill was taken up to consider House action thereto:

SB 64. By Senators Hufstetler of the 52nd and Jones of the 10th:

A BILL to be entitled an Act to amend Code Section 15-11-2, Title 19, and Chapter 10 of Title 31 of the O.C.G.A., relating to definitions for the Juvenile Code, domestic relations, and vital records, respectively, so as to repeal voluntary acknowledgments of legitimation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Hufstetler of the 52nd asked unanimous consent that the Senate insist on its amendment to the House substitute to SB 64.

The consent was granted, and the Senate insisted on its amendment to the House substitute to SB 64.

Senator Millar of the 40th asked unanimous consent that HB 853, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 853, having been taken from the Table, was put upon its passage.

HB 853. By Representatives Hawkins of the 27th, Cooper of the 43rd, Beverly of the 143rd, Weldon of the 3rd, Randall of the 142nd and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 11 of Title 31 of the Official Code of Georgia Annotated, relating to the "Coverdell-Murphy Act," so as to update the current system of levels of certified stroke centers to reflect advances in stroke treatment and therapy; to authorize the Department of Public Health to establish additional levels; to provide for national certification; to provide for rules and regulations to implement the provisions

of this Act; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Millar of the 40th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

HB 853, having received the requisite constitutional majority, was passed.

Senator Ligon, Jr. of the 3rd asked unanimous consent that HB 51, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 51, having been taken from the Table, was put upon its passage.

HB 51. By Representatives Benton of the 31st, Stephens of the 164th and Werkheiser of the 157th:

A BILL to be entitled an Act to amend Article 3 of Chapter 4 of Title 48 of the Official Code of Georgia Annotated, relating to redemption of property sold for

taxes, so as to change provisions relating to the amount payable at redemption; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Ligon, Jr. of the 3rd.

The Senate Committee on Judiciary offered the following substitute to HB 51:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 3 of Chapter 4 of Title 48 of the Official Code of Georgia Annotated, relating to redemption of property sold for taxes, so as to change provisions relating to the amount payable at redemption; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 3 of Chapter 4 of Title 48 of the Official Code of Georgia Annotated, relating to redemption of property sold for taxes, is amended by revising Code Section 48-4-40, relating to persons entitled to redeem land sold under tax execution, as follows:

"48-4-40.

Whenever any real property is sold under or by virtue of an execution issued for the collection of state, county, municipal, or school taxes or for special assessments, the defendant in fi. fa. or any person having any right, title, or interest in or lien upon such property may redeem the property from the sale by the payment of ~~the redemption price~~ or the amount required for redemption, as fixed and provided in Code Section 48-4-42:

- (1) At any time within 12 months from the date of the sale; and
- (2) At any time after the sale until the right to redeem is foreclosed by the giving of the notice provided for in Code Section 48-4-45."

**SECTION 2.**

Said article is further amended by revising Code Section 48-4-42, relating to the amount payable for redemption, as follows:

"48-4-42.

(a) The amount required to be paid for redemption of property from any sale for taxes as provided in this chapter, ~~or the redemption price~~, shall with respect to any sale made after July 1, 2002, be the amount paid for the property at the tax sale, as shown by the recitals in the tax deed, plus; ~~any~~

- (1) Any taxes paid on the property by the purchaser after the sale for taxes, ~~plus any;~~
- (2) Any special assessments on the property, ~~plus a;~~ and
- (3) A premium of 20 percent of the amount for the first year or fraction of a year

which has elapsed between the date of the sale and the date on which the redemption payment is made and 10 percent for each year or fraction of a year thereafter.

(b) If redemption is not made until more than 30 days after the notice provided for in Code Section 48-4-45 has been given, there shall be added to the ~~redemption price~~ sums set forth in subsection (a) of this Code section the sheriff's cost in connection with serving the notice and the cost of publication of the notice, if any.

(c) With respect to any sale made after July 1, 2016, there shall be added to the sums set forth in subsections (a) and (b) of this Code section any sums:

(1) Paid from the date of the tax sale to the date of redemption to a property owners' association, as defined in Code Section 44-3-221, in accordance with Code Section 44-3-232;

(2) Paid to a condominium association, as defined in Code Section 44-3-71, in accordance with Code Section 44-3-109; or

(3) Paid to a homeowners' association established by covenants restricting land to certain uses related to planned residential subdivisions.

(d) All of the amounts required to be paid by this Code section shall be paid in lawful money of the United States to the purchaser at the tax sale or to the purchaser's successors."

### SECTION 3.

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

Senators Harper of the 7th, Jones of the 25th and Hill of the 4th offered the following amendment #1:

*Amend the substitute to HB 51 (LC 41 0654S) by inserting after "redemption" on line 3 the following:*

to modify the imposition and collection of sales and use tax on certain manufactured single-family structures; to provide for definitions; to provide for a sunset date;

*By inserting between lines 47 and 48 the following:*

Said title is further amended in Part 2 of Article 1 of Chapter 8, relating to imposition, rate, collection, and assessment of sales and use tax, by adding a new Code section to read as follows:

"48-8-30.1.

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

(1) 'Manufactured single-family structure' means a manufactured home, as defined in Code Section 8-2-131, used as a single-family residence.

(2) 'Retailer's invoice amount' means the sales price of the manufactured single-family structure charged by the retailer of the structure in connection with the retail sale of the structure, less any specified intangible charges, including but not limited to transportation costs and permits.

(b) In tier 1 and tier 2 counties, as defined in Code Section 48-7-40, the state sales and

use tax levied and imposed pursuant to Code Section 48-8-30 on the retail purchase or retail sale of a new manufactured single-family structure shall be at the applicable state and local option tax rate on an amount equal to 70 percent of the retailer's invoice amount. This subsection shall apply regardless of whether the Certificate of Permanent Location has been filed.

(c) This Code section shall stand repealed on June 30, 2019."

#### SECTION 4.

On the adoption of the amendment, the yeas were 21, nays 22, and the Harper, et al. amendment #1 to the committee substitute was lost.

Senator Harper of the 7th moved that the Senate reconsider its action in defeating the Harper, et al. amendment #1.

On the motion, a roll call was taken, and the vote was as follows:

N Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Shafer
N Butler	N James	Y Sims
N Cowsert	Y Jeffares	N Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	N Thompson, B
N Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	N Tippins
N Ginn	Y Kirk	N Unterman
N Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	N Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Williams, M
N Henson	Y Miller	Y Williams, T
N Hill, H	Y Mullis	

On the motion, the yeas were 26 nays 28 the motion lost, and the amendment was not reconsidered.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	N Mullis	

On the passage of the bill, the yeas were 52, nays 1.

HB 51, having received the requisite constitutional majority, was passed by substitute.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 356. By Senators Williams of the 27th, Stone of the 23rd, Unterman of the 45th and Cowsert of the 46th:

A BILL to be entitled an Act to amend Title 4 of the O.C.G.A., relating to animals, so as to provide a definition of the term "owner"; to provide for impoundment of animals for any violation of Article 1 of Chapter 11 of

said title; to amend Article 1 of Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to magistrate courts, so as to provide for the foreclosure of liens on animals; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

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

SB 304. By Senators Parent of the 42nd and Jones II of the 22nd:

A BILL to be entitled an Act to amend Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System, so as to allow for the preservation of a person's involuntary hospitalization information received by the Georgia Crime Information Center; to provide for related matters; to repeal conflicting laws; and for other purposes.

At 12:30 p.m. the President announced that the Senate would stand at ease until 1:30 p.m.

At 1:36 p.m. the President called the Senate to order.

The following resolutions were read and adopted:

SR 1258. By Senators Tate of the 38th, Fort of the 39th, Lucas of the 26th, Orrock of the 36th, Davenport of the 44th and others:

A RESOLUTION honoring the life and memory of Ralph David Abernathy III; and for other purposes.

SR 1271. By Senator Orrock of the 36th:

A RESOLUTION honoring the life and memory of Robert V. Eberwein; and for other purposes.

SR 1272. By Senator Jones of the 10th:

A RESOLUTION honoring the 90th anniversary of Goodwill of North Georgia; and for other purposes.

SR 1273. By Senators Henson of the 41st, Fort of the 39th, Tate of the 38th, Seay of the 34th, Butler of the 55th and others:

A RESOLUTION recognizing Liz Flowers and thanking her for her service as Executive Director of the Georgia Senate Democratic Caucus; and for other purposes.

SR 1274. By Senators James of the 35th and Rhett of the 33rd:

A RESOLUTION recognizing and commending Dr. Romona Jackson Jones on the occasion of her retirement; and for other purposes.

SR 1275. By Senators Davenport of the 44th, Tate of the 38th, Orrock of the 36th, Butler of the 55th, Rhett of the 33rd and others:

A RESOLUTION recognizing and commending Dr. Mary Schmidt Campbell; and for other purposes.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 255. By Senators Stone of the 23rd, Bethel of the 54th, Millar of the 40th, Albers of the 56th, Ligon, Jr. of the 3rd and others:

A BILL to be entitled an Act to amend Title 18 of the Official Code of Georgia Annotated, relating to debtor and creditor, so as to modernize, reorganize, and provide constitutional protections in garnishment proceedings; to provide for definitions; to provide for an affidavit and summons of garnishment, contents, and procedure for garnishment; to provide for property being subject to and exempt from garnishment; to provide for a defendant's and third party's claim and plaintiff's traverse and the procedure for claims and traverses; to provide for procedures only applicable to financial institutions; to provide for and require the use of certain forms for garnishment proceedings; to amend Code Sections 44-7-50 and 53-12-80 of the O.C.G.A., relating to demand for possession and spendthrift provisions, respectively, so as to correct cross-references; to provide for related matters; to repeal conflicting laws; and for other purposes.



The House has adopted, by substitute, by the requisite constitutional majority the following Resolution of the Senate:

SR 863. By Senator Gooch of the 51st:

A RESOLUTION recognizing United States military veterans of the Vietnam War and dedicating a bridge in their honor; and for other purposes.

The House has disagreed to the Senate substitutes to the following Bills of the House:

HB 205. By Representatives Rice of the 95th and Petrea of the 166th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the O.C.G.A., relating to drivers' licenses, so as to require a driver who refused blood alcohol concentration testing as required by implied consent laws or an offender convicted of DUI with a blood alcohol concentration of 0.15 grams or higher to install and maintain ignition interlock devices on his or her vehicle; to amend Chapter 6 of Title 40 of the O.C.G.A., relating to uniform rules of the road, so as to provide for the probation of terms of imprisonment for DUI offenders in certain instances; to amend Article 7 of Chapter 8 of Title 42 of the O.C.G.A., relating to ignition interlock devices as condition of probation, so as to provide for the court issuance of a certificate of installation of ignition interlock devices; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

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

Mr. President:

The House insists on its position in substituting the following Bill of the Senate:

SB 258. By Senators Millar of the 40th and Albers of the 56th:

A BILL to be entitled an Act to amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, so as to provide that the assessed value of property for a taxable year shall not be increased beyond the initial assessment value established by the board of tax assessors during an appeal of such valuation for such taxable year by the taxpayer but may be reduced as a result of the appeal of the taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senators were excused for business outside the Senate Chamber:

Bethel of the 54th	Martin of the 9th	Tate of the 38th
Thompson of the 5th		

Senator Hill of the 6th asked unanimous consent that HB 937, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 937, having been taken from the Table, was put upon its passage.

HB 937. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Williamson of the 115th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use tax, so as to change the sunset provision for the exemption for projects of regional significance; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 6th.

The Senate Committee on Finance offered the following substitute to HB 937:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use tax, so as to change the sunset provision for the exemption for projects of regional significance; to amend Article 8 of Chapter 8 of Title 50 of the Official Code of Georgia Annotated, relating to regional economic assistance

projects, so as to provide for the qualification of certain projects as regional economic assistance projects; to provide for criteria for such qualification; to provide for refunds of sales and use taxes for such projects; to provide for the continuance of certain levies for financing construction or improvement of facilities adjacent to such projects; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

### SECTION 1.

Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use tax, is amended by revising paragraph (93) as follows:

"(93)(A) For the period commencing January 1, 2012, until June 30, ~~2016~~ 2019, sales of tangible personal property used for and in the construction of a competitive project of regional significance.

(B) The exemption provided in subparagraph (A) of this paragraph shall apply to purchases made during the entire time of construction of the competitive project of regional significance so long as such project meets the definition of a '~~competitive project of regional significance~~' significance within the period commencing January 1, 2012, until June 30, ~~2016~~ 2019.

(C) The department shall not be required to pay interest on any refund claims filed for local sales and use taxes paid on purchases made prior to the implementation of this paragraph.

(D) As used in this paragraph, the term '~~competitive project of regional significance~~' means the location or expansion of some or all of a business enterprise's operations in this state where the commissioner of economic development determines that the project would have a significant regional impact. The commissioner of economic development shall promulgate regulations in accordance with the provisions of this paragraph outlining the guidelines to be applied in making such determination;"

### SECTION 2.

Article 8 of Chapter 8 of Title 50 of the Official Code of Georgia Annotated, relating to regional economic assistance projects, is amended by adding a new subsection to Code Section 50-8-191, relating to application for REAP designation, minimum criteria, and reciprocal use agreements with adjacent facilities, to read as follows:

"(f) The owner of a project having a minimum of \$400 million in projected capital investment for the redevelopment of an area certified by the commissioner to have been chronically underdeveloped for a period of 20 years or more, and its lessees, shall collectively qualify to enter into an agreement to be deemed an approved company with an approved project for purposes of Code Sections 48-8-273 and 48-8-274. Such agreement and the refund provided for by such Code sections shall not be limited by paragraphs (8) and (11) of Code Section 48-8-271 or by subsections (c) and (f) of Code Section 48-8-273. Any such refund claim qualified under this subsection shall be made

by the owner and shall not be made by a lessee. A political subdivision utilizing a levy authorized by Article 5 of Chapter 13 of Title 48, in whole or in part, to finance construction or improvement of facilities adjacent to such project may extend the duration of such levy to not more than 30 years from the date of issue of any bonds issued for such purposes. This subsection shall not apply to projects involving or related to casino gambling."

### SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

N Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
N Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	E Tate
Y Davenport	Y Jones, E	N Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	N Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 42, nays 8.

HB 937, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

3/24/2016

I inadvertently voted the "No" on HB 937. Please reflect in the Journal that my intent was to vote "Yes".

/s/ Bruce Thompson  
District 14

3/24/2016

Due to business outside the Senate Chamber, I missed the vote on HB 937.

/s/ Lindsey Tippins  
District 37

Senator Miller of the 49th asked unanimous consent that HB 364, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 364, having been taken from the Table, was put upon its passage.

HB 364. By Representatives Knight of the 130th, Harbin of the 122nd, Harrell of the 106th, Stephens of the 164th, Powell of the 171st and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of intangibles, so as to change certain provisions regarding the real estate transfer tax; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Miller of the 49th.

The Senate Committee on Finance offered the following substitute to HB 364:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to revise and change certain provisions regarding the approval of tax digests by the commissioner; to impose sanctions for including nontaxable properties on the tax digests; to provide for procedures, conditions, and limitations; to provide for refunds of taxes improperly collected; to amend Chapter 13A of Title 50 of the Official Code of Georgia Annotated, relating to tax tribunals, so as to provide for additional jurisdiction for the Georgia Tax Tribunal; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, is amended in Code Section 48-5-342, relating to the review of county tax digests by the Commissioner of Revenue, by adding a new subsection to read as follows:

"(e)(1) The commissioner may, upon his or her own initiative or upon complaint by a taxpayer, examine the itemizations of properties appearing on the digest, and if in the judgment of the commissioner any properties are illegally appearing on the digest and should not be subject to taxation under this chapter, the commissioner shall strike such items from the digest and return the digest to the county for removal of such items and resubmission to the commissioner. The commissioner shall provide by rule and regulation procedures by which the county board of tax assessors may appeal such finding to the commissioner. If appealed by the board of tax assessors, the commissioner shall, after reviewing such appeal, issue a final order and include a finding as to the taxability of the digest items in dispute and shall finalize the digest in accordance therewith.

(2) If a property has been found by the commissioner to not be subject to taxation under this chapter and again appears on the digest at any time within five years of the initial determination of nontaxability and is again determined to be nontaxable, the commissioner shall strike such item from the digest and return the digest to the county for removal of such item and resubmission to the commissioner. The commissioner shall notify the Department of Community Affairs in writing of his or her finding and, upon receipt of such notice, the qualified local government status of such county shall be revoked for a period of three years following the receipt of such notice by the Department of Community Affairs unless reinstated earlier pursuant to this subsection. Upon such revocation, the governing authority of such county, without regard to any limitation of Code Section 48-5-295, shall be specifically authorized to remove immediately every member of the board of tax assessors and reappoint new members who shall serve for the unexpired terms of the removed members. The county governing authority shall provide written notification of such removal and new appointment to the commissioner. Upon certification of the corrected digest, the commissioner shall notify in writing the Department of Community Affairs, and upon receipt thereof, the Department of Community Affairs shall immediately reinstate the qualified local government status of such county.

(3) If a property has been found by the commissioner to not be subject to taxation under this chapter and if such nontaxable property has appeared on a county digest in any year within the preceding five-year period, then the taxpayer shall be entitled to file a petition directly with the Georgia Tax Tribunal for a refund of all such taxes illegally collected or taxes paid, interest equal to the bank prime loan rate as posted by the Board of Governors of the Federal Reserve System in statistical release H. 15 or any publication that may supersede it plus 3 percent calculated from the date of

payment of such taxes, and attorney's fees in an amount of not less than 15 percent nor more than 40 percent of the total of the illegally charged taxes and accrued interest. Such petition shall name the board of tax assessors and the tax receiver or tax commissioner of the county as the respondent in their official capacities and shall be served upon such board and tax receiver or tax commissioner. Service shall be accomplished by certified mail or statutory overnight delivery. The petition shall include a summary statement of facts and law upon which the petitioner relies in seeking the requested relief. The respondents shall file a response to the petitioner's statement of facts and law which constitutes their answer with the tribunal no later than 30 days after the service of the petition. The respondents shall serve a copy of their response on the petitioner's representative or, if the petitioner is not represented, on the petitioner and shall file a certificate of service with such response. If in any case a response has not been filed within the time required by this paragraph, the case shall automatically become in default unless the time for filing the response has been extended by agreement of the parties, for a period not to exceed 30 days, or by the judge of the tribunal. The default may be opened as a matter of right by the filing of a response within 15 days of the day of the default and payment of costs. At any time before the final judgment, the judge of the tribunal, in his or her discretion, may allow the default to be opened for providential cause that prevented the filing of the response, for excusable neglect, or when the tribunal judge, from all the facts, determines that a proper case has been made for the default to be opened on terms to be fixed by the tribunal judge. The tribunal judge shall proceed to hear and decide the matter and may grant appropriate relief under the law and facts presented."

#### **SECTION 2.**

Chapter 13A of Title 50 of the Official Code of Georgia Annotated, relating to tax tribunals, is amended in Code Section 50-13A-9, relating to petitions for relief, jurisdiction, and bonds, by adding a new subsection to read as follows:

"(e) The tribunal shall also have jurisdiction over refund petitions filed pursuant to Code Section 48-5-342."

#### **SECTION 3.**

This Act shall become effective on July 1, 2016.

#### **SECTION 4.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	Jackson, B	Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	E Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 48, nays 0.

HB 364, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/24/16

I inadvertently voted the Page Button on HB 364. Please reflect in the Journal that my intent was to vote "yes".

/s/ Donzella J. James  
District 35

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has adopted, by substitute, by the requisite constitutional majority the following Resolutions of the Senate:



SR 892. By Senators Walker III of the 20th, Hill of the 4th, Kennedy of the 18th, Lucas of the 26th, Black of the 8th and others:

A RESOLUTION recognizing Governor Sonny Perdue and dedicating a road in his honor; and for other purposes.

SR 954. By Senators Jeffares of the 17th, Jones of the 25th, Kennedy of the 18th, Kirk of the 13th, Bethel of the 54th and others:

A RESOLUTION authorizing the granting of nonexclusive easements for the construction, operation, and maintenance of facilities, utilities, roads, and ingress and egress in, on, over, under, upon, across, or through property owned by the State of Georgia in the counties of Bartow, Bulloch, Carroll, Chatham, Columbia, Coweta, DeKalb, Emanuel, Gordon, Henry, Marion, Murray, Paulding, Sumter, Ware, and Whitfield; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The House has disagreed to the Senate amendment to the following Bill of the House:

HB 904. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, so as to change certain contribution rates and credits; to change certain provisions relating to rate of employer contributions; to extend certain provisions relating to variations in the standard rate; to extend provisions relating to administrative assessments; to reduce the percentage of the administrative assessment to be assessed for a certain period; to provide exceptions; to change certain provisions relating to additional assessments for a new or newly covered employer; to extend the provision relating to automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Harper of the 7th asked unanimous consent that HB 806, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 806, having been taken from the Table, was put upon its passage.

HB 806. By Representatives Tanner of the 9th, Tankersley of the 160th, Epps of the 144th, Caldwell of the 131st and Rice of the 95th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to provide for

the expiration of certain licenses and identification cards issued by the Department of Driver Services; to provide for the suspension of a driver's license upon receipt of conviction reports from a court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Harper of the 7th.

Senators Harper of the 7th, Mullis of the 53rd, Dugan of the 30th, Miller of the 49th and Kennedy of the 18th offered the following amendment #1:

*Amend HB 806 (LC 39 1302S) by deleting line 1 and inserting in lieu thereof the following:*

To amend Article 10 of Chapter 21 of Title 15 of the Official Code of Georgia Annotated, relating to the Georgia Driver's Education Commission, so as to transfer such commission from the Department of Driver Services to the Governor's Office of Highway Safety; to extend the sunset applicable to penalties for violations of traffic laws or ordinances; to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to

*By deleting line 7 and inserting in lieu thereof the following:*

#### **SECTION 1.**

Article 10 of Chapter 21 of Title 15 of the Official Code of Georgia Annotated, relating to the Georgia Driver's Education Commission, is amended by revising Code Section 15-21-172, relating to the establishment of such commission, as follows:

"15-21-172.

There is established the Georgia Driver's Education Commission, which is assigned to the ~~Department of Driver Services~~ Governor's Office of Highway Safety for administrative purposes only, as prescribed in Code Section 50-4-3."

#### **SECTION 2.**

Said article is further amended in Code Section 15-21-179, relating to additional penalty for violation of traffic laws or ordinances, by revising subsection (c) as follows:

"(c) This Code section shall be repealed in its entirety on ~~June 30, 2016~~ June 30, 2019, unless extended by an Act of the General Assembly."

#### **SECTION 3.**

*By redesignating Sections 3 through 7 as Sections 5 through 9, respectively.*

On the adoption of the amendment, there were no objections, and the Harper, et al. amendment #1 was adopted.

Senator Harper of the 7th offered the following amendment #2

*Amend HB 806 (LC 39 1302S) by replacing line 1 with the following:*

To amend Chapter 2 of Title 35 of the Official Code of Georgia Annotated, relating to the Department of Public Safety, so as to revise provisions for the off-duty use of motor vehicles by certain law enforcement officers of the department relative to approved off-duty employment; to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to

*By redesignating Sections 1 through 7 as Sections 5 through 11, respectively, and inserting between lines 6 and 7 the following:*

#### **SECTION 1.**

Chapter 2 of Title 35 of the Official Code of Georgia Annotated, relating to the Department of Public Safety, is amended in Article 1 by adding a new Code section to read as follows:

"35-2-15.

(a)(1) Certified law enforcement officers employed by the department may use a department motor vehicle while working an off-duty job if such job requires vested police powers as a condition of employment, has been approved by the commissioner, and has been determined by the commissioner to be in furtherance of the department's mission and service to the state. Department motor vehicles used for off-duty employment shall not be used at any political function.

(2) Except as otherwise provided for in this subsection, department motor vehicles shall be used only in discharge of official duties.

(3) Any other equipment shall be used only with the express written approval of the commissioner. The commissioner shall adopt rules and regulations governing the use of equipment subject to approval of the Board of Public Safety.

(b) The commissioner, in his or her sole discretion, in granting approval for such off-duty job in which a departmental motor vehicle is used, prior to the use of such vehicle, shall determine whether the off-duty employer provided for in subsection (a) of this Code section shall reimburse the department for use of the vehicle. When reimbursement is required, such off-duty employer shall enter into a written agreement with the department to pay an amount determined by the commissioner to be sufficient to reimburse the department for the use of the vehicle and to pay the off-duty employee sufficient compensation. Pursuant to such agreement, the department shall pay the employee of the department the compensation earned on off-duty employment whenever such employee performs such service in a department motor vehicle; provided, however, that such compensation shall not be characterized as direct employment compensation but shall be paid as services under contract.

(c) Employees of the department operating a department motor vehicle pursuant to this Code section shall be deemed to be acting within the scope of their official duties and employment within the meaning of Code Section 50-21-20, et seq., and the commissioner of administrative services shall provide liability coverage for claims

arising out of such use. The commissioner shall adopt rules and regulations governing the use of equipment subject to approval of the Board of Public Safety."

### SECTION 2.

Said chapter is further amended by deleting in its entirety Code Section 35-2-56, relating to use of motor vehicles or other equipment by members of the Uniform Division, and designating such Code section as reserved.

### SECTION 3.

Said chapter is further amended in Code Section 35-2-101, relating to relating to jurisdiction, duties and powers, use of dogs to detect controlled substances, and off-duty use vehicles, by deleting subsection (e) in its entirety.

### SECTION 4.

Said chapter is further amended by deleting in its entirety Code Section 35-2-123, relating to use of vehicles by off-duty law enforcement officer, and designating such Code section as reserved.

On the adoption of the amendment, there were no objections, and the Harper amendment #2 was adopted.

Senator Hufstetler of the 52nd offered the following amendment #3:

*Amend HB 806 (LC 39 1302S) by replacing line 1 with the following:*

To amend Title 25 of the Official Code of Georgia Annotated, relating to fire protection and safety, so as to revise requirements for the issuance of certificates of compliance for fire departments; to revise and to provide for definitions; to expand the functions and powers of the Georgia Firefighter Standards and Training Council; to revise qualifications for firefighters; to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to

*By redesignating Sections 1 through 7 as Sections 5 through 11, respectively, and inserting between lines 6 and 7 the following:*

### SECTION 1.

Title 25 of the Official Code of Georgia Annotated, relating to fire protection and safety, is amended by revising Code section 25-3-22, relating to notification that organization meets requirements and issuance of certificate of compliance, as follows:

"25-3-22.

In order for a fire department to be legally organized to operate in the State of Georgia, the chief administrative officer of the fire department shall notify and submit all required documentation to the executive director that demonstrates that the organization meets the minimum requirements specified in Code Section 25-3-23 and the rules and regulations of the Georgia Firefighter Standards and Training Council to function as a

fire department. If the ~~council~~ executive director is satisfied that the fire department meets the minimum requirements contained in Code Section 25-3-23 and the rules and regulations of the Georgia Firefighter Standards and Training Council, he or she shall recommend to the Georgia Firefighter Standards and Training Council that a certificate of compliance be issued by the council to the fire department. If the council issues such certificate of compliance, the fire department shall be authorized to exercise the general and emergency powers set forth in Code Sections 25-3-1 and 25-3-2."

### SECTION 2.

Said title is further amended by in Code section 25-4-2, relating to definitions, by revising paragraph (6) and adding a new paragraph as follows:

"(6) 'Firefighter' means a recruit or a trained individual who is a full-time employee, part-time employee, or volunteer for a municipal, county, state, or private incorporated fire department and as such has duties of responding to mitigate a variety of emergency and nonemergency situations where life, property, or the environment is at risk, which may include without limitation fire suppression; fire prevention activities; emergency medical services; hazardous materials response and preparedness; technical rescue operations; search and rescue; disaster management and preparedness; community service activities; response to civil disturbances and terrorism incidents; nonemergency functions including training, preplanning, communications, maintenance, and physical conditioning; and other related emergency and nonemergency duties as may be assigned or required; provided, however, that a firefighter's assignments may vary based on geographic, climatic, and demographic conditions or other factors including training, experience, and ability."

"(8.1) 'Recruit' means a prospective firefighter who has not yet been certified or registered by the council as having met the requirements of Code Section 25-4-8 and the rules and regulations to be a firefighter as provided for by the council."

### SECTION 3.

Said title is further amended by in Code section 25-4-7, relating to the functions and powers of the Georgia Firefighter Standards and Training Council, by revising paragraphs (4) and (9) as follows:

"(4) To establish uniform minimum standards for the employment and training of full-time, part-time, or volunteer firefighters, airport firefighters, fire and life safety educators, fire inspectors, ~~and~~ fire investigators, and other such firefighting service professionals as determined by the council including qualifications, certifications, recertifications, decertifications, and probations for certified individuals and suspensions for noncertified individuals, and requirements, which are consistent with this chapter;"

"(9) To establish basic firefighter training requirements for full-time, part-time, contract, and volunteer firefighters, including airport firefighters;"

**SECTION 4.**

Said title is further amended in Code section 25-4-8, relating to qualifications of firefighters generally, by revising subsection (a) as follows:

"(a) Except as provided in Code Section 25-4-12, any ~~person employed~~ employee, volunteer, or private contractor of a fire department operating in this state or certified as a firefighter shall, as prescribed by the council:

- (1) Be at least 18 years of age;
- (2) Not have been convicted of, or pleaded guilty to, a felony in any jurisdiction or of a crime which if committed in this state would constitute a felony under the laws of this state within ten years prior to employment, provided that a person who has been convicted of a felony more than five but less than ten years prior to employment may be certified and employed as a firefighter when the person has:
  - (A) Successfully completed a training program following the Georgia Fire Academy curriculum and sponsored by the Department of Corrections;
  - (B) Been recommended to a fire department by the proper authorities at the institution at which the training program was undertaken; and
  - (C) Met all other requirements as set forth in this chapter.

The council shall be the final authority with respect to authorizing the employment, appointment, and certification of a person who has been convicted of a felony more than five but less than ten years prior to seeking employment when the person is seeking employment as a firefighter for any municipal, county, or state fire department which employs three or more firefighters who work a minimum of 40 hours per week and has the responsibility of preventing and suppressing fires, protecting life and property, and enforcing municipal, county, and state codes, as well as enforcing any law pertaining to the prevention and control of fires;

- (3) Have a good moral character as determined by investigation under procedure approved by the council;
- (4) Be fingerprinted and a search made of local, state, and national fingerprint files to disclose any criminal record;
- (5) Be in good physical condition as determined by a medical examination and successfully pass the minimum physical agility requirements as established by the council; and
- (6) Possess or achieve within 12 months after employment a high school diploma or a general education development equivalency."

Senator Hufstetler of the 52nd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Hufstetler amendment #3 was withdrawn.

The following Senators were excused for business outside the Senate Chamber:

Dugan of the 30th

Kirk of the 13th

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	E Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 47, nays 2.

HB 806, having received the requisite constitutional majority, was passed as amended.

Senator Bethel of the 54th asked unanimous consent that HB 954, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 954, having been taken from the Table, was put upon its passage.

HB 954. By Representatives Efstoration of the 104th, Cooper of the 43rd, Abrams of the 89th, England of the 116th, Trammell of the 132nd and others:

A BILL to be entitled an Act to amend Title 29 of the O.C.G.A., relating to guardian and ward, so as to enact the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act; to provide for a short title; to provide for definitions; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The Senate Committee on Health and Human Services offered the following substitute to HB 954:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 29 of the Official Code of Georgia Annotated, relating to guardian and ward, so as to enact the "Uniform Adult Guardianship and Conservatorship Proceedings Jurisdiction Act"; to provide for a short title; to provide for definitions; to provide for international application; to provide for communications and cooperation between courts; to provide for taking testimony in another state; to provide for jurisdiction and special jurisdiction; to provide for jurisdiction declined by reason of conduct; to provide for notice of proceedings and proceedings in more than one state; to provide for transfer of guardianship or conservatorship to another state; to provide for acceptance of guardianship or conservatorship transferred from another state; to provide for registration and recognition from other states; to provide for uniformity of application and construction; to provide for relation to electronic signature; to provide for applicability; to repeal certain provisions relating to procedure and transfers of guardianship and conservatorship; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 29 of the Official Code of Georgia Annotated, relating to guardian and ward, is amended by adding a new chapter to read as follows:

"CHAPTER 11  
ARTICLE 1

29-11-1.

This chapter shall be known and may be cited as the 'Uniform Adult Guardianship and Conservatorship Proceedings Jurisdiction Act.'

29-11-2.

As used in this chapter, the term:

(1) 'Conservatorship order' means an order appointing a conservator or other order related to management of an adult's property.

(2) 'Conservatorship proceeding' means a judicial proceeding in which a conservatorship order is sought or has been issued.

(3) 'Emergency' means a circumstance that likely will result in substantial harm to a respondent's health, safety, or welfare and for which the appointment of a guardian is necessary because no other person has authority and is willing to act on the respondent's behalf.

(4) 'Guardianship order' means an order appointing a guardian.

(5) 'Guardianship proceeding' means a judicial proceeding in which an order for the



appointment of a guardian is sought or has been issued.

(6) 'Home state' means the state in which the respondent was physically present, including any period of temporary absence, for at least six consecutive months immediately before the filing of a petition for a conservatorship order or the appointment of a guardian or, if none, the state in which the respondent was physically present, including any period of temporary absence, for at least six consecutive months ending within the six months prior to the filing of the petition.

(7) 'Incapacitated person' means an adult for whom a guardian has been appointed, including a ward, as defined in paragraph (27) of Code Section 29-1-1.

(8) 'Party' means the respondent, petitioner, guardian, conservator, or any other person allowed by the court to participate in a guardianship proceeding or conservatorship proceeding.

(9) 'Person,' except in the term 'incapacitated person' or 'protected person,' means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, public corporation, government or governmental subdivision, agency, or instrumentality or any other legal or commercial entity.

(10) 'Protected person' means an adult for whom a conservatorship order has been issued, including a ward, as defined in paragraph (27) of Code Section 29-1-1.

(11) 'Record' means information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form.

(12) 'Respondent' means an adult for whom a conservatorship order or the appointment of a guardian is sought, including a proposed ward as defined in paragraph (16) of Code Section 29-1-1.

(13) 'Significant-connection state' means a state, other than the home state, with which a respondent has a significant connection other than mere physical presence and in which substantial evidence concerning the respondent is available.

(14) 'State' means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, a federally recognized Indian tribe, or any territory or insular possession subject to the jurisdiction of the United States.

#### 29-11-3.

A court of this state may treat a foreign country as if it were a state for the purpose of applying this article and Articles 2, 3, and 5 of this chapter.

#### 29-11-4.

(a) A court of this state may communicate with a court in another state concerning a proceeding arising under this chapter. The court may allow the parties to participate in the communication. Except as otherwise provided in subsection (b) of this Code section, the court shall make a record of the communication. The record may be limited to the fact that the communication occurred.

(b) Courts may communicate concerning schedules, calendars, court records, and other administrative matters without making a record.

29-11-5.

(a) In a guardianship proceeding or conservatorship proceeding in this state, a court of this state may request the appropriate court of another state to do any of the following:

(1) Hold an evidentiary hearing;

(2) Order a person in that state to produce evidence or give testimony pursuant to procedures of that state;

(3) Order that an evaluation or assessment be made of the respondent;

(4) Order any appropriate investigation of a person involved in a proceeding;

(5) Forward to the court of this state a certified copy of the transcript or other record of a hearing under paragraph (1) of this subsection or any other proceeding, any evidence otherwise produced under paragraph (2) of this subsection, and any evaluation or assessment prepared in compliance with an order under paragraph (3) or (4) of this subsection;

(6) Issue any order necessary to assure the appearance in the proceeding of a person whose presence is necessary for the court to make a determination, including the respondent or the incapacitated person or protected person; or

(7) Issue an order authorizing the release of medical, financial, criminal, or other relevant information in that state, including protected health information as defined in 45 C.F.R. 160.103, as amended.

(b) If a court of another state in which a guardianship proceeding or conservatorship proceeding is pending requests a court of this state to do any action included in subsection (a) of this Code section, such court of this state shall have jurisdiction for the limited purpose of granting the request or making reasonable efforts to comply with the request.

29-11-6.

(a) In a guardianship proceeding or conservatorship proceeding, in addition to other procedures that may be available, testimony of a witness who is located in another state may be offered by deposition or other means allowable in this state for testimony taken in another state. The court on its own motion may order that the testimony of a witness be taken in another state and may prescribe the manner in which and the terms upon which the testimony is to be taken.

(b) In a guardianship proceeding or conservatorship proceeding, a court in this state may permit a witness located in another state to be deposed or to testify by telephone or audiovisual or other electronic means. A court of this state shall cooperate with the court of the other state in designating an appropriate location for the deposition or testimony.

(c) Documentary evidence transmitted from another state to a court of this state by technological means that do not produce an original writing may not be excluded from evidence on an objection based on the best evidence rule as provided for under Chapter 10 of Title 24.

ARTICLE 229-11-10.

In determining under Code Section 29-11-12 and subsection (e) of Code Section 29-11-20 whether a respondent has a significant connection with a particular state, the court shall consider:

- (1) The location of the respondent's family and other persons required to be notified of the guardianship proceeding or conservatorship proceeding;
- (2) The length of time the respondent at any time was physically present in the state and the duration of any absence;
- (3) The location of the respondent's property;
- (4) The extent to which the respondent has ties to the state such as voting registration, state or local tax return filing, vehicle registration, driver's license, social relationship, and receipt of services; and
- (5) The extent to which the respondent considers or, in the absence of an impairment of mental faculties, would consider himself or herself to have a significant connection with the state.

29-11-11.

This article provides the exclusive jurisdictional basis for a court of this state to appoint a guardian or issue a conservatorship order for an adult.

29-11-12.

A court of this state has jurisdiction to appoint a guardian or issue a conservatorship order for a respondent if:

- (1) This state is the respondent's home state;
- (2) On the date the petition is filed, this state is a significant-connection state and:
  - (A) The respondent does not have a home state or a court of the respondent's home state has declined to exercise jurisdiction because this state is a more appropriate forum; or
  - (B) The respondent has a home state, a petition for an appointment or order is not pending in a court of that state or another significant-connection state, and, before the court makes the appointment or issues the order:
    - (i) A petition for an appointment or order is not filed in the respondent's home state;
    - (ii) An objection to the court's jurisdiction is not filed by a person required to be notified of the proceeding; and
    - (iii) The court in this state concludes that it is an appropriate forum under the factors set forth in Code Section 29-11-15;
- (3) This state does not have jurisdiction under either paragraph (1) or (2) of this Code section, the respondent's home state and all significant-connection states have declined to exercise jurisdiction because this state is the more appropriate forum, and jurisdiction in this state is consistent with the Constitutions of this state and the United

States; or

(4) The requirements for special jurisdiction under Code Section 29-11-13 are met.

29-11-13.

(a) A court of this state lacking jurisdiction under paragraphs (1) through (3) of Code Section 29-11-12 has special jurisdiction to do any of the following:

(1) Appoint a guardian in an emergency for a term not exceeding 90 days for a respondent who is physically present in this state;

(2) Issue a conservatorship order with respect to real or tangible personal property located in this state; or

(3) Appoint a guardian or conservator for an incapacitated person or protected person for whom a provisional order to transfer the proceeding from another state has been issued under procedures similar to Code Section 29-11-20.

(b) If a petition for the appointment of a guardian in an emergency is brought in this state and this state was not the respondent's home state on the date the petition was filed, the court shall dismiss the proceeding at the request of the court of the home state, if any, whether dismissal is requested before or after the emergency appointment.

29-11-14.

Except as otherwise provided in Code Section 29-11-13, a court that has appointed a guardian or issued a conservatorship order consistent with this chapter shall have exclusive and continuing jurisdiction over the proceeding until it is terminated by the court or the appointment or order expires by its own terms.

29-11-15.

(a) A court of this state having jurisdiction under Code Section 29-11-12 to appoint a guardian or conservator may decline to exercise its jurisdiction if it determines at any time that a court of another state is a more appropriate forum.

(b) If a court of this state declines to exercise its jurisdiction under subsection (a) of this Code section, it shall either dismiss or stay the proceeding. The court may impose any condition the court considers just and proper, including the condition that a petition for the appointment of a guardian or issuance of a conservatorship order be filed promptly in another state.

(c) In determining whether it is an appropriate forum, the court shall consider all relevant factors, including:

(1) Any expressed preference of the respondent;

(2) Whether abuse, neglect, or exploitation of the respondent has occurred or is likely to occur and which state could best protect the respondent from the abuse, neglect, or exploitation;

(3) The length of time the respondent was physically present in or was a legal resident of this or another state;

(4) The distance of the respondent from the court in each state;

(5) The financial circumstances of the respondent's estate;

- (6) The nature and location of the evidence;
- (7) The ability of the court in each state to decide the issue expeditiously and the procedures necessary to present evidence;
- (8) The familiarity of the court of each state with the facts and issues in the proceeding; and
- (9) If an appointment were made, the court's ability to monitor the conduct of the guardian or conservator.

29-11-16.

(a) If at any time a court of this state determines that it acquired jurisdiction to appoint a guardian or issue a conservatorship order because of unjustifiable conduct, the court may:

(1) Decline to exercise jurisdiction;

(2) Exercise jurisdiction for the limited purpose of fashioning an appropriate remedy to ensure the health, safety, and welfare of the respondent or the protection of the respondent's property or prevent a repetition of the unjustifiable conduct, including staying the proceeding until a petition for the appointment of a guardian or issuance of a conservatorship order is filed in a court of another state having jurisdiction; or

(3) Continue to exercise jurisdiction after considering:

(A) The extent to which the respondent and all persons required to be notified of the proceedings have acquiesced in the exercise of the court's jurisdiction;

(B) Whether it is a more appropriate forum than the court of any other state under the factors set forth in subsection (c) of Code Section 29-11-15; and

(C) Whether the court of any other state would have jurisdiction under factual circumstances in substantial conformity with the jurisdictional standards of Code Section 29-11-12.

(b) If a court of this state determines that it acquired jurisdiction to appoint a guardian or issue a conservatorship order because a party seeking to invoke its jurisdiction engaged in unjustifiable conduct, it may assess against that party necessary and reasonable expenses, including attorney's fees, investigative fees, court costs, communication expenses, witness fees and expenses, and travel expenses. The court may not assess fees, costs, or expenses of any kind against this state or a governmental subdivision, agency, or instrumentality of this state unless authorized by law other than this chapter.

29-11-17.

(a) If a petition for the appointment of a guardian or issuance of a conservatorship order is brought in this state and this state was not the respondent's home state on the date the petition was filed, in addition to complying with the notice requirements of this state, notice of the petition must be given to those persons that would be entitled to notice of the petition if a proceeding were brought in the respondent's home state. The notice must be given in the same manner as notice is required to be given in this state.

(b) If compliance with the notice requirements under subsection (a) of this Code

section would require personal service on any person outside this state, a court of competent jurisdiction in this state may order that such person be served by registered or certified mail or statutory overnight delivery, in the manner provided in subsection (e) of Code Section 29-9-4, or by a special process server, if the petitioner so requests in the petition or on the court's own motion.

(c) If compliance with the notice requirements under subsection (a) of this Code section would require service on any person outside this state that is not sui juris, such person shall be served in a manner provided in subsection (d) of Code Section 29-9-4.

29-11-18.

Except for a petition for the appointment of a guardian in an emergency or issuance of a conservatorship order limited to property located in this state under paragraph (1) or (2) of subsection (a) of Code Section 29-11-13, if a petition for the appointment of a guardian or issuance of a conservatorship order is filed in this state and in another state and neither petition has been dismissed or withdrawn, the following rules shall apply:

(1) If the court in this state has jurisdiction under Code Section 29-11-12, it may proceed with the case unless a court in another state acquires jurisdiction under provisions similar to Code Section 29-11-12 before the appointment or issuance of the order; and

(2) If the court in this state does not have jurisdiction under Code Section 29-11-12, whether at the time the petition is filed or at any time before the appointment or issuance of the order, the court shall stay the proceeding and communicate with the court in the other state. If the court in the other state has jurisdiction, the court in this state shall dismiss the petition unless the court in the other state determines that the court in this state is a more appropriate forum.

### ARTICLE 3

29-11-20.

(a) A guardian or conservator appointed in this state may petition the court to transfer the guardianship or conservatorship to another state.

(b) Notice of a petition under subsection (a) of this Code section shall be given to the persons that would be entitled to notice of a petition in this state for the appointment of a guardian or conservator.

(c) On the court's own motion or on request of the guardian or conservator, the incapacitated person or protected person, or other person required to be notified of the petition, the court shall hold a hearing on a petition filed pursuant to subsection (a) of this Code section.

(d) The court shall issue an order provisionally granting a petition to transfer a guardianship and shall direct the guardian to petition for guardianship in the other state if the court is satisfied that the guardianship will be accepted by the court in the other state and the court finds that:

(1) The incapacitated person is physically present in or is reasonably expected to

move permanently to the other state;

(2) An objection to the transfer has not been made or, if an objection has been made, the objector has not established that the transfer would be contrary to the interests of the incapacitated person; and

(3) Plans for care and services for the incapacitated person in the other state are reasonable and sufficient.

(e) The court shall issue a provisional order granting a petition to transfer a conservatorship and shall direct the conservator to petition for conservatorship in the other state if the court is satisfied that the conservatorship will be accepted by the court of the other state and the court finds that:

(1) The protected person is physically present in or is reasonably expected to move permanently to the other state or the protected person has a significant connection to the other state considering the factors in Code Section 29-11-10;

(2) An objection to the transfer has not been made or, if an objection has been made, the objector has not established that the transfer would be contrary to the interests of the protected person; and

(3) Adequate arrangements will be made for management of the protected person's property.

(f) The court shall issue a final order confirming the transfer and terminating the guardianship or conservatorship upon its receipt of:

(1) A provisional order accepting the proceeding from the court to which the proceeding is to be transferred which is issued under provisions similar to Code Section 29-11-21; and

(2) The documents required to terminate a guardianship or conservatorship in this state.

29-11-21.

(a) To confirm transfer of a guardianship or conservatorship transferred to this state under provisions similar to Code Section 29-11-20, the guardian or conservator must petition the court in this state to accept the guardianship or conservatorship. The petition must include a certified copy of the other state's provisional order of transfer.

(b) Notice of a petition under subsection (a) of this Code section shall be given to those persons that would be entitled to notice if the petition were a petition for the appointment of a guardian or issuance of a conservatorship order in both the transferring state and this state. The notice must be given in the same manner as notice is required to be given in this state.

(c) On the court's own motion or on request of the guardian or conservator, the incapacitated person or protected person, or other person required to be notified of the proceeding, the court shall hold a hearing on a petition filed pursuant to subsection (a) of this Code section.

(d) The court shall issue an order provisionally granting a petition filed under subsection (a) of this Code section unless:

(1) An objection is made and the objector establishes that transfer of the proceeding

would be contrary to the interests of the incapacitated person or protected person; or

(2) The guardian or conservator is ineligible for appointment in this state.

(e) The court shall issue a final order accepting the proceeding and appointing the guardian or conservator as guardian or conservator in this state upon its receipt from the court from which the proceeding is being transferred of a final order issued under provisions similar to Code Section 29-11-20 transferring the proceeding to this state.

(f) Not later than 90 days after issuance of a final order accepting transfer of a guardianship or conservatorship, the court shall determine whether the guardianship or conservatorship needs to be modified to conform to the law of this state.

(g) In granting a petition under this Code section, the court shall recognize a guardianship order or conservatorship order from the other state, including the determination of the incapacitated person's or protected person's incapacity and the appointment of the guardian or conservator.

(h) The denial by a court of this state of a petition to accept a guardianship or conservatorship transferred from another state does not affect the ability of the guardian or conservator to seek appointment as guardian or conservator in this state under Article 2 of Chapter 4 and Article 2 of Chapter 5 of this title if the court has jurisdiction to make an appointment other than by reason of the provisional order of transfer.

#### ARTICLE 4

##### 29-11-30.

If a guardian has been appointed in another state and a petition for the appointment of a guardian is not pending in this state, the guardian appointed in the other state, after giving notice to the appointing court of an intent to register, may register the guardianship order in this state by filing as a foreign judgment in a court, in any appropriate county of this state, certified copies of the order and letters of office. The provisions of this Code section shall apply only if the other state has adopted the 'Uniform Adult Guardianship and Conservatorship Proceedings Jurisdiction Act' in substantially the same form.

##### 29-11-31.

If a conservator has been appointed in another state and a petition for a conservatorship order is not pending in this state, the conservator appointed in the other state, after giving notice to the appointing court of an intent to register, may register the conservatorship order in this state by filing as a foreign judgment in a court of this state, in any county in which property belonging to the protected person is located, certified copies of the order and letters of office and of any bond. The provisions of this Code section shall apply only if the other state has adopted the 'Uniform Adult Guardianship and Conservatorship Proceedings Jurisdiction Act' in substantially the same form.

##### 29-11-32.

(a) Upon registration of a guardianship order or conservatorship order from another



state, the guardian or conservator may exercise in this state all powers authorized in the order of appointment except as prohibited under the laws of this state, including maintaining actions and proceedings in this state and, if the guardian or conservator is not a resident of this state, subject to any conditions imposed upon nonresident parties.

(b) A court of this state may grant any relief available under this chapter and other law of this state to enforce a registered order.

## ARTICLE 5

29-11-40.

In applying and construing this chapter, consideration must be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

29-11-41.

This chapter modifies, limits, and supersedes the federal Electronic Signatures in Global and National Commerce Act, 15 U.S.C. Section 7001, et seq., but does not modify, limit, or supersede Section 101(c) of that act, 15 U.S.C. Section 7001(c), or authorize electronic delivery of any of the notices described in Section 103(b) of that act, 15 U.S.C. Section 7003(b).

29-11-42.

(a) This chapter shall apply to guardianship proceedings and conservatorship proceedings begun on or after July 1, 2016.

(b) Articles 1, 3, and 4 of this chapter and Code Sections 29-11-40 and 29-11-41 shall apply to proceedings begun before July 1, 2016, regardless of whether a guardianship order or conservatorship order has been issued."

### **SECTION 2.**

Said title is further amended by repealing Parts 2 and 3 of Article 9 of Chapter 4, relating, respectively, to procedure and transfer of guardianship, and designating said parts as reserved.

### **SECTION 3.**

Said title is further amended by repealing Parts 2 and 3 of Article 13 of Chapter 5, relating to transfer of conservatorship, and designating said parts as reserved.

### **SECTION 4.**

Said title is further amended by revising subsection (a) of Code Section 29-4-95, relating to the definition of "foreign guardian" and the sale of ward's property, as follows:

"(a) For purposes of this part, a 'foreign guardian' is a guardian or other person who has been given responsibility by a court of competent jurisdiction in another state or territory governed by the Constitution of the United States for the care of an

incapacitated adult referred to as the 'ward' and whose guardianship has not been transferred to and accepted in this state pursuant to the provisions of ~~Part 2 of this article~~ Article 3 of Chapter 11 of this title."

#### SECTION 5.

Said title is further amended by revising subsection (a) of Code Section 29-5-135, relating to the definition of "foreign conservator" and the sale or disposal of property, as follows:

"(a) For purposes of this part, the term 'foreign conservator' means a conservator or other person who has been given responsibility by a court of competent jurisdiction in another state or territory governed by the Constitution of the United States for the care of the property of an incapacitated adult, referred to as the ward, and whose conservatorship has not been transferred to and accepted in this state pursuant to the provisions of ~~Part 2 of this article~~ Article 3 of Chapter 11 of this title."

#### SECTION 6.

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

Senator Ligon of the 3rd offered the following amendment #1:

Amend HB 954 by striking lines 109 through 112

On the adoption of the amendment, there were no objections, and the Ligon, Jr. amendment #1 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	E Thompson, C

Fort	Y Kennedy	Y Tippins
Y Ginn	E Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

HB 954, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3-24-2016

Due to business outside the Senate Chamber, I missed the vote on HB 954. Had I been present, I would have voted "yes".

/s/ Bruce Thompson  
District 14

The following bill was taken up to consider House action thereto:

SB 258. By Senators Millar of the 40th and Albers of the 56th:

A BILL to be entitled an Act to amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, so as to provide that the assessed value of property for a taxable year shall not be increased beyond the initial assessment value established by the board of tax assessors during an appeal of such valuation for such taxable year by the taxpayer but may be reduced as a result of the appeal of the taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Millar of the 40th asked unanimous consent that the Senate adhere to its disagreement to the House substitute to SB 258 and that a Conference Committee be appointed.

The consent was granted, and the President appointed as a Conference Committee the following Senators: Cowser of the 46th, Hill of the 4th and Burke of the 11th.

The following bill was taken up to consider House action thereto:

HB 205. By Representatives Rice of the 95th and Petrea of the 166th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the O.C.G.A., relating to drivers' licenses, so as to require a driver who refused blood alcohol concentration testing as required by implied consent laws or an offender convicted of DUI with a blood alcohol concentration of 0.15 grams or higher to install and maintain ignition interlock devices on his or her vehicle; to amend Chapter 6 of Title 40 of the O.C.G.A., relating to uniform rules of the road, so as to provide for the probation of terms of imprisonment for DUI offenders in certain instances; to amend Article 7 of Chapter 8 of Title 42 of the O.C.G.A., relating to ignition interlock devices as condition of probation, so as to provide for the court issuance of a certificate of installation of ignition interlock devices; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Cowser of the 46th asked unanimous consent that the Senate insist on its substitute to HB 205.

The consent was granted, and the Senate insisted on its substitute to HB 205.

The following bill was taken up to consider House action thereto:

HB 904. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, so as to change certain contribution rates and credits; to change certain provisions relating to rate of employer contributions; to extend certain provisions relating to variations in the standard rate; to extend provisions relating to administrative assessments; to reduce the percentage of the administrative assessment to be assessed for a certain period; to provide exceptions; to change certain provisions relating to additional assessments for a new or newly covered employer; to extend the provision relating to automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Martin of the 9th asked unanimous consent that the Senate insist on its amendment to HB 904.

The consent was granted, and the Senate insisted on its amendment to HB 904.

The following bill was taken up to consider House action thereto:

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

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

Senator Harper of the 7th asked unanimous consent that the Senate insist on its substitute to HB 876.

The consent was granted, and the Senate insisted on its substitute to HB 876.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

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

SB 199. By Senators Jeffares of the 17th, Mullis of the 53rd, Jones of the 25th, Dugan of the 30th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, so as to provide a definition; to prohibit certain activities within close proximity to polling places; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 379. By Senators Ginn of the 47th, Wilkinson of the 50th, Harper of the 7th, Mullis of the 53rd, Albers of the 56th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use taxes, so as to provide an exemption for fire districts which have elected governing bodies and are supported by ad valorem taxes; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 416. By Senators Cowser of the 46th, Harbison of the 15th, Harper of the 7th, Thompson of the 14th and Dugan of the 30th:

A BILL to be entitled an Act to amend Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to the Georgia Bureau of Investigation, so as to establish the Georgia Information Sharing and Analysis Center within the Georgia Bureau of Investigation; to provide for a fusion center for the sharing and analysis of homeland security activity information; to provide for definitions; to provide for operations and responsibilities; to provide for membership; to amend Code Section 38-3-20 of the Official Code of Georgia Annotated, relating to Georgia Emergency Management Agency created, director, staff, offices, director's duties, and disaster coordinator, so as to expand the duties of the director of emergency management; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House insists on its position in substituting the following Bill of the Senate:

SB 64. By Senators Hufstetler of the 52nd and Jones of the 10th:

A BILL to be entitled an Act to amend Code Section 15-11-2, Title 19, and Chapter 10 of Title 31 of the O.C.G.A., relating to definitions for the Juvenile Code, domestic relations, and vital records, respectively, so as to repeal voluntary acknowledgments of legitimation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 547. By Representatives Fleming of the 121st, Powell of the 171st and Willard of the 51st:

A BILL to be entitled an Act to amend Chapter 3 of Title 53 of the Official Code of Georgia Annotated, relating to year's support, so as to change provisions relating to taxes and tax liens; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 792. By Representatives Brockway of the 102nd, Pak of the 108th, Quick of the 117th, Cooke of the 18th, Ballinger of the 23rd and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize the carrying, possession, and use of electroshock weapons by persons who are students or who are employed at a public institution of postsecondary education; to provide for a definition; to provide for conditions; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

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

Mr. President:

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

SB 319. By Senators Jackson of the 2nd, Kirk of the 13th, Unterman of the 45th, Henson of the 41st and Orrock of the 36th:

A BILL to be entitled an Act to amend Code Section 43-10A-3 of the Official Code of Georgia Annotated, relating to definitions relative to professional counselors, social workers, and others, so as to revise the definition of "professional counseling"; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitutes to the following Bills of the House:

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

A BILL to be entitled an Act to amend Article 9 of Chapter 11 of Title 15, Title 16, Chapter 4 of Title 24, and Code Section 42-5-18 of the O.C.G.A., relating to access to hearings and records, crimes and offenses, relevant evidence and its limits, and items prohibited for possession by inmates,

respectively, so as to improve the ability to prosecute street gang terrorism; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 926. By Representatives Broadrick of the 4th, Stephens of the 164th, Harden of the 148th and Parrish of the 158th:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to provide for the regulation of certain facilities and entities involved in the wholesale, manufacture, and distribution of drugs; to provide definitions; to provide for licensure and registration; to provide for temporary pharmacy licenses for service members; to revise provisions relating to the compounding of drug products to conform with federal law; to establish requirements relating to drug supply chain security; to revise a provision relating to the return of outdated drugs; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendment, as amended by the House, to the following Bill of the House:

HB 879. By Representatives Taylor of the 79th, Reeves of the 34th, Stephens of the 164th, Beskin of the 54th and Marin of the 96th:

A BILL to be entitled an Act to amend Part 3 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary educational programs, so as to provide for the issuance of a seal of biliteracy for high school graduates who have achieved a high level of proficiency in speaking, reading, and writing one or more languages in addition to English; to provide for criteria; to provide for participation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Millar of the 40th asked unanimous consent that HB 900, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 900, having been taken from the Table, was put upon its passage.

HB 900. By Representatives Cooper of the 43rd, Weldon of the 3rd, Hawkins of the 27th, Parrish of the 158th, Harden of the 148th and others:

A BILL to be entitled an Act to amend Part 2 of Article 2 of Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to electronic data



base of prescription information, so as to authorize the retention of data base information for two years; to provide for delegates of prescribers and dispensers to access data base information under certain conditions; to revise language relating to subpoenas and search warrants; to provide for accessing data base information for purposes of investigation of potential abuse; to provide for the release of nonpatient specific data to the agency for instructional, drug abuse prevention, and research purposes; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Millar of the 40th.

Senators Jeffares of the 17th, Hufstetler of the 52nd and Unterman of the 45th offered the following amendment #1:

*Amend HB 900 (LC 33 6498ERS) by inserting after "liability;" on line 8 the following:*  
to amend Code Section 43-34-103 of the Official Code of Georgia Annotated, relating to delegation of authority to physician assistants, so as to authorize a physician to delegate to a physician assistant the authority to prescribe hydrocodone compound products for a three-year period; to provide for a limitation; to require a report; to provide for additional continuing education requirements regarding Schedule II controlled substances;

*By inserting between lines 126 and 127 the following:*

Code Section 43-34-103 of the Official Code of Georgia Annotated, relating to delegation of authority to physician assistants, is amended in subsection (e.1) by revising paragraph (1) and by adding a new paragraph to read as follows:

"(e.1)(1)(A) In addition to and without limiting the authority granted by Code Section 43-34-23, a physician may delegate to a physician assistant, in accordance with a job description, the authority to issue a prescription drug order or orders for any device as defined in Code Section 26-4-5 or to issue any dangerous drug as defined in Code Section 16-13-71 or any Schedule III, IV, or V controlled substance as defined in Code Section 16-13-21 on a prescription drug order or prescription device order form as specified in paragraph (3) of this subsection.

(B) During the period between July 1, 2016, and June 30, 2019, a physician may delegate to a physician assistant the authority to issue a prescription drug order or orders for up to a seven-day supply of a Schedule II controlled substance as defined in Code Section 16-13-26 that is a hydrocodone compound product:

(i) If the authority to prescribe such drug is within the scope of practice of such physician;

(ii) If the issuance of such prescription drug order or orders is within such physician assistant's job description; and

(iii) In accordance with requirements and limitations established by the board.

(B.1) On or before December 1, 2019, the board in cooperation with the Georgia Drugs and Narcotics Agency shall issue a report concerning the prescribing

authority allowed by subparagraph (B) of this paragraph.

(C) Delegation of such authority shall be contained in the job description required by this Code section. The delegating physician shall remain responsible for the medical acts of the physician assistant performing such delegated acts and shall adequately supervise the physician assistant. If an existing job description for a physician assistant does not contain such authority to order a prescription drug or device order as provided by this subsection, that physician assistant may not issue any such prescription drug or device order until a new job description delegating such authority is submitted to and approved by the board.

(D) Except as provided in subparagraph (B) of this paragraph, nothing ~~Nothing~~ in this Code section shall be construed to authorize the written prescription drug order of a Schedule I or II controlled substance."

"(11.1) A physician assistant delegated the authority by the primary supervising physician to issue a prescription drug order for a Schedule II controlled substance in accordance with subparagraph (B) of paragraph (1) of this subsection shall be required to complete three hours of continuing education biennially in the appropriate ordering and use of Schedule II controlled substances. Such hours of continuing education shall be counted toward the overall biennial continuing education requirements established by the board for physician assistants."

### SECTION 5.

Senator Jeffares of the 17th asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Jeffares, et al. amendment #1 was withdrawn.

Senator Parent of the 42nd was excused for business outside the Senate Chamber.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	E Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins

Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

HB 900, having received the requisite constitutional majority, was passed.

Senator Stone of the 23rd asked unanimous consent that HB 1004, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 1004, having been taken from the Table, was put upon its passage.

HB 1004. By Representatives Jasperse of the 11th, Weldon of the 3rd, Powell of the 32nd, Maxwell of the 17th and Ballinger of the 23rd:

A BILL to be entitled an Act to amend Titles 15 and 44 of the O.C.G.A., relating to courts and property, respectively, so as to provide requirements for maps, plats, and plans to be filed for record; to provide for filing of electronic images of maps, plats, and plans; to provide for delivery of plats to the clerk of superior court; to change certain provisions relating to recordation and notations of plats; to provide an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Stone of the 23rd.

The Senate Committee on Special Judiciary offered the following substitute to HB 1004:

A BILL TO BE ENTITLED  
AN ACT

To amend Titles 15 and 44 of the Official Code of Georgia Annotated, relating to courts and property, respectively, so as to provide requirements and certifications for maps, plats, and plans to be filed for record; to provide for filing of electronic images of maps, plats, and plans; to provide for electronic processing by clerks of superior court; to provide a criminal penalty; to provide for public computer terminal access to electronic filing portal; to provide for rules and regulations; to change certain provisions relating to

the indexing of maps or plots; to provide for recordation of real estate instruments; to provide for incorporation by reference to instruments recorded in the office of the clerk of superior court; to provide for recordation of plats in land registration proceedings; to provide for methods of filing condominium instruments with the clerk of superior court; to provide for delivery of plats to the clerk of superior court; to change certain provisions relating to recordation and notations of plats; to provide an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

### SECTION 1.

Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended by revising Code Section 15-6-67, relating to recordation of maps and plats and specifications, as follows:

"15-6-67.

(a) The clerk of superior court shall file and record ~~in his or her office maps, or plats, and subdivision plats, and condominium plats, condominium site plans, condominium plot plans, and condominium floor plans presented in accordance with Code Section 44-3-83~~ relating to real estate in the county when submitted for filing as provided in this Code section and accompanied with any required filing fees or costs.

(b) ~~Maps or plats~~ Each map, plat, or plan referred to in subsection (a) of this Code section to be filed and recorded in the office of clerk of superior court shall be ~~prepared in accordance with the minimum standards and specifications adopted in the rules and regulations of the State Board of Registration for Professional Engineers and Land Surveyors in conformance with the following requirements:~~

(1) **Material Caption.** Each map, plat, or plan page image shall have a caption which shall provide the following information:

(A) ~~Any such maps or plats shall be a good legible copy or commercial print reproduced from an original.~~ The county where the property lies;

(B) ~~The clerk shall enter manually or electronically the filing date, plat book number, and page number on the plats and shall cause the same information to be entered electronically on the digital copy presented for filing and shall return an original physical copy of the plat with the filing information on it to the land surveyor or the person filing the same for record. The clerk shall permanently retain the original physical and digital copy of the plat. Both the filing information and plat shall serve as evidence of the original drawing. The physical copy, the digital copy, or both may be displayed to the public in compliance with Code Section 15-6-68~~ Any city, town, municipality, or village wherein the property lies;

(C) The names of all owners of the property;

(D) If such plat is a subdivision plat, condominium plat, condominium site plan, condominium plot plan, or condominium floor plan;

(E) The name of any subdivision if for a named subdivision clearly identified as such;

(F) The name of any condominium if for a condominium plat, condominium site plan, condominium plot plan, or condominium floor plan;

(G) The applicable units, pods, blocks, lots, or other subdesignations of any named subdivision or condominium;

(H) The name or names of the developer or developers of any named subdivision or condominium;

(I) All applicable land districts and land lots reflected on such map, plat, or plan;

(J) The date of preparation or revision date;

(K) The name, address, telephone number, and license or registration number of the land surveyor; and

(L) If the map, plat, or plan has multiple pages, the page number for each applicable page;

(2) **Surveyor certification box.** Each map, plat, or plan shall provide a box which contains the following language and the applicable certifications of the registered land surveyor required pursuant to subsection (c) of this Code section:

SURVEYOR CERTIFICATIONS

As required by subsection (c) of O.C.G.A. Section 15-6-67, the Registered Land Surveyor hereby certifies that this map, plat, or plan has been approved for filing in writing by any and all applicable municipal, county, or municipal-county planning commissions or municipal or county governing authorities or that such governmental bodies have affirmed in writing that approval is not required.

The following governmental bodies have approved this map, plat, or plan for filing:

\_\_\_\_\_ Name and date (mm/dd/yyyy)

\_\_\_\_\_ Name and date (mm/dd/yyyy)

The following governmental bodies have affirmed that approval is not required:

\_\_\_\_\_ Name and date (mm/dd/yyyy)

\_\_\_\_\_ Name and date (mm/dd/yyyy)

Such approvals or affirmations should be confirmed with the appropriate governmental bodies by any purchaser as to intended use of any parcel.

The Registered Land Surveyor further certifies that this map, plat, or plan complies with the minimum standards and specifications of the State Board of Registration for Professional Engineers and Land Surveyors and the Georgia Superior Court Clerks' Cooperative Authority.

\_\_\_\_\_  
Facsimile Signature

(2)(3) **Filing information box.** Each image of a map, plat, or plan shall provide a box of not less than three inches square, if at full size, in the upper left-hand corner which shall be reserved for the clerk to append filing information; and **Caption.** ~~Maps or plats shall have a title or name which shall be contained in the caption, and the caption shall also provide the following information:~~

(A) ~~The county, city, town, or village, land district and land lot, and subdivision, if the property lies within a particular subdivision;~~

~~(B) The date of plat preparation and the date of the field survey;~~

~~(C) The scale, stated and shown graphically;~~

~~(D) The name, address, telephone number, and registration number of the land surveyor or the statement that he or she is the county surveyor and is not required by law to be a registered surveyor; and~~

~~(E) All reproductions of original maps or plats shall bear the original signature, in a contrasting color of ink, of the registrant placed across the registration seal in order to be a valid or recordable map or plat. The provisions of this subparagraph shall apply to all maps or plats that are sealed by a land surveyor which depict and describe real property boundaries. Maps and plats which do not meet the requirements of this subparagraph shall not be sealed nor recorded;~~

~~(3) **Size.** Maps or plats shall not be less than 8 1/2 inches by 11 inches and not larger than 24 inches by 36 inches, provided that the clerk shall be authorized to file maps or plats in compliance with this subparagraph. When an original map or plat is submitted to the clerk for filing and recordation, the clerk shall be authorized to accept the plat for recordation only upon receiving a minimum of two properly signed reproductions of the original physical plat and a digital copy that has been created at full scale, properly signed and in an electronic format acceptable by the Georgia Superior Court Clerks' Cooperative Authority. The digital copy shall be submitted via media approved by the clerk.~~

~~(e) If the plat meets the requirements of subsections (b) and (d) of this Code section, it shall be the duty of the clerk of superior court to file and record such plat and digital image of such plat.~~

~~(4) **Format.** All images of maps, plats, or plans submitted for filing shall:~~

~~(A) Comply with the minimum standards and specifications adopted in the rules and regulations of the State Board of Registration for Professional Engineers and Land Surveyors; and~~

~~(B) Be an electronic image of a single page certified and presented to the clerk electronically in conformance with all specifications set forth in any rules and regulations promulgated by the Georgia Superior Court Clerks' Cooperative Authority.~~

~~(d)(c)(1) Whenever the municipal planning commission, the county planning commission, the municipal-county planning commission, or, if no such planning commission exists, the appropriate municipal or county governing authority prepares and adopts subdivision regulations, and upon receiving approval thereon by the appropriate governing authority, then no map, plat, or plan of subdivision of land within the municipality or the county shall be filed or recorded in the office of clerk of superior court of a county ~~without:~~~~

~~(A) Without the approval ~~thereon~~ of the municipal ~~or~~ planning commission, county planning commission, municipal-county planning commission, or appropriate municipal or county governing authority; and~~

~~(B) Unless the registered land surveyor who prepares any such map, plat, or plan for filing certifies thereon that such map, plat, or plan has been approved for filing~~

~~by all applicable governmental bodies. Such certification shall specifically state by name the governmental bodies that approved the filings and the dates such actions were taken. without such approval having been entered in writing on the plat by the secretary or other designated person of the municipal or county planning commission or governing authority. The clerk of superior court shall not file or record a plat of subdivision which does not have the approval of the municipal or county planning commission or governing authority as required by this subsection.~~

(2) ~~Notwithstanding any other provision of this subsection to the contrary, no approval of the municipal or planning commission, county planning commission, municipal-county planning commission, or, if no such planning commission exists, the appropriate municipal or county governing authority shall be required if no new streets or roads are created or no new utility improvements are required or no new sanitary sewer or approval of a septic tank is required. Any map, plat, or plan of survey containing thereon a certification from a ~~licensed~~ registered land surveyor that the ~~provisions relative to this subsection do not require approval of the municipal, county, or municipal-county or county~~ planning commission or appropriate municipal or county governing authority has affirmed in writing that approval is not required shall entitle said map, plat, or plan to record. ~~Any licensed surveyor who fraudulently certifies that a plat of survey does not require the approval specified in this subsection shall be guilty of a misdemeanor~~ be recorded, provided that such certification includes the name of the governmental bodies that affirmed that such approval is not necessary and the dates of such actions.~~

~~(d) Any land surveyor who fraudulently makes any certification required under this Code section shall, upon conviction thereof, be guilty of a misdemeanor.~~

~~(e) The clerk of superior court shall make available a public computer terminal which provides a filer access to the Georgia Superior Court Clerks' Cooperative Authority's electronic filing portal.~~

~~(f) The Georgia Superior Court Clerks' Cooperative Authority shall have the power and authority to promulgate such rules and regulations deemed necessary or convenient for implementation of the provisions of this Code section.~~

~~(g) The clerk of superior court shall be held harmless for the filing of any map, plat, or plan that fails to meet any requirement of this Code section."~~

## SECTION 2.

Said title is further amended by revising Code Section 15-6-68, relating to public access to maps and plats, as follows:

"(a) The clerk of each superior court shall provide books, binders, or any other alternative system, either manual or electronic, for providing public access to maps, ~~and plats, and plans.~~ For all ~~electronic images of plats submitted to the clerk on or after July 1, 2012, the clerk shall provide necessary equipment for printing either an entire full size copy of each recorded plat or copies of sections of each entire recorded plat, printed in full scale.~~

(b) The clerk of superior court shall provide an electronic, computer-based indexing

system in which shall be indexed all maps, subdivision plats, condominium plats, and other plats, condominium site plans, condominium plot plans, and condominium floor plans ~~or plats~~ under the caption or name of the subdivision, if any, under the name of the owner or owners of the property mapped or platted, and also under the land lot number and district number if the land lies in that portion of the state which has been surveyed into land lots and districts.

(c) In counties of this state that are divided into land lots, the clerk of superior court shall provide an electronic, computer-based system for maintaining and searching a record for each land lot and land district by listing all surveys made for each lot and where they are recorded.

(d) The clerk shall electronically note the date and time of the filing of a plat for record on the face of the plat filing date, book, and page numbers on the image and shall electronically transmit a copy of the map, plat, or plan with such filing information to the email address of the person filing the same for record."

### SECTION 3.

Title 44 of the Official Code of Georgia Annotated, relating to property, is amended by revising paragraph (4) of subsection (b) of Code Section 44-2-2, relating to duty of clerk to record certain transaction affecting real estate and personal property, priority or recorded instruments, and effect of recording on rights between parties to instruments, as follows:

"(4) When indexing maps or plats relating to real estate in the county, the clerk of superior court shall index the names or titles provided in the caption of the plat, ~~as required by paragraph (2) of subsection (b) of Code Section 15-6-67, as both the grantor and grantee.~~"

### SECTION 4.

Said title is further amended by revising Code Section 44-2-25, relating to recording techniques and photostatic copies of plats, as follows:

"44-2-25.

All decrees, deeds, mortgages, or other instruments affecting the title to land shall be recorded by the clerk of the superior court ~~by the use of printing, typewriting, handwriting in ink, photostating, or photographing, which record shall be clear, legible, and permanent. The record may be made by any one or more of such methods in such a manner so as to provide a permanent record of such instruments.~~ It shall be lawful to make a photostatic copy or copies of any plats, blueprints, or other copies of plats that are already of record in the clerk's office. These copies ~~or photostatic copies thereof~~ shall serve all purposes and shall be as authentic as the originals."

### SECTION 5.

Said title is further amended by revising Code Section 44-2-26, relating to recording of plat or copy of plat, when and where authorized, and duty of clerk, as follows:



"44-2-26.

The owner of real property or of any interest therein or any holder of a lien thereon may have file a plat of the property ~~or a blueprint, tracing, digital copy, or other copy of a plat of the property recorded and indexed~~ in the office of the clerk of the superior court of the county in which the property or any part thereof is located. It shall be the duty of the clerk to record and index any plat ~~or any blueprint, tracing, digital copy, or other copy of the plat~~ that conforms with Code Section 15-6-67."

#### **SECTION 6.**

Said title is further amended by revising Code Section 44-2-27, relating to recording of plat or copy of plat and when deemed recorded, as follows:

"44-2-27.

When any plat ~~or any blueprint, tracing, photostatic copy, or other copy of the plat is securely pasted or fastened in the book provided by the clerk for that purpose, such pasting or fastening~~ is filed by the clerk of superior court, such filing shall be deemed a recording of the plat."

#### **SECTION 7.**

Said title is further amended by revising Code Section 44-2-28, relating to recording of plat or copy of plat and incorporation by reference, as follows:

"44-2-28.

When any deed, mortgage, or other instrument conveying an interest in or creating a lien on real property refers to the boundaries, metes, courses, or distances of the real estate delineated or shown on any plat of the property or on any blueprint, tracing, photostatic or digital copy, or other copy of the plat which has been recorded as authorized in Code Section 44-2-26 and when the deed, mortgage, or other instrument states the office, book, and page of recordation of the plat or of the blueprint, tracing, photostatic or digital copy, or other copy of the plat, the reference shall be equivalent to setting forth in the deed, mortgage, or other instrument the boundaries, metes, courses, or distances of the real estate as may be delineated or shown on the plat or on the blueprint, tracing, photostatic or digital copy, or other copy thereof."

#### **SECTION 8.**

Said title is further amended by revising Code Section 44-2-237, relating to recordation and notation of plat, attaching certified copy to certificate, and fee, as follows:

"44-2-237.

Whenever a plat of the premises which is too large or too intricate for easy transcription on the register of decrees of title or on the certificate of title is a part of the description of the lands or is used to aid description, it shall not be necessary for the clerk to copy such plat on the register of decrees of title or on the certificate of title. In lieu of copying such plat, the clerk shall record it ~~in one of the public record books in his office~~ and shall note ~~its existence together with~~ a reference to the book and page where recorded. ~~If the holder of the owner's certificate desires a copy of the plat to be attached as a part of his owner's certificate, the clerk shall make a certified copy and~~

~~attach it upon payment of the fee provided for in paragraph (2) of subsection (f) of Code Section 15-6-77."~~

### SECTION 9.

Said title is further amended by revising Code Section 44-3-74, relating to recording condominium instruments, plats, plans, and encumbrances and record books, as follows:

"44-3-74.

(a) The declaration and any amendments thereto shall be entitled to recordation if executed in the manner required for recording deeds to real property. All condominium instruments and any amendments and certifications thereto shall set forth the name of the condominium; the name of the county or counties in which the condominium is located; and, except for the declaration itself, the deed book and page number where the first page of the declaration is recorded or the document number assigned to the declaration upon its recordation. All condominium instruments and all amendments and certifications thereto shall be recorded in every county where any portion of the condominium is located. The recordation shall not require the approval of any county or municipal authority or official except as to the manner of execution prescribed by this Code section.

~~(b) In addition to the records and indexes required to be maintained by the~~ The clerk of the superior court, ~~such clerk shall~~ continue to maintain ~~one or more separate plat books, entitled 'Condominium Plat Book,' in which shall be recorded all plats required to be filed pursuant to this article. In addition to such plats, there shall also be entitled to be recorded in such plat books other plats, including site plans and plot plans, prepared by a registered land surveyor and affecting any condominium; but the same shall not constitute the recording of a plat pursuant to Code Section 44-3-83 unless they comply with all requirements thereof. The record of the declaration and of any amendment thereto shall contain a reference to the plat book and page number of the plat or plats recorded in connection therewith~~ any legacy condominium plats books, condominium site plan books, condominium plot plan books, or condominium floor plan books that currently exist either in their current form or in electronic format.

~~(c) The plans required to be recorded pursuant to Code Section 44-3-83 shall be kept by the clerk of the superior court in a separate file for each condominium and shall be indexed in the same manner as a conveyance entitled to record, numbered serially in the order of receipt, each designated 'Condominium Plans,' with the name of the condominium, and each containing a reference to the deed book and page number where the first page of the declaration is recorded or the document number assigned to the declaration upon its recordation. The record of the declaration and of any amendment thereto shall contain a reference to the file number of the plans recorded in connection therewith.~~

~~(d)~~(c) All deeds, mortgages, liens, leases, and encumbrances of any kind affecting any condominium unit or duplicate originals thereof or copies thereof certified by the clerk of the superior court in whose office the same are first recorded shall be recorded in all counties in which any part of the submitted property is located."

**SECTION 10.**

Said title is further amended by revising Code Section 44-13-13, relating to appointment of appraisers upon filing of objections, examination and valuation of property, alterations in plat and schedule, approval and recordation, and appeal, as follows:

"44-13-13.

Upon an objection being made as provided for in Code Section 44-13-12, unless the applicant shall so alter the schedule or plat or both as to remove the objections, the judge of the probate court shall appoint three disinterested appraisers to examine the property concerning which the objections are made and to value the same. On the appraisers' return under oath, if either the schedule or the plat shall be found to be too large, such alterations shall be made in the schedule and in the plat as the judge may deem proper to bring them within the limits of the value allowed by this article. Thereafter, the judge shall approve the schedule and the plat as required by Code Section 44-13-11 and shall ~~hand~~ cause the same to be delivered to the clerk of ~~the~~ superior court of his or her county who shall record the schedule and plat as required by Code Section 44-13-11. Either party dissatisfied with the judgment shall have the right to appeal under the same rules, regulations, and restrictions as are provided by law in cases of appeals from the probate court."

**SECTION 11.**

This Act shall become effective on January 1, 2017.

**SECTION 12.**

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

Senators Gooch of the 51st, Ligon of the 3rd and Stone of the 23rd offered the following amendment #1:

*Amend the Senate Committee on Special Judiciary substitute to HB 1004 (LC 36 3608S) by inserting after "plats;" on line 12 the following:*

to add a new tribe to be recognized by this state as a legitimate American Indian tribe and to correct address information;

*By inserting between lines 287 and 288 the following:*

**SECTION 9A.**

Said title is further amended by revising subsection (a) of Code Section 44-12-300, relating to tribes, bands, groups, or communities recognized by this state as legitimate American Indian tribes, as follows:

"(a) The State of Georgia officially recognizes as legitimate American Indian tribes of Georgia the following tribes, bands, groups, or communities:

- (1) The Georgia Tribe of Eastern Cherokee  
94 John W. Moore Road  
P.O. Box 1993 1411  
 Dahlonega, Georgia 30533;
- (2) The Lower Muscogee Creek Tribe  
Route 2, Box 370 Tama Tribal Town  
 Whigham, Georgia ~~31797~~; and 39897;
- (3) The Cherokee of Georgia Tribal Council  
100 Cherokee Way  
 Saint George, Georgia 31646; and
- (4) The Tsigamogi Tribe  
33 Chattin Reservation Road  
P.O. Box 1993  
Dahlonega, Georgia 30533."

Senator Heath of the 31st requested a ruling of the Chair as to the germaneness of the amendment.

The President ruled the Gooch, et al. amendment #1 not germane.

Senators Hill of the 6th and Shafer of the 48th offered the following amendment #2:

*Amend the Senate Special Judiciary Committee substitute to HB 1004 (LC 36 3608S) by inserting after "To" on line 1 "amend Article 3 of Chapter 5 of Title 14 of the Official Code of Georgia Annotated, relating to corporations organized for religious, fraternal, or educational purposes, so as to change provisions relating to land conveyances to churches or religious societies; to provide that disputes with regard to determining the property rights of churches or religious societies shall be resolved by a neutral principles analysis of all relevant matters; to provide for legislative findings; to"; by redesignating Sections 1 through 12 as Sections 3 through 14, respectively; and by inserting after line 14 the following:*

#### **SECTION 1.**

The General Assembly finds that state law regarding the property rights of churches and religious societies requires clarification and that the neutral principles analysis set forth by the United States Supreme Court in the case of *Jones v. Wolf*, 443 U.S. 595 (1979), should be partially codified as the method by which the courts of this state will resolve cases involving the property rights of churches or religious societies when the relationship between the local and national church is hierarchical.

**SECTION 2.**

Article 3 of Chapter 5 of Title 14 of the Official Code of Georgia Annotated, relating to corporations organized for religious, fraternal, or educational purposes, is amended by revising Code Section 14-5-46, relating to conveyances to churches or religious societies, as follows:

"14-5-46.

(a) All deeds of conveyance executed before April 1, 1969, or thereafter for any lots of land within this state to any person or persons, to any church or religious society, or to trustees for the use of any church or religious society for the purpose of erecting churches or meeting houses shall be deemed to be valid and available in law for the intents, uses, and purposes contained in the deeds of conveyance. All lots of land so conveyed shall be fully and absolutely vested in such church or religious society or in their respective trustees for the uses and purposes expressed in the deed to be held by them or their trustees for their use by succession, according to the mode of church government or rules of discipline exercised by such churches or religious societies.

(b) The State of Georgia shall follow a rule of strict religious neutrality that shall not favor or give preferential treatment to any particular ecclesiastical rule or ecclesiastical mode of government with regard to determining the property rights of any church or religious society. Following a rule of strict religious neutrality, property rights of churches or religious societies shall be determined by a neutral examination of all relevant factors, including, but not limited to:

(1) The terms of the legal instruments conveying the property in question;

(2) The corporate or organizational documents of the title owner;

(3) State law relating to corporations, property, and the creation of and requirements for express or implied trusts; and

(4) The property rules of ecclesiastical entities.

(c) The court shall make specific findings of fact and conclusions of law in support of rulings made under subsection (b) of this Code section."

*By striking line 306 and inserting in lieu thereof the following:*

Sections 1 and 2 of this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval. The remainder of this Act shall become effective on January 1, 2017.

The President "sua sponte" ruled the Hill of the 6th, Shafer amendment #2 not germane.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

HB 1004, having received the requisite constitutional majority, was passed by substitute.

Senator Harper of the 7th asked unanimous consent that HB 690, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 690, having been taken from the Table, was put upon its passage.

HB 690. By Representative Carter of the 175th:

A BILL to be entitled an Act to amend Part 5 of Article 8 of Chapter 2 of Title 47 of the Official Code of Georgia Annotated, relating to membership of certain law enforcement officers in the Employees' Retirement System of Georgia, so as to provide that certain law enforcement officers may obtain creditable service in such retirement system under certain conditions; to define a certain term; to provide for the payment of the full actuarial value of obtaining such creditable service; to provide for application; to provide for related matters; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Harper of the 7th.

The following Fiscal Notes, as required by law, were read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174

January 27, 2016

The Honorable Amy Carter  
State Representative  
State Capitol, Room 245  
Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
Substitute to House Bill 690  
(LC 43 0270S)

Dear Representative Carter:

This bill would amend provisions relating to creditable service for certain members of the Employees' Retirement System. Specifically, this bill would define the term 'law enforcement officer' to mean any member in service of the Uniform Division of the Department of Public Safety, any conservation ranger of the Department of Natural Resources, any officer or agent of the Georgia Bureau of Investigation, any district attorney investigator who is compensated from State funds pursuant to Code Section §15-18-14.1, and any alcohol and tobacco officer or agent of the Department of Revenue. Under the provisions of this bill, 'law enforcement officers' would be eligible to obtain up to five years of creditable service for certain prior service as a full-time employee of a local governing authority. Creditable services would only be granted if the member:

- Held a position in which he or she was vested with the authority to enforce the criminal or traffic laws, had the power to arrest, and had duties which included the preservation of public order, the protection of life and property, or the prevention, detection, or investigation of crime;
- Was not eligible for a defined benefit or defined contribution retirement or pension plan while employed by the local governing authority; and
- Has been a member of the Employees' Retirement System for at least 10 years.

Any eligible member wishing to obtain such creditable service must make an application to the Board of Trustees and must pay an amount determined by the Board of Trustees to be sufficient to cover the full actuarial cost of granting such creditable service.

This is to certify that the changes made in this substitute bill are nonfiscal amendments as defined in the Public Retirement Systems Standards Law. Therefore, the initial actuarial investigation prepared for House Bill 690 (LC 21 3778) would apply to this bill. A copy of the actuarial investigation and State Auditor's Summary for House Bill 690 (LC 21 3778) is attached.

Respectfully

/s/ Greg S. Griffin  
State Auditor



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174

September 10, 2015

Honorable Paul Battles, Chairman  
House Retirement Committee  
State Capitol, Room 401-K  
Atlanta, Georgia 30334

SUBJECT: Actuarial Investigation  
House Bill 690 (LC 21 3778)  
Employees' Retirement System

Dear Chairman Battles:

This bill would amend provisions relating to creditable service for certain members of the Employees' Retirement System. Specifically, 'law enforcement officers' would be eligible to obtain up to five years of creditable service for certain prior service as a full-



time employee of a local governing authority. Creditable service would only be granted if the member:

- Held a position in which he or she was vested with the authority to enforce the criminal or traffic laws, had the power to arrest, and had duties which included the preservation of public order, the protection of life and property, or the prevention, detection, or investigation of crime;
- Was not eligible for a defined benefit or defined contribution retirement or pension plan while employed by the local governing authority; and
- Has been a member of the Employees' Retirement System for at least 10 years.

Any eligible member wishing to obtain such creditable service must make application to the Board of Trustees and must pay an amount determined by the Board of Trustees sufficient to cover the full actuarial cost of granting such service. Under the provisions of this legislation, 'law enforcement officer' is defined as any member in service of the Uniform Division of the Department of Public Safety, any conservation ranger of the Department of Natural Resources, any officer or agent of the Georgia Bureau of Investigation, and any alcohol and tobacco officer or agent of the Department of Revenue.

This legislation would not result in any additional cost to the Employees' Retirement System since eligible members would be required to pay the full actuarial cost of the service granted. There would be no increase in the employer contribution rate or the unfunded actuarial accrued liability of the Employees'

Retirement System as a result of this legislation. The estimate is based on current member data, actuarial assumptions, and actuarial methods. It should be noted that changes in any of these variables could affect the cost of this legislation. Any future costs would be paid through State appropriations.

The following is a summary of the relevant findings of the actuarial investigation for this bill pursuant to a request by the House Retirement Committee. The investigation was to be conducted according to O.C.G.A. §47-20-36, which outlines the factors to be considered in an actuarial investigation. The figures are based on employee data and the most recent actuarial assumptions and methods.

- (1) The amount of the unfunded actuarial accrued liability which will result from the bill. \$ \_\_\_\_\_ 0
- (2) The amount of the annual amortization of the unfunded actuarial accrued liability which will result from the bill. \$ \_\_\_\_\_ 0
- (3) The number of years that the unfunded actuarial accrued liability created by this bill would be amortized. \_\_\_\_\_ N/A

- (4) The amount of the annual normal cost which will result from the bill. \$ 0
- (5) The employer contribution rate currently in effect for Non-GSEPS Members. 24.69%\*
- (6) The employer contribution rate recommended for Non-GSEPS Members (in conformity with minimum funding standards specified in Code Section 47-20-10). 24.69%
- (7) The employer contribution rate currently in effect for GSEPS Members. 21.69%\*
- (8) The employer contribution rate recommended for GSEPS Members (in conformity with minimum funding standards specified in Code Section 47-20-10). 21.69%
- (9) The total dollar amount of the increase in the annual employer contribution which is necessary to maintain the retirement system in an actuarially sound condition. \$ 0

*\*This rate represents the employer contribution rate that has been recommended by the actuary beginning July 1, 2016 in order to meet the minimum funding standards.*

It should be noted that any subsequent changes in the retirement bill will invalidate the actuarial investigation and the findings included therein.

Respectfully,

/s/ Greg S. Griffin  
State Auditor



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174

March 17, 2015

The Honorable Amy Carter  
State Representative  
State Capitol, Room 245  
Atlanta, Georgia 30334

SUBJECT: State Auditor 's Certification  
House Bill 690 (LC 21 3778)

Dear Representative Carter:

This bill would amend provisions relating to creditable service for certain members of the Employees ' Retirement System. Specifically, this bill would define the term 'law enforcement officer ' to mean any member in service of the Uniform Division of the Department of Public Safety, any conservation ranger of the Department of Natural Resources, any officer or agent of the Georgia Bureau of Investigation, and any alcohol and tobacco officer or agent of the Department of Revenue. Under the provisions of this bill, 'law enforcement officers' would be eligible to obtain up to five years of creditable service for certain prior service as a full-time employee of a local governing authority. Creditable services would only be granted if the member:

- Held a position in which he or she was vested with the authority to enforce the criminal or traffic laws, had the power to arrest, and had duties which included the preservation of public order, the protection of life and property, or the prevention, detection, or investigation of crime;
- Was not eligible for a defined benefit or defined contribution retirement or pension plan while employed by the local governing authority; and
- Has been a member of the Employees' Retirement System for at least 10 years.

Any eligible member wishing to obtain such creditable service must make an application to the Board of Trustees and must pay an amount determined by the Board of Trustees to be sufficient to cover the full actuarial cost of granting such creditable service.

This is to certify that this bill is a fiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 0.

HB 690, having received the requisite constitutional majority, was passed.

Senator Bethel of the 54th asked unanimous consent that HB 916, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 916, having been taken from the Table, was put upon its passage.

HB 916. By Representatives Hightower of the 68th, Welch of the 110th, McCall of the 33rd, Knight of the 130th, Petrea of the 166th and others:

A BILL to be entitled an Act to amend Code Section 26-4-118 of the O.C.G.A., relating to "The Pharmacy Audit Bill of Rights;" so as to remove an exception relating to certain audits conducted by the Department of Community Health; to amend Article 7 of Chapter 4 of Title 49 of the O.C.G.A., relating to medical assistance generally, so as to provide that clerical or other errors do not constitute a basis to recoup payments made by providers of medical assistance; to provide for a correction period; to amend Chapter 1 of Title 50 of the O.C.G.A., relating to general provisions regarding state

government, so as to provide that clerical or other errors do not constitute a basis to recoup payments made by providers of medical assistance; to provide for a correction period; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 1.

HB 916, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/24/2016

I inadvertently voted the "No" on HB 916. Please reflect in the Journal that my intent was to vote "Yes".

/s/ Gloria Butler  
District 55

Senator Hill of the 6th asked unanimous consent that HB 936, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 936, having been taken from the Table, was put upon its passage.

HB 936. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from income taxes, so as to clarify certain terms in respect to the wages necessary to qualify for a jobs tax credit; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 6th.

The Senate Committee on Finance offered the following substitute to HB 936:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from income taxes, so as to provide for an income tax credit for members of the Georgia State Defense Force; to clarify certain terms in respect to the wages necessary to qualify for a jobs tax credit; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from income taxes, is amended by adding a new Code section to read as follows:

"48-7-29.20.

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

(1) 'Georgia State Defense Force' means the organization established pursuant to Part 3 of Article 1 of Chapter 2 of Title 38.

(2) 'Georgia State Defense Force member' means an individual who is an active member in good standing of the Georgia State Defense Force for at least eight months.

(b) A Georgia State Defense Force member shall be allowed a credit against the tax imposed by Code Section 48-7-20 in an amount not to exceed \$500.00 per taxable year.

In no event shall the amount of the tax credit exceed the taxpayer's income tax liability for any taxable year, and any unused tax credit shall not be allowed to be carried forward to apply to the taxpayer's succeeding years' tax liability. No such tax credit shall be allowed the taxpayer against prior years' tax liability.

(c) The commissioner shall promulgate any rules and regulations necessary to implement and administer this Code section."

## **SECTION 2.**

Said article is further amended by revising paragraph (1) of subsection (e) of Code Section 48-7-40, relating to designating counties as less developed areas, as follows:

"(e)(1) Business enterprises in counties designated by the commissioner of community affairs as tier 1 counties shall be allowed a tax credit for taxes imposed under this article equal to \$3,500.00 annually per eligible new full-time employee job for five years beginning with the first taxable year in which the new full-time employee job is created and for the four immediately succeeding taxable years; provided, however, that where the amount of such credit exceeds a business enterprise's liability for such taxes in a taxable year, the excess may be taken as a credit against such business enterprise's quarterly or monthly payment under Code Section 48-7-103 but not to exceed in any one taxable year \$3,500.00 for each new full-time employee job when aggregated with the credit applied against taxes under this article. Each employee whose employer receives credit against such business enterprise's quarterly or monthly payment under Code Section 48-7-103 shall receive credit against his or her income tax liability under Code Section 48-7-20 for the corresponding taxable year for the full amount which would be credited against such liability prior to the application of the credit provided for in this paragraph. Credits against quarterly or monthly payments under Code Section 48-7-103 and credits against liability under Code Section 48-7-20 established by this paragraph shall not constitute income to the taxpayer. Business enterprises in counties designated by the commissioner of community affairs as tier 2 counties shall be allowed a job tax credit for taxes imposed under this article equal to \$2,500.00 annually, business enterprises in counties designated by the commissioner of community affairs as tier 3 counties shall be allowed a job tax credit for taxes imposed under this article equal to \$1,250.00 annually, and business enterprises in counties designated by the commissioner of community affairs as tier 4 counties shall be allowed a job tax credit for taxes imposed under this article equal to \$750.00 annually for each new full-time employee job for five years beginning with the first taxable year in which the new full-time employee job is created and for the four immediately succeeding taxable years. Where a business enterprise is engaged in a competitive project located in a county designated by the commissioner of community affairs as a tier 2 county and where the amount of the credit provided in this paragraph exceeds such business enterprise's liability for taxes imposed under this article in a taxable year, or where a business enterprise is engaged in a competitive project located in a county designated by the commissioner of community affairs as a tier 3 or tier 4 county and where the

amount of the credit provided in this paragraph exceeds 50 percent of such business enterprise's liability for taxes imposed under this article in a taxable year, the excess may be taken as a credit against such business enterprise's quarterly or monthly payment under Code Section 48-7-103 but not to exceed in any one taxable year \$2,500.00 for each new full-time employee job when aggregated with the credit applied against taxes under this article. Each employee whose employer receives credit against such business enterprise's quarterly or monthly payment under Code Section 48-7-103 shall receive credit against his or her income tax liability under Code Section 48-7-20 for the corresponding taxable year for the full amount which would be credited against such liability prior to the application of the credit provided for in this paragraph. Credits against quarterly or monthly payments under Code Section 48-7-103 and credits against liability under Code Section 48-7-20 established by this paragraph shall not constitute income to the taxpayer. The number of new full-time employee jobs shall be determined by comparing the monthly average number of full-time employees subject to Georgia income tax withholding for the taxable year with the corresponding period of the prior taxable year. In tier 1 counties, those business enterprises that increase employment by two or more shall be eligible for the credit. In tier 2 counties, only those business enterprises that increase employment by ten or more shall be eligible for the credit. In tier 3 counties, only those business enterprises that increase employment by 15 or more shall be eligible for the credit. In tier 4 counties, only those business enterprises that increase employment by 25 or more shall be eligible for the credit. The average wage of ~~the~~ each new jobs job created must be above the average wage of the county that has the lowest average wage of any county in the state to qualify as reported in the most recently available annual issue of the Georgia Employment and Wages Averages Report of the Department of Labor. To qualify for a credit under this paragraph, the employer must make health insurance coverage available to the employee filling the new full-time employee job; provided, however, that nothing in this paragraph shall be construed to require the employer to pay for all or any part of health insurance coverage for such an employee in order to claim the credit provided for in this paragraph if such employer does not pay for all or any part of health insurance coverage for other employees. Credit shall not be allowed during a year if the net employment increase falls below the number required in such tier. The state revenue commissioner shall adjust the credit allowed each year for net new employment fluctuations above the minimum level of the number required in such tier."

### SECTION 3.

Said article is further amended by revising subsections (a) and (e) of Code Section 48-7-40.1, relating to tax credits for business enterprises in less developed areas, as follows:

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

(1) 'Broadcasting' means the transmission or licensing of audio, video, text, or other programming content to the general public, subscribers, or to third parties via radio, television, cable, satellite, or the Internet or Internet Protocol and includes motion



picture and sound recording, editing, production, postproduction, and distribution. 'Broadcasting' is limited to establishments classified under the 2007 North American Industry Classification System Codes 515, broadcasting; 519, Internet publishing and broadcasting; 517, telecommunications; and 512, motion picture and sound recording industries.

(2) 'Business enterprise' means any business or the headquarters of any such business which is engaged in manufacturing, including, but not limited to, the manufacturing of alternative energy products for use in solar, wind, battery, bioenergy, biofuel, and electric vehicle enterprises, warehousing and distribution, processing, telecommunications, broadcasting, tourism, biomedical manufacturing, and research and development industries. Such term shall not include retail businesses. Businesses are eligible for the tax credit provided by this Code section at an individual establishment of the business based on the classification of the individual establishment under the North American Industry Classification System. For purposes of this Code section, the term 'establishment' means an economic unit at a single physical location where business is conducted or where services or industrial operations are performed. If more than one business activity is conducted at the establishment, then only those jobs engaged in the qualifying activity will be eligible for the tax credit provided by this Code section.

(3) 'New full-time employee job' means a newly created position of employment that was not previously located in this state, requires a minimum of 35 hours a week, and pays at or above the average wage earned in the county with the lowest average wage earned in this state, as reported in the most recently available annual issue of the Georgia Employment and Wages Averages Report of the Department of Labor."

"(e) Business enterprises in areas designated by the commissioner of community affairs as less developed areas shall be allowed a job tax credit for taxes imposed under this article equal to \$3,500.00 annually per eligible new full-time employee job for five years beginning with the first taxable year in which the new full-time employee job is created and for the four immediately succeeding taxable years; provided, however, that where the amount of such credit exceeds a business enterprise's liability for such taxes in a taxable year, the excess may be taken as a credit against such business enterprise's quarterly or monthly payment under Code Section 48-7-103 but not to exceed in any one taxable year \$3,500.00 for each new full-time employee job when aggregated with the credit applied against taxes under this article. Each employee whose employer receives credit against such business enterprise's quarterly or monthly payment under Code Section 48-7-103 shall receive credit against his or her income tax liability under Code Section 48-7-20 for the corresponding taxable year for the full amount which would be credited against such liability prior to the application of the credit provided for in this subsection. Credits against quarterly or monthly payments under Code Section 48-7-103 and credits against liability under Code Section 48-7-20 established by this subsection shall not constitute income to the taxpayer. The number of new full-time employee jobs shall be determined by comparing the monthly average number of full-time employees subject to Georgia income tax withholding for the taxable year

with the corresponding period of the prior taxable year. Only those business enterprises that increase employment by five or more in a less developed area shall be eligible for the credit; provided, however, that within areas of pervasive poverty as designated under paragraphs (2) and (4) of subsection (c) of this Code section businesses shall only have to increase employment by two or more jobs in order to be eligible for the credit, provided that, if a business only increases employment by two jobs, the persons hired for such jobs shall not be married to one another. The average wage of ~~the~~ each new ~~jobs~~ job created must be above the average wage of the county that has the lowest wage of any county in the state to qualify as reported in the most recently available annual issue of the Georgia Employment and Wages Averages Report of the Department of Labor. To qualify for a credit under this subsection, the employer must make health insurance coverage available to the employee filling the new full-time employee job; provided, however, that nothing in this subsection shall be construed to require the employer to pay for all or any part of health insurance coverage for such an employee in order to claim the credit provided for in this subsection if such employer does not pay for all or any part of health insurance coverage for other employees. Credit shall not be allowed during a year if the net employment increase falls below five or two, as applicable. The state revenue commissioner shall adjust the credit allowed each year for net new employment fluctuations above the minimum level of five or two."

#### SECTION 4.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman

Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 0.

HB 936, having received the requisite constitutional majority, was passed by substitute.

The following communications were received by the Secretary:

24 Mar. '16

Due to business outside the Senate Chamber, I missed the vote on HB 936. Had I been present, I would have voted "Yes".

/s/ Mike Dugan  
District 30

3/24

Due to business outside the Senate Chamber, I missed the vote on HB 936. Had I been present, I would have voted "YEA".

/s/ Lindsey Tippins  
District 37

Senator Gooch of the 51st asked unanimous consent that HB 935, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 935, having been taken from the Table, was put upon its passage.

HB 935. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to exemptions from ad valorem tax, so as to add certain fulfillment centers to properties eligible for a

freeport exemption; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Gooch of the 51st.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 1.

HB 935, having received the requisite constitutional majority, was passed.

The following bill was taken up to consider House action thereto:

SB 199. By Senators Jeffares of the 17th, Mullis of the 53rd, Jones of the 25th, Dugan of the 30th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, so as to provide a definition; to prohibit certain activities within close proximity to polling places; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, so as to provide a definition; to revise the qualifying times for municipal elections; to provide for the reopening of qualifications in municipal elections under certain conditions; to prohibit certain activities within close proximity to polling places; to amend Code Section 45-2-1 of the Official Code of Georgia Annotated, relating to persons ineligible to hold office, vacation of office, and validity of acts performed while in office, so as to authorize counties and municipalities to provide by local law for district durational residency requirements; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, is amended in Code Section 21-2-2, relating to definitions, by adding a new paragraph to read as follows:

"(3.1) 'Campaign material' means any newspaper, booklet, pamphlet, card, sign, paraphernalia, or any other written or printed matter referring to:

(A) A candidate whose name appears on the ballot in a primary or election;

(B) A referendum which appears on the ballot in a primary or election; or

(C) A political party or body which has a nominee or nominees on the ballot in a primary or election.

Campaign material shall not include any written or printed matter that is used exclusively for the personal and private reference of an individual elector during the course of voting."

**SECTION 2.**

Said chapter is further amended in Code Section 21-2-132, relating to filing notice of candidacy, nomination petition, and affidavit; payment of qualifying fee; pauper's affidavit and qualifying petition for exemption from qualifying fee; and military service, by revising paragraph (3) of subsection (c) as follows:

"(3)(A) Each candidate for a nonpartisan municipal office or a designee shall file a notice of candidacy in the office of the municipal superintendent of such candidate's municipality during the municipality's nonpartisan qualifying period. Each municipal superintendent shall designate the days of such qualifying period, which shall be no less than three days and no more than five days. The days of the qualifying period shall be consecutive days. Nonpartisan qualifying periods shall commence no earlier than 8:30 A.M. on the ~~last~~ third Monday in August immediately preceding the general election and shall end no later than 4:30 P.M. on

the following Friday; and, in the case of a special election, the municipal nonpartisan qualifying period shall commence no earlier than the date of the call and shall end no later than 25 days prior to the election; ~~and.~~

(B) In any case in which no individual has filed a notice of candidacy and paid the prescribed qualifying fee to fill a particular office in a nonpartisan municipal election, the governing authority of the municipality shall be authorized to reopen qualifying for candidates at 9:00 A.M. on the Monday next following the close of the preceding qualifying period and cease such qualifying at 5:00 P.M. on the Tuesday immediately following such Monday, notwithstanding the fact that such days may be legal holidays; and"

### SECTION 3.

Said chapter is further amended by revising paragraph (3) of subsection (d) of Code Section 21-2-132, relating to filing notice of candidacy, nomination petition, and affidavit; payment of qualifying fee; pauper's affidavit and qualifying petition for exemption from qualifying fee; and military service, as follows:

"(3) Each candidate for municipal office or a designee shall file a notice of candidacy in the office of the municipal superintendent of such candidate's municipality during the municipality's qualifying period. Each municipal superintendent shall designate the days of the qualifying period, which shall be no less than three days and no more than five days. The days of the qualifying period shall be consecutive days. Qualifying periods shall commence no earlier than 8:30 A.M. on the ~~last~~ third Monday in August immediately preceding the general election and shall end no later than 4:30 P.M. on the following Friday; and, in the case of a special election, the municipal qualifying period shall commence no earlier than the date of the call and shall end no later than 25 days prior to the election; and".

### SECTION 4.

Said chapter is further amended by revising subsection (a) of Code Section 21-2-414, relating to restrictions on campaign activities and public opinion polling within the vicinity of a polling place, cellular phone use prohibited, prohibition of candidates from entering certain polling places, and penalty, as follows:

"(a) No person shall solicit votes in any manner or by any means or method, nor shall any person distribute or display any campaign ~~literature, newspaper, booklet, pamphlet, card, sign, paraphernalia, or any other written or printed matter of any kind~~ material, nor shall any person solicit signatures for any petition or conduct any exit poll or public opinion poll with voters on any day in which ballots are being cast:

- (1) Within 150 feet of the outer edge of any building within which a polling place is established;
- (2) Within any polling place; or
- (3) Within 25 feet of any voter standing in line to vote at any polling place.

These restrictions shall not apply to conduct occurring in private offices or areas which cannot be seen or heard by such electors."

**SECTION 5.**

Code Section 45-2-1 of the Official Code of Georgia Annotated, relating to persons ineligible to hold office, vacation of office, and validity of acts performed while in office, is amended by revising paragraph (1) as follows:

"(1) Persons who are not citizens of this state and persons under the age of 21 years; provided, however, that upon passage of appropriate local ordinances, citizens of this state who are otherwise qualified and who have attained 18 years of age shall be eligible to hold any county or municipal office, except such offices of a judicial nature. The residency requirement for a candidate for any county office, except offices of a judicial nature, shall be 12 months residency within the county. The residency requirement for a candidate for any municipal office, except offices of a judicial nature, shall be 12 months residency within the municipality; provided, however, that municipalities may by charter provide for lesser residency requirements for candidates for municipal office, except offices of a judicial nature. Notwithstanding anything in this paragraph to the contrary, the General Assembly may provide by local law for a period of district residency for candidates for any county or municipal governing authority or board of education who are elected from districts not to exceed 12 months residency within the district from which each such candidate seeks election. Any local law previously enacted by the General Assembly providing for a period of district residency for candidates for county or municipal office which does not exceed 12 months shall be granted full force and effect;"

**SECTION 6.**

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

**SECTION 7.**

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

Senator Jeffares of the 17th asked unanimous consent that the Senate disagree to the House substitute to SB 199.

The consent was granted, and the Senate disagreed to the House substitute to SB 199.

The following bill was taken up to consider House action thereto:

SB 64. By Senators Hufstetler of the 52nd and Jones of the 10th:

A BILL to be entitled an Act to amend Code Section 15-11-2, Title 19, and Chapter 10 of Title 31 of the O.C.G.A., relating to definitions for the Juvenile Code, domestic relations, and vital records, respectively, so as to repeal voluntary acknowledgments of legitimation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Hufstetler of the 52nd asked unanimous consent that the Senate adhere to its disagreement to the House substitute to SB 64 and that a Conference Committee be appointed.

The consent was granted, and the President appointed as a Conference Committee the following Senators: Jones of the 10th, Thompson of the 14th and Hufstetler of the 52nd.

Senator Shafer of the 48th asked unanimous consent that HB 960, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 960, having been taken from the Table, was put upon its passage.

HB 960. By Representatives Kelley of the 16th, Sims of the 123rd, Dempsey of the 13th, Harrell of the 106th, Houston of the 170th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 48 of the O.C.G.A., relating to state administration and collection of revenue, so as to provide for confidentiality of certain tax information; to provide for an interest rate on delinquent payments that adjusts to reflect changes in the prime rate; to adjust the penalties for nonpayment of ad valorem taxes to offset the reduction in interest rate; to make distribution of penalties equitable between taxing jurisdictions; to provide for additional procedures, conditions, and limitations; to provide for notice to political subdivisions upon the filing of certain tax refund requests; to provide for confidentiality of taxpayer information; to provide for automatic transfer to the Georgia Tax Tribunal in certain cases; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Shafer of the 48th.

The following Fiscal Note, as required by law, was read by the Secretary:



## **Department of Audits and Accounts**

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174



February 25, 2016

Honorable Jay Powell  
Chairman, House Ways and Means  
113 State Capitol  
Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
House Bill 960 (LC 34 4901ERS)

Dear Chairman Powell:

The bill would amend a number of provisions associated with the Department of Revenue's (DOR) administration of tax revenue, including interest rates paid by taxpayers and by DOR, notification to local governments of taxpayer refund requests that could significantly impact their budgets, and transferal of the refund requests to the Georgia Tax Tribunal if pending more than two years. It would also require the Department of Audits and Accounts (DOAA) to review DOR's audit of these refund requests. Finally, the bill would change the penalties and interest associated with late payments of ad valorem taxes held in trust.

### **Change in Interest Rate**

The bill's most significant fiscal impact is associated with the change in the interest rate. Current law requires that taxpayers pay 1% interest each month that taxes are late and that DOR pay the same rate when refunding payments erroneously or illegally collected from a taxpayer. The bill would change the rate to the published bank loan prime rate plus three percent (currently 6.5%). The change would result in less revenue from taxpayers but also lower payments made by the state. In fiscal year 2015, the net interest collections (interest collected minus interest paid) totaled \$23.8 million. If the rate had been 6.5%, net interest collections would have been \$10.9 million lower.

### **Cases to Tax Tribunal**

If a refund claim of local significance is pending after two years, the Georgia Tax Tribunal will determine the reason for the delay. If DOR is found primarily at fault, it will be required to pay interest due to the taxpayer, including interest on the local tax revenue. The tribunal may also require that attorneys' fees for both parties be paid. While the provision could result in additional state costs, we do not have the data that would allow for a reliable estimate.

### **Reviews by Department of Audits and Accounts**

Once DOR has completed its audit of a "refund claim of local significance," DOAA may assess the procedures and methodology used by DOR to make the final refund determination. The number of these DOAA reviews is projected at approximately five

annually . Given the limited number and scope of the reviews, DOAA estimates that the work can be conducted with existing resources.

**DOR Programming Costs**

DOR must update its information systems to address several bill requirements. The agency plans to make the required changes with existing resources.

**Change in Penalties and Interest on Ad Valorem**

The bill changes the penalty on unpaid ad valorem tax owed to local governments from ten to five percent. After 180 days, the penalty increases until it reaches a maximum of 20 percent. This provision would have no fiscal impact on the state, and the fiscal note does not assess the local impact.

Sincerely,

/s/ Greg S. Griffin  
State Auditor

/s/ Teresa A. MacCartney, Director  
Office of Planning and Budget

The Senate Committee on Finance offered the following substitute to HB 960:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 2 of Title 48 of the Official Code of Georgia Annotated, relating to state administration and collection of revenue, so as to provide for confidentiality of certain tax information; to provide for an interest rate on delinquent payments that adjusts to reflect changes in the prime rate; to adjust the penalties for nonpayment of ad valorem taxes to offset the reduction in interest rate; to make distribution of penalties equitable between taxing jurisdictions; to provide for additional procedures, conditions, and limitations; to provide for notice to political subdivisions upon the filing of certain tax refund requests; to provide for confidentiality of taxpayer information; to amend Chapter 13A of Title 50 of the Official Code of Georgia Annotated, relating to tax tribunals, so as to provide for automatic transfer to the Georgia Tax Tribunal in certain cases; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 2 of Title 48 of the Official Code of Georgia Annotated, relating to state administration and collection of revenue, is amended by revising subsection (b) and

adding a new subsection to Code Section 48-2-15, relating to confidential information, to read as follows:

"(b) This Code section shall not:

- (1) Be construed to prevent the use of confidential information as evidence before any state or federal court in the event of litigation involving tax liability of any taxpayer;
- (2) Be deemed to prevent the print or electronic publication of statistics so arranged as not to reveal information respecting an individual taxpayer;
- (3) Apply in any way whatsoever to any official finding of the commissioner with respect to any assessment or any information properly entered upon an assessment roll or other public record;
- (4) Affect any information which in the regular course of business is by law made the subject matter of a public document in any federal or state office or in any local office in this state; ~~or~~
- (5) Apply to information, records, and reports required and obtained under Article 1 of Chapter 9 of this title, which requires distributors of motor fuels to make reports of the amounts of motor fuels sold and used in each county by the distributor, or under Article 2 of Chapter 9 of this title, relating to road tax on motor carriers; or
- (6) Be construed to prevent the disclosure of information, so arranged as not to reveal information respecting an individual taxpayer, requested by the House Committee on Ways and Means or the Senate Finance Committee regarding the department's administration of any tax."

"(f) This Code section shall not be construed to prohibit disclosure as required in subsection (h) of Code Section 48-2-35."

## SECTION 2.

Said chapter is further amended by revising subsections (a) and (f) and adding new subsections in Code Section 48-2-35, relating to refunds of taxes and fees determined to have been erroneously or illegally assessed and collected, to read as follows:

"(a) A taxpayer shall be refunded any and all taxes or fees which are determined to have been erroneously or illegally assessed and collected from such taxpayer under the laws of this state, whether paid voluntarily or involuntarily, and shall be refunded interest, except as provided in subsection (b) of this Code section, on the amount of the taxes or fees ~~at the rate of 1 percent per month~~ from the date of payment of the tax or fee to the commissioner at an annual rate equal to the bank prime loan rate as posted by the Board of Governors of the Federal Reserve System in statistical release H. 15 or any publication that may supersede it, plus 3 percent, to accrue monthly. Such annual interest rate shall be determined for each calendar year based on the first weekly posting of statistical release H. 15 on or after January 1 of each calendar year. For the purposes of this Code section, any period of less than one month shall be considered to be one month. Refunds shall be drawn from the treasury on warrants of the Governor issued upon itemized requisitions showing in each instance the person to whom the refund is to be made, the amount of the refund, and the reason for the refund."

"(f) For purposes of all claims for refund of sales and use taxes erroneously or illegally assessed and collected, the term 'taxpayer,' as defined under Code Section 48-2-35.1, shall apply. Such claim for refund shall contain the total refund claimed and the allocation of the local sales and use tax by the political subdivision.

(g) Any taxpayer required to pay taxes electronically in accordance with paragraph (2.1) of subsection (f) of Code Section 48-2-32 shall also file any claims for refund electronically. The department shall make claim for refund forms consistent with this subsection electronically available.

(h)(1) As used in this subsection, the term:

(A) 'Political subdivision designee' means the chief officer or officers designated by the political subdivision to receive information about a refund claim of local significance pursuant to this subsection. Each political subdivision shall certify to the commissioner that any such designee is so authorized on a form and in a manner prescribed by the department.

(B) 'Refund claim of local significance' means a taxpayer's claim for refund of sales and use taxes erroneously or illegally assessed and collected or the department's discovery of any overpayment of such taxes, if such claim for refund or overpayment is for an amount equal to or greater than 10 percent of the total yearly average of aggregate sales and use tax distributions to any single political subdivision based on the average of the three most recent calendar years.

(2) Within 30 business days following the department's receipt of a refund claim of local significance, the department shall notify each affected political subdivision's political subdivision designee that a refund claim of local significance has been received and shall furnish the taxpayer with a copy of such notification. Such notification shall include the date the refund claim of local significance was filed, the amount in the claim for refund for which the political subdivision itself would be responsible if the request is granted, and a copy of the confidentiality provisions in Code Section 48-2-15 and this Code section. After the department has completed an audit of the claim for refund and determined a final refund amount, the department shall supplement the above notice by transmitting to the political subdivision designee the final refund amount for which the political subdivision is responsible.

(3) Any information supplied to a political subdivision designee pursuant to this subsection shall retain, in the hands of the local official, its privileged and confidential nature to the same extent and under the same conditions as such information is privileged and confidential in the hands of the commissioner, pursuant to Code Section 48-2-15. It shall be the responsibility of the political subdivision designee, and not the department, to protect privileged and confidential information received under this subsection. Any person who divulges any tax information obtained under this subsection shall be subject to the same civil and criminal penalties as provided for divulgence of tax information by employees of the department. Though privileged and confidential information shall not be disclosed, the political subdivision designee may make reasonable budgetary recommendations to elected officials, city managers, and tax officials in political subdivisions based on the confidential information

furnished. The department shall not be subject to any criminal or civil liability for the unauthorized divulgence of privileged and confidential information by a political subdivision designee. Notwithstanding the foregoing, in the event all or any portion of the refund claim of local significance is for a tax levied under Part 1 of Article 3 of Chapter 8 of this title, the affected county shall not be in violation of this confidential provision if it notifies all municipal political subdivision designees in the county that such notification has been received from the department.

(4) The commissioner, by rule or regulation, shall establish guidelines for identifying and producing documents to the Department of Audits and Accounts for review relating to the handling of refund claims of local significance. In the event of such review, the Department of Audits and Accounts shall assess whether the department followed proper procedures and used appropriate methodology to reach its final determination on a refund claim of local significance.

(5) Any refund claims of local significance pending with the department for two years after the claim for refund was filed shall be automatically transferred to the Georgia Tax Tribunal as a declaratory judgment of the commissioner requesting a show cause proceeding pursuant to Code Section 50-13A-19.1."

### **SECTION 3.**

Said chapter is further amended by revising Code Section 48-2-40, relating to the rate of interest on past due taxes, as follows:

"48-2-40.

Except as otherwise expressly provided by law, taxes owed the state or any local taxing jurisdiction shall bear interest at the rate of 1 percent per month at an annual rate equal to the bank prime loan rate as posted by the Board of Governors of the Federal Reserve System in statistical release H. 15 or any publication that may supersede it, plus 3 percent, to accrue monthly. Such annual interest rate shall be determined for each calendar year based on the first weekly posting of statistical release H. 15 on or after January 1 of each calendar year. Interest shall begin to accrue from the date the tax is due until the date the tax is paid. For the purposes of this Code section, any period of less than one month shall be considered to be one month. This Code section shall also apply to alcoholic beverage taxes."

### **SECTION 4.**

Said chapter is further amended by revising subsection (b) of Code Section 48-2-44, relating to penalties and interest on failure to file return or timely pay taxes held in trust for the state, as follows:

"(b)(1) In any instance in which any person willfully fails, on or after July 1, 1981, to pay, within ~~90~~ 120 days of the date when due, any ad valorem tax owed the state or any local government, such person shall pay, in the absence of a specific statutory civil penalty for the failure, a penalty of 10 percent of the amount of tax due and not paid at the time such penalty is assessed, together with interest as specified by law. ~~This 10 percent penalty~~ After 120 days from the imposition of the initial penalty, an

additional penalty of 5 percent of any tax amount remaining due shall be imposed at each subsequent 120 day period, together with interest as specified by law. The aggregate amount of penalties imposed pursuant to this subsection shall not exceed an amount equal to 20 percent of the principal amount of the tax originally due. These penalties shall not, however, apply in the case of:

(A) Ad valorem taxes of \$500.00 or less on homestead property as defined in Part 1 of Article 2 of Chapter 5 of this title; or

(B) With respect to tax year 1986 and future tax years, ad valorem taxes of any amount on homestead property as defined in Part 1 of Article 2 of Chapter 5 of this title, if the homestead property was during the tax year acquired by a new owner who did not receive a tax bill for the tax year and who immediately before acquiring the homestead property resided outside the State of Georgia and if the taxes are paid within one year following the due date.

(2) Any city or county authorized as of April 22, 1981, by statute or constitutional amendment to receive a penalty of greater than 10 percent for failure to pay an ad valorem tax is authorized to continue to receive that amount.

(3) With respect to all penalties and interest received by the tax commissioner on or after July 1, 1998, unless otherwise specifically provided for by general law, the tax commissioner shall distribute penalties collected and interest collected or earned as follows:

~~(A) Penalties collected for failure to return property for ad valorem taxation or for failure to pay ad valorem taxes, and interest earned by the tax commissioner on taxes collected but not yet disbursed, shall be paid into the county treasury in the same manner and at the same time the tax is collected and distributed to the county, and they shall remain the property of the county~~ Interest earned by the tax commissioner on taxes collected but not yet disbursed shall be distributed pro rata based on each taxing jurisdiction's share of the total amount upon which the interest was computed; and

~~(B) Interest collected on delinquent ad valorem taxes shall be distributed pro rata based on each taxing jurisdiction's share of the total tax on which the interest was computed~~ Penalties collected for failure to return property for ad valorem taxation or failure to pay ad valorem taxes, and interest collected on delinquent ad valorem taxes, shall be distributed pro rata based on each taxing jurisdiction's share of the total tax on which the penalty or interest was computed."

### SECTION 5.

Chapter 13A of Title 50 of the Official Code of Georgia Annotated, relating to tax tribunals, is amended by adding a new Code section to read as follows:

"50-13A-19.1.

(a) The tribunal shall docket the declaratory judgments of the revenue commissioner pursuant to subsection (h) of Code Section 48-2-35 as actions in the tribunal without the filing of a petition for relief.

(b)(1) The tribunal shall determine by interlocutory order the party at fault for the

delay in finally determining a claim for refund.

(2) If the tribunal determines that the Department of Revenue is primarily at fault, the order shall require that the Department of Revenue pay all interest due to the taxpayer on the claim for refund, including the interest due on the local sales and use tax deemed to have been illegally or erroneously collected. The tribunal shall thereafter remand the matter back to the Department of Revenue for determination on the underlying claim for refund.

(3) If the tribunal determines that the taxpayer who made the claim for refund is primarily at fault, the order shall prohibit the accrual of any interest due to the taxpayer on the finally determined claim for refund. The tribunal shall thereafter remand the matter back to the Department of Revenue for determination on the underlying claim for refund.

(4) If the tribunal determines that the delay is justified, the order shall remand the matter back to the Department of Revenue for determination and for further hearings at the tribunal's discretion.

(c) The tribunal, at its discretion, may award reasonable attorneys' fees to either party in such proceedings.

(d) Orders of the tribunal issued pursuant to this Code section shall be excluded from the provisions of subsection (d) of Code Section 50-13A-15.

(e) Except as otherwise provided in this Code section, such actions shall follow the procedures and tribunal rules applicable to other proceedings within the tribunal."

**SECTION 6.**

This Act shall become effective on July 1, 2016. The new penalty and interest rates provided in Sections 2, 3, and 4 of this Act shall apply to penalties and interest accrued on or after the effective date of this Act.

**SECTION 7.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

- |          |                |          |
|----------|----------------|----------|
| Y Albers | Y Hill, Jack   | Y Orrock |
| Y Beach  | Y Hill, Judson | Y Parent |
| Y Bethel | Y Hufstetler   | Y Rhett  |
| Y Black  | Y Jackson, B   | Y Seay   |
| Y Burke  | Y Jackson, L   | Y Shafer |

Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 54, nays 0.

HB 960, having received the requisite constitutional majority, was passed by substitute.

Senator Bethel of the 54th asked unanimous consent that HB 818, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 818, having been taken from the Table, was put upon its passage.

HB 818. By Representatives Shaw of the 176th, Nimmer of the 178th, Fleming of the 121st, England of the 116th, Bryant of the 162nd and others:

A BILL to be entitled an Act to amend Chapter 9 of Title 34 of the O.C.G.A., relating to workers' compensation, so as to change certain provisions relating to workers' compensation insurance, awards, benefits, and administration; to provide that administrative law judges are subject to the Georgia Code of Judicial Conduct; to change provisions related to an employer's duties to provide the State Board of Workers' Compensation with certain information; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

Senator McKoon of the 29th offered the following amendment #1:

*Amend HB 818 (LC 36 2862) by deleting lines 1 and 2 and inserting in lieu thereof the following:*

To amend Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations, so as to change certain provisions relating to employment; to change



certain provisions of a definition in order to provide that services performed by an individual for wages shall be deemed to be employment unless the Department of Labor makes a contrary determination based upon evidence submitted of certain factors demonstrating that such individual has been and will continue to be free from control or direction over the performance of such services; to provide that the Department of Labor shall maintain a web based system of notifying the department of employment that is improperly reported; to provide for investigation of reports of misclassification; to change certain provisions relating to workers' compensation

*By redesignating Sections 1 through 14 as Sections 3 through 16, respectively.*

*By inserting between lines 12 and 13 the following:*

**SECTION 1.**

Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations, is amended in Code Section 34-8-35, relating to the definition of employment applicable to the "Employment Security Law," by revising subsection (f) as follows:

"(f) Services performed by an individual for wages shall be deemed to be employment subject to this chapter unless and until it is shown that:

(1)(A) Such individual has been and will continue to be free from control or direction over the performance of such services, both under the individual's contract of service and in fact, as demonstrated by evidence timely submitted to the department upon which the department determines by analyzing the totality of the circumstances on a case-by-case basis that the individual:

(i) Is not prohibited from working for other companies or holding other employment contemporaneously;

(ii) Is free to accept or reject work assignments without consequence;

(iii) Is not prescribed minimum hours to work or, in the case of sales, does not have a minimum number of orders to be obtained;

(iv) Has the discretion to set his or her own work schedule;

(v) Receives only minimal instructions and no direct oversight or supervision regarding the services to be performed, such as the location where the services are to be performed and any requested deadlines;

(vi) When applicable, has no territorial or geographic restrictions; and

(vii) Is not required to perform, behave, or act or, alternatively, is compelled to perform, behave, or act in a manner related to the performance of services for wages which is determined by the Commissioner to demonstrate employment, in accordance with this Code section and such rules and regulations as the Commissioner may prescribe; and

(B) Such individual is customarily engaged in an independently established trade, occupation, profession, or business; or

(2) Such individual and the services performed for wages are the subject of an SS-8 determination by the Internal Revenue Service, which decided against employee status."

**SECTION 2.**

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

"34-8-257.

The department shall create a web based reporting system by which instances of improperly reported employment may be submitted to the department. The department shall investigate each credible report."

*By deleting lines 14 and 15 and inserting in lieu thereof the following:*

Said title is further amended by revising subsection (c) of Code Section 34-9-47, relating to the

*By replacing "chapter" with "title" on lines 26, 56, 70, 80, 88, 96, 143, 193, 209, 277, 339, and 355.*

Senator Bethel of the 54th requested a ruling of the Chair as to the germaneness of the amendment.

The President ruled the McKoon amendment #1 not germane.

Senator Hill of the 32nd offered the following amendment #2:

*Amend 818 by inserting after "To" on line 1 "amend Article 1 of Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to workers' compensation generally, so as to provide for a certificate of state law applicability to be issued by the State Board of Workers' Compensation under certain circumstances; to provide for an application fee; to authorize the board to promulgate certain rules and regulations; to" and by inserting after "BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:" the following:*

**SECTION 0.1.**

Article 1 of Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to workers' compensation generally, is amended by adding a new Code section to read as follows:

"34-9-2.4.

(a) Any person, firm, or private corporation, including any public service corporation, that has regularly in service less than three employees in the same business within this state and has not voluntarily elected to be bound by this chapter may apply with the board for the issuance of a certificate of state law applicability. A form for making such application shall be made available by the board and shall require the applicant to swear or affirm under penalty of perjury facts necessary to show that the applicant meets the qualifications for the applicable exemption under paragraph (2) of subsection (a) of Code Section 34-9-2. The certificate of state law applicability shall recite relevant state law and certify that the applicant has represented facts to the board which, if true, would not require such applicant to provide workers' compensation insurance coverage under such laws of this state or to comply with any other provisions of this

chapter. The certificate shall be issued by the board within 15 days of receipt of such application. A fee of \$25.00 shall be submitted with the application. If the application is denied for any reason, such application fee shall not be returned.

(b) Nothing in this Code section shall be construed to require the board to investigate or make an independent determination as to any facts represented by the applicant for a certificate of state law applicability.

(c) The board shall be authorized to promulgate rules and regulations necessary for the implementation of this Code section."

On the adoption of the amendment, the President asked unanimous consent.

Senator Bethel of the 54th objected.

On the adoption of the amendment, Senator McKoon of the 29th called for the yeas and nays; the call was sustained, and the vote was as follows:

N Albers	N Hill, Jack	N Orrock
N Beach	Y Hill, Judson	N Parent
N Bethel	N Hufstetler	N Rhett
N Black	N Jackson, B	N Seay
N Burke	N Jackson, L	N Shafer
N Butler	N James	N Sims
N Cowsert	N Jeffares	N Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
N Dugan	N Jones, H	E Thompson, C
N Fort	N Kennedy	N Tippins
N Ginn	Y Kirk	N Unterman
N Gooch	Y Ligon	N VanNess
N Harbin	N Lucas	N Walker
Y Harbison	N Martin	N Watson
N Harper	Y McKoon	N Wilkinson
Y Heath	Millar	Y Williams, M
N Henson	N Miller	Williams, T
N Hill, H	N Mullis	

On the adoption of the amendment, the yeas were 10, nays 43, and the Hill of the 32nd amendment # 2 was lost.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	N Williams, M
Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the passage of the bill, the yeas were 49, nays 1.

HB 818, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/24/16

Due to business outside the Senate Chamber, I missed the vote on HB 818. Had I been present, I would have voted "Yes".

/s/ Tyler Harper  
District 7

Senator Harbison of the 15th asked unanimous consent that HB 821, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 821, having been taken from the Table, was put upon its passage.

HB 821. By Representatives Williams of the 168th, Frazier of the 126th, Smith of the 134th, Yates of the 73rd, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 43 of the Official Code of Georgia Annotated, relating to general provisions applicable to professions and businesses, so as to require professional licensing boards and other boards to adopt rules and regulations implementing a process by which military spouses and transitioning service members may qualify for temporary licenses, licenses by endorsement, expedited licenses, or a combination thereof for each profession, business, or trade for which a license is issued; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Harbison of the 15th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 53, nays 0.

HB 821, having received the requisite constitutional majority, was passed.

Senator Burke of the 11th was excused for business outside the Senate Chamber.

Senator Hufstetler of the 52nd asked unanimous consent that HB 783, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 783, having been taken from the Table, was put upon its passage.

HB 783. By Representatives Broadrick of the 4th, Harden of the 148th, Parrish of the 158th and Hawkins of the 27th:

A BILL to be entitled an Act to amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to change certain provisions relating to Schedules I and IV controlled substances; to change certain provisions relating to the definition of dangerous drug; to provide for restricted dangerous drugs; to provide for penalties for certain violations relating to restricted dangerous drugs and nonprescription injectable insulin; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hufstetler of the 52nd.

The Senate Committee on Judiciary Non-Civil offered the following substitute to HB 783:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 8 of Chapter 12 and Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to regulation of low THC oil and controlled substances, respectively, so as to change the definition of low THC oil; to change certain provisions relating to Schedules I and IV controlled substances; to change certain provisions relating to the definition of dangerous drug; to provide for restricted dangerous drugs; to provide for a penalty for violations relating to nonprescription injectable insulin; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 8 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to regulation of low THC oil, is amended by revising Code Section 16-12-190, relating to a definition, as follows:

"16-12-190.

As used in this article, the term 'low THC oil' means an oil that contains an amount of cannabidiol and not more than 5 percent by weight of tetrahydrocannabinol, tetrahydrocannabinolic acid, or a combination of tetrahydrocannabinol and tetrahydrocannabinolic acid which does not contain plant material exhibiting the external morphological features of the plant of the genus Cannabis ~~and an amount of cannabidiol equal to or greater than the amount of tetrahydrocannabinol.~~"

## SECTION 2.

Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, is amended in Code Section 16-13-25, relating to Schedule I controlled substances, by revising subparagraph (P) of and adding new subparagraphs to paragraph (3) to read as follows:

~~"(P) Tetrahydrocannabinols which shall include, but are not limited to:~~

~~(i) All synthetic or naturally produced samples containing more than 15 percent by weight of tetrahydrocannabinols; and~~

~~(ii) All synthetic or naturally produced tetrahydrocannabinol samples which do~~  
Tetrahydrocannabinol, tetrahydrocannabinolic acid, or a combination of tetrahydrocannabinol and tetrahydrocannabinolic acid which does not contain plant material exhibiting the external morphological features of the plant cannabis of the genus Cannabis;"

"(BBB) Methoxyphencyclidine (MeO-PCP);

(CCCC) 4-hydroxy-N-methyl-N-isopropyltryptamine (4-OH-MiPT);

(DDDD) N,a-dimethyl-5-benzofuranethanamine (5-MAPB);"

## SECTION 3.

Said chapter is further amended in Code Section 16-13-25, relating to Schedule I controlled substances, by revising paragraph (12) as follows:

"(12) Any of the following compounds, derivatives, their salts, isomers, or salts of isomers, halogen analogues, or homologues, unless specifically utilized as part of the manufacturing process by a commercial industry of a substance or material not intended for human ingestion or consumption, as a prescription administered under medical supervision, or research at a recognized institution, whenever the existence of these salts, isomers, or salts of isomers, halogen analogues, or homologues is possible within the specific chemical designation:

- (A) Naphthoylindoles;
- (B) Naphthylmethylindoles;
- (C) Naphthoylpyrroles;
- (D) Naphthylideneindenes;
- (E) Phenylacetylindoles;
- (F) Cyclohexylphenols;
- (G) Benzoylindoles;
- (H) Tricyclic benzopyrans;
- (I) Adamantoylindoles;

(J) Indazole amides;

(K) [2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo[1,2,3-de]-1,4-benzoxazin-6-yl]-1-naphthalenylmethanone (WIN 55,212-2);

(L) Any compound, unless specifically excepted or listed in this or another schedule, structurally derived from 2-aminopropan-1-one by substitution at the 1-position with either phenyl, naphthyl, or thiophene ring systems, whether or not the compound is further modified in any of the following ways:

(i) By substitution in the ring system to any extent with alkyl, alkylendioxy, alkoxy, haloalkyl, hydroxyl, or halide substitutions, whether or not further substituted in the ring system;

(ii) By substitution at the 3-position with an acyclic alkyl substitution; or

(iii) By substitution at the 2-amino nitrogen atom with alkyl, dialkyl, benzyl, or methoxybenzyl groups, or by inclusion of the 2-amino nitrogen atom in a cyclic structure;

~~(L.1) 1-pentyl-8-quinolinyl ester-1H-indole-3-carboxylic acid (PB-22);~~

~~(M) (1-Pentylindol-3-yl)-(2,2,3,3-tetramethylcyclopropyl)-methanone (UR-144)~~  
Indole carboxamides;

~~(N) [1-(5-fluoropentyl)indol-3-yl]-(2,2,3,3-tetramethylcyclopropyl)-methanone (XLR11)~~  
Indole carboxylates;

(O) [1,1'-biphenyl]-3-yl-carbamic acid, cyclohexyl ester (URB602);

~~(P) [1-(2-morpholin-4-ylethyl)-1H-indol-3-yl]-(2,2,3,3-tetramethylcyclopropyl)-methanone (A-796,260)~~  
Indazole carboxylates;

(Q) [3-(3-carbamoylphenyl)phenyl] N-cyclohexylcarbamate (URB597);

(R) 6-methyl-2-[(4-methylphenyl)amino]-1-benzoxazin-4-one (URB754);

(S) 1-pentyl-3-(1-adamantylamido)indole (2NE1) Indole tetramethylcyclopropanecarbonyls;

~~(T) 1-(5-fluoropentyl)-N-(tricyclo[3.3.1.1<sup>3,7</sup>]dec-1-yl)-1H-indole-3-carboxamide (STS-135)~~  
Naphthoylbenzimidazoles;

(U) 1-naphthalenyl[4-(pentyloxy)-1-naphthalenyl]-methanone (CB-13);

(V) N-1-naphthalenyl-1-pentyl-1H-indole-3-carboxamide (NNEI);  
Naphthoylindazoles.

~~(W) N-(1-amino-3,3-dimethyl-1-oxobutan-2-yl)-1-pentyl-1H-indole-3-carboxamide (ADBICA);~~

~~(X) (1-(5-fluoropentyl)-1H-benzo[d]imidazol-2-yl)(naphthalen-1-yl)methanone (AM-2201 benzimidazole analog);~~

~~(Y) Quinolin-8-yl-1-(4-fluorobenzyl)-1H-indole-3-carboxylate (FUB-PB-22);~~

~~(Z) Naphthalen-1-yl-1-(4-fluorobenzyl)-1H-indole-3-carboxylate (FDU-PB-22);~~

~~(AA) Naphthalene-1-yl-1-(5-fluoropentyl)-1H-indole-3-carboxylate (NM2201);~~

~~(BB) (1-(4-fluorobenzyl)-1H-indol-3-yl)-(2,2,3,3-tetramethylcyclopropyl)methanone (FUB-144);~~

~~(CC) N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(5-fluoropentyl)-1H-indole-3-carboxamide (5-fluoro-ABICA);~~

~~(DD) 1-naphthalenyl(1-pentyl-1H-indazol-3-yl)-methanone (THJ-018)."~~



**SECTION 4.**

Said chapter is further amended by revising Code Section 16-13-28, relating to Schedule IV controlled substances, as follows:

"16-13-28.

(a) The controlled substances listed in this Code section are included in Schedule IV. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specified chemical designation, included as having a stimulant or depressant effect on the central nervous system or a hallucinogenic effect:

~~(0.5) Alfaxalone;~~

(1) ~~Alprazolam~~ Alfaxalone;

(1.5) Armodafinil;

(2) Barbital;

(2.1) Bromazepam;

(2.15) Butorphanol;

~~(2.2) Camazepam;~~

(2.25) Carisoprodol;

(2.3) Cathine;

(3) Chloral betaine;

(4) Chloral hydrate;

(5) Chlordiazepoxide, but not including librax (chlordiazepoxide hydrochloride and clidinium bromide) or menrium (chlordiazepoxide and water soluble esterified estrogens);

(5.1) Clobazam;

(6) ~~Clonazepam~~ Reserved;

~~(7) Clorazepate;~~

~~(7.1)(7)~~ Clotiazepam;

~~(7.2) Cloxazolam;~~

~~(7.3) Delorazepam;~~

(8) ~~Desmethyldiazepam~~ Reserved;

(8.5) Dexfenfluramine;

(9) Reserved;

(10) ~~Diazepam~~ Reserved;

(11) Diethylpropion;

(11.05) Difenoxin;

~~(11.1) Estazolam;~~

(11.5) Eluxadolone;

(12) Ethchlorvynol;

(13) Ethinamate;

~~(13.1) Ethyl loflazepate;~~

(13.15) Etizolam;

- (13.2) Fencamfamin;
- (14) Fenfluramine;
- ~~(14.1) Flunitrazepam;~~
- (14.2) Fenproporex;
- ~~(15) Flurazepam;~~
- ~~(15.3)~~(15) Fospropofol;
- ~~(16) Halazepam;~~
- ~~(16.1) Haloxazolam;~~
- ~~(16.15)~~(16) Indiplon;
- ~~(16.2) Ketazolam;~~
- ~~(16.3) Lometazepam;~~
- ~~(16.4) Loprazolam;~~
- ~~(17) Lorazepam;~~
- ~~(17.5)~~(17) Lorcaserin;
- (18) Mazindol;
- (19) Mebutamate;
- ~~(19.1) Medazepam;~~
- (19.2) Mefenorex;
- (20) Meprobamate;
- (21) Methohexital;
- (22) Methylphenobarbital;
- ~~(22.1) Midazolam;~~
- ~~(22.15)~~(22.1) Modafinil;
- ~~(22.2) Nimetazepam;~~
- ~~(22.3) Nitrazepam;~~
- ~~(22.4) Nordiazepam;~~
- (23) ~~Oxazepam~~ Reserved;
- ~~(23.1) Oxazolam;~~
- (24) Paraldehyde;
- (25) Pemoline;
- (26) Pentazocine;
- (27) Petrichloral;
- ~~(27.5) Phenazepam;~~
- (28) Phenobarbital;
- (29) Phentermine;
- (29.1) Pipradrol;
- ~~(30) Prazepam;~~
- ~~(30.03)~~(30) Propofol;
- (30.05) Propoxyphene (including all salts and optical isomers);
- (30.07) Pyrazolam;
- (30.1) Quazepam;
- (30.2) Sibutramine;
- (30.3) SPA (-)-1-dimethylamino-1, 2-diphenylethane;

(30.5) Suvorexant;

(31) ~~Temazepam~~ Reserved;

(31.5) Tramadol [2-((dimethylamino)methyl)-1-(3-methoxyphenyl)cyclohexanol, its salts, optical and geometric isomers, and salts of these isomers];

~~(32) Triazolam;~~

~~(32.5)~~(32) Zaleplon;

(33) Zolpidem;

(34) Zopiclone.

(b) The controlled substances in the benzodiazepine structural class include any of the following compounds, derivatives, their salts, isomers, or salts of isomers, halogen analogues, or homologues, unless specifically utilized as part of the manufacturing process by a commercial industry of a substance or material not intended for human ingestion or consumption, as a prescription administered under medical supervision, or for research at a recognized institution, whenever the existence of these salts, isomers, or salts of isomers, halogen analogues, or homologues is possible within the specific chemical designation or unless specifically excepted or listed in this or another schedule, structurally derived from 1,4-benzodiazepine by substitution at the 5-position with a phenyl ring system (which may itself be further substituted), whether or not the compound is further modified in any of the following ways:

(1) By substitution at the 2-position with a ketone;

(2) By substitution at the 3-position with a hydroxyl group or ester group, which itself may be further substituted;

(3) By a fused triazole ring at the 1,2- position, which itself may be further substituted;

(4) By a fused imidazole ring at the 1,2- position, which itself may be further substituted;

(5) By a fused oxazolidine ring at the 4,5- position, which itself may be further substituted;

(6) By a fused oxazine ring at the 4,5- position, which itself may be further substituted;

(7) By substitution at the 7-position with a nitro group;

(8) By substitution at the 7-position with a halogen group; or

(9) By substitution at the 1-position with an alkyl group, which itself may be further substituted.

~~(b)~~(c) The State Board of Pharmacy may except by rule any compound, mixture, or preparation containing any depressant, stimulant, or hallucinogenic substance listed in subsection (a) or (b) of this Code section from the application of all or any part of this article if the compound, mixture, or preparation contains one or more active, medicinal ingredients not having a depressant or stimulant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a depressant or stimulant effect on the central nervous system."

**SECTION 5.**

Said chapter is further amended in Code Section 16-13-71, relating to the definition of a dangerous drug, by revising paragraphs (115.3), (323), (562), (563), and (851.02) of subsection (b) as follows:

- "(115.3) Budesonide — See exceptions;"
- "(323) Doxylamine succinate;"
- "(562) ~~Meprednisone~~ Mepivacaine;
- (563) ~~Mepivacaine~~ Meprednisone;"
- "(851.02) ~~Salvinorin A~~ Reserved;"

**SECTION 6.**

Said chapter is further amended in Code Section 16-13-71, relating to the definition of a dangerous drug, by adding new paragraphs to subsection (b) to read as follows:

- "(19.57) Alectinib;"
- "(19.76) Alirocumab;"
- "(66.7) Asfotase;"
- "(69.2) Avibactam;"
- "(107.2) Brepaprazole;"
- "(131.5) Cangrelor;"
- "(143.5) Cariprazine;"
- "(190.3) Cholic Acid;"
- "(207.7) Cobimetinib;"
- "(236.5) Daclatasvir;"
- "(240.4) Daratumumab;"
- "(243.7) Deferiprone;"
- "(247.8) Deoxycholic Acid;"
- "(295.5) Dinutuximab;"
- "(330.7) Edoxaban;"
- "(331.059) Elotuzumab;"
- "(380.4) Evolocumab;"
- "(386.1) Filgrastim-SNDZ;"
- "(387.7) Flibanserin;"
- "(464.15) Idarucizumab;"
- "(474.3) Insulin degludec;"
- "(495.5) Isavuconazonium;"
- "(506.72) Ivabradine;"
- "(506.95) Ixazomib;"
- "(513.74) Lenvatinib;"
- "(513.77) Lesinurad;"
- "(531.4) Lumacaftor;"
- "(562.5) Mepolizumab;"
- "(638.47) Necitumumab;"
- "(665.55) Osimertinib;"

"(681.35) Palbociclib;"  
"(685.65) Panobinostat;"  
"(692.29) Patiromer;"  
"(844.8) Rolapitant;"  
"(849.7) Sacubitril;"  
"(852.05) Sebelipase;"  
"(852.4) Secukinumab;"  
"(853.7) Selexipag;"  
"(882.3) Sonidegib;"  
"(903.17) Sugammadex;"  
"(930.98) Talimogene;"  
"(967.56) Tipiracil;"  
"(973.6) Trabectedin;"  
"(1021.1) Uridine;"

#### **SECTION 7.**

Said chapter is further amended in Code Section 16-13-71, relating to the definition of a dangerous drug, by adding a new subsection to read as follows:

"(b.1) A 'restricted dangerous drug' means any other drug or substance declared by the General Assembly to have no medical use, which cannot be legally prescribed by a practitioner, and which cannot be manufactured, grown, produced, distributed, used, or otherwise possessed in this state; to include any of the following drugs, chemicals, or substances; salts, isomers, esters, ethers, or derivatives of such drugs, chemicals, or substances which have essentially the same pharmacological action; and all other salts, isomers, esters, ethers, and compounds of such drugs, chemicals, or substances unless specifically exempted, identified as 'restricted dangerous drugs':

(1) Salvinorin A; and

(2) Salvia divinorum – except as otherwise provided for in paragraph (4.3) of Code Section 16-13-72.

This subsection shall not prohibit a person from possessing a restricted dangerous drug for the purpose of conducting research approved by the federal Food and Drug Administration."

#### **SECTION 8.**

Said chapter is further amended in Code Section 16-13-71, relating to the definition of a dangerous drug, by adding a new paragraph to subsection (c) to read as follows:

"(6.1) Budesonide – when used as a nasal spray in doses up to 32 mcg per spray;"

#### **SECTION 9.**

Said chapter is further amended by revising Code Section 16-13-79, relating to violations of the "Dangerous Drug Act," as follows:

"16-13-79.

(a) Except as provided in subsections (b), (c), and (d) of this Code section, any person

who violates this article shall be guilty of a misdemeanor.

(b) Any person who distributes or possesses with the intent to distribute nitrous oxide for any use other than for a medical treatment prescribed by the order of a licensed medical practitioner, except as provided for by paragraph (16) of subsection (c) of Code Section 16-13-71, shall be guilty of a felony and upon conviction thereof shall be punished by imprisonment for not less than one year nor more than three years or by a fine not to exceed \$5,000.00 or both.

(c) Any person who distributes or possesses with the intent to distribute to any person under 18 years of age nitrous oxide for any use other than for a medical treatment prescribed by the order of a licensed medical practitioner, except as provided for by paragraph (16) of subsection (c) of Code Section 16-13-71, shall be guilty of a felony and upon conviction thereof shall be punished for not less than two years nor more than six years or by a fine not to exceed \$10,000.00 or both.

(d) This article shall not apply to any person who possesses, distributes, sells, or uses nitrous oxide for food preparation in a restaurant, for food service, or in household products.

(e) Any person who knowingly distributes or resells any nonprescription injectable insulin product which was first obtained through an over-the-counter sale made to a patient from any pharmacy, practitioner, or other source shall be guilty of a misdemeanor. All such injectable insulin distributed or sold in this manner is considered to be an adulterated dangerous drug and unsalable, making it subject to seizure under the laws of this state."

#### SECTION 10.

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

#### SECTION 11.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
E Burke	Y Jackson, L	Y Shafer

Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	E Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 52, nays 1.

HB 783, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/24/2016

I inadvertently voted the "No" on HB 783. Please reflect in the Journal that my intent was to vote "Yes". I confused this bill with another bill that I did not support.

/s/ Marty Harbin  
District 16

Senator David Shafer, President Pro Tempore, assumed the Chair.

The following Senators were excused as Conferees:

Harper of the 7th                      Wilkinson of the 50th

Senator Kirk of the 13th asked unanimous consent that HB 212, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 212, having been taken from the Table, was put upon its passage.

HB 212. By Representatives Weldon of the 3rd, Cooper of the 43rd, Hawkins of the 27th, Broadrick of the 4th and Spencer of the 180th:

A BILL to be entitled an Act to amend Code Section 43-34-283 of the Official Code of Georgia Annotated, relating to licensure requirements for pain management clinics, so as to revise a provision relating to the health care professionals who must be on-site at a pain management clinic in order for the clinic to provide medical treatment or services; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Kirk of the 13th.

The Senate Committee on Health and Human Services offered the following substitute to HB 212:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 43-34-283 of the Official Code of Georgia Annotated, relating to licensure requirements for pain management clinics, so as to revise a provision relating to the health care professionals who must be on-site at a pain management clinic in order for the clinic to provide medical treatment or services; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 43-34-283 of the Official Code of Georgia Annotated, relating to licensure requirements for pain management clinics, is amended by revising subsection (g) as follows:

"(g) No controlled substance shall be prescribed or dispensed in a pain management clinic nor shall a controlled substance prescription be distributed to a patient from a pain management clinic ~~shall provide medical treatment or services, as defined by the board,~~ unless a physician, a physician assistant authorized to prescribe controlled substances under an approved job description, or an advanced practice registered nurse authorized to prescribe controlled substances pursuant to a physician protocol is on-site at the pain management clinic. For purposes of this article, dispensing shall not include the administration of anesthesia by a certified registered nurse anesthetist practicing pursuant to Code Section 43-26-11.1."

**SECTION 2.**

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



Senator Hill of the 32nd offered the following amendment #1:

*Amend HB 212 by inserting after "To" on line 1 "amend Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, so as to provide for certain requirements for advertisement or publication of representations of board certification by physicians; to" and by inserting after "BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:" the following:*

**SECTION 0.1.**

Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, is amended by adding a new Code section to read as follows:

"43-34-22.1.

(a) No physician shall advertise or hold himself or herself out to the public in any manner as being certified or board certified in any specialty or subspecialty by a public or private board, including, but not limited to, a multidisciplinary board, unless:

(1) The advertisement or publication states the full name of the certifying board; and

(2) Such certifying board either:

(A) Is a member board of the American Board of Medical Specialties or the American Osteopathic Association; or

(B) Requires successful completion of a postgraduate training program approved by the Accreditation Commission for Graduate Medical Education or the American Osteopathic Association that provides complete training in the specialty or subspecialty certified, followed by prerequisite certification by the American Board of Medical Specialties or the American Osteopathic Association board for that training field, and further successful completion of an examination in the specialty or subspecialty certified.

(b) The board may take any disciplinary action provided under subsection (b) of Code Section 43-34-8 upon a finding of any conduct in violation of this Code section."

Senator Hill of the 32nd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Hill of the 32nd amendment #1 was withdrawn.

Senator Cowser of the 46th offered the following amendment #2:

*Amend the Senate Committee on Health and Human Services substitute to HB 212 (LC 33 6603S) by striking lines 17 and 18 and inserting in lieu thereof the following:*

administration of anesthesia by a certified registered nurse anesthetist pursuant to a physician's order under the direction and responsibility of a duly licensed physician who is on-site at the pain management clinic."

On the adoption of the amendment, the President asked unanimous consent.

Senator Unterman of the 45th objected.

On the adoption of the amendment, Senator McKoon of the 29th called for the yeas and nays; the call was sustained, and the vote was as follows:

N Albers	Y Hill, Jack	N Orrock
N Beach	Y Hill, Judson	N Parent
Y Bethel	N Hufstetler	N Rhett
N Black	N Jackson, B	N Seay
N Burke	N Jackson, L	Shafer (PRS)
N Butler	James	N Sims
Y Cowsert	N Jeffares	N Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	N Thompson, B
N Dugan	N Jones, H	N Thompson, C
Y Fort	Y Kennedy	N Tippins
N Ginn	N Kirk	N Unterman
N Gooch	Y Ligon	Y VanNess
N Harbin	N Lucas	N Walker
N Harbison	N Martin	N Watson
C Harper	Y McKoon	C Wilkinson
Y Heath	N Millar	N Williams, M
N Henson	N Miller	N Williams, T
Y Hill, H	Mullis	

On the adoption of the amendment, the yeas were 12, nays 39, and the Cowsert amendment #2 to the committee substitute was lost.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	N Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	James	Y Sims
N Cowsert	N Jeffares	Y Stone

Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	N Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	N Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
C Harper	N McKoon	C Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 42, nays 8.

HB 212, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3-24-16

I inadvertently voted "NO" on HB 212. Please reflect in the Journal that my intent was to vote "Yes".

/s/ Valencia Seay  
District 34

The following bill was taken up to consider House action thereto:

HB 904. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, so as to change certain contribution rates and credits; to change certain provisions relating to rate of employer contributions; to extend certain provisions relating to variations in the standard rate; to extend provisions relating to administrative assessments; to reduce the percentage of the administrative assessment to be assessed for a certain period; to provide exceptions; to change certain provisions relating to additional assessments for a new or newly covered employer; to extend the provision relating to automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Martin of the 9th asked unanimous consent that the Senate adhere to its amendment to HB 904 and that a Conference Committee be appointed.

The consent was granted, and the President appointed as a Conference Committee the following Senators: Martin of the 9th, Kirk of the 13th and McKoon of the 29th.

The following bill was taken up to consider House action thereto:

HB 205. By Representatives Rice of the 95th and Petrea of the 166th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the O.C.G.A., relating to drivers' licenses, so as to require a driver who refused blood alcohol concentration testing as required by implied consent laws or an offender convicted of DUI with a blood alcohol concentration of 0.15 grams or higher to install and maintain ignition interlock devices on his or her vehicle; to amend Chapter 6 of Title 40 of the O.C.G.A., relating to uniform rules of the road, so as to provide for the probation of terms of imprisonment for DUI offenders in certain instances; to amend Article 7 of Chapter 8 of Title 42 of the O.C.G.A., relating to ignition interlock devices as condition of probation, so as to provide for the court issuance of a certificate of installation of ignition interlock devices; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Stone of the 23rd asked unanimous consent that the Senate adhere to its substitute to HB 205 and that a Conference Committee be appointed.

The consent was granted, and the President appointed as a Conference Committee the following Senators: Stone of the 23rd, Kennedy of the 18th and Bethel of the 54th.

The following bill was taken up to consider House action thereto:

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

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

Senator Bethel of the 54th asked unanimous consent that the Senate adhere to its substitute to HB 876 and that a Conference Committee be appointed.

The consent was granted, and the President appointed as a Conference Committee the following Senators: Wilkinson of the 50th, Harper of the 7th and Kirk of the 13th.

The following Senators were excused as Conferees:

Burke of the 11th  
Mullis of the 53rd

Hill of the 4th

Kennedy of the 18th

Senator Jackson of the 2nd was excused for business outside the Senate Chamber.

Senator Millar of the 40th asked unanimous consent that HB 1025, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 1025, having been taken from the Table, was put upon its passage.

HB 1025. By Representatives Taylor of the 79th, Willard of the 51st, Drenner of the 85th, Henson of the 86th, Kendrick of the 93rd and others:

A BILL to be entitled an Act to amend Article 4 of Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to violation of ordinances of counties and state authorities, so as to change provisions relating to service of accusations of or citations for violations of ordinances under certain circumstances; to provide for judgments when service is perfected under such circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Millar of the 40th.

The Senate Committee on Judiciary offered the following substitute to HB 1025:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 4 of Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to violation of ordinances of counties and state authorities, so as to change provisions relating to service of accusations of or citations for violations of ordinances under certain circumstances; to provide for judgments when service is perfected under such circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 4 of Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to violation of ordinances of counties and state authorities, is amended by revising Code Section 15-10-62, relating to prosecution upon citation or accusation, service, and arrest, as follows:

"15-10-62.

(a) Prosecutions for violations of county ordinances shall be upon citation as provided in Code Section 15-10-63 or upon accusation by the county attorney or such other attorney as the county governing authority may designate. Prosecutions for violations of ordinances of state authorities shall be upon citation as provided in Code Section 15-10-63 or upon accusation by such attorney as the state authority may designate. Such attorney shall be the prosecuting attorney in cases tried upon accusation.

(b) Except as provided in subsection (c) of this Code section, citations for or accusations ~~Accusations~~ of violations of ordinances ~~and citations~~ shall be personally served upon the person accused. Each accusation or citation shall state the time and place at which the accused is to appear for trial. The accused shall not be arrested prior to the time of trial, except for the offenses of public drunkenness or disorderly conduct and except that ordinances of state authorities may provide for immediate arrest; provided, however, that the accused may be arrested prior to the time of trial for the violation of a county ordinance relating to loitering; and provided, further, that except as provided in subsection (c) of this Code section, any defendant ~~defendant~~ accused who fails to appear for trial shall thereafter be arrested on the warrant of the magistrate and required to post a bond for his or her future appearance.

(c)(1) When provided by local law, a citation for or accusation of a violation of an ordinance concerning the condition of real property may be served by:

(A) Posting a copy of it on the door of the premises where the alleged violation occurred;

(B) Mailing a copy of it by first-class mail to the owner of such premises at the address of record maintained by the tax commissioner and tax assessor; and

(C) Filing a copy of it with the clerk of magistrate court.

(2) Any local law providing for service under paragraph (1) of this subsection shall include a provision requiring the refusal of a request for waiver of service delivered via certified mail return receipt requested prior to authorizing service as provided under paragraph (1) of this subsection.

(3) When service is perfected as provided in this subsection and the accused fails to appear for trial, an in rem judgment and lien against the real property shall be the exclusive penalty."

**SECTION 2.**

Said article is further amended by revising subsection (c) of Code Section 15-10-63, relating to use of citations, as follows:

"(c) Prosecutions for violations of ordinances upon citations shall be commenced by the completion, signing, and service of a citation by any agent of the county who is

authorized by the county governing authority to issue citations or by an agent of the state authority who is authorized by the authority to issue citations. A Except as provided in subsection (c) of Code Section 15-10-62, a copy of the citation shall be personally served upon the accused; and the original shall promptly be filed with the court."

### SECTION 3.

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

Senator Millar of the 40th offered the following amendment #1:

*Amend the substitute to HB 1025 (LC 43 0387S) by replacing lines 36 through 39 with the following:*

(2) Service under paragraph (1) of this subsection shall not be authorized until there has been at least one attempt at personal service on the accused, provided that such attempt at personal service shall only be required if the accused resides or has a registered agent in this state.

*By inserting "paragraph (1) of" before "this subsection" on line 40.*

Senator Millar of the 40th asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Millar amendment #1 was withdrawn.

Senators Hill of the 6th and Millar of the 40th offered the following amendment #2:

*Amend the Senate Judiciary Committee substitute to HB 1025 (LC 43 0387S) by striking line 4 and inserting in lieu thereof the following:*

circumstances; to provide for judgments when service is perfected under such circumstances; to amend Code Section 50-13-19 of the Official Code of Georgia Annotated, relating to judicial review of contested cases, so as to revise provisions relating to filing of petitions;

*By inserting between lines 52 and 53 the following:*

Code Section 50-13-19 of the Official Code of Georgia Annotated, relating to judicial review of contested administrative cases, is amended by revising subsection (b) as follows:

"(b) Proceedings for review are instituted by filing a petition within 30 days after the service of the final decision of the agency or, if a rehearing is requested, within 30 days after the decision thereon. The petition may be filed in the Superior Court of Fulton County or in the superior court of the county of residence of the petitioner; or, if the petitioner is a corporation, the ~~action~~ appeal may be brought in the Superior Court of Fulton County or in the superior court of the county where the petitioner maintains its principal place of doing business in this state; and provided, further, that all

proceedings for review with respect to orders, rules, regulations, or other decisions or directives of the Commissioner of Agriculture may also be brought in the Superior Court of Tift County or the Superior Court of Chatham County. All proceedings for review, however, with respect to orders, rules, regulations, or other decisions or directives of the Public Service Commission must be brought in the Superior Court of Fulton County. Copies of the petition shall be served upon the agency and all parties of record. The petition shall state the nature of the petitioner's interest, the fact showing that the petitioner is aggrieved by the decision, and the ground as specified in subsection (h) of this Code section upon which the petitioner contends that the decision should be reversed or modified. The petition may be amended by leave of court."

#### SECTION 4.

Senator Hill of the 6th asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Hill of the 6th, Millar amendment #2 was withdrawn.

Senators Millar of the 40th and Henson of the 41st offered the following amendment #3:

*Amend the substitute to HB 1025 (LC 43 0387S) by replacing lines 33 and 34 with the following:*

(B) Mailing a copy of it by registered or certified mail or statutory overnight delivery to the owner of such premises at the address of record maintained by the applicable tax commissioner. The certificate of mailing to the accused shall constitute prima-facie evidence of compliance with this subparagraph; and

*By replacing lines 36 through 39 with the following:*

(2) Service under paragraph (1) of this subsection shall not be authorized until there has been at least one attempt at personal service on the accused at the address of record of the accused as maintained by the applicable tax commissioner or of the accused's registered agent as maintained by the Secretary of State, provided that such attempt at personal service shall only be required if the accused resides or has a registered agent in this state.

*By inserting "paragraph (1) of" before "this subsection" on line 40.*

On the adoption of the amendment, there were no objections, and the Millar, Henson amendment #3 to the committee substitute was adopted.

Senator Hill of the 6th offered the following amendment #4:

*Amend the Senate Judiciary Committee substitute to HB 1025 (LC 43 0387S) by striking line 4 and inserting in lieu thereof the following:*

circumstances; to provide for judgments when service is perfected under such



circumstances; to amend Code Section 50-13-19 of the Official Code of Georgia Annotated, relating to judicial review of contested cases, so as to revise provisions relating to filing of petitions;

*By inserting between lines 52 and 53 the following:*

Code Section 50-13-19 of the Official Code of Georgia Annotated, relating to judicial review of contested administrative cases, is amended by replacing "action" with "appeal" wherever the former word occurs in subsections (b) and (c).

#### SECTION 4.

On the adoption of the amendment, there were no objections, and the Hill of the 6th amendment #4 to the committee substitute was adopted.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	E Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	C Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
C Harper	Y McKoon	C Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	C Mullis	

On the passage of the bill, the yeas were 47, nays 0.

HB 1025, having received the requisite constitutional majority, was passed by substitute.

Senator Hill of the 6th was excused as a Conferee.

The following bill was taken up to consider House action thereto:

SB 423. By Senators Jeffares of the 17th and VanNess of the 43rd:

A BILL to be entitled an Act to reestablish the Board of Commissioners of Newton County; to supersede the laws pertaining to the governing authority of Newton County; to provide for a board of commissioners, commissioner districts, a chair of the board, a county manager, a clerk to the board, and ethics provisions; to provide for meetings, agendas, and the conduct of meetings; to provide for budgeting, audits, financial condition, and approval of expenditures; to provide for the repeal of existing enabling legislation and other conflicting laws; to provide for related matters; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To reestablish the Board of Commissioners of Newton County; to supersede the laws pertaining to the governing authority of Newton County; to provide for a board of commissioners, commissioner districts, a chair of the board, a county manager, a clerk to the board, and ethics provisions; to provide for meetings, agendas, and the conduct of meetings; to provide for budgeting, audits, financial condition, and approval of expenditures; to provide for the repeal of existing enabling legislation and other conflicting laws; to provide for related matters; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

The laws pertaining to the governing authority of Newton County shall be superseded by this Act to reestablish the Board of Commissioners of Newton County as follows:

"ARTICLE 1  
BOARD OF COMMISSIONERS  
**SECTION 1-101.**

Creation of board of commissioners.

(a) There is created in and for the County of Newton a chair and board of commissioners to be elected and organized as provided for in this Act. The chair and board of commissioners shall exercise the powers, duties, and responsibilities vested in and upon said officers by the provisions of this Act. The term 'board' or the term

'commission,' whenever used in this Act, shall mean the board of commissioners of Newton County, including the chair and all members.

(b) The board of commissioners of Newton County in existence immediately prior to the effective date of this Act is continued in existence, but on and after the effective date of this Act shall be constituted as provided in this Act. The board of commissioners of Newton County so continued and constituted shall continue to have the powers, duties, rights, obligations, and liabilities of that board as existed immediately prior to the effective date of this Act.

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

(d) On and after the effective date of this Act, the board of commissioners of Newton County shall consist of five members, all of whom shall be elected from commissioner districts described in Section 1-102 of this Act.

### **SECTION 1-102.**

#### Commissioner districts.

(a) For purposes of electing members of the board of commissioners, Newton County is divided into five commissioner districts. One member of the board shall be elected from each such district. The five commissioner districts shall be and correspond to those five numbered districts described in and attached to and made a part of this Act and further identified as 'Plan: newtonccsR-2012 Plan Type: Local Administrator: Newton User: SE'.

(b)(1) For the purposes of such plan:

(A) The term Voter Tabulation District (hereinafter referred to as 'VTD') shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia. The separate numeric designations in a district description which are underneath a 'VTD' heading shall mean and describe individual Blocks within a VTD as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia; and

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

(2) Any part of Newton County which is not included in any district described in this section shall be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia.

(3) Any part of Newton County which is described in this section as being included in a particular district shall nevertheless not be included within such district if such

part is not contiguous to such district. Such noncontiguous part shall instead be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia.

(c) Commissioner Districts 1 through 5, as they exist immediately prior to the effective date of this Act, shall continue to be designated as Commissioner Districts 1 through 5, respectively, but as described under this Act; and, on and after the effective date of this Act, such members of the board serving from those former commissioner districts shall be deemed to be serving from and representing their respective districts as newly described under this Act.

### **SECTION 1-103.**

#### **Board of commissioners.**

(a) There shall be elected to the board of commissioners of Newton County one member from each of the commissioner districts who shall be elected only by the qualified voters of the commission district that member represents.

(b) The members of the reconstituted board of commissioners of Newton County shall be elected as provided in this subsection.

(1) The first members from Commissioner Districts 1, 3, and 5 shall be elected at the general election on the Tuesday next following the first Monday in November, 2016. Those members of the board elected thereto from Commissioner Districts 1, 3, and 5 in 2016 shall take office the first day of January immediately following that election and shall serve for initial terms of office which expire December 31, 2020, and upon the election and qualification of their respective successors.

(2) The terms of office of the members from Commissioner Districts 2 and 4 in office on December 31, 2016 shall expire on December 31, 2018. The members from Commissioner Districts 2 and 4 shall be elected at the general election on the Tuesday next following the first Monday in November, 2018. Those members of the board elected thereto from Commissioner Districts 2 and 4 in 2018 shall take office the first day of January immediately following that election and shall serve for initial terms of office which expire December 31, 2022, and upon the election and qualification of their respective successors.

(3) All future successors to members of the board whose terms of office are to expire shall be elected at the time of the state-wide general election immediately preceding the expiration of such terms, shall take office the first day of January immediately following that election, and shall serve for terms of office of four years each. Members of the board shall serve for the terms of office specified therefor in this subsection and until their respective successors are elected and qualified.

(c) No person shall be eligible to represent a commission district unless that person is at least 21 years of age and has been a resident of Newton County at least 12 months and is a resident of the district from which the person offers as a candidate. In the event a member moves the member's residence from the district being served, that place on

the board shall immediately become vacant.

(d) The board of commissioners of Newton County shall be the legislative, policymaking body of Newton County. Said board shall exercise all of the powers, duties, and responsibilities hereinafter provided for, as well as all other powers, duties, and responsibilities which are vested in governing authorities of the counties of this state by the Constitution and general laws of Georgia. Without limiting the general legislative powers of the board to undertake and transact such business as is necessary for the orderly conduct of county affairs, the following powers are vested in the board of commissioners and reserved to its exclusive jurisdiction:

- (1) To adopt and provide for the execution of such ordinances, resolutions, rules, and regulations, not inconsistent with this Act or state law, as may be necessary or proper for the purpose of carrying into effect the powers conferred by this Act and state law and for the promotion and protection of the safety, health, peace, security, environment, and general welfare of the inhabitants of Newton County;
- (2) To adopt, and from time to time amend, the budget;
- (3) To levy taxes, make appropriations, and fix the rates of all other charges;
- (4) To authorize the incurring of indebtedness;
- (5) To set the salary and wage ranges and numbers of employees in each range at the first meeting of each fiscal year or as part of the budget approval process;
- (6) To authorize and provide for the execution of contracts;
- (7) To establish, alter, open, close, build, repair, or abolish public roads, private ways, and bridges, according to law;
- (8) To exercise all power, duty, and authority in respect to zoning and planning;
- (9) To establish a yearly work plan and set all specifications for work to be done in the county;
- (10) To determine the priority of capital improvements;
- (11) To make periodic inspections of county properties and of the work being carried on by the county;
- (12) To appoint the county manager and county clerk as provided in this Act and enter into contracts of employment for these positions;
- (13) To enter into contracts of employment for needed professional services, including but not limited to legal, accounting, and auditing services; and
- (14) To accept, for the county, the provisions of any optional statute where the statute permits its acceptance by the governing authority of the county.

(e)(1) Except as otherwise provided in this Act, the board shall not enter into administrative acts.

(2) Except as otherwise provided in this Act, members of the board shall not contact employees or personnel of the county in relation to any duty or work habits of said employee, or to request any service or actions on the part of said employee except through the county manager. This limitation shall not limit contact by members of the board as a matter of inquiry to obtain information necessary to allow said members to carry out their duties.

(f)(1) The board shall develop and maintain a work plan, outlining the work that shall

be taken up under the direction of the chair and manager for each fiscal year.

(2) The work plan shall not authorize action or set forth any expenditures which would cost in excess of the amount of funds budgeted.

(g)(1) Prior to January 1, 2021, the members of the board shall receive an annual base salary which shall be equal to 20 percent of the base salary of the sheriff. Beginning January 1, 2021, the members of the board shall receive an annual base salary of \$25,000.00.

(2) Cost-of-living increases shall be added to the base salary equivalent to the average percentage of the general increase in salary as may from time to time be granted to the executive, judiciary, and legislative branches of state government, as calculated by the State Office of Planning and Budget.

(3)(A) Members of the board shall receive reimbursement for actual and necessary expenses, excluding mileage or transportation costs, when the members are out of town overnight on county business.

(B) The members of the board shall receive reimbursement for mileage driven on county business in a personal vehicle. Such reimbursement shall correspond to the rate per mile authorized for employees of the State of Georgia. Reimbursements shall be paid only upon presentation of an itemized statement of expenses and mileage.

(h)(1) In the event a vacancy occurs on the board by death, resignation, or otherwise, and the unexpired term for such office exceeds 180 days before the date of election for such office, it shall be the duty of the county election superintendent to call a special election to elect a successor and fill the vacancy in not less than 30 nor more than 60 days. The election shall be held as provided by Chapter 2 of Title 21 of the Official Code of Georgia Annotated, and the cost of the election shall be defrayed by the county governing authority.

(2) In the event a vacancy occurs on the board by death, resignation, or otherwise, and the unexpired term for such office is 180 days or less before the date of election for such office, the remaining members shall appoint a person to fill such vacancy until a successor takes office after the next general election.

(3) Any person appointed by the board to fill a vacancy shall reside within the commission district in which said vacancy occurred, and any person elected to fill a vacancy shall reside within the commission district in which said vacancy occurred and shall be elected in the same manner as the member whose position is vacant.

#### **SECTION 1-104.**

##### **Board of commissioners chair.**

(a) There shall be a chair of the board of commissioners of Newton County ('chair') who shall be elected by the qualified electors of the entire county.

(b) The first chair shall be elected at the general election on the Tuesday next following the first Monday in November, 2016. The chair elected thereto in 2016 shall take office the first day of January immediately following that election and shall serve for an initial

term of office which expires December 31, 2020, and upon the election and qualification of the chair's respective successor. Thereafter, successors to the chair shall be elected at the general election which is conducted in that year in which the term of office expires, and shall take office on the first day of January following such election for a term of four years and until a successor is duly elected and qualified.

(c) No person shall be eligible to serve as chair unless that person is at least 21 years of age and has been a resident of Newton County for at least 12 months immediately preceding the date of the election. In the event the chair moves residence from Newton County, the office of chair shall be declared vacant.

(d) The chair shall be the chief executive officer of Newton County. The following powers and duties are vested in the chair:

(1) To be the official spokesman for the county government and the chief advocate of policy as established by the board;

(2) To be available to the constituency, citizens, and civic associations on a regular basis;

(3) To preside at all meetings of the board;

(4) To coordinate with the county manager in setting the agenda for regular and specially called meetings of the board;

(5) To vote in the event of a tie;

(6) To veto acts of the governing authority approved by no more than three members, provided that:

(A) Any such veto, in order to be effective, shall be provided by the chair in writing, including an identification of the reason or reasons for the veto, to the county clerk no more than eight days after the occurrence of the act;

(B) The county clerk shall provide a copy of the veto to the other members of the governing authority within five business days of receipt of the veto; and

(C) No later than 60 days after the date of the receipt of the veto by the county clerk, the veto may be overturned by a vote of at least four members of the governing authority at any regularly scheduled meeting of the governing authority;

(7) To execute ordinances and resolutions on their final passage and sign deeds, bonds, contracts, and other instruments and documents in any case in which the general laws of this state or any ordinance or resolution of the board so require or authorize;

(8) To issue proclamations honoring and recognizing the achievements and contributions of citizens;

(9) To coordinate intergovernmental activity among municipalities, other counties, state, and federal agencies;

(10) To represent the board in matters involving the relationship of the county government with elected county officers;

(11) To coordinate with the county legislative delegation on matters that impact county government;

(12) To coordinate with the Chamber of Commerce and encourage economic development;

- (13) To represent the county government at ceremonial functions;
- (14) To submit a list of qualified candidates for the position of county manager as provided in this Act;
- (15) To ratify the removal of the county manager as provided in this Act;
- (16) To call special meetings of the board of commissioners as provided in this Act;
- (17) To coordinate with the county manager on the implementation of the work plan approved by the board; and
- (18) To perform such additional duties as may be required by law or ordinances or resolutions of the board.

(e) Acts of the chair shall be binding unless four members of the board shall make their objections known within 30 days of an act, stating the reasons therefor, at an official meeting of the board, or if a meeting is not scheduled to be held prior to said action by the chair becoming effective, then four members of the board shall make their objections known to the chair, in writing, stating their objections and the reasons therefor, and said action by the chair shall be stayed until the next official meeting of the board. At such official meeting of the board, at least four of the members of the board may vote to override the action of the chair and thereby render this prior action nugatory.

(f) Should the chair fail to exercise any of the duties provided for by law, a member of the board, at the next regular meeting, may bring a written accusation against such chair outlining the duties that such chair failed to exercise, and order said chair to show cause why such duties have not been exercised. Such accusation shall be entered in the minutes of the meeting. The chair shall then be afforded an opportunity to respond to such charges and show cause why such duties have not been exercised, if in fact such duties were not exercised. Such response shall also be entered in the minutes of the meeting. If, after such accusation, response, and further discussion, a majority of the members of the board, excluding the chair, feels that it is necessary for the welfare of the county to compel such chair to exercise such duties, the board may exercise the duty themselves or may make a written request to the Judge of the Superior Court of Newton County to issue a writ of mandamus commanding the chair to exercise such duties.

(g)(1) The salary of the chair shall be as set forth by 'An Act to Provide for a Change in the Compensation of the Sheriff, the Tax Commissioner, the Judge of the Probate Court, the Clerk of the Superior Court, and the chairman of the Board of Commissioners of Newton County to Reflect Increases in the Cost of Living; to Define Certain Terms; to Provide an Effective Date; to Repeal Conflicting Laws; and for Other Purposes,' approved April 6, 1981 (1981 Ga. Laws, p. 3304), and amended March 21, 1989 (1989 Ga. Laws, p. 3983) and March 25, 1994 (1994 Ga. Laws, p. 4156) or as otherwise determined by the General Assembly.

(2) Cost-of-living increases shall be added to the base salary equivalent to the average percentage of the general increase in salary as may from time to time be granted to the executive, judiciary, and legislative branches of state government, as calculated by the State Office of Planning and Budget.

(3)(A) The chair shall receive reimbursement for actual and necessary expenses,



excluding mileage or transportation costs, when the chair is out of town overnight on county business.

(B) The chair shall receive reimbursement for mileage driven on county business in a personal vehicle. Such reimbursement shall correspond to the rate per mile authorized for employees of the State of Georgia. Reimbursements shall be paid only upon presentation of an itemized statement of expenses and mileage.

(h)(1) In the event a vacancy occurs in the office of chair by death, resignation, or otherwise, and the unexpired term for such office exceeds 180 days before the date of election for such office, it shall be the duty of the county election superintendent to call a special election to elect a successor and fill the vacancy in not less than 30 nor more than 60 days. The election shall be held as provided by Chapter 2 of Title 21 of the Official Code of Georgia Annotated, and the cost of the election shall be defrayed by the county governing authority.

(2) In the event a vacancy occurs in the office of chair by death, resignation, or otherwise, and the unexpired term for such office is 180 days or less before the date of election for such office, a majority of the members of the board shall appoint a person to fill such vacancy until a successor takes office after the next general election.

#### **SECTION 1-105.**

##### County manager.

(a) There is hereby created the office of county manager of Newton County, hereinafter at times referred to as 'manager'.

(b)(1) The manager shall be appointed by a majority of the members of the board from a list of qualified candidates to be provided by the chair. Provided sufficient applications are received, the chair shall submit at least three candidates for consideration by the board. In the event less than three candidates are submitted, all applications shall be provided to the board for review and determination of whether additional candidates should be added to the list provided by the chair.

(2) The terms and conditions of the manager's appointment shall be provided for by contract to be approved by the board.

(3) The manager shall serve at the pleasure of the board; however, any decision to remove the manager shall be ratified by the chair. If the chair does not ratify a decision to remove the manager, the manager may only be removed by the vote of at least four board members.

(c) The manager shall be the administrative officer of Newton County and shall be responsible for the proper and efficient administration of all affairs of the county, except as otherwise provided in this Act or by law. It shall be the duty of the manager:

(1) To ensure all laws and ordinances of the county are enforced;

(2) To implement the work plan approved by the board and coordinate with the chair on the implementation of the work plan;

(3) To exercise control over all departments or divisions of the county, including:

(A) Facilitating internal and external communication throughout all levels of the

- organization;
- (B) Assisting departments with the resolution of problems that require the attention of count management; and
  - (C) Informing the chair on departmental activities;
- (4) To manage and supervise county staff and department heads with the exception of employees of other elected county officials and the board of tax assessors, including the following:
- (A) To hire, determine compensation within the range approved by the board, train, evaluate performance, discipline, and terminate classified employees in coordination with the Human Resources Director and in accordance with the county's personnel policies;
  - (B) To appoint department heads subject to ratification by the board and to train, determine compensation within the range approved by the board, evaluate performance, discipline, and terminate department heads; provided, however, that department heads shall have a right to appeal any termination decision to the board; and
  - (C) To report to the board monthly on all positions to be filled in the ensuing month and all suspensions or replacements thereof which took place in the prior month. All said reports shall be spread upon the minutes of the board;
- (5) To supervise and regulate all purchase of materials and supplies for Newton County within such limitations and under such rules and regulations as may be imposed by the board;
- (6) To supervise the performance of all contracts for work done and services provided for Newton County and provide recommendations to the board on contract renewals;
- (7) To keep the board fully advised as to the financial condition and needs of the county as provided in this Act;
- (8) To work with the finance director and consult with the chair in the development of the annual budget as provided in this Act;
- (9) To oversee and participate in the resolution of inquiries and complaints from the public and other organizations;
- (10) To attend all meetings of the board with the right to brief the board on pending agenda items and take part in the discussions, provided that the manager shall have no vote on any matter or issue before the board;
- (11) To respond to inquiries and provide commissioners with information on the status of county operations and projects;
- (12) To provide analysis as needed to assist the board to make informed policy decisions;
- (13) To report to the chair regarding day to day operations and preparation of preliminary agenda items; and
- (14) To perform such other duties as may be required by the board.

**SECTION 1-106.**

## Board of commissioners clerk.

- (a) The board shall have the authority to appoint a clerk and deputy clerks by affirmative vote of three of the members of the board, and the clerk shall serve at the pleasure of the board.
- (b) The clerk shall keep all books and records of the board and shall perform all duties required to keep the board's office open and all records open to public inspection as required by law.
- (c) The clerk shall receive such compensation as shall be determined by the board.

**SECTION 1-107.**

## Ethics.

- (a) It is essential to the proper administration and operation of the Newton County government that public officials be, and give the appearance of being, independent and impartial; that public office not be used for private gain; and that there be public confidence in the integrity of Newton County public officials. Because the attainment of one or more of these ends is impaired whenever there exists in fact, or appears to exist, a conflict between the private interests and public responsibilities of Newton County public officials, the chair and members of the board shall adhere to all ethical standards established by all applicable general laws of the State of Georgia and by the Newton County Code of Ethics and any such ordinance or ordinances as may be adopted from time to time by the board with respect to the conduct of such public officials.
- (b) The chair and members of the board shall, before entering upon the duties of their office, make oath before the Judge of the Probate Court of said county to faithfully administer all things and affairs coming under their jurisdiction as county commissioners to the best interests of the county and to carry out the provisions of this Act.
- (c)(1) The chair and members of the board, before entering upon their duties of office, shall give a good and sufficient bond to be approved by the Judge of the Probate Court of said county in the sum of \$10,000.00 for the faithful discharge of their duties as county commissioners.
- (2) For any violations or neglect of duty as provided by this Act, said bonds shall become actionable, suit thereon to be brought in the name of the Judge of the Probate Court of said county, for the use of any person damaged thereby, or for the County of Newton for any breach thereof by malfeasance or misfeasance in office or for any tort, or wrong committed under color of office.

ARTICLE 2  
MEETINGS OF THE BOARD OF COMMISSIONERS  
**SECTION 2-101.**

Meeting schedule.

- (a) No later than December of each year, the board shall set the regular meeting schedule for the upcoming year. Said meeting schedule shall include a minimum of one meeting per month.
- (b) There shall be such other special called meetings or work sessions as may be called by the chair or three board members during each month.

**SECTION 2-102.**

Agenda.

- (a)(1) The chair and county manager shall coordinate on the placement of items on the agenda which shall be prepared by the clerk.
- (2) Any matters which any individual member of the board wishes to be brought before the board shall be submitted to the clerk, in writing, with a copy to the chair and county manager.
- (b) Board members shall be provided with a copy of the agenda and all supporting documentation as required by the Georgia Open Meetings Act and as otherwise required by any Newton County local procedural rules. If the local rules conflict with the Open Meetings Act, the Open Meetings Act shall control.
- (c) The agenda shall be approved by the board as required by the Georgia Open Meetings Act and as otherwise required by any Newton County local procedural rules. If the local rules conflict with the Open Meetings Act, the Open Meetings Act shall control.
- (d) Notwithstanding the foregoing subsections, the failure to include on the agenda an item which becomes necessary to address during the course of a meeting shall not preclude consideration or action upon same.

**SECTION 2-103.**

Conduct of meetings.

- (a) The chair shall preside at all meetings of the board, and in the absence of the chair, the member of the board designated as vice chair shall preside and act as chair.
- (b) Three members of the board shall constitute a quorum for the transaction of business.
- (c)(1) Except as otherwise specified herein, the affirmative vote of at least three board members, or, in the event of a tie, two board members and the chair, shall be necessary to take official action.
- (2) The vote of at least four board members shall be required to approve any amendments to this Act the board is authorized by law to make or to approve

ordinances or resolutions changing the powers or responsibilities of the board members, chair, or county manager.

ARTICLE 3  
FINANCE  
**SECTION 3-101.**  
Budget.

- (a) The annual budget shall set forth all the anticipated revenues and expenditures for the ensuing fiscal year to begin July 1 of each year and going through June 30, setting forth in detail all categories where funds are to be received or expended. Budgeted expenditures shall not exceed the anticipated revenues of Newton County as based upon the tax digest for the current tax year as approved and upon such other moneys as were received by Newton County from all other sources during the previous fiscal year.
- (b) The manager shall work with the finance director and consult with the chair in the development of a budget for consideration by the board. In developing the budget, the manager shall prepare the board's administrative offices budget, and review departmental budget requests and requests for appropriations. An initial draft budget shall be submitted to the board by April 1 of each year.
- (c) Notwithstanding any other provision of any other local law to the contrary, the Judge of the Probate Court, the Sheriff, the Clerk of the Superior Court, and the Tax Commissioner of Newton County shall prepare budgets for the ensuing fiscal year based on the same fiscal year as the board and shall submit proposed budgets to the board by June 1 of each year.
- (d) Notwithstanding any other provision of any other local law to the contrary, with regard to the budget of any elected official of Newton County, who is required under law to submit a budget for the operation of his or her office to the board, the board shall have the power and authority to determine the amount which shall represent the final budget of said officials and only those amounts so determined by said board shall be paid from the funds of the county. After the board approves the budget of said officials, it will become the responsibility of the officials to administer the budget.
- (e) The manager shall coordinate the scheduling of budget meetings and, in consultation with the legal counsel, ensure compliance with all legal and procedural requirements for budget adoption.
- (f) The board shall approve a budget prior to the first day of the fiscal year; however, if for good and sufficient reasons, a budget cannot be adopted by the first day of the fiscal year, the budget shall be adopted not later than 30 days subsequent thereto. If the budget is not adopted prior to the beginning of the fiscal year, a resolution authorizing the continuation of necessary and essential expenditures to operate the county shall be adopted prior to any actual expenditure.

**SECTION 3-102.**

## Audit.

- (a) At the end of each fiscal year, it shall be the duty of an auditor selected by the board to audit the financial affairs and transactions of all funds and activities of the board, the Judge of the Probate Court, the Sheriff, the Clerk of the Superior Court, and the Tax Commissioner and to return said audits to the board.
- (b) In conducting said audit, the auditor shall have the power to examine on oath the chair, any board member, or any other public official set out herein or any person serving under the board or any other public official set out herein relative to any account or item on the books and accounts or any transaction in said office.
- (c) Said auditor shall perform its duties herein prescribed and submit a report of its findings as required by law and to the grand jury sitting at the fall term of the Newton Superior Court.
- (d) A summarized audit statement shall be published in the county legal organ.

**SECTION 3-103.**

## Financial condition.

In keeping the board fully advised as to the financial condition and needs of the county, the manager shall:

- (1) Present to the board a monthly financial statement showing the revenues and expenditures of the previous month;
- (2) Present and publish such other financial reports as requested by the board;
- (3) Perform financial and managerial analyses pertaining to county operations and programs and other matters under consideration; and
- (4) Gather requested information, evaluate data, and make recommendations on programs and other matters under consideration.

**SECTION 3-104.**

## Approval of expenditures.

- (a) All purchases of Newton County, and the method for payment of same, shall be governed by all applicable general laws of the State of Georgia and by any such ordinance or ordinances as may be adopted from time to time by the board.
- (b)(1) The signature of the chair and the manager shall be required on all checks issued by Newton County. In the absence of either the chair or manager, the signature of any board member shall be required as the second signature.
- (2) Any check shall be deemed to be signed with the full knowledge of the intent and purposes for which said check was issued."

**SECTION 2.**

The Act creating a board of commissioners of Newton County, approved April 6, 1967 (Ga. L. 1967, p. 2784), and all amendments thereto, and all other laws and parts of laws in conflict with this Act are repealed.

Senator Jeffares of the 17th moved that the Senate agree to the House substitute to SB 423 as amended by the following amendment:

*Amend the House substitute to SB 423 (LC 44 0181S) by inserting after "expenditures;" on line 5 the following:*

to provide for an effective date;

*By replacing lines 154 through 160 with the following:*

(3) Members of the board shall receive reimbursement for actual and necessary expenses incurred as a result of performing their official duties. The members of the board shall receive reimbursement for mileage driven on county business in a personal vehicle. Such reimbursement shall correspond to the rate per mile authorized for employees of the State of Georgia. Reimbursements shall be paid only upon presentation of an itemized statement of expenses and mileage.

*By replacing lines 265 through 271 with the following:*

(3) The chair shall receive reimbursement for actual and necessary expenses incurred as a result of performing his or her official duties. The chair shall receive reimbursement for mileage driven on county business in a personal vehicle. Such reimbursement shall correspond to the rate per mile authorized for employees of the State of Georgia. Reimbursements shall be paid only upon presentation of an itemized statement of expenses and mileage.

*By inserting between lines 488 and 489 the following:*

This Act shall become effective on January 1, 2017.

**SECTION 3.**

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	E Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
Cowser	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate

Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Fort	C Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
C Harper	Y McKoon	C Wilkinson
Y Heath	Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
C Hill, H	Y Mullis	

On the motion, the yeas were 44, nays 1; the motion prevailed, and the Senate agreed to the House substitute to SB 423 as amended by the Senate.

Senator Stone of the 23rd was excused as a Conferee.

The following bill was taken up to consider House action thereto:

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRicca of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the collection of such excise tax; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 727 (LC 41 0800S) by replacing line 124 with the following:*

time of 10:00 P.M. if such use or ignition is lawful pursuant to any noise ordinance of the county or municipal corporation of the location in which such use or ignition occurs, except as otherwise provided for under this subparagraph;

*By replacing lines 223 through 225 with the following:*  
or (d) of Code Section 25-10-5.1.



Senator Mullis of the 53rd moved that the Senate agree to the House amendment to the Senate substitute to HB 727 as amended by the following amendment:

*Amend the House amendment to HB 727 (AM 41 0218) by deleting all matter from said amendment from beginning to end and replacing with the following:*

*Amend the Senate substitute to HB 727 (LC 41 0800S) by replacing line 11 with the following:*

corporations toward distributors; to revise licensing fees and requirements; to expand enforcement and

*By replacing "January 31," with "May 1," on line 125.*

*By replacing line 172 with the following:*

(D) Any person, firm, corporation, association, or

*By replacing lines 223 through 225 with the following:*

or (d) of Code Section 25-10-5.1.

*By replacing "45" with "30" on lines 261, 263, 419, and 420.*

*By replacing lines 318 and 319 with the following:*

permanent consumer fireworks retail sales facility shall be ~~\$5,000.00~~ \$1,500.00 per location, payable to the Safety Fire Commissioner; provided, however, that the initial license fee shall be \$5,000.00 for a distributor that is not licensed pursuant to this subsection prior to July 1, 2016. Upon a finding that a distributor has

*By replacing lines 386 through 392 with the following:*

(3) For at least one of the temporary consumer fireworks retail sales stands provided for under subparagraph (b)(6)(B) of Code Section 25-10-2, a A nonprofit group benefiting from the sale of consumer fireworks pursuant to this Code section from such temporary consumer fireworks retail sales stand shall directly participate in operating the such temporary consumer fireworks retail sales stand. It shall be unlawful for a nonprofit group or any agent or bona fide representative of a nonprofit group to knowingly lend the name of the nonprofit group or allow the identity of the nonprofit group to be used for the license under this subsection if such nonprofit group is not directly participating in operating, or benefiting from the operation of, such temporary consumer fireworks retail sales stand.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
C Burke	E Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
Cowsert	Y Jeffares	C Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
C Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 49, nays 0; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 727 as amended by the Senate.

The following Senators were excused for business outside the Senate Chamber:

Cowsert of the 46th	Hufstetler of the 52nd	Jones of the 10th
Thompson of the 14th		

The following bill was taken up to consider House action thereto:

SB 307. By Senators Beach of the 21st, Williams of the 19th, Butler of the 55th, Parent of the 42nd and Gooch of the 51st:

A BILL to be entitled an Act to amend Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to erection, placement, or maintenance of unauthorized structures within rights of way of public roads and authorization of commercial advertisements by a transit agency, so as to provide for definitions relative to advertising; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to erection, placement, or maintenance of unauthorized structures within rights of way of public roads and authorization of commercial advertisements by a transit agency, so as to

provide for definitions relative to advertising; to provide for applicability in relation to other requirements of the article; to amend Chapter 1 of Title 40 and Article 2 of Chapter 6 of Title 32 of the Official Code of Georgia Annotated, relating to identification and regulation of motor vehicles and dimensions and weight of vehicles and loads, respectively, so as to provide for the regulation of vehicles towing other vehicles in certain instances; to provide for regulation by the Department of Public Safety of towing service providers operating on interstate highways subject to appropriation by the General Assembly; to provide for legislative intent; to provide for definitions; to require annual permits for the operation of towing service providers; to provide for power of the department to establish procedures for the issuance of such permits; to provide for a maximum fee to be charged for such permits; to provide for authority to promulgate rules and regulations; to provide for a civil monetary penalty; to provide for a right to a hearing upon denial of such permit; to provide for effective dates; to provide for an automatic repeal of certain provisions on January 1, 2021; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to erection, placement, or maintenance of unauthorized structures within rights of way of public roads and authorization of commercial advertisements by a transit agency, is amended by revising paragraph (1) of subsections (d) and (g) and adding a new subsection to read as follows:

"(d)(1) As used in this subsection, the term:

(A) 'Bus shelter' means a shelter or bench located at bus stops for the convenience of passengers of public transportation systems owned and operated by governmental units or public authorities or located on county or municipality rights of way for the convenience of residents.

(B) 'Commercial advertisements' means any printed or painted signs or multiple media displays on a bus shelter for which space has been rented or leased from the owner of such shelter.

(C) 'Multiple media display' means a device by which the message, image, or text is capable of electronic alteration by movement or rotation of panels or slats."

"(g)(1) As used in this subsection, the term:

(A) 'Commercial advertisements' means any printed or painted signs or ~~multiple message signs~~ media displays on or in transit vehicles or facilities for which space has been rented or leased from the owner of such transit vehicles or facilities.

(B) 'Multiple media display' means a device by which the message, image, or text is capable of electronic alteration by movement or rotation of panels or slats.

(C) 'Transit agency' means any public agency, public corporation, or public authority existing under the laws of this state that is authorized by any general, special, or local law to provide any type of transit services within any area of this

state including, but not limited to, the Department of Transportation, the Georgia Regional Transportation Authority, and the Georgia Rail Passenger Authority.

~~(C)~~(D) 'Transit vehicles or facilities' means everything necessary and appropriate for the conveyance and convenience of passengers who utilize transit services."

"(h) Multiple media displays authorized pursuant to this Code section shall comply with the operational standards for multiple message signs provided for in Part 2 of this article but shall not be required to comply with any spacing requirements provided for in such part and multiple media displays shall not be considered in regard to the spacing requirements provided for in Code Section 32-6-75 as to the placement of any multiple message sign."

## SECTION 2.

Chapter 1 of Title 40 of the Official Code of Georgia Annotated, relating to identification and regulation of motor vehicles, is amended by adding a new Code section to read as follows:

"40-1-9.

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

(1) 'Commissioner' means the commissioner of public safety or the official designated by the commissioner pursuant to rules and regulations of the department.

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

(3) 'Permit' means an instrument of whatever character or nature, including, but not limited to, electronic format, issued by the department pursuant to this Code section.

(4) 'Towing service provider' means any person utilizing a vehicle to tow disabled, damaged, abandoned, or wrecked vehicles in exchange for a fee.

(b)(1) Subject to appropriation by the General Assembly, in order to promote safe towing practices by towing service providers in Georgia, the commissioner shall issue permits which allow towing service providers to operate on any portion of the Dwight D. Eisenhower System of Interstate and Defense Highways within this state for the duration of such permit; provided, however, that any such permit shall be in addition to and not in lieu of the ability of counties, municipalities, or consolidated governments to regulate towing service providers operating on any portion of state or local roads within such jurisdiction.

(2) Pursuant to this Code section, annual permits shall be issued to towing service provider applicants who demonstrate to the satisfaction of the commissioner that the applicant has completed an operator safety course that meets or exceeds the minimum safety training standards recognized and adopted by the Towing and Recovery Association of Georgia in effect as of February 21, 2016. Any towing service provider recognized by the Georgia Department of Transportation as a Towing and Recovery Incentive Program service provider shall satisfy the safety training requirements of this paragraph.

(3) Pursuant to this Code section, the commissioner may charge a fee for the issuance of such permits and may develop and adopt an apportionment schedule for fees to be established by rules and regulations promulgated by the commissioner. The fee for

the issuance of a towing service provider permit shall be not more than \$85.00 per towing service provider operator.

(c) A copy of such permit and all other documentation required by the commissioner shall be carried by the towing service provider operator and shall be open to inspection by any law enforcement officer, employee of the department who has been given enforcement authority by the commissioner, or any law enforcement officer acting within the scope of his or her authority.

(d) The commissioner is authorized to promulgate reasonable rules and regulations which are necessary or desirable in governing the issuance of permits, including the timeline for compliance, provided that such rules and regulations are not in conflict with other provisions of law. The commissioner is authorized to issue such orders, authorizations, and modification thereof as necessary to implement this Code section. A court shall take judicial notice of all rules, regulations, and orders promulgated and issued by the department pursuant to this Code section.

(e) Any person violating this Code section shall be guilty of a misdemeanor.

(f)(1) For just cause, including, but not limited to, repeated and consistent past violations of this Code section, the commissioner may refuse to issue or may cancel, suspend, or revoke the towing service provider permit of an applicant or permittee.

(2) Within 30 days after any denial or cancellation of a towing service provider permit granted pursuant to this Code section, the applicant or permit holder may appeal a denial or cancellation by requesting a hearing before the commissioner in accordance with Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act.' The commissioner shall notify an applicant or permit holder in writing of the denial or cancellation by registered or certified mail or statutory overnight delivery to the last known address of the applicant or permit holder appearing in the commissioner's files or by personal service upon the applicant or permit holder by an authorized agent of the commissioner.

(3) An appeal hearing provided for by this paragraph shall be conducted no more than 60 days from the date which the appeal was requested. Further, if the appellant towing service provider's permit has not expired, the permit holder shall be allowed to continue to operate under the terms of the original permit until such time that the appeal is decided or the original permit expires, whichever occurs first.

(g) The commissioner is authorized to employ such persons as may be necessary, in the discretion of the commissioner, for the proper enforcement of this Code section, as provided for in this Code section and Chapter 2 of Title 35.

(h) This Code section shall stand repealed on January 1, 2021."

### **SECTION 3.**

(a) Section 1 of this Act shall become effective on July 1, 2016.

(b) Section 2 of this Act shall become effective upon approval of this Act by the Governor or upon its becoming law without such approval for purposes of promulgating rules and regulations and shall become effective on January 1, 2017, for all other purposes.

**SECTION 4.**

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

Senator Beach of the 21st moved that the Senate agree to the House substitute to SB 307 as amended by the following amendment:

*Amend SB 307 (LC 39 1389S) by deleting lines 5 through 17 and inserting in lieu thereof the following:*

requirements of the article; to provide for related matters; to repeal conflicting laws; and for other purposes.

*By deleting lines 53 through 123.*

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	C Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	E Jackson, L	Shafer (PRS)
Y Butler	James	Y Sims
C Cowsert	Y Jeffares	C Stone
Y Crane	Y Jones, B	Tate
Y Davenport	C Jones, E	C Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
C Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 41, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 307 as amended by the Senate.

The following communication was received by the Secretary:

3/24/16

Due to business outside the Senate Chamber, I missed the vote on SB 307. Had I been present, I would have voted "Yes".

/s/ Steve Gooch  
District 51

Senator Mullis of the 53rd was excused as a Conferee.

The following Senators were excused for business outside the Senate Chamber:

Gooch of the 51st                      Unterman of the 45th

The following bill was taken up to consider House action thereto:

SB 270. By Senators Martin of the 9th, Hill of the 32nd, Harper of the 7th, Unterman of the 45th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize persons who are qualified retired law enforcement officers to carry a handgun anywhere within this state; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 4 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to fraud and related offenses, so as to create an offense involving the fraudulent representation of military service or award received due to military service; to provide for definitions; to provide for penalties; to amend Article 2 of Chapter 10 of Title 16 of the Official Code of Georgia Annotated, relating to obstruction of public administration and related offenses, so as to revise provisions relating to transmitting a false public alarm; to provide a definition; to revise penalty provisions; to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to permit certain new residents to carry a weapon in this state for a limited time without a weapons carry license; to provide an exception for a license holder carrying in a place of worship; to allow the judge of the probate court to provide for printed information on gun safety; to provide for the maintenance of gun safety information on the website of the Department of Natural Resources; to clarify that certain active and retired law enforcement officers shall be authorized to carry a handgun on or off duty anywhere within this state; to authorize certain retired law enforcement

officers to carry a handgun anywhere within this state; to clarify the meaning of commercial service airport relative to the carrying of a weapon or long gun; to amend Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, so as to authorize the chief of staff to the commissioner to issue warrants for the arrest of an offender who has escaped from the custody of the department; to provide for the retention of badges and weapons by certain employees of the State Board of Pardons and Paroles; to revise the application fee paid to the Department of Community Supervision or the State Board of Pardons and Paroles by nonindigent adult offenders when applying to transfer supervision to any other state or territory; to amend Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to general provisions regarding torts, so as to provide for civil immunity of firearm instructors; to provide for related matters; to provide for effective dates and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 4 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to fraud and related offenses, is amended by adding a new Code section to read as follows: "16-9-63.

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

(1) 'Armed forces of the United States' means the army, navy, air force, marine corps, or coast guard and the reserve components thereof and the uniformed components of the Public Health Service or the National Oceanic and Atmospheric Administration.

(2) 'Military decoration' means:

(A) A medal, decoration, badge, or ribbon authorized by law, executive order, or regulation to be awarded to a member of the armed forces of the United States by the President of the United States, Congress, the United States Department of Defense, or the United States Department of Homeland Security;

(B) A medal, decoration, badge, or ribbon authorized by law, executive order, or regulation to be awarded to members of the organized militia; or

(C) A rosette or metal lapel button depicting a medal, decoration, badge, or ribbon described in subparagraph (A) or (B) of this paragraph which is authorized by law, executive order, or regulation to be worn on civilian clothing.

(3) 'Military medal award' shall have the same meaning as provided for under Code Section 40-2-85.1.

(4) 'Military veteran' means a current, former, or retired member of the armed forces of the United States, the organized militia, or a state military force of another state.

(5) 'Organized militia' means the Army National Guard, the Air National Guard, the Georgia Naval Militia, and the State Defense Force.

(6) 'Tangible benefit' means:

(A) A benefit, preference, service, or other thing of value offered to a military veteran which is enhanced or offered at a reduced rate or free of charge by an



agency of this state, or any political subdivision or authority thereof, based on such military veteran's service or the award of a military decoration;

(B) Employment or promotion in an individual's employment; or

(C) Election to public office.

(b) It shall be unlawful for any individual, with the intent to secure a tangible benefit for himself or herself, to make a false, fictitious, or fraudulent statement or representation that such individual is a military veteran or recipient of a military decoration.

(c) It shall be unlawful for any individual, with the intent to deceive, to appear in a court of this state while wearing:

(1) The uniform of the armed forces of the United States or of the organized militia of this state if such individual is not authorized to wear such uniform; or

(2) Any military decoration which such individual has not, in fact, been awarded.

(d) Any person who violates this Code section shall be guilty of a misdemeanor; provided, however, that if such violation involves a military medal award, such person shall be guilty of a misdemeanor of a high and aggravated nature.

(e) Any violation of this Code section shall be considered a separate offense and shall not merge with any other offense. If an individual is convicted of a violation of Code Section 16-10-20 and this Code section arising out of the same incident, any penalty imposed for a violation of this Code section shall be served consecutively to any sentence that may be imposed for a violation of Code Section 16-10-20."

## SECTION 2.

Article 2 of Chapter 10 of Title 16 of the Official Code of Georgia Annotated, relating to obstruction of public administration and related offenses, is amended by revising Code Section 16-10-28, relating to transmitting a false public alarm and restitution, as follows:

"16-10-28.

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

(1) 'Critical infrastructure' means any building, place of assembly, or facility that is located in this state and necessary for national or public security, education, or public safety.

(2) 'Destructive device' means a destructive device as such term is defined by Code Section 16-7-80.

~~(2)~~(3) 'Hazardous substance' means a hazardous substance as such term is defined by Code Section 12-8-92.

~~(b) A person who transmits in any manner a false alarm to the effect that a destructive device or hazardous substance of any nature is concealed in such place that its explosion, detonation, or release would endanger human life or cause injury or damage to property, knowing at the time that there is no reasonable ground for believing that such a destructive device or hazardous substance is concealed in such place, commits the offense of transmitting a false public alarm and, upon conviction thereof, shall be punished by imprisonment for not less than one nor more than five years or by a fine of not less than \$1,000.00, or both. A person commits the offense of transmitting a false~~

public alarm when he or she knowingly and intentionally transmits in any manner a report or warning knowing at the time of the transmission that there is no reasonable ground for believing such report or warning and when the report or warning relates to:

(1) A destructive device or hazardous substance is located in such a place that its explosion, detonation, or release would endanger human life or cause injury or damage to property; or

(2) An individual who has caused or threatened to cause physical harm to himself or herself or another individual by using a deadly weapon or with any object, device, or instrument which, when used offensively against a person, is likely to result in serious bodily injury.

(c)(1) Except as provided in paragraph (2) of this subsection, a person convicted of a violation of subsection (b) of this Code section shall be punished as for a misdemeanor of a high and aggravated nature and upon conviction for a second or subsequent violation of subsection (b) of this Code section shall be guilty of a felony and punished by imprisonment for not less than one nor more than ten years, by a fine of not less than \$5,000.00, or both.

(2) If the location of the violation of paragraph (1) of subsection (b) of this Code section is critical infrastructure, such person shall be guilty of a felony and upon conviction shall be punished by imprisonment for not less than five nor more than ten years, a fine of not more than \$100,000.00, or both.

~~(e)~~(d) In addition to any other penalty imposed by law for a violation of this Code section, the court may require the defendant to make restitution to any affected public or private entity for the reasonable costs or damages associated with the offense including, without limitation, the actual value of any goods, services, or income lost as a result of such violation. Restitution made pursuant to this subsection shall not preclude any party from obtaining any other civil or criminal remedy available under any other provision of law. The restitution authorized by this subsection is supplemental and not exclusive."

### SECTION 3.

Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, is amended by revising subsections (e) and (f) of Code Section 16-11-126, relating to having or carrying handguns, long guns, or other weapons, license requirement, exceptions for homes, motor vehicles, private property, and other locations and conditions, as follows:

"(e)(1) Any person licensed to carry a handgun or weapon in any other state whose laws recognize and give effect to a license issued pursuant to this part shall be authorized to carry a weapon in this state, but only while the licensee is not a resident of this state; provided, however, that such licensee shall carry the weapon in compliance with the laws of this state.

(2) Any person who is not a weapons carry license holder in this state and who is licensed to carry a handgun or weapon in any other state whose laws recognize and give effect to a license issued pursuant to this part shall be authorized to carry a

weapon in this state for 90 days after he or she becomes a resident of this state; provided, however, that such person shall carry the weapon in compliance with the laws of this state, shall as soon as practicable submit a weapons carry license application as provided for under Code Section 16-11-129, and shall remain licensed in such other state for the duration of time that he or she is a resident of this state but not a weapons carry license holder in this state.

(f)(1) Any person with a valid hunting or fishing license on his or her person, or any person not required by law to have a hunting or fishing license, who is engaged in legal hunting, fishing, or sport shooting when the person has the permission of the owner of the land on which the activities are being conducted may have or carry on his or her person a ~~handgun~~ weapon or long gun without a valid weapons carry license while hunting, fishing, or engaging in sport shooting.

(2) Any person with a valid hunting or fishing license on his or her person, or any person not required by law to have a hunting or fishing license, who is otherwise engaged in legal hunting, fishing, or sport shooting on recreational or wildlife management areas owned by this state may have or carry on his or her person a knife without a valid weapons carry license while engaging in such hunting, fishing, or sport shooting.

#### SECTION 4.

Said part is further amended by revising paragraph (2) of subsection (e) of Code Section 16-11-127, relating to carrying weapons in unauthorized locations, as follows:

"(2) Any license holder who violates subsection (b) of this Code section in a place of worship shall not be arrested but shall be fined not more than \$100.00; provided, however, that a license holder shall not be in violation of subsection (b) or (c) of this Code section if such license holder immediately leaves such place of worship while carrying a weapon or long gun upon personal notification by such place of worship that he or she is carrying a weapon or long gun in a place of worship which does not permit the carrying of a weapon or long gun. Any person who is not a license holder who violates subsection (b) of this Code section in a place of worship shall be punished as for a misdemeanor."

#### SECTION 5.

Said part is further amended by adding a new subsection to Code Section 16-11-129, relating to weapons carry permit, temporary renewal permit, and terms, to read as follows:

"(a.1) **Gun safety information.**

(1) Upon receipt of an application for a weapons carry license or renewal license, the judge of the probate court may provide applicants printed information on gun safety that is produced by any person or organization that, in the discretion of the judge of the probate court, offers practical advice for gun safety. The source of such printed information shall be prominently displayed on such printed information.

(2) The Department of Natural Resources shall maintain on its principal, public

website information, or a hyperlink to information, which provides resources for information on hunter education and classes and courses in this state that render instruction in gun safety. No person shall be required to take such classes or courses for purposes of this Code section where such information shall be provided solely for the convenience of the citizens of this state.

(3) Neither the judge of the probate court nor the Department of Natural Resources shall be liable to any person for personal injuries or damage to property arising from conformance to this Code section."

### SECTION 6.

Said part is further amended by revising subsection (c) of Code Section 16-11-130, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, as follows:

"(c) Code Sections 16-11-126 through 16-11-127.2 shall not apply to or affect any:

(1) Sheriff, retired sheriff, deputy sheriff, or retired deputy sheriff if such retired sheriff or deputy sheriff is eligible to receive or is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47, the Sheriffs' Retirement Fund of Georgia provided under Chapter 16 of Title 47, or any other public retirement system established under the laws of this state for service as a law enforcement officer;

(2) Member of the Georgia State Patrol, ~~or~~ agent of the Georgia Bureau of Investigation, ~~or~~ retired member of the Georgia State Patrol, or retired agent of the Georgia Bureau of Investigation if such retired member or agent is receiving benefits under the Employees' Retirement System;

(3) Full-time law enforcement chief executive engaging in the management of a county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university law enforcement chief executive ~~that~~ who is registered or certified by the Georgia Peace Officer Standards and Training Council; or retired law enforcement chief executive ~~that~~ who formerly managed a county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university law enforcement chief executive ~~that~~ who was registered or certified at the time of his or her retirement by the Georgia Peace Officer Standards and Training Council, if such retired law enforcement chief executive is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47 or is retired in good standing and receiving benefits from a county, municipal, State of Georgia, state authority, or federal retirement system; ~~or~~

(4) Police officer of any county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university police officer ~~that~~ who is registered or certified by the Georgia Peace Officer Standards and Training Council, or retired police officer of any county, municipal, state, state authority, or federal law enforcement agency in the State of Georgia, including any college or university police officer ~~that~~ who was registered or certified at the time of his or her retirement by the Georgia Peace Officer Standards and Training Council, if

such retired ~~employee~~ police officer is receiving benefits under the Peace Officers' Annuity and Benefit Fund provided under Chapter 17 of Title 47 or is retired in good standing and receiving benefits from a county, municipal, State of Georgia, state authority, or federal retirement system; or

(5) Person who is a citizen of this state and:

(A) Has retired with at least ten years of aggregate service as a law enforcement officer with powers of arrest under the laws of any state of the United States or of the United States;

(B) Separated from service in good standing, as determined by criteria established by the Georgia Peace Officer Standards and Training Council, from employment with his or her most recent law enforcement agency; and

(C) Possesses on his or her person an identification card for retired law enforcement officers as issued by the Georgia Peace Officer Standards and Training Council; provided, however, that such person meets the standards for the issuance of such card as provided for by the council, including, but not limited to, maintenance of qualification in firearms training.

In addition, any such sheriff, retired sheriff, deputy sheriff, retired deputy sheriff, member of the Georgia State Patrol, retired member of the Georgia State Patrol, agent of the Georgia Bureau of Investigation, retired agent of the Georgia Bureau of Investigation, active or retired law enforcement chief executive, person who is a retired law enforcement officer as provided for in paragraph (5) of this subsection, or other law enforcement officer referred to in this subsection shall be authorized to carry a handgun on or off duty anywhere within ~~the~~ this state and the provisions of Code Sections 16-11-126 through 16-11-127.2 shall not apply to the carrying of such firearms."

#### **SECTION 7.**

Said part is further amended by adding a new subsection to Code Section 16-11-130.2, relating to carrying a weapon or long gun at a commercial service airport, to read as follows:

"(a.1) As used in this Code section, the term:

(1) 'Commercial service airport' means an airport that receives scheduled passenger aircraft service from any major airline carrier.

(2) 'Major airline carrier' means an airline that has more than \$1 billion in annual operating revenue during a fiscal year."

#### **SECTION 8.**

Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, is amended by revising subsection (c) of Code Section 42-2-8, relating to additional duties of the commissioner of corrections, as follows:

"(c) The commissioner and any person designated and serving in the position of his or her chief of staff shall be authorized to issue a warrant for the arrest of an offender who has escaped from the custody of the department upon probable cause to believe the offender has violated Code Section 16-10-52, relating to escape from lawful confinement."

**SECTION 9.**

Said title is further amended by revising Code Section 42-9-9, relating to board employees, as follows:

"42-9-9.

(a) The board may appoint such clerical, stenographic, supervisory, and expert assistants and may establish such qualifications for its employees as it deems necessary. In its discretion, the board may discharge such employees.

(b) An employee leaving the service of the board under honorable conditions who has accumulated 20 or more years of service with the board, or 20 or more years of combined service as a parole officer with the board, a probation officer or supervisor with the Department of Corrections, or a community supervision officer with the department, shall be entitled as part of such employee's compensation to retain his or her board issued weapon and badge.

(c)(1) As used in this subsection, the term 'disability' means a disability that prevents an individual from working as a parole officer.

(2) When a parole officer leaves the employment of the board as a result of a disability arising in the line of duty, such parole officer shall be entitled as part of such parole officer's compensation to retain his or her weapon and badge in accordance with rules and regulations promulgated by the board.

(d) A parole officer killed in the line of duty shall be entitled to have his or her board issued badge given to a surviving family member.

(e) The board shall be authorized to promulgate rules and regulations for the implementation of this Code section."

**SECTION 10.**

Said title is further amended by revising subsection (b) of Code Section 42-9-90, relating to application fee required for transfer consideration, as follows:

"(b) The department and the State Board of Pardons and Paroles shall be authorized to require any nonindigent adult offender to pay a ~~\$25.00~~ \$100.00 application fee when applying to transfer his or her supervision from Georgia to any other state or territory pursuant to the provisions of Articles 3 and 4 of this chapter."

**SECTION 11.**

Section 7 of this Act shall become effective on July 1, 2016, and shall apply to offenses committed on or after such date. All other sections of this Act shall become effective upon its approval by the Governor or its becoming law without such approval.

**SECTION 12.**

Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to general provisions regarding torts, is amended by adding a new Code section to read as follows:

"51-1-55.

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

(1) 'Dangerous weapon' shall have the same meaning as provided for under Code Section 16-11-121.

(2) 'Firearm' means any handgun, rifle, shotgun, or other weapon which will or can be converted to expel a projectile by the action of an explosive or electrical charge and which is not a dangerous weapon.

(b) Any instructor who lawfully instructs, educates, or trains a person in the safe, proper, or technical use of a firearm shall be immune from civil liability for any injuries caused by the failure of such person to use such firearm properly or lawfully."

### SECTION 13.

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

Senator Martin of the 9th moved that the Senate agree to the House substitute to SB 270 as amended by the following amendment:

*Amend the House substitute to SB 270 (SB 270/HCSFA) by replacing lines 7 through 17 with the following:*

provide a definition; to revise penalty provisions; to amend Title 42 of the Official Code of Georgia Annotated,

*By replacing lines 23 through 25 with the following:*

applying to transfer supervision to any other state or territory; to provide for related matters; to

*By deleting in their entirety Sections 3, 4, 5, 6, 7, and 12, and redesignating Sections 8, 9, 10, 11, and 13 as Sections 3, 4, 5, 6, and 7, respectively.*

*By replacing "Section 7" with "Section 3" on line 287.*

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	C Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	E Jackson, L	Shafer (PRS)
Y Butler	Y James	N Sims
C Cowser	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	C Jones, E	C Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	E Unterman

E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
C Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	C Mullis	

On the motion, the yeas were 42, nays 1; the motion prevailed, and the Senate agreed to the House substitute to SB 270 as amended by the Senate.

The following bill was taken up to consider House action thereto:

SB 199. By Senators Jeffares of the 17th, Mullis of the 53rd, Jones of the 25th, Dugan of the 30th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, so as to provide a definition; to prohibit certain activities within close proximity to polling places; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Jeffares of the 17th asked unanimous consent that the Senate adhere to its disagreement to the House substitute to SB 199 and that a Conference Committee be appointed.

The consent was granted, and the President appointed as a Conference Committee the following Senators: Burke of the 11th, Jeffares of the 17th and Dugan of the 30th.

Senator Stone of the 23rd was excused as a Conferee.

Senator Martin of the 9th asked unanimous consent that HB 759, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 759, having been taken from the Table, was put upon its passage.

HB 759. By Representatives Willard of the 51st and Morris of the 156th:

A BILL to be entitled an Act to amend Article 3 of Chapter 19 of Title 15 of the Official Code of Georgia Annotated, relating to the regulation of the practice of law, so as to provide that certain activities by financial institutions



shall not constitute the unauthorized practice of law; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Martin of the 9th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	C Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	E Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	C Stone
Y Crane	Y Jones, B	Tate
Y Davenport	C Jones, E	C Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
E Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	C Mullis	

On the passage of the bill, the yeas were 43, nays 0.

HB 759, having received the requisite constitutional majority, was passed.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House insists on its position in disagreeing to the Senate substitute, and has appointed a Committee of Conference to confer with a like committee on the part of the Senate on the following Bill of the House:

HB 205. By Representatives Rice of the 95th and Petrea of the 166th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the O.C.G.A., relating to drivers' licenses, so as to require a driver who refused blood alcohol concentration testing as required by implied consent laws or an offender convicted of DUI with a blood alcohol concentration of 0.15 grams or higher to install and maintain ignition interlock devices on his or her vehicle; to amend Chapter 6 of Title 40 of the O.C.G.A., relating to uniform rules of the road, so as to provide for the probation of terms of imprisonment for DUI offenders in certain instances; to amend Article 7 of Chapter 8 of Title 42 of the O.C.G.A., relating to ignition interlock devices as condition of probation, so as to provide for the court issuance of a certificate of installation of ignition interlock devices; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Speaker has appointed on the part of the House, Representatives Rice of the 95th, Golick of the 40th, and Hightower of the 68th.

The House insists on its position in disagreeing to the Senate amendment, and has appointed a Committee of Conference to confer with a like committee on the part of the Senate on the following Bill of the House:

HB 904. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, so as to change certain contribution rates and credits; to change certain provisions relating to rate of employer contributions; to extend certain provisions relating to variations in the standard rate; to extend provisions relating to administrative assessments; to reduce the percentage of the administrative assessment to be assessed for a certain period; to provide exceptions; to change certain provisions relating to additional assessments for a new or newly covered employer; to extend the provision relating to automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Speaker has appointed on the part of the House, Representatives Strickland of the 111th, Fleming of the 121st, and Kelley of the 16th.

The House insists on its position in disagreeing to the Senate substitute, and has appointed a Committee of Conference to confer with a like committee on the part of the Senate on the following Bill of the House:

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

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

The Speaker has appointed on the part of the House, Representatives Pirkle of the 155th, Nimmer of the 178th, and Quick of the 117th.

The House adheres to its position in insisting on its substitute, and has appointed a Committee of Conference on the part of the House to confer with a like committee on the part of the Senate on the following Bill of the Senate:

SB 258. By Senators Millar of the 40th and Albers of the 56th:

A BILL to be entitled an Act to amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, so as to provide that the assessed value of property for a taxable year shall not be increased beyond the initial assessment value established by the board of tax assessors during an appeal of such valuation for such taxable year by the taxpayer but may be reduced as a result of the appeal of the taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Speaker has appointed on the part of the House, Representatives Duncan of the 26th, Powell of the 171st, and England of the 116th.

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 959. By Representatives Beskin of the 54th, Dudgeon of the 25th, Coleman of the 97th, Nix of the 69th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to update and clarify certain provisions relating to K-12 education; to revise a provision relating to conflicts of interest of local board of education members; to provide that

students who earn certain grades in dual enrollment courses in core subjects are exempt from taking end-of-course assessments for such courses; to authorize the sharing of data for certain program evaluation purposes; to provide for an annual review of tuition for the Georgia Virtual School; to eliminate a restriction on the Office of Student Achievement's authority to establish a nonprofit corporation; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 987. By Representatives McCall of the 33rd and Powell of the 171st:

A BILL to be entitled an Act to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to change certain definitions regarding such taxation; to provide an effective date; to repeal conflicting laws; and for other purposes.

The House adheres to its position in insisting on its substitute, and has appointed a Committee of Conference on the part of the House to confer with a like committee on the part of the Senate on the following Bill of the Senate:

SB 64. By Senators Hufstetler of the 52nd and Jones of the 10th:

A BILL to be entitled an Act to amend Code Section 15-11-2, Title 19, and Chapter 10 of Title 31 of the O.C.G.A., relating to definitions for the Juvenile Code, domestic relations, and vital records, respectively, so as to repeal voluntary acknowledgments of legitimation; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Speaker has appointed on the part of the House, Representatives Weldon of the 3rd, Welch of the 110th, and Atwood of the 179th.

The House insists on its position in substituting the following Bill of the Senate:

SB 199. By Senators Jeffares of the 17th, Mullis of the 53rd, Jones of the 25th, Dugan of the 30th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, so as to provide a definition; to prohibit certain activities within close proximity to polling places; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendment to the following Bill of the House:

HB 976. By Representatives Hitchens of the 161st, Willard of the 51st, Powell of the 32nd, Caldwell of the 131st, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Article 5 of Chapter 18 of Title 50 of the Official Code of Georgia Annotated, relating to state records management, so as to provide for minimum retention periods for video recordings from law enforcement surveillance devices, law enforcement body-worn devices, or devices located on or inside of a law enforcement vehicle; to provide for a definition; to provide for exceptions; to provide for presumptions, civil liability, and fees; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Jeffares of the 17th was excused for business outside the Senate Chamber.

Senator Albers of the 56th asked unanimous consent that HB 216, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 216, having been taken from the Table, was put upon its passage.

HB 216. By Representatives Gravley of the 67th, Hitchens of the 161st, Powell of the 32nd, Watson of the 172nd, Waites of the 60th and others:

A BILL to be entitled an Act to amend Part 1 of Article 8 of Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions relative to compensation for occupational diseases, so as to define certain terms; to provide for a rebuttable presumption that certain medical conditions suffered by firefighters are occupational diseases; to provide for applicability; to provide for benefits; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Albers of the 56th.

The Senate Committee on Insurance and Labor offered the following substitute to HB 216:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 8 of Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to compensation for occupational disease, so as to allow a firefighter to show certain evidence as to the ordinary disease of life of cancer; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 8 of Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to compensation for occupational disease, is amended by revising Code Section 34-9-280, relating to definitions, as follows:

"34-9-280.

As used in this article, the term:

(1) 'Disablement' means the event of an employee becoming actually disabled to work, as provided in Code Sections 34-9-261, 34-9-262, and 34-9-263, because of occupational disease.

(2) 'Occupational disease' means those diseases which arise out of and in the course of the particular trade, occupation, process, or employment in which the employee is exposed to such disease or a risk factor for such disease, provided the employee or the employee's dependents first prove to the satisfaction of the State Board of Workers' Compensation all of the following:

(A) A direct causal connection between the conditions under which the work is performed and the disease;

(B) That the disease followed as a natural incident of exposure by reason of the employment;

(C) That the disease is not of a character to which the employee may have had substantial exposure outside of the employment;

(D)(i) That the disease is not an ordinary disease of life to which the general public is exposed; or

(ii) If the disease is cancer, which is otherwise considered an ordinary disease of life, that such employee is a firefighter, as defined in Code Section 25-4-2 or 45-9-81, and by clear and convincing evidence, which shall include medical evidence, shows that the cancer is attributable to the firefighter's performance of his or her duties as a firefighter; and

(E) That the disease must appear to have had its origin in a risk connected with the employment and to have flowed from that source as a natural consequence.

For the purposes of this paragraph, partial loss of hearing due to noise shall not be considered an occupational disease. Psychiatric and psychological problems and heart and vascular diseases shall not be considered occupational diseases, except where they arise from a separate occupational disease."

**SECTION 2.**

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

Senator Albers of the 56th offered the following amendment #1 to HB 216 (LC 37 2222S):

*Amend HB 216 (LC 37 2222S) by deleting on Line 30 the words "clear and convincing" and replacing them with the following:*

"a preponderance of the".

On the adoption of the amendment, the President asked unanimous consent.

There was objection.

On the adoption of the amendment, the yeas were 24, nays 17, and the Albers amendment #1 to the committee substitute was adopted.

Senator Bethel of the 54th offered the following amendment 2:

Amend LC 37 2222S to HB 216 by beginning striking with the word "is" on line 29 and continuing through the end of the line.

Senator Bethel of the 54th offered the following amendment #2a:

Amend Amendment #2 LC 37 2222S HB 216 by adding at line 4:  
and by beginning striking with the word "firefighter's" on line 31 and continuing striking through the word "firefighter" on line 32 and inserting in the same place "employee's performance of his or her duties of employment".

Senator Bethel of the 54th asked unanimous consent that his amendments be withdrawn. The consent was granted, and the Bethel amendments #2 and #2a were withdrawn.

Senator Bethel of the 54th offered the following amendment #3:

Amend LC 37 2222S HB 216 by striking "is cancer, which" on line 28; and beginning striking beginning with the word "is" on line 29 and continuing through the end of that line; and beginning striking with the word "firefighter's" on line 31 and continuing striking through the word "firefighter" on line 32 and inserting in that place as follows: "employee's performance of his or her duties of employment."

Senator Bethel of the 54th asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Bethel amendment #3 was withdrawn.

Senator Ligon 3rd offered the following amendment #4:

Amend C. sub HB 216 by striking the word "cancer" on line 31 and inserting in its place the word "disease"

Senator Ligon, Jr. of the 3rd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Ligon amendment #4 was withdrawn.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted as amended.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Sims
Y Cowsert	C Jeffares	C Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 49, nays 0.

HB 216, having received the requisite constitutional majority, was passed by substitute.

At 5:57 p.m. Senator David Shafer, President Pro Tempore, announced that the Senate would stand at ease until 7:00 p.m.

At 7:10 p.m. the President called the Senate to order.

The following resolutions were read and adopted:

SR 1276. By Senator Jackson of the 2nd:

A RESOLUTION honoring the life and memory of Grisby Noris Collier, Sr.; and for other purposes.

SR 1277. By Senator Beach of the 21st:

A RESOLUTION recognizing and commending EarthArtist Studios Master Plan; and for other purposes.



The following committee report was read by the Secretary:

Mr. President:

The Committee on State and Local Governmental Operations has had under consideration the following legislation and has instructed me to report the same back to the Senate with the following recommendation:

HB 1003	Do Pass	HB 1080	Do Pass
HB 1137	Do Pass	HB 1138	Do Pass
HB 1153	Do Pass		

Respectfully submitted,  
Senator Albers of the 56th District, Chairman

The following local, uncontested legislation, favorably reported by the committee as listed on the Senate Supplemental Local Consent Calendar, was put upon its passage:

### **SENATE SUPPLEMENTAL LOCAL CONSENT CALENDAR**

Thursday March 24, 2016  
Fortieth Legislative Day

(The names listed are the Senators whose districts are affected by the legislation.)

HB 1003            Hill of the 6th  
                      Thompson of the 14th  
                      Hill of the 32nd  
                      Rhett of the 33rd  
                      Tippins of the 37th  
                      Tate of the 38th  
                      Dugan of the 30th  
                      Heath of the 31st

#### **COBB COUNTY - MARIETTA WATER AUTHORITY**

A BILL to be entitled an Act to amend an Act creating the Cobb County-Marietta Water Authority, approved February 21, 1951 (Ga. L. 1951, p. 497), as amended, so as to change provisions relating to the membership and terms of office of members of the authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1080

Harbin of the 16th  
Seay of the 34th  
**FAYETTE COUNTY**

A BILL to be entitled an Act to authorize the Magistrate Court of Fayette County to impose and collect county law library fees as part of the court costs in the magistrate court; to provide for practices and procedures connected therewith; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1137

Heath of the 31st  
**HARALSON COUNTY**

A BILL to be entitled an Act to amend an Act consolidating the offices of Tax Receiver and Tax Collector of Haralson County into the office of Tax Commissioner of Haralson County, approved March 21, 1958 (Ga. L. 1958, p. 2917), as amended, so as to modify the compensation of the tax commissioner; to provide that all fees, commissions, costs, and perquisites collected by the tax commissioner shall be the property of Haralson County; to modify the appointment and compensation of deputies and clerical staff; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1153

Jones of the 25th  
**GREENE COUNTY**

A BILL to be entitled an Act to amend an Act to provide that certain officials of Greene County who have served at least 15 years in office may, upon leaving, continue to participate in the county health insurance program for themselves and their dependents by paying the total cost of such participation, approved May 16, 2007 (Ga. L. 2007, p. 3664), as amended, particularly by an Act approved April 24, 2013 (Ga. L. 2013, p. 3654), so as to clarify the qualifications for participation in such health insurance program; to clarify who is covered under such provision; to provide limits on coverages offered; to provide for related matters; to repeal conflicting laws; and for other purposes.

**Pursuant to Article VII, Section II, Paragraph IV of the Constitution, the following local bill relating to homestead exemptions requires a two-thirds roll-call vote for passage:**

HB 1138

Heath of the 31st  
**HARALSON COUNTY**

A BILL to be entitled an Act to provide a homestead exemption from Haralson County ad valorem taxes for county purposes in the amount of \$4,000.00 of the assessed value of the homestead for residents of that county who are 65 years of age or older and whose income, together with the income of the spouse of such resident who resides within such homestead and excluding certain retirement income, does not exceed \$10,000.00; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Pursuant to Senate Rule 4-2.9(b), Senator Heath of the 31st filed the following objection:

As provided in Senate Rule 4-2.9(b), we, the undersigned Senators, hereby file an objection to HB 1003, which is on the Senate Supplemental Local Consent Calendar for today, and hereby request that it be moved to the Senate Local Contested Calendar.

/s/ Heath of the 31st

/s/ Dugan of the 30th

/s/ McKoon of the 29th

Date: March 24, 2016

Pursuant to Senate Rule 4-2.9(b), HB 1003 was removed from the Senate Supplemental Local Consent Calendar and placed on the Senate Local Contested Calendar for today.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Rhett
Y Black	Jackson, B	Y Seay
Y Burke	Jackson, L	Y Shafer
Y Butler	James	Y Sims
Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Davenport	Jones, E	Y Thompson, B

Y Dugan	Y Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Ginn	Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Harper	Y McKoon	Wilkinson
N Heath	Millar	Williams, M
Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 32, nays 1.

HB 1080, HB 1137, and HB 1153, having received the requisite constitutional majority, were passed.

HB 1138, not having received the required two-thirds roll call vote, failed.

Senator Heath of the 31st moved to reconsider HB 1138 at 8:00 p.m. There was no objection.

The following communication was received by the Secretary:

3/24/16

Due to business outside the Senate Chamber, I missed the vote on the Local Consent Calendar. Had I been present, I would have voted "yes".

/s/ Butch Miller  
District 49

Senator Cowser of the 46th was excused as a Conferee.

The following Senators were excused for business outside the Senate Chamber:

Harper of the 7th                      Millar of the 40th

The following local, contested legislation, favorably reported by the committee as listed on the Senate Local Contested Calendar, was put upon its passage:

### **SENATE LOCAL CONTESTED CALENDAR**

Thursday, March 24, 2016  
Fortieth Legislative Day

HB 1003. By Representatives Ehrhart of the 36th, Evans of the 42nd, Wilkerson of the 38th, Dollar of the 45th, Parsons of the 44th and others:

A BILL to be entitled an Act to amend an Act creating the Cobb County-Marietta Water Authority, approved February 21, 1951 (Ga. L. 1951, p. 497), as amended, so as to change provisions relating to the membership and terms of office of members of the authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Tippins of the 37th.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

N Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	N Hufstetler	Y Rhett
N Black	N Jackson, B	Y Seay
Y Burke	N Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
C Cowsert	N Jeffares	Y Stone
N Crane	N Jones, B	Tate
Davenport	N Jones, E	Y Thompson, B
N Dugan	Jones, H	Thompson, C
Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	N Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Lucas	Walker
N Harbison	Y Martin	Y Watson
E Harper	N McKoon	N Wilkinson
N Heath	E Millar	Y Williams, M
Henson	N Miller	Y Williams, T
Y Hill, H	Mullis	

On the passage of the local legislation, the yeas were 25, nays 17.

HB 1003, having failed to receive the requisite constitutional majority, was lost.

Senator Tippins of the 37th moved that the Senate reconsider its action in defeating HB 1003 at 8:05 p.m.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Burke	N Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	N Stone
N Crane	N Jones, B	Tate
Davenport	N Jones, E	Y Thompson, B
N Dugan	Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Walker
Y Harbison	Y Martin	Y Watson
E Harper	N McKoon	Wilkinson
N Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 32, nays 9; the motion prevailed, and HB 1003 would be reconsidered at 8:05 p.m.

Senator Burke of the 11th was excused as a Conferee.

Senator Hill of the 32nd asked unanimous consent that HB 802, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 802, having been taken from the Table, was put upon its passage.

HB 802. By Representatives Teasley of the 37th, Tankersley of the 160th, Williams of the 119th, Ehrhart of the 36th, Tanner of the 9th and others:

A BILL to be entitled an Act to amend Code Section 48-7-27 of the Official Code of Georgia Annotated, relating to computation of taxable net income, so as to revise the deduction from income for contributions to savings trust accounts established pursuant to Article 11 of Chapter 3 of Title 20; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 32nd.

The following Fiscal Note, as required by law, was read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**

STATE AUDITOR  
(404) 656-2174

January 21, 2016

Honorable Sam Teasley  
State Representative  
417 State Capitol  
Atlanta, Georgia 30334

SUBJECT: Fiscal Note  
House Bill 802 (LC 28 7812)

Dear Representative Teasley:

The Georgia State University Fiscal Research Center provided the following narrative on the revenue impact of this bill:

This proposal increases the current law limit on the amount of contributions to a Georgia Higher Education Savings Plan (529 plan) account that may be deducted from income on state personal income tax returns. Under current law, taxpayers are allowed to deduct contributions up to a maximum amount of \$2,000 per beneficiary. Under the proposal, the maximum deductible contribution would be increased by \$2,000 to \$4,000 per beneficiary, but the proposal would be limited to taxpayers with married filing joint (MFJ) tax returns. The proposal is effective for contributions made in taxable years beginning on or after January 1, 2016. The revenue effect of this proposal is shown in Table 1.

**Table 1. Revenue loss from LC 28 7812**

<i>(millions)</i>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>	<b>FY 2021</b>
Revenue Loss (Low)	\$1.6	\$1.8	\$1.8	\$1.8	\$1.9
Revenue Loss (High)	\$2.5	\$2.8	\$2.8	\$2.8	\$2.8

The revenue effect of this proposal is estimated using data provided by the Georgia Student Finance Commission. These data provided information on the size of account deposits for Georgia 529 plan accounts in tax year 2014. Based on this information, approximately 21,400 accounts had annual deposits between \$2,000 and \$4,000 in 2014, with an average contribution for 2014 of \$3,154. This group comprises 26 percent of all Georgia 529 plan accounts in 2014.

In addition, 16 percent of all 529 plan accounts or about 13,000 accounts had annual deposits for 2014 in excess of \$4,000. Approximately 84 percent of all 2013 tax returns with a deduction for 529 plan contributions have married filing joint returns.

Each plan receiving the full \$2,000 increase in the proposed limit generates a revenue loss to the state of \$105 assuming an average effective tax rate of 5.25 percent, based on data from the Georgia income tax data for 2013. The estimated revenue effect assumes no increase in the amount of contributions to account plans with contributions above \$4,000 as they are currently receiving contributions in excess of the proposed deduction limit.

The estimated effect of this provision is between \$1.6 and \$2.5 million for FY 2017, growing to between \$1.9 and \$2.8 million in FY 2021. Assuming no change in the amount of annual contributions or number of accounts, the provision decreases state revenues by \$1.8 million annually, on average. Assuming an increase in contributions to plans for those accounts currently between \$2,000 and \$4,000, and a marginal increase in the number of new plan accounts, the cost of this provision is \$2.8 million annually, on average.

This proposal is similar to LC 28 7734, which increases the deduction limit to \$3,000 for all taxpayers. While this proposal limits the pool of taxpayers who benefit from the increase in the deduction amount to only the 84 percent who are MFJ filers, it also increases the amount by which those taxpayers can benefit by 100 percent. Therefore, on net, the revenue loss is larger than that estimated for LC 28 7734.

Sincerely,

/s/ Greg S. Griffin  
State Auditor

/s/ Teresa A. MacCartney, Director  
Office of Planning and Budget

The report of the committee, which was favorable to the passage of the bill, was agreed to.



On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 46, nays 0.

HB 802, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

Mar. 24, '16

Due to business outside the Senate Chamber, I missed the vote on HB 802. Had I been present, I would have voted "yes".

/s/ N.G. Orrock  
District 36

Senator Stone of the 23rd asked unanimous consent that HB 614, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 614, having been taken from the Table, was put upon its passage.

HB 614. By Representatives Stovall of the 74th, Brockway of the 102nd, Scott of the 76th, Benton of the 31st and Kaiser of the 59th:

A BILL to be entitled an Act to amend Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," so as to provide for a pilot program for the placement of video monitoring cameras in classrooms providing special education services; to provide for program requirements; to provide for a program evaluation; to provide for funding; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Stone of the 23rd.

The Senate Committee on Education and Youth offered the following substitute to HB 614:

A BILL TO BE ENTITLED  
AN ACT

To amend Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," so as to provide for the placement of video monitoring cameras in classrooms providing special education services; to provide for requirements; to provide for funding; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Landon Dunson Act."

**SECTION 2.**

Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," is amended by adding a new Code section to read as follows:

"20-2-324.2.

(a) The Department of Education is authorized to provide guidance for the placement of video monitoring cameras and equipment by a school in self-contained classrooms in which students receive special education services. The Department of Education is authorized to approve local school systems for participation and may approve local school systems which already utilize video monitoring cameras and equipment in their special education self-contained classrooms through an application process. The

department or an approved local school system may approve schools in the local school system for participation. A local school system or school may, in its sole discretion, agree to participate.

(b) Participating local school systems or schools shall provide, at a minimum, for:

(1) Prior notice of the placement of video monitoring cameras to the parents or guardians of each student in the approved classrooms;

(2) The retention of videos recorded from video monitoring cameras placed pursuant to this Code section for no less than three months nor more than 12 months from the date of the recording;

(3) The coverage by video monitoring cameras of all areas of the approved classrooms, to the extent practical; and

(4) Procedures and requirements to protect the confidentiality of student records contained in videos recorded from video monitoring cameras placed pursuant to this Code section in accordance with the federal Family Educational Rights and Privacy Act and Article 15 of this chapter.

(c) The video monitoring cameras shall only be used for purposes of monitoring classroom instruction, monitoring classroom interactions, and teacher observation, and review of recorded material shall only be for such purposes, except with the written permission of the parent or guardian of a child or pursuant to the subpoena of a court of competent jurisdiction. Recorded material, including identity of students or demographics of students, shall not be used for marketing purposes.

(d) The Department of Education shall provide guidelines and criteria regarding the effectiveness, feasibility, and benefits, including any impact on safety, and the Department of Education may require participating local school systems or schools to conduct an evaluation. If the department requires such evaluations, the department shall collect and report the results of such evaluation to the House Committee on Education and the Senate Education and Youth Committee.

(e)(1) The department shall serve as a state level flow through point for any available state or federal funding.

(2) Local school systems may solicit and accept gifts, grants, and donations from any person or entity for use in placing video monitoring cameras in classrooms pursuant to this Code section."

### **SECTION 3.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Jackson, B	Y Seay
C Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 46, nays 1.

HB 614, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

Mar. 24, '16

Due to business outside the Senate Chamber, I missed the vote on HB 614. Had I been present, I would have voted "yes".

/s/ N. Orrock  
District 36

Senator Hill of the 32nd asked unanimous consent that HB 882, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 882, having been taken from the Table, was put upon its passage.

HB 882. By Representatives Taylor of the 173rd, Smith of the 134th, Atwood of the 179th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 33 of the Official Code of Georgia Annotated, relating to authorization and general requirements for the transaction of insurance, so as to eliminate the foreign and alien insurer deposit requirement of securities eligible for the investment of capital funds in certain amounts at the discretion of the Commissioner; to provide for the elimination of newspaper publication by insurers of certain financial information and to provide proof of such publication to the Commissioner; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 32nd.

The Senate Committee on Insurance and Labor offered the following substitute to HB 882:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to eliminate the foreign and alien insurer deposit requirement of securities eligible for the investment of capital funds in certain amounts at the discretion of the Commissioner; to provide definitions; to provide that direct physician services agreements are not insurance; to exempt such agreements from regulation as insurance; to provide for discontinuance of services under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended by revising Code Section 33-3-9, relating to requirement of additional deposits of securities by foreign and alien insurers, as follows:

"33-3-9.

~~(a) In addition to the deposit required by Code Section 33-3-8, each foreign and alien insurer shall deposit with the Commissioner securities eligible for the investment of capital funds in an amount not less than \$10,000.00 nor more than \$25,000.00 at the discretion of the Commissioner. This deposit and the deposit required by paragraph (1) of subsection (b) of Code Section 33-3-8 shall be administered as provided in Chapter 12 of this title. Deposits under this Code section shall be held for the protection of the insurer's policyholders in Georgia and others in Georgia entitled to the proceeds of its policies.~~

~~(b) On and after July 1, 1967, in those instances in which the Commissioner in his or her judgment shall deem it to be in the best interests of the citizens of this state, no certificate of authority shall be issued by the Commissioner to any foreign and alien insurer nor shall any certificate of authority be renewed for any such insurer unless said such insurer shall deposit with the Commissioner, in addition to those requirements provided for in subsection (a) of this Code section, securities eligible for the investment of capital funds in such amount as the Commissioner shall require. ; but in no event shall he require a deposit of additional securities which would bring the aggregate total of such securities required by this Code section to be on deposit to exceed \$100,000.00. Such additional deposits~~ This deposit and the deposit required by paragraph (1) of subsection (b) of Code Section 33-3-8 shall be administered as provided for in this subsection Chapter 12 of this title. ; provided, however, such additional deposits shall not apply to foreign and alien life insurers. Deposits under this Code section shall be held for the protection of the insurer's policyholders in this state and others in this state entitled to the proceeds of its policies."

## SECTION 2.

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

"33-7-2.1.

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

(1) 'Direct physician services agreement' means a contract between a physician and an individual patient or his or her legal representative in which the physician or the physician's medical practice agrees to provide health care services to the individual patient for an agreed-upon fee and period of time.

(2) 'Physician' means a person licensed to practice medicine pursuant to Article 2 of Chapter 34 of Title 43.

(3) 'Physician practice' means a physician or physician's medical practice that charges a periodic fee for services, does not bill any third parties on a fee-for-service basis, and whose per visit charge is less than the monthly equivalent of the periodic fee.

(b) A direct physician services agreement is not insurance, shall not be deemed an insurance arrangement nor agreement, and is not subject to state insurance laws. Health care services rendered under a direct physician services agreement shall not be submitted by the physician to any insurance plan.

(c) A physician offering, marketing, selling, or entering into a direct physician services agreement shall not be required to obtain a certificate of authority or license other than to maintain a current license to practice medicine with the State of Georgia.

(d) To be considered a direct physician services agreement for the purposes of this Code section, such agreement shall:

(1) Be in writing;

(2) Be signed by a physician or agent of the physician and the individual patient or his or her legal representative;

(3) Allow either party to terminate such agreement upon written notice to the other party of no more than 30 days;

- (4) Describe the scope of health care services that are covered by the periodic fee;
  - (5) Specify the periodic fee and any additional fees outside of the periodic fee for ongoing care;
  - (6) Specify the duration of such agreement and any automatic renewal periods and require that no more than 12 months of the periodic fee be paid in advance; and
  - (7) Prominently state in writing that such direct physician services agreement is not health insurance and does not qualify as health insurance coverage under state or federal law.
- (e) A physician providing health care services under a direct physician services agreement may decline to accept a patient if, in the physician's opinion, such patient's medical condition is such that the physician is unable to provide the appropriate level and type of health care services such patient requires. The physician may discontinue care for patients under the direct physician services agreement if:
- (1) The patient fails to pay the periodic fee;
  - (2) The patient has performed an act of fraud;
  - (3) The patient repeatedly fails to adhere to the recommended treatment plan;
  - (4) The patient is abusive and presents an emotional or physical danger to the staff or other patients of the physician's medical practice; or
  - (5) The physician or the physician's medical practice discontinues operation as a physician practice."

### SECTION 3.

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

Senator Hill of the 32nd offered the following amendment #1:

Amend LC 37 2213S Committee Substitute to HB 882 by inserting on line 49 after "laws."

", so long as the direct financial relationship with a patient does not exceed \$12,000."

Senator Hill of the 32nd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Hill of the 32nd amendment #1 was withdrawn.

Senator Hill of the 32nd offered the following amendment #2:

*Amend the Senate Insurance and Labor Committee substitute to HB 882 (LC 37 2213S) by striking lines 46 and 47 and inserting in lieu thereof "a periodic fee for services and does not bill any third parties on a fee-for-service basis."*

Senator Hill of the 32nd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Hill of the 32nd amendment #2 was withdrawn.

Senator Hill of the 32nd offered the following amendment #3:

*Amend the Senate Insurance and Labor Committee substitute to HB 882 (LC 37 2213S) by striking lines 46 and 47 and inserting in lieu thereof "a periodic fee for services and does not bill any third parties on a fee-for-service basis." and by inserting after "laws" on line 49 "so long as the direct financial relationship with a patient does not exceed \$12,000.00".*

Senator Hill of the 32nd asked unanimous consent that his amendment be withdrawn. The consent was granted, and the Hill of the 32nd amendment #3 was withdrawn.

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 46, nays 4.

HB 882, having received the requisite constitutional majority, was passed by substitute.



Senator Parent of the 42nd asked unanimous consent that HB 895, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 895, having been taken from the Table, was put upon its passage.

HB 895. By Representatives Mayo of the 84th, Dudgeon of the 25th, Evans of the 42nd and Casas of the 107th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to require finance directors of charter schools to participate in initial and annual training in financially operating a charter school; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Parent of the 42nd.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Jackson, B	Y Seay
C Burke	Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 44, nays 1.

HB 895, having received the requisite constitutional majority, was passed.

The following communication was received by the Secretary:

3/24/16

I inadvertently voted the "No" on HB 895. Please reflect in the Journal that my intent was to vote "Yes".

/s/ Steve Gooch  
District 51

Senator David Shafer, President Pro Tempore, assumed the Chair.

Senator Martin of the 9th asked unanimous consent that HB 883, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 883, having been taken from the Table, was put upon its passage.

HB 883. By Representatives Taylor of the 173rd, Smith of the 134th, Atwood of the 179th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 37 of Title 33 of the O.C.G.A., relating to insurers rehabilitation and liquidation, so as to change certain provisions relating to insurers rehabilitation and liquidation; to change provisions related to reciprocal states and domiciliary liquidators; to provide for the Commissioner to transfer title under his or her control to a domiciliary receiver; to modify certain provisions relating to the rights of nonresident claimants in proceedings against domiciliary insurers; to change certain provisions relating to the rights of resident claimants in proceedings in other states against nondomiciliary insurers; to remove the use of reciprocal in superiority of order of distribution in liquidation proceedings; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Martin of the 9th.

Senators Walker of the 20th, Martin of the 9th, Bethel of the 54th and Harbin of the 16th offered the following amendment #1:

*Amend HB 883 (LC 37 2115S) by inserting after "proceedings;" on line 9 "to amend Chapter 10 of Title 33 of the Official Code of Georgia Annotated, relating to assets and liabilities, so as to provide for certain updates to the standard valuation law as it relates to the reserve requirements for companies allowed to opt out of the principal based reserves standards;*

*By inserting after line 243 the following:*

Chapter 10 of Title 33 of the Official Code of Georgia Annotated, relating to assets and liabilities, is amended in Code Section 33-10-13, relating to standard valuation, by revising subsection (t) as follows:

"(t)(1) An insurer that has less than \$300 million of ordinary life premiums and that is licensed and doing business in this state and that is subject to the requirements of subsections (o) through (r) of this Code section ~~is deemed to pass the exclusion tests associated with life insurance reserve requirements incorporated in the valuation manual~~ may hold reserves based on the mortality tables and interest rates defined by the valuation manual for net premium reserves and using the methodologies described in subsections (g) through (m) of this Code section as they apply to ordinary life insurance in lieu of the reserves required by subsections (o) and (p) of this Code section, provided that:

(A) If the insurer is a member of a group of life insurers, the group has combined ordinary life premiums of less than \$600 million;

(B) The insurer reported total adjusted capital of at least 450 percent of authorized control level risk based capital in the risk based capital report for the prior calendar year;

(C) The appointed actuary has provided an unqualified opinion on the reserves for the prior calendar year; and

(D) The insurer has provided a certification by a qualified actuary that any universal life policy with a secondary guarantee issued by the insurer after the operative date of the valuation manual meets the definition of a nonmaterial secondary guarantee universal life product as defined in the valuation manual.

(2) For purposes of paragraph (1) of this subsection, ordinary life premiums are measured as direct premium plus reinsurance assumed from an unaffiliated company, as reported in the annual statement for the prior calendar year.

~~(3) A company that meets the requirements under paragraph (1) of this subsection is also subject to the requirements of subsection (1) of this Code section.~~

~~(4)~~(3) A domestic company meeting all of the conditions provided in this subsection may file, prior to July 1 of the current calendar year, a statement with the Commissioner certifying that such conditions are met for the current calendar year based on premiums and other values from the financial statements for the prior calendar year. The Commissioner may reject such statement prior to September 1 and require a company to comply with the valuation manual requirements for life insurance reserves."

## SECTION 9.

On the adoption of the amendment, there were no objections, and the Walker III, et al. amendment #1 was adopted.

Senator Hill of the 32nd offered the following amendment #2:

*Amend HB 883 by inserting after "To" on line 1 the following:*

amend Chapter 7 of Title 33 of the Official Code of Georgia Annotated, relating to kinds of insurance, limits of risks, and reinsurance, so as to provide definitions; to provide that physician agreements are not insurance; to exempt such agreements from regulation as insurance; to provide for discontinuance of services under certain circumstances; to

*By inserting after "BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:" the following:*

#### **SECTION .5.**

Chapter 7 of Title 33 of the Official Code of Georgia Annotated, relating to kinds of insurance, limits of risks, and reinsurance, is amended by adding a new Code section to read as follows:

"33-7-2.1.

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

(1) 'Physician' means a person licensed to practice medicine pursuant to Article 2 of Chapter 34 of Title 43.

(2) 'Physician agreement' means a contract between a physician and an individual patient or his or her legal representative in which the physician or the physician's medical practice agrees to provide health care services to the individual patient for an agreed-upon fee and period of time.

(3) 'Physician practice' means a physician or physician's medical practice that charges a periodic fee for services, does not bill any third parties on a fee for service basis, and whose per visit charge is less than the monthly equivalent of the periodic fee.

(b) A physician agreement is not insurance, shall not be deemed an insurance arrangement nor agreement, and is not subject to state insurance laws so long as the direct financial relationship with a patient does not exceed a fee of \$6,000.00, adjusted annually by the rate of change in the Consumer Price Index as reported by the Bureau of Labor Statistics of the United States Department of Labor.

(c) A physician offering, marketing, selling, or entering into a physician agreement shall not be required to obtain a certificate of authority or license other than to maintain a current license to practice medicine with the State of Georgia.

(d) To be considered a physician agreement for the purposes of this Code section, such agreement shall:

(1) Be in writing;

(2) Be signed by a physician or agent of the physician and the individual patient or his or her legal representative;

(3) Allow either party to terminate such agreement upon written notice to the other party of no more than 30 days;

(4) Describe the scope of health care services that are covered by the periodic fee;

(5) Specify the periodic fee and any additional fees outside of the periodic fee for ongoing care;

- (6) Specify the duration of such agreement and any automatic renewal periods and require that no more than 12 months of the periodic fee be paid in advance; and
- (7) Prominently state in writing that such agreement is not health insurance.
- (e) A physician providing health care services under a physician agreement may decline to accept a patient if, in the physician's opinion, such patient's medical condition is such that the provider is unable to provide the appropriate level and type of health care services such patient requires. The physician may discontinue care for patients under the physician agreement if:
- (1) The patient fails to pay the periodic fee;
  - (2) The patient has performed an act of fraud;
  - (3) The patient repeatedly fails to adhere to the recommended treatment plan;
  - (4) The patient is abusive and presents an emotional or physical danger to the staff or other patients of the direct practice; or
  - (5) The physician or the physician's medical practice discontinues operation as a physician practice."

Senator Hill of the 32nd offered the following amendment #2A:

Amend AM 28 1483 amending amendment #2 to HB 883 by adding a period after "laws" on line 24 and striking the remainder of line 24 through line 27.

On the adoption of the amendment #2A, there were no objections, and the Hill of the 32nd amendment #2A to the Hill of the 32nd amendment #2 was adopted.

On the adoption of amendment #2 as amended, the President asked unanimous consent.

Senator Martin of the 9th objected.

On the adoption of the amendment #2 as amended, the yeas were 4, nays 32, and the Hill of the 32nd amendment #2 as amended was lost.

The report of the committee, which was favorable to the passage of the bill, was agreed to as amended.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone

Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 51, nays 1.

HB 883, having received the requisite constitutional majority, was passed as amended.

Senator Heath of the 31st moved that the Senate reconsider its action in defeating the following bill.

HB 1138. By Representatives Cooke of the 18th and Kelley of the 16th:

A BILL to be entitled an Act to provide a homestead exemption from Haralson County ad valorem taxes for county purposes in the amount of \$4,000.00 of the assessed value of the homestead for residents of that county who are 65 years of age or older and whose income, together with the income of the spouse of such resident who resides within such homestead and excluding certain retirement income, does not exceed \$10,000.00; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Heath of the 31st.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	N Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	N Jones, B	Y Tate

Davenport	N Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
Y Harbison	Y Martin	Watson
Y Harper	McKoon	Y Wilkinson
Y Heath	Millar	Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 38, nays 6; the motion prevailed, and HB 1138 was reconsidered.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Davenport	N Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the local legislation, the yeas were 50, nays 1.

HB 1138, having received the requisite two-thirds constitutional majority, was passed.

The following local bill, having been reconsidered, was put upon its passage:

HB 1003. By Representatives Ehrhart of the 36th, Evans of the 42nd, Wilkerson of the 38th, Dollar of the 45th, Parsons of the 44th and others:

A BILL to be entitled an Act to amend an Act creating the Cobb County-Marietta Water Authority, approved February 21, 1951 (Ga. L. 1951, p. 497), as amended, so as to change provisions relating to the membership and terms of office of members of the authority; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Tippins of the 37th.

The report of the committee, which was favorable to the passage of the local legislation as reported, was agreed to.

On the passage of the legislation, a roll call was taken, and the vote was as follows:

N Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
N Black	N Jackson, B	Y Seay
Burke	N Jackson, L	Shafer (PRS)
Y Butler	Y James	Sims
C Cowsert	N Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	N Jones, E	Y Thompson, B
N Dugan	Y Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	N Ligon	N VanNess
N Harbin	Y Lucas	Walker
Y Harbison	N Martin	Y Watson
N Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	N Mullis	

On the passage of the local legislation, the yeas were 32, nays 16.

HB 1003, having received the requisite constitutional majority, was passed.

The following bill was taken up to consider House action thereto:



HB 197. By Representatives Jacobs of the 80th, Willard of the 51st, Fleming of the 121st, Evans of the 42nd, Welch of the 110th and others:

A BILL to be entitled an Act to amend Chapter 12 of Title 9, Title 11, and Chapter 2 of Title 18 of the O.C.G.A., relating to verdict and judgment, the commercial code, and debtor and creditor relations; to repeal the "Georgia Foreign Money Judgments Recognition Act" and enact the "Uniform Foreign-Country Money Judgments Recognition Act"; to amend Titles 7, 10, 40, and 52 of the O.C.G.A., relating to banking and finance, commerce and trade, motor vehicles and traffic, and waters of the state, ports, and watercraft; to amend Article 3 of Chapter 3 of Title 9 and Code Section 17-14-17 of the O.C.G.A., relating to limitations on recovery for deficiencies connected with improvements to realty and resulting injuries and fraudulent transfers; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator Cowsert of the 46th asked unanimous consent that the Senate insist on its substitute to HB 197.

The consent was granted, and the Senate insisted on its substitute to HB 197.

The following bill was taken up to consider House action thereto:

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRiccia of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the collection of such excise tax; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senator Mullis of the 53rd asked unanimous consent that the Senate insist on its amendment to HB 727.

The consent was granted, and the Senate insisted on its amendment to HB 727.

Senator Heath of the 31st asked unanimous consent that HB 911, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 911, having been taken from the Table, was put upon its passage.

HB 911. By Representatives Duncan of the 26th, Watson of the 172nd, Harrell of the 106th, Buckner of the 137th, Powell of the 171st and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to sales and use tax, so as to provide for administration by the Department of Revenue of the exemption for agricultural machinery and equipment; to provide for a change to the qualifying amounts for the agricultural exemption; to provide for the separation of qualifying items at the point of sale; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Heath of the 31st.

The Senate Committee on Finance offered the following substitute to HB 911:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to sales and use tax, so as to provide for cooperation by the Department of Revenue and the Department of Agriculture in the administration and enforcement of the state sales tax exemption for agricultural machinery and equipment; to provide for a change to the qualifying amounts for the agricultural exemption; to provide for the separation of qualifying items at the point of sale; to amend Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to income taxes, so as to provide for a new income tax credit for certain agricultural producers; to provide for related matters; to provide for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 1 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to sales and use tax, is amended by revising paragraph (5) of subsection (a) and subsections (c) through (f) of Code Section 48-8-3.3, relating to the sales and use tax exemption for agricultural machinery and equipment, as follows:

"(5) 'Qualified agricultural producer' includes producers of agricultural products who meet one of the following criteria:

(A) The person or entity is the owner or lessee of agricultural land or other real property from which ~~\$2,500.00~~ \$5,000.00 or more of agricultural products in aggregate were produced and sold during the year, including payments from government sources;

(B) The person or entity is in the business of performing agricultural operations and has provided ~~\$2,500.00~~ \$5,000.00 of such services during the year;

(C) The person or entity is in the business of producing long-term agricultural products from which there might not be annual income, including, but not limited to, timber, pulpwood, orchard crops, pecans, livestock, and horticultural or other multiyear agricultural or farm products. Applicants must demonstrate that sufficient volumes of such long-term agricultural products will be produced which have the capacity to generate in aggregate at least ~~\$2,500.00~~ \$5,000.00 in annualized sales ~~annually~~ in the future; or

(D) The person or entity must establish, to the satisfaction of the Commissioner of Agriculture, that the person or entity is actively engaged in the production of agricultural products and has or will have created sufficient volumes to generate in aggregate at least ~~\$2,500.00~~ \$5,000.00 in sales annually."

"(c) The Commissioner of Agriculture shall require applicants to acknowledge and produce, upon request, at least one of the following forms to determine eligibility under this Code section:

(1) Business activity on IRS schedule F (Profit or Loss from Farming);

(2) Farm rental activity on IRS form 4835 (Farm Rental Income and Expenses) or schedule E (Supplemental Income and Loss);

(3) IRS Form 4797;

(4) IRS Form 1065; or

(5) IRS Form 1120 or 1120(s).

(d)(1) Qualified agricultural producers that meet the criteria provided for in paragraph (5) of subsection (a) of this Code section must apply to the Commissioner of Agriculture to request an agricultural sales and use tax exemption certificate that contains an exemption number. Upon request, the qualified agricultural producer shall also produce the form or forms requested by the Commissioner of Agriculture under subsection (c) of this Code section to the commissioner.

(2) The Commissioner of Agriculture shall not issue or renew an agricultural sales and use tax exemption until the agricultural producer requesting such certificate has provided the Commissioner of Agriculture with a valid state taxpayer identification number obtained through the Department of Revenue's Georgia Tax Center.

(3) Any agricultural sales and use tax exemption certificate issued or renewed on or after July 1, 2016, shall be valid for three years. In order to have staggered renewal dates for such three-year certificates, the Commissioner of Agriculture shall, by rules and regulations, establish a schedule for the orderly renewal of existing certificates and shall prorate the application or renewal fee specified in paragraph (3) of

subsection (e) of this Code section for the initial period, if less than three years, so renewed.

(4) To facilitate the use of the exemption certificate, a wallet-sized card containing that same the information required by paragraph (1) of this subsection shall also be issued by the Commissioner of Agriculture.

(e)(1) The Commissioner of Agriculture is and the commissioner are authorized to promulgate cooperate in the promulgation of rules and regulations governing the issuance of agricultural exemption certificates and the administration and enforcement of this Code section. The rules and regulations shall contain a provision requiring the seller to record the purchaser's tax exemption certificate number and his or her name, and such information shall be retained along with the details of the sale, including the exempt and taxable items purchased.

(2) A seller shall electronically notify the Department of Agriculture upon the first use of a new or renewed tax exemption certificate of the certificate number and the name of the user. The Department of Agriculture shall store such information and notify the seller if such tax exemption certificate is suspended or revoked. If the seller fails to register the tax exemption certificate electronically, the requirements of paragraph (3) of this subsection shall apply to such seller.

(3) Except as provided in paragraph (2) of this subsection, the seller shall, on the Department of Agriculture's website, verify the validity of the qualified agricultural producer's tax exemption certificate number the first time it is used at his or her place of business in a calendar year. If the seller does not have Internet access, he or she shall verify the validity of the tax exemption certificate number using a toll-free telephone number established by the Commissioner of Agriculture for such purpose. The Department of Agriculture shall record the tax exemption certificate number and the name of the user when such information is received by telephone.

(4) If an attempt is made to use a tax exemption certificate unlawfully, the seller shall notify the Commissioner of Agriculture who, after verifying the unlawful use of the tax exemption certificate, and subject to notice and a hearing in accordance with Chapter 13 of Title 50, shall revoke the certificate. Any agricultural producer who has had his or her certificate revoked pursuant to this paragraph shall not be issued a new tax exemption certificate until three years from the date of such revocation.

(5) The Commissioner of Agriculture is authorized to establish an oversight board and direct staff and is authorized to charge annual fees a fee of not less than \$15.00 nor more than \$25.00 \$105.00 per year in accordance with Code Section 2-1-5, but in no event shall the total amount of the proceeds from such fees exceed the cost of administering this Code section three-year issuance or renewal.

(f)(1) The commissioner is authorized to promulgate rules and regulations as necessary to facilitate compliance with and the administration of the provisions of this Code section. The department, in conjunction with the Department of Agriculture, is authorized to conduct audits, as necessary, to monitor compliance with the provisions of this Code section.

(2) The department and the Department of Agriculture shall, and are hereby

authorized to, share information that is necessary to efficiently administer and enforce the provisions of this Code section. Any information shared for these purposes shall be considered confidential and privileged information, and furnishing information as permitted by this Code section shall not be deemed to change the confidential character of the information furnished. Any person who divulges any confidential information obtained under this Code section shall be subject to the same civil and criminal penalties as provided for divulgence of confidential information by members of the department.

(3) Upon issuance of a new or renewed tax exemption certificate, the Department of Agriculture shall provide the applicant with informational material detailing the lawful use of the tax exemption certificate. Any seller of tax exempt products under this Code section shall also be provided with such informational material. Any unlawful use of such certificate shall, in addition to revocation of such certificate, subject the unlawful user to any civil or criminal penalties authorized by law."

## SECTION 2.

Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to income taxes, is amended by adding a new Code section to read as follows:

"48-7-40.31.

(a) A tax credit against the tax imposed under this article shall be granted to any qualified agricultural producer, as defined in Code Section 48-8-3.3, who produces qualified agricultural products, as defined in Code Section 48-8-3.3, which in the aggregate sell for less than \$5,000.00 in any taxable year. The amount of the tax credit shall be equal to the amount of state sales tax paid in the taxable year on agricultural production inputs, as defined in Code Section 48-8-3.3.

(b) The tax credit provided under this Code section shall be allowed for the taxable year in which the taxpayer produces the qualified agricultural products. Any credit which is not used in the year in which the qualified agricultural products are produced shall not be carried forward to any future year. In no event shall the amount of the tax credit granted by this Code section exceed the amount of the taxpayer's liability under this article for the taxable year.

(c) For every year for which the taxpayer claims the credit authorized by this Code section, the taxpayer shall attach a schedule to the taxpayer's Georgia income tax return that sets forth the following information:

(1) A description of the qualified agricultural products produced;

(2) Receipts showing the sales of such qualified agricultural products; and

(3) Receipts showing the cost of the agricultural production inputs purchased in the taxable year and the amount paid in state sales tax.

(d) The Department of Agriculture shall prepare an annual report for the chairpersons of the House Committee on Ways and Means and the Senate Finance Committee detailing the activity in administering and enforcing the provisions of this Code section. The report shall include, but not be limited to:

(1) The number of new tax exemption certificates issued;

- (2) The number of renewed tax exemption certificates;  
 (3) The number of online validations of tax exemption certificates by sellers;  
 (4) The number of sellers registering for electronic notification of changes in the validity of a tax exemption certificate; and  
 (5) The number of tax exemption certificates revoked due to unlawful activity.  
 (e) The commissioner shall promulgate any rules and regulations necessary to implement and administer this Code section."

### SECTION 3.

- (a) This Act shall become effective on January 1, 2017.  
 (b) Section 2 of this Act shall stand automatically repealed on January 1, 2020.

### SECTION 4.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	N Parent
N Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	N Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 46, nays 6.

HB 911, having received the requisite constitutional majority, was passed by substitute.

The following bill was taken up to consider House action thereto:

HB 779. By Representatives Tanner of the 9th, Lumsden of the 12th, Watson of the 172nd, Prince of the 127th and Broadrick of the 4th:

A BILL to be entitled an Act to amend Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, so as to regulate the use of unmanned aircraft systems and images captured by such systems; to provide for definitions; to provide for exceptions; to provide for penalties and a civil right of action; to provide for venue; to amend Code Section 27-3-151 of the Official Code of Georgia Annotated, relating to activity prohibited in the taking of wildlife, so as to regulate the use of unmanned aircraft systems in connection to hunting and fishing; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 779 (LC 29 7115S) by replacing lines 1 through 139 with the following:*

To amend Title 16 and Chapter 2 of Title 6 of the Official Code of Georgia Annotated, relating to crimes and offenses and regulation of aeronautics, aircraft, and airports generally, respectively, so as to regulate the use of unmanned aircraft systems and the gathering of evidence or information by such systems; to provide for definitions; to provide for exceptions; to provide for punishments and a civil right of action; to provide for preemption; to create the Georgia Unmanned Vehicle Systems Commission; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

PART I  
SECTION 1-1.

Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, is amended by adding a new article to Chapter 11, relating to offenses against public order and safety, to read as follows:

"ARTICLE 6

16-11-210.

As used in this article, the term:

(1)(A) 'Unmanned aircraft system' means a powered, aerial vehicle that:

- (i) Does not carry a human operator and is operated without the possibility of direct human intervention from within or on the aircraft;
- (ii) Uses aerodynamic forces to provide vehicle lift;
- (iii) Can fly autonomously or be piloted remotely; and
- (iv) Can be expendable or recoverable.

(B) Such term shall not include a satellite.

(2) 'Weapon' means an object, device, or instrument which when used against a person is likely to, or actually does, result in serious bodily injury or death, including, but not limited to, a destructive device as defined in Code Section 16-7-80 or a dangerous weapon as defined in Code Section 16-11-121.

16-11-211.

Except for United States military operations or federal governmental contracts involving research using weaponized unmanned aircraft systems, it shall be unlawful to sell, transport, manufacture, possess, or operate an unmanned aircraft system that is equipped with a weapon. Any person that violates this Code section shall be guilty of a felony and upon conviction shall be punished by imprisonment for not less than one nor more than three years or by a fine not to exceed \$100,000.00, or both.

16-11-212.

(a) Except as provided in subsection (b) of this Code section, no law enforcement agency shall use an unmanned aircraft system to gather evidence or other information in a private place or of an individual in a private place.

(b) This Code section shall not prohibit the use of an unmanned aircraft system:

- (1) If the law enforcement agency first obtains a search warrant signed by a judge authorizing the use of an unmanned aircraft system;
- (2) If the law enforcement agency possesses reasonable suspicion that, under particular circumstances, swift action is needed to prevent imminent danger to life;
- (3) To provide continuous aerial coverage when law enforcement is conducting an active search for a fugitive or escapee or is monitoring a hostage situation; or
- (4) To provide aerial coverage when deployed for the purpose of conducting an active search for a missing person.

(c) An aggrieved party may initiate a civil action against a law enforcement agency to obtain all appropriate relief, as determined by the court, in order to prevent or remedy a violation of this Code section.

(d) No data collected on a person, home, or areas other than the target that justified deployment of an unmanned aircraft system may be used, copied, or disclosed for any purpose. Notwithstanding Article 4 of Chapter 18 of Title 50 or any state or local retention policy, such data shall be deleted as soon as possible, and in no event later than five days after collection. Any data retained in violation of this subsection shall be subject to Article 4 of Chapter 18 of Title 50.

(e)(1) The use of an unmanned aircraft system to gather evidence or information for a possible criminal prosecution shall constitute a search. Any law enforcement agency



that uses an unmanned aircraft system, or other substantially similar device to gather evidence or obtain information, shall comply in all respects with the Fourth Amendment to the Constitution of the United States and the Constitution of Georgia.

(2) Absent exigent circumstances or another authorized exception to the search warrant requirement, evidence obtained or collected in violation of this Code section shall not be admissible as evidence in a criminal prosecution in any court of law in this state.

16-11-213.

(a) Any ordinance, resolution, regulation, or policy of any county, municipality, or other political subdivision of this state regulating the testing or operation of unmanned aircraft systems shall be deemed preempted and shall be null, void, and of no force and effect; provided, however, that a county, municipality, or other political subdivision of this state may:

(1) Enforce any ordinance that was adopted on or before April 1, 2016;

(2) Adopt any ordinance that enforces Federal Aviation Administration restrictions;  
or

(3) Adopt any ordinance that provides for or prohibits the launch or intentional landing of an unmanned aircraft system from or on its public property except with respect to the operation of an unmanned aircraft system for commercial purposes.

(b) The state, through agency or department rules and regulations, may provide for or prohibit the launch or intentional landing of an unmanned aircraft system from or on its public property."

#### **SECTION 1-2.**

Said title is further amended by revising Code Section 16-11-69, relating to penalties for violation of laws relating to wiretapping, eavesdropping, and surveillance, as follows:

"16-11-69.

Except as otherwise provided in subsection ~~(d)~~ (e) of Code Section 16-11-66.1 or Article 6 of this chapter, any person violating any of the provisions of this part shall be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment for not less than one nor more than five years or a fine not to exceed \$10,000.00, or both."

#### **PART II**

#### **SECTION 2-1.**

Chapter 2 of Title 6 of the Official Code of Georgia Annotated, relating to regulation of aeronautics, aircraft, and airports generally, is amended by adding a new Code section to read as follows:

"6-2-13.

(a) There is created the Georgia Unmanned Vehicle Systems Commission.

(b) The commission shall be composed of:

(1) Three members of the Senate appointed by the President of the Senate;

(2) Three members of the House of Representatives appointed by the Speaker of the

House of Representatives;

(3) Two individuals appointed by the Governor with backgrounds in unmanned aircraft systems;

(4) The commissioner of natural resources or his or her designee;

(5) The commissioner of economic development or his or her designee;

(6) One individual appointed by the Governor from the aerospace industry;

(7) The executive director of the Georgia Ports Authority or his or her designee;

(8) A sheriff appointed by the Governor;

(9) A chief of police appointed by the Governor;

(10) The director of the Georgia Emergency Management Agency or his or her designee;

(11) The director of the Georgia Bureau of Investigation or his or her designee;

(12) The Adjutant General of the Georgia National Guard or his or her designee;

(13) A mayor appointed by the Governor;

(14) A county commissioner appointed by the Governor; and

(15) One individual appointed by the Governor who is a representative of the Association of Unmanned Vehicle Systems International.

(c) Appointed members shall be appointed by their respective appointing authorities for two-year terms of office and may be reappointed upon the expiration of their terms of office. Vacancies shall be filled for the unexpired term by appointment by the respective appointing authority.

(d) The President of the Senate shall designate one of the Senate appointees as cochairperson, and the Speaker of the House of Representatives shall designate one of the House of Representatives appointees as cochairperson. The commission shall meet at least four times per year and upon the call of the cochairpersons.

(e) Legislative members of the commission shall receive the allowances provided for in Code Section 28-1-8 for attending meetings of the commission. Members of the commission who are state officials, other than legislative members, or who are state employees shall receive no compensation for their services on the commission, but they may be reimbursed for expenses incurred by them in the performance of their duties as members of the commission in the same manner as they are reimbursed for expenses in their capacities as state officials or employees. Members of the commission who are not legislators, state officials, or state employees shall receive a daily expense allowance in an amount the same as that specified in subsection (b) of Code Section 45-7-21 as well as the mileage or transportation allowance authorized for state employees.

(f) The commission, in consultation with the Department of Economic Development and other interested parties, shall:

(1) Identify the benefits, including job creation, a cleaner environment, positive economic impacts, increased public safety, and enhanced efficiencies, that may be realized by the state from conducting research on unmanned vehicle systems in the state and by developing, manufacturing, and operating unmanned vehicle systems in the state;

(2) Determine the benefits that may be realized within each of the various industry

sectors in the state that have the potential for the use of unmanned vehicle systems and evaluate the extent to which the use of unmanned vehicle systems in the state is in the public interest;

(3) Identify ways in which the benefits and other positive aspects associated with the use of unmanned vehicle systems may be conveyed to the public in order to achieve public support;

(4) Identify policies that should be implemented to ensure that any concerns, including privacy, property rights, commercial interests, and public safety issues, are addressed;

(5) Identify concerns associated with safety and commercial interests of outdoor venues, including sporting events and entertainment;

(6) As a way to provide certainty to companies that want to use unmanned aircraft systems in the state, develop qualification guidelines for companies to follow when applying to the Federal Aviation Administration for a Section 333 exemption;

(7) Identify the state of all unmanned vehicle systems industries in this state, looking comprehensively at the industry, including the supply chain from precompetitive research and development through production and operation;

(8) Identify challenges and needs of the unmanned vehicle systems industry that may be met with Georgia assets for each domain of unmanned vehicle systems (aerial, land, maritime), including, but not limited to, workforce, research and engineering expertise, testing facilities, manufacturing facilities, and economic development opportunities within the state;

(9) Develop the value proposition for Georgia that will provide a basis for marketing Georgia to the current unmanned vehicle systems industry and that will position Georgia for emerging needs and applications within that industry; and

(10) Provide recommendations that will encourage the development of the unmanned vehicle systems industry in Georgia.

(g) On or before December 1, the commission shall provide an annual report to the General Assembly on its work and findings.

(h) The commission shall be abolished on December 31, 2021."

### PART III SECTION 3-1.

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

Senator Hill of the 32nd moved that the Senate agree to the House amendment to the Senate substitute to HB 779.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	James	Y Sims
C Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 49, nays 2; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 779.

The following communication was received by the Secretary:

3/24/16

Due to business outside the Senate Chamber, I missed the vote on HB 779. Had I been present, I would have voted "Yes".

/s/ Steve Gooch  
District 51

The following Senators were excused as Conferees:

Burke of the 11th                      Harper of the 7th

The following bill was taken up to consider House action thereto:

SB 369. By Senators Mullis of the 53rd, Harper of the 7th, Watson of the 1st, Albers of the 56th, Ginn of the 47th and others:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise the standard of compliance from explosion to ignition; to provide for definitions; to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general

provisions regarding provisions applicable to counties and municipal corporations, so as to provide for further regulations by municipal corporations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 9 of Title 32 of the Official Code of Georgia Annotated, relating to mass transportation, so as to provide for the levy of a retail sales and use tax by the City of Atlanta for the purpose of providing public transportation of passengers for hire in the metropolitan area of the City of Atlanta; to provide for definitions, procedures, conditions, and limitations for the imposition of such tax; to provide for selection of projects for such purposes; to provide for a referendum; to provide for an additional referendum in certain instances; to provide for a limitation on the collection of a tax for transportation purposes in certain counties in certain instances; to amend Article 5A of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to the special district mass transportation sales and use tax, so as to provide for the levy of a tax for transportation purposes in metropolitan county special districts; to provide for definitions, procedures, conditions, and limitations for the imposition of such tax; to provide for selection of projects for such purposes; to provide for a referendum; to provide for the levy of a tax for transportation purposes in metropolitan municipality special districts; to provide for definitions, procedures, conditions, and limitations for the imposition of such tax; to provide for selection of projects for such purposes; to provide for a referendum; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**PART I**  
**MARTA Tax**  
**SECTION 1-1.**

Chapter 9 of Title 32 of the Official Code of Georgia Annotated, relating to mass transportation, is amended by adding a new Code section to read as follows:

"32-9-13.

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

(1) 'Authority' means the authority created by the MARTA Act.

(2) 'City' means the City of Atlanta.

(3) 'MARTA Act' means an Act known as the 'Metropolitan Atlanta Rapid Transit Authority Act of 1965,' approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended.

(b) Any provisions to the contrary in the MARTA Act notwithstanding and pursuant to the authority granted under a provision of the Constitution enacted by Ga. L. 1964, p.

1008, the city shall be authorized to levy a retail sales and use tax up to .50 percent under the provisions set forth in this Code section. Such tax shall be in addition to any tax which is currently authorized and collected under the MARTA Act. The city may elect to hold a referendum in 2016 as provided for by this Code section by the adoption of a resolution or ordinance by its governing body on or prior to June 30, 2016; provided, however, that if the city does not adopt a resolution or ordinance on or prior to June 30, 2016, it may elect to hold a referendum at the November, 2017, municipal general election by the adoption of a resolution or ordinance by its governing body to that effect on or prior to June 30, 2017. Such additional tax shall not count toward any local sales tax limitation provided for by Code Section 48-8-6. Any tax imposed under this part at a rate of less than .50 percent shall be in an increment of .05 percent. Any tax imposed under this part shall run concurrently as to duration of the levy with the 1 percent tax currently levied pursuant to the 'Metropolitan Atlanta Rapid Transit Authority Act of 1965,' approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended.

(c)(1) No later than May 31 of the year a referendum is to be called for as provided in this Code section, the authority shall submit to the city a preliminary list of new rapid transit projects within or serving the geographical area of the city which may be funded in whole or in part by the proceeds of the additional tax authorized by this Code section.

(2) No later than July 31 of the year a referendum is to be called for as provided in this Code section, the authority shall submit to the city a final list of new rapid transit projects within or serving the city to be funded in whole or in part by the proceeds of the tax authorized by this Code section. Such final list of new rapid transit projects shall be incorporated into the rapid transit contract established under Section 24 of the MARTA Act between the authority and the city upon approval by the qualified voters of the city of the referendum to levy the additional tax authorized by this Code section.

(d) Before the additional tax authorized under this Code section shall become valid, the tax shall be approved by a majority of qualified voters of the city in a referendum thereon. The procedure for holding the referendum called for in this Code section shall be as follows: There shall be published in a newspaper having general circulation throughout the city, once each week for four weeks immediately preceding the week during which the referendum is to be held, a notice to the electors thereof that on the day named therein an election will be held to determine the question of whether or not the tax authorized by this Code section should be collected in the city for the purpose of expanding and enhancing the rapid transit system. Such election shall be held in all the election districts within the territorial limits of the city. The question to be presented to the electorate in any such referendum shall be stated on the ballots or ballot labels as follows:

- ( ) YES    Shall an additional sales tax of (insert percentage) percent be collected in the City of Atlanta for the purpose of significantly expanding and enhancing MARTA transit service in Atlanta?
- ( ) NO

The question shall be published as a part of the aforesaid notice of election. Each such election shall be governed, held, and conducted in accordance with the provisions of law from time to time governing the holding of special elections. After the returns of such an election have been received, and the same have been canvassed and computed, the result shall be certified to the governing body of the city, in addition to any other person designated by law to receive the same, and such governing body shall officially declare the result thereof. Each election called by the governing body of the city under the provisions of this Code section shall be governed by and conducted in accordance with the provisions of law governing the holding of elections by the city. The expense of any such election shall be paid by the city.

(e) If a majority of those voting in such an election vote in favor of the proposition submitted, then the rapid transit contract between the authority and the city shall authorize the levy and collection of the tax provided for by this Code section, and the final list provided for in paragraph (2) of subsection (c) of this Code section shall be incorporated therein. All of the proceeds derived from the additional tax provided for by this Code section shall be first allocated for payment of the cost of the rapid transit projects incorporated in such contract, except as otherwise provided by the terms of such rapid transit contract, and thereafter, upon completion and payment of such rapid transit projects, as provided for in such contract and this Code section. It shall be the policy of the authority to provide that the tax collected under this Code section in an amount exceeding the cost of the rapid transit projects incorporated in the contract shall be expended solely within and for the benefit of the city. When a tax is imposed under this Code section, the rate of any tax approved as provided for by Article 5A of Chapter 8 of Title 48 shall and the tax provided for by this Code section, in aggregate, shall not exceed a rate of 1 percent.

(f) If a majority of those voting in an election provided for by this Code section in 2016 vote against the proposition submitted, the city may elect to resubmit such proposition on the date of the November, 2017, municipal general election by the adoption of a resolution or ordinance to that effect on or prior to June 30, 2017, subject to the provisions of this Code section.

(g)(1) Except as provided for to the contrary in this Code section, the additional tax provided for by this Code section shall be collected in the same manner and under the same conditions as set forth in Section 25 of the MARTA Act.

(2) The tax provided for by this Code section shall not be subject to any restrictions as to rate provided for by the MARTA Act and shall not be subject to the provisions of paragraph (2) of subsection (b) or subsection (k) of Section 25 of the MARTA Act.

(3) A tax levied under this paragraph shall be added to the state sales and use tax imposed by Article 1 of Chapter 8 of Title 48 and the state revenue commissioner is authorized and directed to establish a bracket system by appropriate rules and regulations to collect the tax imposed under this paragraph in the city."

**PART II**  
**Special District Transportation Taxes**  
**SECTION 2-1.**

Article 5A of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to the special district mass transportation sales and use tax, is amended by revising such article as follows:

"ARTICLE 5A  
Part 1

48-8-260.

As used in this article, the term:

- (1) 'Intergovernmental agreement' means a contract entered into pursuant to Article IX, Section III, Paragraph I of the Constitution.
- (2) 'Mass transportation' means any mode of transportation serving the general public which is appropriate to transport people by highways or rail.
- (3) 'Mass transportation regional system participant' means any county within a special district created pursuant to Article 5 of this chapter in which mass transportation service is provided within such special district, to such special district, or from such special district by a multicounty regional transportation authority created by an Act of the General Assembly, including but not limited to the Georgia Regional Transportation Authority or the Metropolitan Atlanta Rapid Transit Authority.
- (4) 'Qualified municipality' means a qualified municipality as defined in paragraph (4) of Code Section 48-8-110 which is located wholly or partly within a special district.
- (5) 'Transportation purposes' means and includes roads, bridges, public transit, rails, airports, buses, seaports, including without limitation road, street, and bridge purposes pursuant to paragraph (1) of subsection (b) of Code Section 48-8-121, and all accompanying infrastructure and services necessary to provide access to these transportation facilities, including new general obligation debt and other multiyear obligations issued to finance such purposes. Such purposes shall also include the retirement of previously incurred general obligation debt with respect only to such purposes, but only if an intergovernmental agreement has been entered into under this ~~article~~ part.

48-8-261.

- (a) Pursuant to the authority granted by Article IX, Section II, Paragraph VI of the Constitution of this state, 159 special districts are created within this state. The geographical boundary of each county shall correspond with and shall be conterminous with the geographical boundary of the 159 special districts created.
- (b) On or after July 1, 2016, any county:
  - (1) That is not located within a special district levying a special sales and use tax



pursuant to Article 5 of this chapter;

(2) That is not defined as a metropolitan county special district that is governed by the provisions of Part 2 of this article;

~~(2)~~(3) That is a mass transportation regional system participant; and

~~(3)~~(4) In which a tax is currently being levied and collected pursuant to:

(A) Part 1 of Article 3 of this chapter;

(B) A local constitutional amendment for purposes of a metropolitan area system of public transportation set out at Ga. L. 1964, p. 1008, and the laws enacted pursuant to such local constitutional amendment; or

(C) Code Section 48-8-96

may, by following the procedures required by this ~~article part~~, impose for a limited period of time within the special district under this ~~article part~~ a transportation special purpose local option sales and use tax, the proceeds of which shall be used only for transportation purposes.

(c) On or after July 1, 2017, any county:

(1) That is not located within a special district levying a special sales and use tax pursuant to Article 5 of this chapter; ~~and~~

(2) That is not defined as a metropolitan county special district that is governed by the provisions of Part 2 of this article; and

~~(2)~~(3) In which a tax is currently being levied and collected pursuant to:

(A) Part 1 of Article 3 of this chapter;

(B) A local constitutional amendment for purposes of a metropolitan area system of public transportation set out at Ga. L. 1964, p. 1008, and the laws enacted pursuant to such local constitutional amendment; or

(C) Code Section 48-8-96

may, by following the procedures required by this ~~article part~~, impose for a limited period of time within the special district under this ~~article part~~ a transportation special purpose local option sales and use tax, the proceeds of which shall be used only for transportation purposes.

48-8-262.

~~(a)(1) Except as otherwise provided in paragraph (2) of this subsection, prior~~ Prior to the issuance of the call for the referendum required by Code Section 48-8-263, any county that desires to levy a tax under this ~~article part~~ shall deliver or mail a written notice to the mayor or chief elected official in each qualified municipality located within the special district. Such notice shall contain the date, time, place, and purpose of a meeting at which the governing authorities of the county and of each qualified municipality are to meet to discuss possible projects for inclusion in the referendum and the rate of tax. The notice shall be delivered or mailed at least ten days prior to the date of the meeting. The meeting shall be held at least 30 days prior to the issuance of the call for the referendum.

~~(2) When 90 percent or more of the geographic area of a special district is located within one or more qualified municipalities and when a qualified municipality or~~

~~combination of qualified municipalities within the special district whose combined population within the special district is 60 percent or more of the aggregate population of all qualified municipalities within the special district desires to levy a tax under this article, such qualified municipality or municipalities may deliver or mail written notice to the chief elected official of the governing authority of the county located within the special district calling for a meeting to discuss projects for inclusion in the referendum and the rate of levy of the tax. Such notice shall contain the date, time, place, and purpose of the meeting and shall be delivered or mailed at least ten days prior to the date of the meeting. The meeting shall be held at least 30 days prior to the issuance of the call for a referendum. If the county and all qualified municipalities within the special district do not enter into an intergovernmental agreement meeting the requirements of subsection (b) of this Code section within 30 days after the meeting, when 90 percent or more of the geographic area of a special district is located within one or more qualified municipalities the qualified municipality or combination of qualified municipalities within the special district whose combined population within the special district is 60 percent or more of the aggregate population of all qualified municipalities within the special district may adopt a resolution as provided in subsection (d) of this Code section and issue the call for a referendum on the levy of a tax under this article.~~

(b)(1) Following the meeting required by subsection (a) of this Code section and prior to any tax being imposed under this ~~article~~ part, the county and all qualified municipalities therein may execute an intergovernmental agreement memorializing their agreement to the levy of a tax and the rate of such tax.

(2) If an intergovernmental agreement authorized by paragraph (1) of this subsection is entered into, it shall, at a minimum, include the following:

(A) A list of the projects and purposes qualifying as transportation purposes proposed to be funded from the tax, including an expenditure of at least 30 percent of the estimated revenue from the tax on projects ~~included in~~ consistent with the state-wide strategic transportation plan as defined in paragraph (6) of subsection (a) of Code Section 32-2-22;

(B) The estimated or projected dollar amounts allocated for each transportation purpose from proceeds from the tax;

(C) The procedures for distributing proceeds from the tax to qualified municipalities;

(D) A schedule for distributing proceeds from the tax to qualified municipalities which shall include the priority or order in which transportation purposes will be fully or partially funded;

(E) A provision that all transportation purposes included in the agreement shall be funded from proceeds from the tax except as otherwise agreed;

(F) A provision that proceeds from the tax shall be maintained in separate accounts and utilized exclusively for the specified purposes;

(G) Record-keeping and audit procedures necessary to carry out the purposes of this ~~article~~ part; and

(H) Such other provisions as the county and qualified municipalities choose to address.

(c)(1) If an intergovernmental agreement is entered into by the county and all qualified municipalities, the rate of the tax may be up to 1 percent.

(2) If an intergovernmental agreement is not entered into by the county and all qualified municipalities, the maximum rate of the tax shall not exceed .75 percent and such rate shall be determined by the governing authority of the county.

(d)(1) As soon as practicable after the meeting between the governing authorities of the county and qualified municipalities and the execution of an intergovernmental agreement, if applicable, the governing authority of the county shall by a majority vote on a resolution offered for such purpose submit the list of transportation purposes and the question of whether the tax should be approved to electors of the special district in the next scheduled election and shall notify the county election superintendent within the special district by forwarding to the superintendent a copy of such resolution calling for the imposition of the tax. Such list, or a digest thereof, shall be available during regular business hours in the office of the county clerk.

(2) The resolution authorized by paragraph (1) of this subsection shall describe:

(A) The specific transportation purposes to be funded;

(B) The approximate cost of such transportation purposes, which shall also be the maximum amount of net proceeds to be raised by the tax; and

(C) The maximum period of time, to be stated in calendar years, for which the tax may be imposed and the rate thereof. The maximum period of time for the imposition of the tax shall not exceed five years.

48-8-263.

(a)(1) The ballot submitting the question of the imposition of the tax to the voters within the special district shall have written or printed thereon the following:

'( ) YES Shall a special \_\_\_ percent sales and use tax be imposed in the special district consisting of \_\_\_\_\_ County for a period of time not to exceed

( ) NO \_\_\_\_\_ and for the raising of not more than an estimated amount of \$\_\_\_\_\_ for transportation purposes?'

(2) If debt is to be issued, the ballot shall also have written or printed thereon, following the language specified by paragraph (1) of this subsection, the following:

'If imposition of the tax is approved by the voters, such vote shall also constitute approval of the issuance of general obligation debt of \_\_\_\_\_ County in the principal amount of \$\_\_\_\_\_ for the above purpose.'

(b) The election superintendent shall issue the call and conduct the election in the manner authorized by general law. The superintendent shall canvass the returns, declare the result of the election, and certify the result to the Secretary of State and to the commissioner. The expense of the election shall be paid from county funds. All persons desiring to vote in favor of imposing the tax shall vote 'Yes,' and all persons opposed to imposing the tax shall vote 'No.' If more than one-half of the votes cast

throughout the entire special district are in favor of imposing the tax, then the tax shall be imposed as provided in this ~~article~~ part.

(c) Where such question is not approved by the voters, the county may resubmit such question from time to time upon compliance with the requirements of this ~~article~~ part.

(d)(1) If the intergovernmental agreement, if applicable, and proposal include the authority to issue general obligation debt and if more than one-half of the votes cast are in favor of the proposal, then the authority to issue such debt in accordance with Article IX, Section V, Paragraph I of the Constitution is given to the proper officers of the county; otherwise, such debt shall not be issued. If the authority to issue such debt is so approved by the voters, then such debt may be issued without further approval by the voters.

(2) If the issuance of general obligation debt is included and approved as provided in this Code section, then the governing authority of the county may incur such debt either through the issuance and validation of general obligation bonds or through the execution of a promissory note or notes or other instrument or instruments. If such debt is incurred through the issuance of general obligation bonds, such bonds and their issuance and validation shall be subject to Articles 1 and 2 of Chapter 82 of Title 36 except as specifically provided otherwise in this ~~article~~ part. If such debt is incurred through the execution of a promissory note or notes or other instrument or instruments, no validation proceedings shall be necessary, and such debt shall be subject to Code Sections 36-80-10 through 36-80-14 except as specifically provided otherwise in this ~~article~~ part. In either event, such general obligation debt shall be payable first from the separate account in which are placed the proceeds received by the county from the tax. Such general obligation debt shall, however, constitute a pledge of the full faith, credit, and taxing power of the county; and any liability on such debt which is not satisfied from the proceeds of the tax shall be satisfied from the general funds of the county.

48-8-264.

(a)(1) If the imposition of the tax is approved at the election, the tax shall be imposed on the first day of the next succeeding calendar quarter which begins more than 80 days after the date of the election at which the tax was approved by the voters.

(2) With respect to services which are regularly billed on a monthly basis, however, the resolution shall become effective with respect to and the tax shall apply to services billed on or after the effective date specified in paragraph (1) of this subsection.

(b) The tax shall cease to be imposed on the earliest of the following dates:

(1) If the resolution calling for the imposition of the tax provided for the issuance of general obligation debt and such debt is the subject of validation proceedings, as of the end of the first calendar quarter ending more than 80 days after the date on which a court of competent jurisdiction enters a final order denying validation of such debt;

(2) On the final day of the maximum period of time specified for the imposition of the tax; or

(3) As of the end of the calendar quarter during which the commissioner determines

that the tax will have raised revenues sufficient to provide to the special district net proceeds equal to or greater than the amount specified as the maximum amount of net proceeds to be raised by the tax.

(c)(1) At any time, no more than a single tax under this ~~article~~ part shall be imposed within a special district. Any tax imposed under this ~~article~~ part may, subject to the requirements of subsection (c) of Code Section 48-8-262, be imposed at a rate of up to 1 percent but shall not exceed 1 percent. Any tax imposed under this ~~article~~ part at a rate of less than 1 percent shall be in an increment of .05 percent.

(2) In any special district in which a tax is in effect under this ~~article~~ part, proceedings may be commenced, while the tax is in effect, calling for the reimposition of the tax upon the termination of the tax then in effect; and an election may be held at the next scheduled election for this purpose while the tax is in effect. Such proceedings for the reimposition of a tax under this ~~article~~ part shall be in the same manner as proceedings for the initial imposition of the tax, but the newly authorized tax shall not be imposed until the expiration of the tax then in effect.

(3) Following the expiration of a tax under this ~~article~~ part, proceedings for the reimposition of a tax under this ~~article~~ part may be initiated in the same manner as provided in this ~~article~~ part for initial imposition of such tax.

#### 48-8-265.

A tax levied pursuant to this ~~article~~ part shall be exclusively administered and collected by the commissioner for the use and benefit of the county and qualified municipalities within the special district imposing the tax. Such administration and collection shall be accomplished in the same manner and subject to the same applicable provisions, procedures, and penalties provided in Article 1 of this chapter; provided, however, that all moneys collected from each taxpayer by the commissioner shall be applied first to such taxpayer's liability for taxes owed the state; and provided, further, that the commissioner may rely upon a representation by or on behalf of the special district or the Secretary of State that such a tax has been validly imposed, and the commissioner and the commissioner's agents shall not be liable to any person for collecting any such tax which was not validly imposed. Dealers shall be allowed a percentage of the amount of the tax due and accounted for and shall be reimbursed in the form of a deduction in submitting, reporting, and paying the amount due if such amount is not delinquent at the time of payment. The deduction shall be at the rate and subject to the requirements specified under subsections (b) through (f) of Code Section 48-8-50.

#### 48-8-266.

Each sales tax return remitting taxes collected under this ~~article~~ part shall separately identify the location of each retail establishment at which any of the taxes remitted were collected and shall specify the amount of sales and the amount of taxes collected at each establishment for the period covered by the return in order to facilitate the determination by the commissioner that all taxes imposed by this ~~article~~ part are collected and distributed according to situs of sale.

48-8-267.

(a) The proceeds of the tax collected by the commissioner in each special district under this ~~article~~ part shall be disbursed as soon as practicable after collection as follows:

(1) One percent of the amount collected shall be paid into the general fund of the state treasury in order to defray the costs of administration; and

(2) Except for the percentage provided in paragraph (1) of this subsection, the remaining proceeds of the tax shall be distributed:

(A) Pursuant to the terms of the intergovernmental agreement, if applicable; or

(B) If no intergovernmental agreement has been entered into, in accordance with subsection (b) of this Code section.

(b) In the event an intergovernmental agreement has not been entered into, then distribution of the proceeds shall be as follows:

(1) The state auditor shall determine the most recent three fiscal years for which an audit under Code Section 36-81-7 has been made;

(2) Utilizing the audit information under paragraph (1) of this subsection, the county and each qualified municipality shall receive a proportional amount of proceeds of the tax based upon the amount of expenditures made for transportation in the most recent three fiscal years. The proportional amount for the county and each qualified municipality shall be determined by dividing the average expended on transportation during the most recent three fiscal years by the county or qualified municipality by the aggregate average expended on transportation by the county and all qualified municipalities in the special district during the most recent three fiscal years. Amounts expended on transportation include transportation maintenance and operation costs and shall correspond with classifications and subclassifications specified in the local government uniform chart of accounts under subsection (e) of Code Section 36-81-3 within section 4200, including noncapital expenditures within sections 4210-4270, and shall be reported in the local government audit. Total general fund expenditures by the local government within these categories shall be specified in the footnotes of the audited financial statement. If such transportation expenditures include maintenance and operation costs to support local government airport and transit operations, reported in functions 7561 and 7563 of the uniform chart, the general fund costs for those functions shall be included in the footnotes of the local government's audited financial report; and

(3) Following the determinations made pursuant to paragraph (2) of this subsection and at least 30 days prior to the referendum, the state auditor shall certify the appropriate distribution percentages to the commissioner and the commissioner shall utilize such percentages for the distribution of proceeds for the term of the tax.

48-8-268.

(a) The proceeds of a tax under this ~~article~~ part shall not be subject to any allocation or balancing of state and federal funds provided for by general law, and such proceeds shall not be considered or taken into account in any such allocation or balancing.

(b) The approval of the tax under this ~~article~~ part shall not in any way diminish the

percentage of state or federal funds allocated to any of the local governments under Code Section 32-5-27 within the special district levying the tax. The amount of state or federal funds expended in the county or any qualified municipality within the special district shall not be decreased or diverted due to the use of proceeds from the tax levied under this article part for transportation purposes that have a high priority in the state-wide strategic transportation plan.

48-8-269.

(a) Except as to rate, a tax imposed under this article part shall correspond to the tax imposed by Article 1 of this chapter. No item or transaction which is not subject to taxation under Article 1 of this chapter shall be subject to a tax imposed under this article part, except that a tax imposed under this article part shall not apply to:

- (1) The sale or use of any type of fuel used for off-road heavy-duty equipment, off-road farm or agricultural equipment, or locomotives;
- (2) The sale or use of jet fuel to or by a qualifying airline at a qualifying airport;
- (3) The sale or use of fuel that is used for propulsion of motor vehicles on the public highways;
- (4) The sale or use of energy used in the manufacturing or processing of tangible goods primarily for resale;
- (5) The sale or use of motor fuel as defined under paragraph (9) of Code Section 48-9-2 for public mass transit; or
- (6) The purchase or lease of any motor vehicle pursuant to Code Section 48-5C-1.

(b) Except as otherwise specifically provided in this article part, the tax imposed pursuant to this article part shall be subject to any sales and use tax exemption which is otherwise imposed by law; provided, however, that the tax levied by this article part shall be applicable to the sale of food and food ingredients as provided for in paragraph (57) of Code Section 48-8-3.

48-8-269.1.

Where a local sales or use tax has been paid with respect to tangible personal property by the purchaser either in another local tax jurisdiction within this state or in a tax jurisdiction outside this state, the tax may be credited against the tax authorized to be imposed by this article part upon the same property. If the amount of sales or use tax so paid is less than the amount of the tax due under this article part, the purchaser shall pay an amount equal to the difference between the amount paid in the other tax jurisdiction and the amount due under this article part. The commissioner may require such proof of payment in another local tax jurisdiction as he or she deems necessary and proper. No credit shall be granted, however, against the tax under this article part for tax paid in another jurisdiction if the tax paid in such other jurisdiction is used to obtain a credit against any other local sales and use tax levied in the county or in a special district which includes the county.

48-8-269.2.

No tax shall be imposed upon the sale of tangible personal property which is ordered by and delivered to the purchaser at a point outside the geographical area of the county in which the tax is imposed regardless of the point at which title passes, if the delivery is made by the seller's vehicle, United States mail, or common carrier or by private or contract carrier.

48-8-269.3.

The commissioner shall have the power and authority to promulgate such rules and regulations as shall be necessary for the effective and efficient administration and enforcement of the collection of the tax.

48-8-269.4.

Except as provided in Code Section 48-8-6, the tax authorized under this ~~article~~ part shall be in addition to any other local sales and use tax. Except as otherwise provided in this ~~article~~ part and except as provided in Code Section 48-8-6, the imposition of any other local sales and use tax within a county or qualified municipality within a special district shall not affect the authority of a county to impose the tax authorized under this ~~article~~ part, and the imposition of the tax authorized under this ~~article~~ part shall not affect the imposition of any otherwise authorized local sales and use tax within the special district.

48-8-269.5.

(a)(1) The proceeds received from the tax shall be used by the county and qualified municipalities within the special district exclusively for the transportation purposes specified in the resolution calling for imposition of the tax. Such proceeds shall be kept in a separate account from other funds of any county or qualified municipality receiving proceeds of the tax and shall not in any manner be commingled with other funds of any county or qualified municipality prior to the expenditure.

(2) The governing authority of each county and the governing authority of each qualified municipality receiving any proceeds from the tax under this ~~article~~ part shall maintain a record of each and every purpose for which the proceeds of the tax are used. A schedule shall be included in each annual audit which shows for each purpose in the resolution calling for imposition of the tax the original estimated cost, the current estimated cost if it is not the original estimated cost, amounts expended in prior years, and amounts expended in the current year. The auditor shall verify and test expenditures sufficient to provide assurances that the schedule is fairly presented in relation to the financial statements. The auditor's report on the financial statements shall include an opinion, or disclaimer of opinion, as to whether the schedule is presented fairly in all material respects in relation to the financial statements taken as a whole.

(b) No general obligation debt shall be issued in conjunction with the imposition of the tax unless the county governing authority determines that, and if the debt is to be



validated it is demonstrated in the validation proceedings that, during each year in which any payment of principal or interest on the debt comes due, the county will receive from the tax net proceeds sufficient to fully satisfy such liability. General obligation debt issued under this ~~article~~ part shall be payable first from the separate account in which are placed the proceeds received by the county from the tax. Such debt, however, shall constitute a pledge of the full faith, credit, and taxing power of the county; and any liability on such debt which is not satisfied from the proceeds of the tax shall be satisfied from the general funds of the county.

(c) The intergovernmental agreement, if applicable, and resolution calling for the imposition of the tax may specify that all of the proceeds of the tax will be used for payment of general obligation debt issued in conjunction with the imposition of the tax, and, in that event, such proceeds shall be solely for such purpose except as otherwise provided in subsection (f) of this Code section.

(d) The intergovernmental agreement, if applicable, and resolution calling for the imposition of the tax may specify that a part of the proceeds of the tax will be used for payment of general obligation debt issued in conjunction with the imposition of the tax. The intergovernmental agreement, if applicable, and resolution shall specifically state the other purposes for which such proceeds will be used. In such a case, no part of the net proceeds from the tax received in any year shall be used for such other purposes until all debt service requirements of the general obligation debt for that year have first been satisfied from the account in which the proceeds of the tax are placed.

(e) The resolution calling for the imposition of the tax may specify that no general obligation debt is to be issued in conjunction with the imposition of the tax. The intergovernmental agreement, if applicable, and resolution shall specifically state the purpose or purposes for which the proceeds will be used.

(f)(1)(A) If the proceeds of the tax are specified to be used solely for the purpose of payment of general obligation debt issued in conjunction with the imposition of the tax, then any net proceeds of the tax in excess of the amount required for final payment of such debt shall be subject to and applied as provided in paragraph (2) of this subsection.

(B) If the special district receives from the tax net proceeds in excess of the maximum cost of the transportation projects and purposes stated in the resolution calling for the imposition of the tax or in excess of the actual cost of such projects and purposes, then such excess proceeds shall be subject to and applied as provided in paragraph (2) of this subsection unless otherwise specified in the intergovernmental agreement, if applicable.

(C) If the tax is terminated under paragraph (1) of subsection (b) of Code Section 48-8-264 by reason of denial of validation of debt, then all net proceeds received by the special district from the tax shall be excess proceeds subject to paragraph (2) of this subsection.

(2) Excess proceeds subject to this subsection shall be used solely for the purpose of reducing any indebtedness of any county or qualified municipality within the special district other than indebtedness incurred pursuant to this ~~article~~ part. If there is no

such other indebtedness or if the excess proceeds exceed the amount of any such other indebtedness, then the excess proceeds shall next be paid into the general fund of such county or qualified municipality, it being the intent that any funds so paid into the general fund of such county or qualified municipality be used for the purpose of reducing ad valorem taxes.

48-8-269.6.

Not later than December 31 of each year, the governing authority of each county and each ~~qualifying~~ qualified municipality receiving any proceeds from the tax under this ~~article~~ part shall publish annually, in a newspaper of general circulation in the boundaries of such county or municipality, a simple, nontechnical report which shows for each purpose in the resolution calling for the imposition of the tax the original estimated cost, the current estimated cost if it is not the original estimated cost, amounts expended in prior years, and amounts expended in the current year. The report shall also include a statement of what corrective action the county or qualified municipality intends to implement with respect to each purpose which is underfunded or behind schedule and a statement of any surplus funds which have not been expended for a purpose.

#### Part 2

48-8-269.7.

(a) Pursuant to the authority granted by Article IX, Section II, Paragraph VI of the Constitution of this state, 159 special districts are created within this state. The geographical boundary of each county shall correspond with and shall be conterminous with the geographical boundary of the 159 special districts created.

(b) The provisions of this part shall only be applicable to special districts in which:

(1) A tax is currently being levied and collected pursuant to a local constitutional amendment for purposes of a metropolitan area system of public transportation set out at Ga. L. 1964, p. 1008, and the laws enacted pursuant to such local constitutional amendment; and

(2) Eighty percent or more of the geographic area of the special district is located within one or more qualified municipalities as defined in paragraph (4) of Code Section 48-8-260.

(c) Any special district in this state meeting the qualifications contained in subsection (b) of this Code section shall be known as a metropolitan county special district.

48-8-269.8.

(a) After July 1, 2016, any part of a metropolitan county special district that is outside the boundaries of a metropolitan municipality special district, as provided for in Code Section 48-8-269.995, may, by following the procedures required by this part, impose for a limited period of time within such part of the metropolitan county special district a transportation special purpose local option sales and use tax, the proceeds of which

shall be used only for transportation purposes.

(b) Prior to the issuance of the call for the referendum required by Code Section 48-8-269.9, the governing authority of the county in which the part of a metropolitan county special district that desires to levy a tax under this part is located shall deliver or mail a written notice to the mayor or chief elected official in each qualified municipality located within such part of the metropolitan county special district. Such notice shall contain the date, time, place, and purpose of a meeting at which the governing authority of such county and of each qualified municipality are to meet to discuss possible projects for inclusion in the referendum and the rate of tax. The notice shall be delivered or mailed at least ten days prior to the date of the meeting. The meeting shall be held at least 30 days prior to the issuance of the call for the referendum.

(c)(1) Upon approval of the qualified municipalities or county representing at least 60 percent of the population of the part of the metropolitan county special district not within the boundaries of a metropolitan municipality special district, the governing authority of the county, unless there is a vote against the resolution by a majority plus one of the members of such governing authority of the county, shall sign a resolution offered for such purpose and shall submit the list of transportation purposes, as approved by the qualified municipalities or county representing at least 60 percent of the population of the part of the metropolitan county special district and the question of whether the tax should be approved to electors of the part of the metropolitan county special district not within the boundaries of a metropolitan municipality special district in the next scheduled election and shall notify the county election superintendent by forwarding to the superintendent a copy of such resolution calling for the imposition of the tax. Such list, or a digest thereof, shall be available during regular business hours in the office of the county clerk and in the offices of the governing authorities of the qualified municipalities participating in the election.

(2) The resolution authorized by paragraph (1) of this subsection shall describe:

(A) The specific transportation purposes to be funded;

(B) The approximate cost of such transportation purposes, which shall also be the maximum amount of net proceeds to be raised by the tax;

(C) The maximum period of time, to be stated in calendar years, for which the tax may be imposed and the rate thereof. The maximum period of time for the imposition of the tax shall not exceed five years; and

(D) A list of the projects and purposes qualifying as transportation purposes proposed to be funded from the tax, including an expenditure of at least 30 percent of the estimated revenue from the tax on projects consistent with the state-wide strategic transportation plan as defined in paragraph (6) of subsection (a) of Code Section 32-2-22.

48-8-269.9.

(a)(1) The ballot submitting the question of the imposition of the tax to the voters within the part of the metropolitan county special district shall have written or printed thereon the following:

' ( ) YES    Shall an additional \_\_\_\_\_ percent sales tax be collected in part of \_\_\_\_\_ County \_\_\_\_\_ for \_\_\_\_\_ years for the purpose of transportation improvements and congestion reduction?'  
( ) NO

(2) If debt is to be issued, the ballot shall also have written or printed thereon, following the language specified by paragraph (1) of this subsection, the following:

'If imposition of the tax is approved by the voters, such vote shall also constitute approval of the issuance of general obligation debt of \_\_\_\_\_ County in the principal amount of \$ \_\_\_\_\_ for the above purpose.'

(b) The election superintendent shall issue the call and conduct the election in the manner authorized by general law. The superintendent shall canvass the returns, declare the result of the election, and certify the result to the Secretary of State and to the commissioner. The expense of the election shall be paid from county funds. All persons desiring to vote in favor of imposing the tax shall vote 'Yes,' and all persons opposed to imposing the tax shall vote 'No.' If more than one-half of the votes cast throughout the part of the metropolitan county special district are in favor of imposing the tax, then the tax shall be imposed as provided in this part.

(c) Where such question is not approved by the voters, the metropolitan county special district may resubmit such question from time to time upon compliance with the requirements of this part.

(d)(1) If the proposal includes the authority to issue general obligation debt and if more than one-half of the votes cast are in favor of the proposal, then the authority to issue such debt in accordance with Article IX, Section V, Paragraph I of the Constitution is given to the proper officers of the county; otherwise, such debt shall not be issued. If the authority to issue such debt is so approved by the voters, then such debt may be issued without further approval by the voters.

(2) If the issuance of general obligation debt is included and approved as provided in this Code section, then the governing authority of the county may incur such debt either through the issuance and validation of general obligation bonds or through the execution of a promissory note or notes or other instrument or instruments. If such debt is incurred through the issuance of general obligation bonds, such bonds and their issuance and validation shall be subject to Articles 1 and 2 of Chapter 82 of Title 36 except as specifically provided otherwise in this part. If such debt is incurred through the execution of a promissory note or notes or other instrument or instruments, no validation proceedings shall be necessary, and such debt shall be subject to Code Sections 36-80-10 through 36-80-14 except as specifically provided otherwise in this part. In either event, such general obligation debt shall be payable first from the separate account in which are placed the proceeds received by the county from the tax. Such general obligation debt shall, however, constitute a pledge of the full faith, credit, and taxing power of the county; and any liability on such debt which is not satisfied from the proceeds of the tax shall be satisfied from the general funds of the county.

48-8-269.91.

(a)(1) If the imposition of the tax is approved at the election, the tax shall be imposed on the first day of the next succeeding calendar quarter which begins more than 80 days after the date of the election at which the tax was approved by the voters.

(2) With respect to services which are regularly billed on a monthly basis, however, the resolution shall become effective with respect to and the tax shall apply to services billed on or after the effective date specified in paragraph (1) of this subsection.

(b) The tax shall cease to be imposed on the earliest of the following dates:

(1) If the resolution calling for the imposition of the tax provided for the issuance of general obligation debt and such debt is the subject of validation proceedings, as of the end of the first calendar quarter ending more than 80 days after the date on which a court of competent jurisdiction enters a final order denying validation of such debt;

(2) On the final day of the maximum period of time specified for the imposition of the tax; or

(3) As of the end of the calendar quarter during which the commissioner determines that the tax will have raised revenues sufficient to provide to the metropolitan county special district net proceeds equal to or greater than the amount specified as the maximum amount of net proceeds to be raised by the tax.

(c)(1) At any time, no more than a single tax under this part shall be imposed within a metropolitan county special district. Any tax imposed under this part may be imposed at a rate of up to .75 percent. Any tax imposed under this part at a rate of less than .75 percent shall be in an increment of .05 percent.

(2) In any metropolitan county special district in which a tax is currently being levied and collected pursuant to a local constitutional amendment for purposes of a metropolitan area system of public transportation set out at Ga. L. 1964, p. 1008, and the laws enacted pursuant to such local constitutional amendment, and such tax is levied at a percentage over 1 percent, then the combined amount of the percentage over 1 percent of such tax and the tax levied pursuant to this part shall not exceed 1 percent.

(3) In any metropolitan county special district in which a tax is in effect under this part, proceedings may be commenced, while the tax is in effect, calling for the reimposition of the tax upon the termination of the tax then in effect; and an election may be held at the next scheduled election for this purpose while the tax is in effect. Such proceedings for the reimposition of a tax under this part shall be in the same manner as proceedings for the initial imposition of the tax, but the newly authorized tax shall not be imposed until the expiration of the tax then in effect.

(4) Following the expiration of a tax under this part, proceedings for the reimposition of a tax under this part may be initiated in the same manner as provided in this part for initial imposition of such tax.

48-8-269.92.

A tax levied pursuant to this part shall be exclusively administered and collected by the commissioner for the use and benefit of the county and qualified municipalities within

the part of the metropolitan county special district imposing the tax. Such administration and collection shall be accomplished in the same manner and subject to the same applicable provisions, procedures, and penalties provided in Article 1 of this chapter; provided, however, that all moneys collected from each taxpayer by the commissioner shall be applied first to such taxpayer's liability for taxes owed the state; and provided, further, that the commissioner may rely upon a representation by or on behalf of the metropolitan county special district or the Secretary of State that such a tax has been validly imposed, and the commissioner and the commissioner's agents shall not be liable to any person for collecting any such tax which was not validly imposed. Dealers shall be allowed a percentage of the amount of the tax due and accounted for and shall be reimbursed in the form of a deduction in submitting, reporting, and paying the amount due if such amount is not delinquent at the time of payment. The deduction shall be at the rate and subject to the requirements specified under subsections (b) through (f) of Code Section 48-8-50.

48-8-269.93.

Each sales tax return remitting taxes collected under this part shall separately identify the location of each retail establishment at which any of the taxes remitted were collected and shall specify the amount of sales and the amount of taxes collected at each establishment for the period covered by the return in order to facilitate the determination by the commissioner that all taxes imposed by this part are collected and distributed according to situs of sale.

48-8-269.94.

The proceeds of the tax collected by the commissioner in each metropolitan county special district under this part shall be disbursed as soon as practicable after collection as follows:

- (1) One percent of the amount collected shall be paid into the general fund of the state treasury in order to defray the costs of administration; and
- (2) Except for the percentage provided in paragraph (1) of this Code section, the remaining proceeds of the tax shall be distributed pursuant to the terms of an intergovernmental agreement.

48-8-269.95.

(a) The proceeds of a tax under this part shall not be subject to any allocation or balancing of state and federal funds provided for by general law, and such proceeds shall not be considered or taken into account in any such allocation or balancing.

(b) The approval of the tax under this part shall not in any way diminish the percentage of state or federal funds allocated to any of the local governments under Code Section 32-5-27 within the metropolitan county special district levying the tax. The amount of state or federal funds expended in the county or any qualified municipality within the metropolitan county special district shall not be decreased or diverted due to the use of proceeds from the tax levied under this part for transportation purposes that have a high priority in the state-wide strategic transportation plan.

48-8-269.96.

(a) Except as to rate, a tax imposed under this part shall correspond to the tax imposed by Article 1 of this chapter. No item or transaction which is not subject to taxation under Article 1 of this chapter shall be subject to a tax imposed under this part, except that a tax imposed under this part shall not apply to:

(1) The sale or use of any type of fuel used for off-road heavy-duty equipment, off-road farm or agricultural equipment, or locomotives;

(2) The sale or use of jet fuel to or by a qualifying airline at a qualifying airport;

(3) The sale or use of fuel that is used for propulsion of motor vehicles on the public highways;

(4) The sale or use of energy used in the manufacturing or processing of tangible goods primarily for resale;

(5) The sale or use of motor fuel as defined under paragraph (9) of Code Section 48-9-2 for public mass transit; or

(6) The purchase or lease of any motor vehicle pursuant to Code Section 48-5C-1.

(b) Except as otherwise specifically provided in this part, the tax imposed pursuant to this part shall be subject to any sales and use tax exemption which is otherwise imposed by law; provided, however, that the tax levied by this part shall be applicable to the sale of food and food ingredients as provided for in paragraph (57) of Code Section 48-8-3.

48-8-269.97.

Where a local sales or use tax has been paid with respect to tangible personal property by the purchaser either in another local tax jurisdiction within this state or in a tax jurisdiction outside this state, the tax may be credited against the tax authorized to be imposed by this part upon the same property. If the amount of sales or use tax so paid is less than the amount of the tax due under this part, the purchaser shall pay an amount equal to the difference between the amount paid in the other tax jurisdiction and the amount due under this part. The commissioner may require such proof of payment in another local tax jurisdiction as he or she deems necessary and proper. No credit shall be granted, however, against the tax under this part for tax paid in another jurisdiction if the tax paid in such other jurisdiction is used to obtain a credit against any other local sales and use tax levied in the metropolitan county special district.

48-8-269.98.

No tax shall be imposed upon the sale of tangible personal property which is ordered by and delivered to the purchaser at a point outside the geographical area of the county in which the tax is imposed regardless of the point at which title passes, if the delivery is made by the seller's vehicle, United States mail, or common carrier or by private or contract carrier.

48-8-269.99.

The commissioner shall have the power and authority to promulgate such rules and regulations as shall be necessary for the effective and efficient administration and enforcement of the collection of the tax.

48-8-269.991.

Except as provided in Code Section 48-8-6, the tax authorized under this part shall be in addition to any other local sales and use tax. Except as otherwise provided in this part and except as provided in Code Section 48-8-6, the imposition of any other local sales and use tax within a county or qualified municipality within a metropolitan county special district shall not affect the authority of a metropolitan county special district to impose the tax authorized under this part, and the imposition of the tax authorized under this part shall not affect the imposition of any otherwise authorized local sales and use tax within the metropolitan county special district.

48-8-269.992.

(a)(1) The proceeds received from the tax shall be used by the county and qualified municipalities within the part of the metropolitan county special district levying the tax exclusively for the transportation purposes specified in the resolution calling for imposition of the tax. Such proceeds shall be kept in a separate account from other funds of any county or qualified municipality receiving proceeds of the tax and shall not in any manner be commingled with other funds of any county or qualified municipality prior to the expenditure.

(2) The governing authority of each county and the governing authority of each qualified municipality receiving any proceeds from the tax under this part shall maintain a record of each and every purpose for which the proceeds of the tax are used. A schedule shall be included in each annual audit which shows for each purpose in the resolution calling for imposition of the tax the original estimated cost, the current estimated cost if it is not the original estimated cost, amounts expended in prior years, and amounts expended in the current year. The auditor shall verify and test expenditures sufficient to provide assurances that the schedule is fairly presented in relation to the financial statements. The auditor's report on the financial statements shall include an opinion, or disclaimer of opinion, as to whether the schedule is presented fairly in all material respects in relation to the financial statements taken as a whole.

(b) No general obligation debt shall be issued in conjunction with the imposition of the tax unless the county governing authority determines that, and if the debt is to be validated it is demonstrated in the validation proceedings that, during each year in which any payment of principal or interest on the debt comes due, the county will receive from the tax net proceeds sufficient to fully satisfy such liability. General obligation debt issued under this part shall be payable first from the separate account in which are placed the proceeds received by the county from the tax. Such debt, however, shall constitute a pledge of the full faith, credit, and taxing power of the county; and any liability on such debt which is not satisfied from the proceeds of the tax shall be satisfied from the general funds of the county.

(c) The intergovernmental agreement, if applicable, and resolution calling for the imposition of the tax may specify that all of the proceeds of the tax will be used for payment of general obligation debt issued in conjunction with the imposition of the tax,



and, in that event, such proceeds shall be solely for such purpose except as otherwise provided in subsection (f) of this Code section.

(d) The intergovernmental agreement, if applicable, and resolution calling for the imposition of the tax may specify that a part of the proceeds of the tax will be used for payment of general obligation debt issued in conjunction with the imposition of the tax. The intergovernmental agreement, if applicable, and resolution shall specifically state the other purposes for which such proceeds will be used. In such a case, no part of the net proceeds from the tax received in any year shall be used for such other purposes until all debt service requirements of the general obligation debt for that year have first been satisfied from the account in which the proceeds of the tax are placed.

(e) The resolution calling for the imposition of the tax may specify that no general obligation debt is to be issued in conjunction with the imposition of the tax. The intergovernmental agreement, if applicable, and resolution shall specifically state the purpose or purposes for which the proceeds will be used.

(f)(1)(A) If the proceeds of the tax are specified to be used solely for the purpose of payment of general obligation debt issued in conjunction with the imposition of the tax, then any net proceeds of the tax in excess of the amount required for final payment of such debt shall be subject to and applied as provided in paragraph (2) of this subsection.

(B) If the metropolitan county special district receives from the tax net proceeds in excess of the maximum cost of the transportation projects and purposes stated in the resolution calling for the imposition of the tax or in excess of the actual cost of such projects and purposes, then such excess proceeds shall be subject to and applied as provided in paragraph (2) of this subsection unless otherwise specified in the intergovernmental agreement, if applicable.

(C) If the tax is terminated under paragraph (1) of subsection (b) of Code Section 48-8-269.91 by reason of denial of validation of debt, then all net proceeds received by the special district from the tax shall be excess proceeds subject to paragraph (2) of this subsection.

(2) Excess proceeds subject to this subsection shall be used solely for the purpose of reducing any indebtedness of any county or qualified municipality within the metropolitan county special district other than indebtedness incurred pursuant to this part. If there is no such other indebtedness or if the excess proceeds exceed the amount of any such other indebtedness, then the excess proceeds shall next be paid into the general fund of such county or qualified municipality, it being the intent that any funds so paid into the general fund of such county or qualified municipality be used for the purpose of reducing ad valorem taxes.

48-8-269.993.

Not later than December 31 of each year, the governing authority of the county and each qualified municipality receiving any proceeds from the tax under this part shall publish annually, in a newspaper of general circulation in the boundaries of such metropolitan county special district, a simple, nontechnical report which shows for each

purpose in the resolution calling for the imposition of the tax the original estimated cost, the current estimated cost if it is not the original estimated cost, amounts expended in prior years, and amounts expended in the current year. The report shall also include a statement of what corrective action the metropolitan county special district intends to implement with respect to each purpose which is underfunded or behind schedule and a statement of any surplus funds which have not been expended for a purpose.

### Part 3

48-8-269.994.

(a) Pursuant to the authority granted by Article IX, Section II, Paragraph VI of the Constitution of this state, 159 special districts are created within this state. The geographical boundary of each county shall correspond with and shall be coterminous with the geographical boundary of the 159 special districts created.

(b) The provisions of this part shall only be applicable to special districts in which:

(1) A tax is currently being levied and collected by a municipality that is specifically authorized to levy such tax pursuant to a local constitutional amendment for purposes of a metropolitan area system of public transportation set out at Ga. L. 1964, p. 1008, and the laws enacted pursuant to such local constitutional amendment; and

(2) Such municipality contains within its boundaries 15 percent or more of the geographic area of a metropolitan county special district.

(c) The territory of any municipality in this state meeting the qualifications contained in subsection (b) of this Code section shall be a metropolitan municipality special district, the geographic boundary of which shall be coterminous with the geographic boundary of such municipality.

48-8-269.995.

(a) After July 1, 2016, any metropolitan municipality special district may, by following the procedures required by this part, impose for a limited period of time within such metropolitan municipality special district a transportation special purpose local option sales and use tax, the proceeds of which shall be used only for transportation purposes.

(b)(1) Prior to the issuance of the call for the referendum required by Code Section 48-8-269.996, the governing authority of the metropolitan municipality special district that desires to levy a tax under this part shall by a majority vote on a resolution offered for such purpose approve the submission of a list of transportation purposes and the question of whether the tax should be approved to the governing authority of the county in which the metropolitan municipality special district is located. In the event a metropolitan municipality special district is located in more than one county, such resolution shall be forwarded to the governing authority of the county which contains the highest percentage of the geographic area of the metropolitan municipality special district. The governing authority of the county, unless there is a vote against the resolution by a majority plus one of the members of such governing authority of the county, shall sign a resolution offered for such purpose and shall

notify the county election superintendent by forwarding to the superintendent a copy of such resolution calling for the imposition of the tax and for the proposal to be presented to the qualified voters in the metropolitan municipality special district at the next scheduled election. Such resolution, or a digest thereof, shall be available during regular business hours in the office of the county clerk and in the offices of the metropolitan municipality special district calling for the election.

(2) The resolution authorized by paragraph (1) of this subsection shall describe:

(A) The specific transportation purposes to be funded;

(B) The approximate cost of such transportation purposes, which shall also be the maximum amount of net proceeds to be raised by the tax;

(C) The maximum period of time, to be stated in calendar years, for which the tax may be imposed and the rate thereof. The maximum period of time for the imposition of the tax shall not exceed five years; and

(D) A list of the projects and purposes qualifying as transportation purposes proposed to be funded from the tax, including an expenditure of at least 30 percent of the estimated revenue from the tax on projects consistent with the state-wide strategic transportation plan as defined in paragraph (6) of subsection (a) of Code Section 32-2-22.

48-8-269.996.

(a)(1) The ballot submitting the question of the imposition of the tax to the voters within the metropolitan municipality special district shall have written or printed thereon the following:

' ( ) YES Shall an additional \_\_\_\_\_ percent sales tax be collected in the City of \_\_\_\_\_ for \_\_\_\_\_ years for the purpose of transportation

( ) NO improvements and congestion reduction?'

(2) If debt is to be issued, the ballot shall also have written or printed thereon, following the language specified by paragraph (1) of this subsection, the following:

'If imposition of the tax is approved by the voters, such vote shall also constitute approval of the issuance of general obligation debt of \_\_\_\_\_ the municipality in the principal amount of \$ \_\_\_\_\_ for the above purpose.'

(b) The election superintendent shall issue the call and conduct the election in the manner authorized by general law. The superintendent shall canvass the returns, declare the result of the election, and certify the result to the Secretary of State and to the commissioner. The expense of the election shall be paid from municipal funds. All persons desiring to vote in favor of imposing the tax shall vote 'Yes,' and all persons opposed to imposing the tax shall vote 'No.' If more than one-half of the votes cast throughout the metropolitan municipality special district are in favor of imposing the tax, then the tax shall be imposed as provided in this part.

(c) Where such question is not approved by the voters, the metropolitan municipality special district may resubmit such question from time to time upon compliance with the requirements of this part.

(d)(1) If the proposal includes the authority to issue general obligation debt and if more than one-half of the votes cast are in favor of the proposal, then the authority to issue such debt in accordance with Article IX, Section V, Paragraph I of the Constitution is given to the proper officers of the municipality; otherwise, such debt shall not be issued. If the authority to issue such debt is so approved by the voters, then such debt may be issued without further approval by the voters.

(2) If the issuance of general obligation debt is included and approved as provided in this Code section, then the governing authority of the municipality may incur such debt either through the issuance and validation of general obligation bonds or through the execution of a promissory note or notes or other instrument or instruments. If such debt is incurred through the issuance of general obligation bonds, such bonds and their issuance and validation shall be subject to Articles 1 and 2 of Chapter 82 of Title 36 except as specifically provided otherwise in this part. If such debt is incurred through the execution of a promissory note or notes or other instrument or instruments, no validation proceedings shall be necessary, and such debt shall be subject to Code Sections 36-80-10 through 36-80-14 except as specifically provided otherwise in this part. In either event, such general obligation debt shall be payable first from the separate account in which are placed the proceeds received by the municipality from the tax. Such general obligation debt shall, however, constitute a pledge of the full faith, credit, and taxing power of the municipality; and any liability on such debt which is not satisfied from the proceeds of the tax shall be satisfied from the general funds of the municipality.

48-8-269.997.

(a)(1) If the imposition of the tax is approved at the election, the tax shall be imposed on the first day of the next succeeding calendar quarter which begins more than 80 days after the date of the election at which the tax was approved by the voters.

(2) With respect to services which are regularly billed on a monthly basis, however, the resolution shall become effective with respect to and the tax shall apply to services billed on or after the effective date specified in paragraph (1) of this subsection.

(b) The tax shall cease to be imposed on the earliest of the following dates:

(1) If the resolution calling for the imposition of the tax provided for the issuance of general obligation debt and such debt is the subject of validation proceedings, as of the end of the first calendar quarter ending more than 80 days after the date on which a court of competent jurisdiction enters a final order denying validation of such debt;

(2) On the final day of the maximum period of time specified for the imposition of the tax; or

(3) As of the end of the calendar quarter during which the commissioner determines that the tax will have raised revenues sufficient to provide to the metropolitan municipality special district net proceeds equal to or greater than the amount specified as the maximum amount of net proceeds to be raised by the tax.

(c)(1) At any time, no more than a single tax under this part shall be imposed within a metropolitan municipality special district. Any tax imposed under this part may be

imposed at a rate of up to .75 percent. Any tax imposed under this part at a rate of less than .75 percent shall be in an increment of .05 percent.

(2) In any metropolitan municipality special district in which a tax is currently being levied and collected pursuant to a local constitutional amendment for purposes of a metropolitan area system of public transportation set out at Ga. L. 1964, p. 1008, and the laws enacted pursuant to such local constitutional amendment, and such tax is levied at a percentage over 1 percent, then the combined amount of the percentage over 1 percent of such tax and the tax levied pursuant to this part shall not exceed 1 percent;

(3) In any metropolitan municipality special district in which a tax is in effect under this part, proceedings may be commenced, while the tax is in effect, calling for the reimposition of the tax upon the termination of the tax then in effect; and an election may be held at the next scheduled election for this purpose while the tax is in effect. Such proceedings for the reimposition of a tax under this part shall be in the same manner as proceedings for the initial imposition of the tax, but the newly authorized tax shall not be imposed until the expiration of the tax then in effect.

(4) Following the expiration of a tax under this part, proceedings for the reimposition of a tax under this part may be initiated in the same manner as provided in this part for initial imposition of such tax.

48-8-269.998.

A tax levied pursuant to this part shall be exclusively administered and collected by the commissioner for the use and benefit of the metropolitan municipal special district imposing the tax. Such administration and collection shall be accomplished in the same manner and subject to the same applicable provisions, procedures, and penalties provided in Article 1 of this chapter; provided, however, that all moneys collected from each taxpayer by the commissioner shall be applied first to such taxpayer's liability for taxes owed the state; and provided, further, that the commissioner may rely upon a representation by or on behalf of the metropolitan municipal special district or the Secretary of State that such a tax has been validly imposed, and the commissioner and the commissioner's agents shall not be liable to any person for collecting any such tax which was not validly imposed. Dealers shall be allowed a percentage of the amount of the tax due and accounted for and shall be reimbursed in the form of a deduction in submitting, reporting, and paying the amount due if such amount is not delinquent at the time of payment. The deduction shall be at the rate and subject to the requirements specified under subsections (b) through (f) of Code Section 48-8-50.

48-8-269.999.

Each sales tax return remitting taxes collected under this part shall separately identify the location of each retail establishment at which any of the taxes remitted were collected and shall specify the amount of sales and the amount of taxes collected at each establishment for the period covered by the return in order to facilitate the determination by the commissioner that all taxes imposed by this part are collected and distributed according to situs of sale.

48-8-269.9991.

The proceeds of the tax collected by the commissioner in each metropolitan municipality special district under this part shall be disbursed as soon as practicable after collection; provided, however, that 1 percent of the amount collected shall be paid into the general fund of the state treasury in order to defray the costs of administration.

48-8-269.9992.

(a) The proceeds of a tax under this part shall not be subject to any allocation or balancing of state and federal funds provided for by general law, and such proceeds shall not be considered or taken into account in any such allocation or balancing.

(b) The approval of the tax under this part shall not in any way diminish the percentage of state or federal funds allocated to any municipality under Code Section 32-5-27. The amount of state or federal funds expended in the metropolitan municipality special district shall not be decreased or diverted due to the use of proceeds from the tax levied under this part for transportation purposes that have a high priority in the state-wide strategic transportation plan.

48-8-269.9993.

(a) Except as to rate, a tax imposed under this part shall correspond to the tax imposed by Article 1 of this chapter. No item or transaction which is not subject to taxation under Article 1 of this chapter shall be subject to a tax imposed under this part, except that a tax imposed under this part shall not apply to:

(1) The sale or use of any type of fuel used for off-road heavy-duty equipment, off-road farm or agricultural equipment, or locomotives;

(2) The sale or use of jet fuel to or by a qualifying airline at a qualifying airport;

(3) The sale or use of fuel that is used for propulsion of motor vehicles on the public highways;

(4) The sale or use of energy used in the manufacturing or processing of tangible goods primarily for resale;

(5) The sale or use of motor fuel as defined under paragraph (9) of Code Section 48-9-2 for public mass transit; or

(6) The purchase or lease of any motor vehicle pursuant to Code Section 48-5C-1.

(b) Except as otherwise specifically provided in this part, the tax imposed pursuant to this part shall be subject to any sales and use tax exemption which is otherwise imposed by law; provided, however, that the tax levied by this part shall be applicable to the sale of food and food ingredients as provided for in paragraph (57) of Code Section 48-8-3.

48-8-269.9994.

Where a local sales or use tax has been paid with respect to tangible personal property by the purchaser either in another local tax jurisdiction within this state or in a tax jurisdiction outside this state, the tax may be credited against the tax authorized to be imposed by this part upon the same property. If the amount of sales or use tax so paid is less than the amount of the tax due under this part, the purchaser shall pay an amount

equal to the difference between the amount paid in the other tax jurisdiction and the amount due under this part. The commissioner may require such proof of payment in another local tax jurisdiction as he or she deems necessary and proper. No credit shall be granted, however, against the tax under this part for tax paid in another jurisdiction if the tax paid in such other jurisdiction is used to obtain a credit against any other local sales and use tax levied in the county or in a metropolitan municipality special district which includes the county.

48-8-269.9995.

No tax shall be imposed upon the sale of tangible personal property which is ordered by and delivered to the purchaser at a point outside the geographical area of the metropolitan county special district in which the tax is imposed regardless of the point at which title passes, if the delivery is made by the seller's vehicle, United States mail, or common carrier or by private or contract carrier.

48-8-269.9996.

The commissioner shall have the power and authority to promulgate such rules and regulations as shall be necessary for the effective and efficient administration and enforcement of the collection of the tax.

48-8-269.9997.

Except as provided in Code Section 48-8-6, the tax authorized under this part shall be in addition to any other local sales and use tax. Except as otherwise provided in this part and except as provided in Code Section 48-8-6, the imposition of any other local sales and use tax within a metropolitan municipality special district shall not affect the imposition of any otherwise authorized local sales and use tax within the metropolitan municipality special district.

48-8-269.9998.

(a)(1) The proceeds received from the tax shall be used by the metropolitan municipality special district levying the tax exclusively for the transportation purposes specified in the resolution calling for imposition of the tax. Such proceeds shall be kept in a separate account from other funds of the municipality receiving proceeds of the tax and shall not in any manner be commingled with other funds.

(2) The governing authority of any municipality receiving any proceeds from the tax under this part shall maintain a record of each and every purpose for which the proceeds of the tax are used. A schedule shall be included in each annual audit which shows for each purpose in the resolution calling for imposition of the tax the original estimated cost, the current estimated cost if it is not the original estimated cost, amounts expended in prior years, and amounts expended in the current year. The auditor shall verify and test expenditures sufficient to provide assurances that the schedule is fairly presented in relation to the financial statements. The auditor's report on the financial statements shall include an opinion, or disclaimer of opinion, as to

whether the schedule is presented fairly in all material respects in relation to the financial statements taken as a whole.

(b) No general obligation debt shall be issued in conjunction with the imposition of the tax unless the municipal governing authority determines that, and if the debt is to be validated it is demonstrated in the validation proceedings that, during each year in which any payment of principal or interest on the debt comes due, the municipality will receive from the tax net proceeds sufficient to fully satisfy such liability. General obligation debt issued under this part shall be payable first from the separate account in which are placed the proceeds received by the municipality from the tax. Such debt, however, shall constitute a pledge of the full faith, credit, and taxing power of the municipality; and any liability on such debt which is not satisfied from the proceeds of the tax shall be satisfied from the general funds of the municipality.

(c) The resolution calling for the imposition of the tax may specify that all of the proceeds of the tax will be used for payment of general obligation debt issued in conjunction with the imposition of the tax, and, in that event, such proceeds shall be solely for such purpose except as otherwise provided in subsection (f) of this Code section.

(d) The resolution calling for the imposition of the tax may specify that a part of the proceeds of the tax will be used for payment of general obligation debt issued in conjunction with the imposition of the tax. The resolution shall specifically state the other purposes for which such proceeds will be used. In such a case, no part of the net proceeds from the tax received in any year shall be used for such other purposes until all debt service requirements of the general obligation debt for that year have first been satisfied from the account in which the proceeds of the tax are placed.

(e) The resolution calling for the imposition of the tax may specify that no general obligation debt is to be issued in conjunction with the imposition of the tax. The resolution shall specifically state the purpose or purposes for which the proceeds will be used.

(f)(1)(A) If the proceeds of the tax are specified to be used solely for the purpose of payment of general obligation debt issued in conjunction with the imposition of the tax, then any net proceeds of the tax in excess of the amount required for final payment of such debt shall be subject to and applied as provided in paragraph (2) of this subsection.

(B) If the metropolitan municipality special district receives from the tax net proceeds in excess of the maximum cost of the transportation projects and purposes stated in the resolution calling for the imposition of the tax or in excess of the actual cost of such projects and purposes, then such excess proceeds shall be subject to and applied as provided in paragraph (2) of this subsection.

(C) If the tax is terminated under paragraph (1) of subsection (b) of Code Section 48-8-269.997 by reason of denial of validation of debt, then all net proceeds received by the metropolitan municipality special district from the tax shall be excess proceeds subject to paragraph (2) of this subsection.

(2) Excess proceeds subject to this subsection shall be used solely for the purpose of



reducing any indebtedness of the metropolitan municipality special district other than indebtedness incurred pursuant to this part. If there is no such other indebtedness or if the excess proceeds exceed the amount of any such other indebtedness, then the excess proceeds shall next be paid into the general fund of such municipality, it being the intent that any funds so paid into the general fund of such municipality be used for the purpose of reducing ad valorem taxes.

48-8-269.9999.

Not later than December 31 of each year, the governing authority of the municipality receiving any proceeds from the tax under this part shall publish annually, in a newspaper of general circulation in the boundaries of such municipality, a simple, nontechnical report which shows for each purpose in the resolution calling for the imposition of the tax the original estimated cost, the current estimated cost if it is not the original estimated cost, amounts expended in prior years, and amounts expended in the current year. The report shall also include a statement of what corrective action the municipality intends to implement with respect to each purpose which is underfunded or behind schedule and a statement of any surplus funds which have not been expended for a purpose."

**PART III**  
**Effective Date; General Repealer.**  
**SECTION 3-1.**

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

**SECTION 3-2.**

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

Senator Williams of the 19th moved that the Senate agree to the House substitute to SB 369.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	James	Y Sims
C Cowsert	Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B

Y Dugan	Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
C Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 43, nays 5; the motion prevailed, and the Senate agreed to the House substitute to SB 369.

The following communication was received by the Secretary:

3/24/16

Due to business outside the Senate Chamber, I missed the vote on HB 369. Had I been present, I would have voted “yes”.

/s/ Donzella J. James  
District 35

The following bill was taken up to consider House action thereto:

HB 736. By Representatives Atwood of the 179th, Jones of the 167th, Petrea of the 166th, Stephens of the 164th, Wilkinson of the 52nd and others:

A BILL to be entitled an Act to amend Code Section 40-2-86 of the Official Code of Georgia Annotated, relating to special license plates promoting certain beneficial projects and supporting certain worthy agencies, funds, or nonprofit corporations, so as to provide for a special license plate promoting marine habitat conservation; to provide for related matters; to require a two-thirds' majority vote for passage in accordance with constitutional requirements; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 736 (HB 736/SCSFA/2) by inserting between lines 9 and 10 the following:*

to amend Article 2 of Chapter 14 of Title 40 of the Official Code of Georgia Annotated, relating to speed detection devices, so as to provide for automated traffic enforcement

safety devices in school zones; to provide for definitions; to provide for the operation of automated traffic enforcement safety devices by agents or registered or certified peace officers; to provide for automated traffic enforcement safety device testing exceptions and procedures; to provide for automated traffic enforcement safety device use warning signs; to provide for further exceptions for when case may be made and conviction had for exceeding posted speed limit by less than ten miles per hour; to provide for an exception for the ratio of speeding fines to an agency budget; to provide for civil enforcement of violations recorded by automated traffic enforcement safety devices; to provide for rules, regulations, and terms of use for automated traffic enforcement safety devices;

*By inserting between lines 183 and 184 the following:*

Article 2 of Chapter 14 of Title 40 of the Official Code of Georgia Annotated, relating to speed detection devices, is amended by adding two new Code sections to read as follows:

"40-14-1.1.

As used in this article, the term:

(1) 'Agent' means a person or entity who is authorized by a law enforcement agency or governing body to administer the procedures contained herein and:

(A) Provides services to such law enforcement agency or governing body;

(B) Operates, maintains, leases, or licenses an automated traffic enforcement safety device; or

(C) Is authorized by such law enforcement agency or governing body to review and assemble the recorded images captured by the automated traffic enforcement safety device for review by a peace officer.

(2) 'Automated traffic enforcement safety device' means a speed detection device that:

(A) Is capable of producing photographically recorded still or video images, or both, of the rear of a motor vehicle or of the rear of a motor vehicle being towed by another vehicle, including an image of such vehicle's rear license plate;

(B) Is capable of monitoring the speed of a vehicle as photographically recorded pursuant to subparagraph (A) of this paragraph; and

(C) Indicates on each of the one or more photographically recorded still or video images produced the date, time, location, and speed of a photographically recorded vehicle traveling at a speed above the posted speed limit within a marked school zone.

(3) 'Owner' means the registrant of a motor vehicle, except that such term shall not include a motor vehicle rental company when a motor vehicle registered by such company is being operated by another person under a rental agreement with such company.

(4) 'Recorded images' means still or video images recorded by an automated traffic enforcement safety device.

(5) 'School zone' means any roadway within the area defined in an existing master state order or local ordinance as a school zone area.

40-14-1.2.

Nothing in this article shall be construed to mean that an agent is providing or participating in private investigative services or acting in such a manner as would render such agent subject to the provisions of Article 4 of Chapter 18 of Title 50."

**SECTION 4.**

Said article is further amended by revising subsection (c) of Code Section 40-14-2, relating to permit required for use of speed detection devices, use not authorized where officers paid on fee system, and operation by registered or certified peace officers, as follows:

"(c) A permit shall not be issued by the Department of Public Safety to an applicant under this Code section unless the applicant provides law enforcement services by certified peace officers 24 hours a day, seven days a week on call or on duty or allows only peace officers employed full time by the applicant to operate speed detection devices. Speed detection devices can only be operated by registered or certified peace officers of the county sheriff, county, municipality, college, or university to which the permit is applicable; provided, however, that an automated traffic enforcement safety device may be operated by an agent or registered or certified peace officers of the county sheriff, county, or municipality to which the permit is applicable. Persons operating the speed detection devices must be registered or certified by the Georgia Peace Officer Standards and Training Council as peace officers and certified by the Georgia Peace Officer Standards and Training Council as operators of speed detection devices; provided, however, that agents may operate automated traffic enforcement safety devices without such registrations or certifications."

**SECTION 5.**

Said article is further amended by revising Code Section 40-14-5, relating to testing and removal of inaccurate radar devices from service, as follows:

"40-14-5.

(a) Each state, county, municipal, or campus law enforcement officer using a radar device, except for an automated traffic enforcement safety device as provided for under Code Section 40-14-18, shall test the device for accuracy and record and maintain the results of the test at the beginning and end of each duty tour. Each such test shall be made in accordance with the manufacturer's recommended procedure. Any radar unit not meeting the manufacturer's minimum accuracy requirements shall be removed from service and thereafter shall not be used by the state, county, municipal, or campus law enforcement agency until it has been serviced, calibrated, and recertified by a technician with the qualifications specified in Code Section 40-14-4.

(b) Each county, municipal, or campus law enforcement officer using a radar device, except for an automated traffic enforcement safety device as provided for under Code Section 40-14-18, shall notify each person against whom the officer intends to make a case based on the use of the radar device that the person has a right to request the officer to test the radar device for accuracy. The notice shall be given prior to the time

a citation and complaint or ticket is issued against the person and, if requested to make a test, the officer shall test the radar device for accuracy. In the event the radar device does not meet the minimum accuracy requirements, the citation and complaint or ticket shall not be issued against the person, and the radar device shall be removed from service and thereafter shall not be used by the county, municipal, or campus law enforcement agency until it has been serviced, calibrated, and recertified by a technician with the qualifications specified in Code Section 40-14-4.

(c)(1) The law enforcement agency, or agent on behalf of the law enforcement agency, operating an automated traffic enforcement safety device provided for under Code Section 40-14-18 shall maintain a log for the automated traffic enforcement safety device attesting to the performance of such device's self-test at least once every 30 days and the results of such self-test pertaining to the accuracy of the automated traffic enforcement safety device. Such log shall be admissible in any court proceeding for a violation issued pursuant to Code Section 40-14-18.

(2) The law enforcement agency, or agent on behalf of the law enforcement agency, operating an automated traffic enforcement safety device shall have performed an independent calibration test on the automated traffic enforcement safety device at least once every 12 months. The results of such calibration test shall be admissible in any court proceeding for a violation issued pursuant to Code Section 40-14-18."

#### **SECTION 6.**

Said article is further amended by adding a new subsection to Code Section 40-14-6, relating to the requirement for warning signs, to read as follows:

"(c) In addition to the signs required under subsections (a) and (b) of this Code section, each law enforcement agency using an automated traffic enforcement safety device as provided for in Code Section 40-14-18 shall erect signs warning of the use of a stationary speed detection device within the approaching school zone. Such signs shall be at least 24 by 30 inches in area, shall be visible plainly from every lane of traffic, shall be viewable in all traffic conditions, and shall not be placed in such a manner that the view of such sign is subject to being obstructed by any other vehicle on such highway. Such signs shall be placed within 500 feet prior to the warning sign announcing the reduction of the speed limit for the school speed zone."

#### **SECTION 7.**

Said article is further amended by revising Code Section 40-14-7, relating to the visibility of a vehicle from which a speed detection device is operated, as follows:

"40-14-7.

~~No~~ Except as provided for in Code Section 40-14-18, no stationary speed detection device shall be employed by county, municipal, college, or university law enforcement officers where the vehicle from which the device is operated is obstructed from the view of approaching motorists or is otherwise not visible for a distance of at least 500 feet."

**SECTION 8.**

Said article is further amended by revising subsection (b) of Code Section 40-14-8, relating to when case may be made and conviction had, as follows:

"(b) The limitations contained in subsection (a) of this Code section shall not apply in properly marked school zones one hour before, during, and one hour after the normal hours of school operation or programs for care and supervision of students before school, after school, or during vacation periods as provided for under Code Section 20-2-65, in properly marked historic districts, and in properly marked residential zones. For purposes of this chapter, thoroughfares with speed limits of 35 miles per hour or more shall not be considered residential districts. For purposes of this Code section, the term 'historic district' means a historic district as defined in paragraph (5) of Code Section 44-10-22 and which is listed on the Georgia Register of Historic Places or as defined by ordinance adopted pursuant to a local constitutional amendment."

**SECTION 9.**

Said article is further amended by revising subsection (d) of Code Section 40-14-11, relating to investigations by the commissioner of public safety, issuance of order suspending or revoking a permit, and ratio of speeding fines to agency's budget, as follows:

"(d) There shall be a rebuttable presumption that a law enforcement agency is employing speed detection devices for purposes other than the promotion of the public health, welfare, and safety if the fines levied based on the use of speed detection devices for speeding offenses are equal to or greater than 35 percent of a municipal or county law enforcement agency's budget. For purposes of this Code section, fines collected for citations issued for violations of Code Section 40-6-180 shall be included when calculating total speeding fine revenue for the agency; provided, however, that fines for speeding violations exceeding 20 miles per hour over the established speed limit and civil monetary penalties for speeding violations issued pursuant to Code Section 40-14-18 shall not be considered when calculating total speeding fine revenue for the agency."

**SECTION 10.**

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

"40-14-18.

(a) The speed limit within any school zone as provided for in Code Section 40-14-8 and marked pursuant to Code Section 40-14-6 may be enforced by using recorded images for violations which occurred during the time periods relative to normal hours of school operation and programs of care and supervision of students as provided for in Code Section 40-14-8 when such violations are in excess of ten miles per hour over the speed limit.

(b) For the purpose of enforcement pursuant to this Code section:

(1) The driver of a motor vehicle shall be liable for a civil monetary penalty if such vehicle is found, as evidenced by recorded images, to have been operated in disregard

or disobedience of the speed limit within any school zone and such disregard or disobedience was not otherwise authorized by law. The amount of such civil monetary penalty shall be \$125.00, in addition to fees associated with the electronic processing of such civil monetary penalty which shall not exceed \$25.00; provided, however, that for a period of 30 days after an automated traffic enforcement safety device is first introduced within a school system, other than an automated traffic enforcement safety device replacing a previously used automated traffic enforcement safety device, the driver of a motor vehicle shall not be liable for a civil monetary penalty but shall be issued a civil warning for disregard or disobedience of the speed limit within the school zone;

(2) A law enforcement agency authorized to enforce the speed limit of a school zone shall send by first class mail addressed to the owner of the motor vehicle postmarked within 30 days after obtaining the name and address of the owner of the motor vehicle but no later than 60 days after the date of the alleged violation:

(A) A citation for the alleged violation, which shall include the date and time of the violation, the location of the infraction, the maximum speed at which such motor vehicle was traveling in recorded images, the maximum speed applicable within such school zone, the civil warning or the amount of the civil monetary penalty imposed, and the date by which a civil monetary penalty shall be paid;

(B) An image taken from the recorded images showing the vehicle involved in the infraction;

(C) A website address where recorded images showing the vehicle involved in the infraction and a duplicate of the information provided for in this paragraph may be viewed;

(D) A copy of a certificate sworn to or affirmed by a certified peace officer employed by a law enforcement agency authorized to enforce the speed limit of the school zone and stating that, based upon inspection of recorded images, the owner's motor vehicle was operated in disregard or disobedience of the speed limit in the marked school zone and that such disregard or disobedience was not otherwise authorized by law;

(E) A statement of the inference provided by paragraph (4) of this subsection and of the means specified therein by which such inference may be rebutted;

(F) Information advising the owner of the motor vehicle of the manner and time in which liability as alleged in the citation may be contested through an administrative hearing; and

(G) A warning that failure to pay the civil monetary penalty or to contest liability in a timely manner as provided for in subsection (d) of this Code section shall waive any right to contest liability;

(3) Proof that a motor vehicle was operated in disregard or disobedience of the speed limit of the marked school zone shall be evidenced by recorded images. A copy of a certificate sworn to or affirmed by a certified peace officer employed by a law enforcement agency and stating that, based upon inspection of recorded images, a motor vehicle was operated in disregard or disobedience of the speed limit in the

marked school zone and that such disregard or disobedience was not otherwise authorized by law shall be prima-facie evidence of the facts contained therein; and

(4) Liability under this Code section shall be determined based upon a preponderance of the evidence. Prima-facie evidence that the vehicle described in the citation issued pursuant to this Code section was operated in violation of the speed limit of the school zone, together with proof that the defendant was, at the time of such violation, the registered owner of the vehicle, shall permit the trier of fact in its discretion to infer that such owner of the vehicle was the driver of the vehicle at the time of the alleged violation. Such an inference may be rebutted if the owner of the vehicle:

(A) Testifies under oath in open court or submits to the court a sworn notarized statement that he or she was not the operator of the vehicle at the time of the alleged violation and identifies the name of the operator of the vehicle at the time of the alleged violation; or

(B) Presents to the court a certified copy of a police report showing that the vehicle had been reported to the police as stolen prior to the time of the alleged violation.

(c) A violation for which a civil warning or a civil monetary penalty is imposed pursuant to this Code section shall not be considered a moving traffic violation for the purpose of points assessment under Code Section 40-5-57. Such violation shall be deemed noncriminal, and imposition of a civil warning or civil monetary penalty pursuant to this Code section shall not be deemed a conviction and shall not be made a part of the operating record of the person upon whom such liability is imposed, nor shall it be used for any insurance purposes in the provision of motor vehicle insurance coverage.

(d) If a person issued and mailed a citation pursuant to subsection (b) of this Code section fails to pay the civil monetary penalty for the violation or has not filed a police report or notarized statement pursuant to paragraph (4) of subsection (b) of this Code section in no less than 30 nor more than 60 days after such mailing as determined and noticed by the law enforcement agency, the agent or law enforcement agency shall send to such person by first class mail a second notice of any unpaid civil monetary penalty, except in cases where there is an adjudication that no violation occurred or there is otherwise a lawful determination that no civil monetary penalty shall be imposed. The second notice shall include all information required in paragraph (2) of subsection (b) of this Code section and shall include a new date of return which shall be no less than 30 days after such mailing as determined and noticed by the law enforcement agency. If such person notified by second notice again fails to pay the civil monetary penalty or file a police report or notarized statement pursuant to paragraph (4) of subsection (b) of this Code section by the new date of return, such person shall have waived the right to contest the violation and shall be liable for the civil monetary penalty provided for under this Code section, except in cases where there is an adjudication that no violation occurred or there is otherwise a lawful determination that no civil monetary penalty shall be imposed.

(e) Notices mailed by first class mail pursuant to this Code section shall be adequate notification of the fees and penalties imposed by this Code section. No other notice



shall be required for the purposes of this Code section.

(f) Any court having jurisdiction over violations of the speed limit in the school zone shall have jurisdiction over cases arising under this Code section and shall be authorized to impose the civil monetary penalty. The provisions of law governing jurisdiction, procedure, defenses, adjudication, appeal, and payment and distribution of penalties otherwise applicable to violations of the speed limit in the school zone shall apply to enforcement under this Code section, except as otherwise provided in this Code section; provided, however, that any appeal from superior or state court shall be by application in the same manner as that provided by Code Section 5-6-35.

(g) Recorded images made for purposes of this Code section shall not be a public record for purposes of Article 4 of Chapter 18 of Title 50.

(h) A civil warning or civil monetary penalty under this Code section on the owner of a motor vehicle shall not be imposed if the operator of the vehicle was arrested or issued a citation and notice to appear by a peace officer for the same violation."

## SECTION 11.

*By redesignating Section 4 as Section 12.*

Senator Watson of the 1st asked unanimous consent that the Senate disagree to the House amendment to the Senate substitute to HB 736.

The consent was granted, and the Senate disagreed to the House amendment to the Senate substitute to HB 736.

Senator Bethel of the 54th was excused for business outside the Senate Chamber.

The following bill was taken up to consider House action thereto:

SB 316. By Senators Gooch of the 51st, Mullis of the 53rd, Harper of the 7th, Beach of the 21st and Ginn of the 47th:

A BILL to be entitled an Act to amend Code Section 16-12-60 of the Official Code of Georgia Annotated, relating to rules and regulations relative to bingo, so as to remove the daily permissible prize limitation while preserving the weekly permissible prize limitation; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

### A BILL TO BE ENTITLED AN ACT

To amend Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to bingo, so as to specify that lots shall be chosen by a natural person;

to remove the daily permissible prize limitation while preserving the weekly permissible prize limitation; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 2 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to bingo, is amended by revising paragraph (1) of Code Section 16-12-51, relating to definitions, as follows:

"(1) 'Bingo game' or 'nonprofit bingo game' means a game of chance played on cards with numbered squares in which counters or indicators are placed on numbers chosen by lot and won by covering a previously specified number or order of numbered squares. A bingo game may be played manually or with an electronic or computer device that stores the numbers from a player's card or cards, tracks the numbers chosen by lot when such numbers are entered by the player, and notifies the player of a winning combination; provided, however, that the numbers chosen by lot shall be chosen by a natural person who is physically located on the premises or property described in Code Section 16-12-57 on which the game is operated. Such words, terms, or phrases, as used in this paragraph, shall be strictly construed to include only the series of acts generally defined as bingo and shall exclude all other activity."

**SECTION 2.**

Said part is further amended by revising subsection (f) of Code Section 16-12-60, relating to rules and regulations relative to bingo, as follows:

"(f) It shall be unlawful to award prizes in excess of ~~\$1,500.00 in cash or gifts of equivalent value during any calendar day~~ or \$3,000.00 in cash or gifts of equivalent value during any calendar week. It shall be unlawful to exceed such ~~limits~~ limitation at any combination of locations operated by a single licensee or such licensee's agents or employees. It shall be unlawful for two or more licensees to pyramid the valuation of prizes in such manner as to exceed the ~~limits~~ limitation contained in this Code section. The term 'equivalent value' shall mean the fair market value of the gift on the date the gift is given as the prize in a bingo game."

**SECTION 3.**

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

Senator Gooch of the 51st moved that the Senate agree to the House substitute to SB 316.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Rhett

Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	James	Y Sims
C Cowsert	Y Jeffares	Y Stone
N Crane	Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	N Ligon	VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	N Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Mullis	

On the motion, the yeas were 38, nays 9; the motion prevailed, and the Senate agreed to the House substitute to SB 316.

The following bill was taken up to consider House action thereto:

HB 887. By Representatives Efstoration of the 104th, Ballinger of the 23rd, Quick of the 117th, Caldwell of the 131st, Abrams of the 89th and others:

A BILL to be entitled an Act to amend Articles 3 and 4 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to dependency proceedings and termination of parental rights, respectively, so as to prioritize the placement of a child with a relative who is an adult or fictive kin when such individual is qualified to care for such child and it is in the best interests of the child; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 887 (LC 37 2191ERS) by replacing lines 1 through 298 with the following:*

To provide for the placement of children under certain circumstances; to amend Articles 3 and 4 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to dependency proceedings and termination of parental rights, respectively, so as to prioritize the placement of a child with an adult who is a relative or fictive kin when such individual is qualified to care for such child and it is in the best interests of the child; to amend Title 19 of the Official Code of Georgia Annotated, relating to domestic relations,

so as to provide for the creation, authorization, procedure, revocation, recision, and termination of a power of attorney from a parent, guardian, or legal custodian of a child to a kinship caregiver for the temporary delegation of certain power and authority for the care and custody of a child; to provide a short title; to provide for and correct a definition; to provide for procedure; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

PART I  
SECTION 1-1.

Article 3 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to dependency proceedings, is amended by revising subsection (e) of Code Section 15-11-135, relating to placement in eligible foster care, as follows:

"(e) In any case in which a child is taken into protective custody of DFCS, ~~such child shall be placed together~~:

(1) DFCS shall give preference for placement to an adult who is a relative or fictive kin over a nonrelated caregiver, provided that the such relative or fictive kin has met all requirements for a DFCS relative or fictive kin placement and such placement is in the best interests of the child; and

(2) Such child shall be placed together with his or her siblings who are also in protective custody or DFCS shall include a statement in its report and case plan of continuing efforts to place the siblings together or document why such joint placement would be contrary to the safety or well-being of any of the siblings. If siblings are not placed together, DFCS shall provide for frequent visitation or other ongoing interaction between siblings, unless DFCS documents that such frequent visitation or other ongoing interaction would be contrary to the safety or well-being of any of the siblings."

SECTION 1-2.

Said article is further amended by revising paragraph (3) of subsection (b) of Code Section 15-11-146, relating to preliminary protective hearing and findings, as follows:

"(3) On finding that the complainant has met the burden prescribed in subsection (a) of this Code section, may place the child before the court in the temporary custody of DFCS pending the hearing on the dependency petition. DFCS shall prioritize temporary placement with an adult who is a relative or fictive kin, provided that such individual has met DFCS's requirements for relative placement and such temporary placement is in the best interests of such child."

SECTION 1-3.

Said article is further amended by revising subparagraph (a)(2)(A) of Code Section 15-11-212, relating to disposition of a dependent child, as follows:

"(A) Any individual, including a biological parent, who, after study by the probation officer or other person or agency designated by the court, is found by the court to be qualified to receive and care for such child, provided that priority for placement is given to an adult who is a relative or fictive kin;"

#### **SECTION 1-4.**

Article 4 of Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to termination of parental rights, is amended by revising subsection (a) of Code Section 15-11-321, relating to custody of child following termination proceedings or surrender of parental rights, as follows:

"(a) When a court enters an order terminating the parental rights of a parent or accepts a parent's voluntary surrender of parental rights, or a petition for termination of parental rights is withdrawn because a parent has executed an act of surrender in favor of the department, a placement may be made only if the court finds that such placement is in the best interests of the child and in accordance with such child's court approved permanency plan created pursuant to Code Sections 15-11-231 and 15-11-232. In determining which placement is in a child's best interests, the court shall initially attempt to place the child with an adult who is a relative or fictive kin, if such individual is willing and found by the court to be qualified to receive and care for such child. In determining which placement is in a child's best interests, the court shall enter findings of fact reflecting its consideration of the following:

- (1) Such child's need for a placement that offers the greatest degree of legal permanence and security;
- (2) The least disruptive placement for such child;
- (3) Such child's sense of attachment and need for continuity of relationships;
- (4) The value of biological and familial connections; and
- (5) Any other factors the court deems relevant to its determination."

#### **PART II SECTION 2-1.**

The General Assembly finds that:

- (1) From time to time, parents experience short-term difficulties that impair their ability to perform the regular and expected functions to provide care and support to their children;
- (2) Parents need a means to confer to a relative or fictive kin the temporary authority to act on behalf of a child without the time and expense of a court proceeding or the involvement of the Division of Family and Children Services of the Department of Human Services; and
- (3) Providing a statutory mechanism for granting such authority enhances family preservation and stability.

**SECTION 2-2.**

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended by adding a new article to Chapter 9, relating to child custody proceedings, to read as follows:

**"ARTICLE 5**

19-9-140.

This article shall be known and may be cited as the 'Supporting and Strengthening Families Act.'

19-9-141.

As used in this article, the term:

- (1) 'Child' means an unemancipated individual who is under 18 years of age.
- (2) 'Fictive kin' shall have the same meaning as provided in Code Section 15-11-2.
- (3) 'Guardian' means an individual appointed pursuant to a court order establishing a permanent guardianship for a child.
- (4) 'Kinship caregiver' means a grandparent, step-grandparent, aunt, uncle, great aunt, great uncle, cousin, or sibling of a child or a fictive kin who resides in this state.
- (5) 'Legal custodian' shall have the same meaning as provided in Code Section 15-11-2.
- (6) 'Parent' shall have the same meaning as provided in Code Section 19-3-37.

19-9-142.

(a) A parent, guardian, or legal custodian of a child may delegate caregiving authority regarding such child to a kinship caregiver for a period not to exceed one year, except as provided in Code Section 19-9-150, by executing a power of attorney that substantially complies with this article. A parent, guardian, or legal custodian of a child may delegate to an agent in such power of attorney any power and authority regarding the care and custody of such child, except the power to consent to the marriage or adoption of such child, the performance or inducement of an abortion on or for such child, or the termination of parental rights to such child. Such power and authority may be delegated without the approval of a court, provided that such delegation of power and authority shall not operate to change or modify any parental or legal rights, obligations, or authority established by an existing court order, including a standing order, or deprive a parent, guardian, or legal custodian of a child of any parental or legal rights, obligations, or authority regarding the custody, visitation, or support of such child. Such delegation of power and authority shall not deprive or limit any support for a child that should be received by such child pursuant to a court order or for any other reason. When support is being collected for the child by the Child Support Enforcement Agency of the Department of Human Services, such agency shall be authorized to redirect support payments to the agent until such time as the child returns to the individual executing a power of attorney under this article. No power of attorney

shall be executed during the pendency of a divorce or custody action.

(b) Except as limited by federal law, this article, or the direction of a parent, guardian, or legal custodian of a child as expressed in the power of attorney, an agent shall have the same rights, duties, and responsibilities that would otherwise be exercised by such parent, guardian, or legal custodian of a child pursuant to the laws of this state.

(c) An agent shall acknowledge in writing his or her acceptance of the responsibility for caring for a child for the duration of the power of attorney. An agent shall certify that he or she is not currently on the state sexual offender registry of this state or the sexual offender registry for any other state, a United States territory, the District of Columbia, or any Indian Tribe nor has he or she ever been required to register for any such registry. Such certification shall include a criminal background check if requested by the individual executing the power of attorney.

(d) The agent under a power of attorney shall act in the best interests of the child. Such agent shall not be liable to the individual executing the power of attorney for consenting or refusing to consent to medical, dental, or mental health care for a child when such decision is made in good faith and is exercised in the best interests of the child.

(e)(1) The agent under a power of attorney shall have the right to enroll the child in a public school serving the area where the agent resides and may enroll the child in a private school, pre-kindergarten program, or home study program.

(2) A public school shall allow such agent with a power of attorney executed under this article to enroll a child.

(3) At the time of enrollment, the agent shall provide to such public school such residency documentation as is customary in that school system.

(4) A public school shall not unreasonably deny enrollment of a child. If a public school denies enrollment of a child by an agent, such denial may be appealed and shall be treated as any other denial of enrollment of a child in that school system, including all of the remedies otherwise available when enrollment is denied to a child.

19-9-143.

(a) At least 30 days prior to executing a power of attorney under this article:

(1) An individual with sole custody of a child who intends to execute such power of attorney shall provide written notice of such intention to the noncustodial parent by certified mail or statutory overnight delivery, return receipt requested. Such notice shall constitute a change in material conditions or circumstances for the purpose of a child custody modification proceeding; and

(2) An individual who is a guardian or legal custodian of a child who intends to execute such power of attorney shall provide written notice to the child's parents by certified mail or statutory overnight delivery, return receipt requested.

(b) An individual receiving the notice set forth in subsection (a) of this Code section may object to the execution of such power of attorney within 21 days of the delivery of such notice and shall serve his or her objection on the individual intending to execute such power of attorney by certified mail or statutory overnight delivery, return receipt requested. An objection shall prohibit the execution of a power of attorney under this

article.

(c) In addition to the notice provided in subsection (a) of this Code section, a parent with sole custody of a child who executes a power of attorney under this article shall comply with any applicable relocation notice requirements under subsection (f) of Code Section 19-9-3.

19-9-144.

Nothing in this article shall preclude a parent, guardian, legal custodian, or agent from granting temporary written permission to seek emergency medical treatment or other services for a child while such child is in the custody of an adult who is not the parent, guardian, legal custodian, or agent and who is temporarily supervising the child at the request of such parent, guardian, legal custodian, or agent.

19-9-145.

(a) Except as may be permitted by the federal Every Student Succeeds Act (P.L. 114-95), an individual executing a power of attorney under this article shall swear or affirm under penalty of law that such action is not being taken for the purpose of enrolling the child in a school to participate in the academic or interscholastic athletic programs provided by that school or for any other unlawful purpose. Violation of this subsection shall be punishable in accordance with state law and may require, in addition to any other remedies, repayment by such parent, guardian, or legal custodian of all costs incurred by the school as a result of the violation.

(b) An individual shall not execute a power of attorney under this article for the purpose of subverting an investigation of the child's welfare initiated by the Division of Family and Children Services of the Department of Human Services and shall not execute such power of attorney so long as the Division of Family and Children Services of the Department of Human Services has an open child welfare and youth services case with regard to the parent, guardian, or legal custodian, the child, or another child of the parent.

19-9-146.

A power of attorney executed under this article shall be signed and acknowledged before a notary public by the parent, guardian, or legal custodian executing such power of attorney and by the agent accepting such delegation.

19-9-147.

(a)(1) An agent shall have the authority to act on behalf of the minor child on a continuous basis, without compensation, and shall not be subject to any provision concerning the licensing or regulation of foster care homes for the duration of the power of attorney so long as the duration does not exceed the length of time authorized in Code Sections 19-9-142 and 19-9-150 or until the individual who executed the power of attorney revokes the power of attorney in writing and provides notice of the revocation to the agent as provided in this Code section.



- (2) An agent shall have the authority to act on behalf of the child until a copy of the revocation of the power of attorney is received by certified mail or statutory overnight delivery, return receipt requested, and upon receipt of the revocation, the agent shall cease to act as agent.
- (3) The individual revoking the power of attorney shall send a copy of the revocation of the power of attorney to the agent within five days of the execution of the revocation by certified mail or statutory overnight delivery, return receipt requested. If an individual revokes the power of attorney, the child shall be returned to the custody of the individual who granted the power of attorney as soon as reasonably possible.
- (4) The revoking individual shall notify the school, health care providers, and others known to the revoking individual to have relied upon such power of attorney.
- (b) The power of attorney executed under this article may also be terminated by any order of a court of competent jurisdiction.
- (c) The agent shall notify the school, health care providers, and others known to the agent to have relied upon such power of attorney.
- (d) An agent may resign by notifying the individual who appointed the agent in writing by certified mail or statutory overnight delivery, return receipt requested.
- (e) Upon the death of the authorizing individual, the agent shall notify the parents of the child, if possible, as soon as practicable.
- (f) The authority to designate an agent to act on behalf of a minor child is in addition to any other lawful action an individual may take for the benefit of such minor child.
- (g) A parent shall continue to have the right to medical, dental, mental health, and school records pertaining to the minor child, even when a power of attorney has been executed under this article.

19-9-148.

The execution of a power of attorney under this article shall not constitute abandonment under Code Section 19-10-1 nor be reportable as child abuse or neglect under Code Section 19-7-5 unless the individual who executed such power of attorney fails to take custody of the child or execute a new power of attorney under this article after the expiration or revocation of the power of attorney.

19-9-149.

- (a) A child subject to a power of attorney executed under this article shall not be considered placed in foster care under Chapter 5 of Title 49, and the parties to the power of attorney shall not be subject to any of the requirements or licensing regulations for foster care or other regulations relating to community care for children.
- (b) An agent who has been delegated caregiving authority under this article shall not be subject to the requirements of any other child care facility or foster care licensing provisions, and such delegation shall not constitute an out-of-home child placement.
- (c) This article shall not be construed to exempt a person from the requirements of Chapter 5 of Title 49 regarding the licensing and inspection of child welfare agencies if such person fails to have evidence of a power of attorney executed under this article.

19-9-150.

Except as limited by or in conflict with federal law regarding the armed forces of the United States, a parent who is a member of the armed forces of the United States, including any reserve component thereof, or the commissioned corps of the National Oceanic and Atmospheric Administration or the Public Health Service of the United States Department of Health and Human Services detailed by proper authority for duty with the armed forces of the United States, or who is required to enter or serve in the active military service of the United States under a call or order of the President of the United States or to serve on state active duty, may delegate caregiving authority for a period longer than one year if such parent is deployed as defined in Code Section 19-9-6. Such term of delegation, however, shall not exceed the term of deployment plus 30 days.

19-9-151.

(a) The power of attorney contained in this Code section may be used for the temporary delegation of caregiving authority to an agent. The form contained in this Code section shall be sufficient for the purpose of creating a power of attorney under this article, provided that nothing in this Code section shall be construed to require the use of this particular form.

(b) A power of attorney shall be legally sufficient if the form is properly completed and the signatures of the parties are notarized.

(c) The power of attorney delegating caregiving authority of a child shall be in substantially the following form:

FORM FOR POWER OF ATTORNEY TO DELEGATE  
PARENTAL, GUARDIAN, OR LEGAL CUSTODIAN  
POWER AND AUTHORITY FOR THE CARE OF A MINOR CHILD

NOTICE:

(1) THE PURPOSE OF THIS POWER OF ATTORNEY IS TO GIVE THE INDIVIDUAL WHO YOU DESIGNATE (THE AGENT) POWERS TO CARE FOR YOUR MINOR CHILD, INCLUDING THE POWER TO: ENROLL THE CHILD IN SCHOOL AND IN EXTRACURRICULAR SCHOOL ACTIVITIES; HAVE ACCESS TO SCHOOL RECORDS AND DISCLOSE THE CONTENTS TO OTHERS; ARRANGE FOR AND CONSENT TO MEDICAL, DENTAL, AND MENTAL HEALTH TREATMENT FOR THE CHILD; HAVE ACCESS TO RECORDS RELATED TO SUCH TREATMENT OF THE CHILD AND DISCLOSE THE CONTENTS OF THOSE RECORDS TO OTHERS; PROVIDE FOR THE CHILD'S FOOD, LODGING, RECREATION, AND TRAVEL; AND HAVE ANY ADDITIONAL POWERS AS SPECIFIED BY THE INDIVIDUAL EXECUTING THIS POWER OF ATTORNEY.

(2) THE AGENT IS REQUIRED TO EXERCISE DUE CARE TO ACT IN THE CHILD'S BEST INTERESTS AND IN ACCORDANCE WITH THE GRANT OF

AUTHORITY SPECIFIED IN THIS FORM.

(3) A COURT OF COMPETENT JURISDICTION MAY REVOKE THE POWERS OF THE AGENT IF IT FINDS THAT THE AGENT IS NOT ACTING PROPERLY.

(4) THE AGENT MAY EXERCISE THE POWERS GIVEN IN THIS POWER OF ATTORNEY FOR THE CARE OF A MINOR CHILD FOR THE PERIOD SET FORTH IN THIS FORM UNLESS THE PARENT REVOKES THIS POWER OF ATTORNEY AND PROVIDES NOTICE OF THE REVOCATION TO THE AGENT OR UNTIL A COURT OF COMPETENT JURISDICTION TERMINATES THIS POWER OF ATTORNEY.

(5) THE AGENT MAY RESIGN AS AGENT AND MUST IMMEDIATELY COMMUNICATE SUCH RESIGNATION TO THE INDIVIDUAL EXECUTING THIS POWER OF ATTORNEY.

(6) THIS POWER OF ATTORNEY MAY BE REVOKED IN WRITING. IF THIS POWER OF ATTORNEY IS REVOKED, THE REVOKING INDIVIDUAL SHALL NOTIFY THE AGENT, SCHOOL, HEALTH CARE PROVIDERS, AND OTHERS KNOWN TO THE INDIVIDUAL EXECUTING THIS POWER OF ATTORNEY TO HAVE RELIED UPON SUCH POWER OF ATTORNEY.

(7) IF THERE IS ANYTHING ABOUT THIS FORM THAT YOU DO NOT UNDERSTAND, YOU SHOULD ASK A LAWYER TO EXPLAIN IT TO YOU.

POWER OF ATTORNEY FOR THE CARE OF A MINOR CHILD

made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

1. I certify that I am the parent, guardian, or legal custodian of:

\_\_\_\_\_  
(Full name of child) (Date of birth)

2. I designate \_\_\_\_\_.

(Full name of agent)

\_\_\_\_\_  
(Street address, city, state, and ZIP Code of agent)

\_\_\_\_\_  
(Home and work phone numbers of agent)

as the agent of the child named above.

3. Sign by the statement you wish to choose (you may only choose one):

(A) \_\_\_\_\_ (Signature) I delegate to the agent all my power and authority regarding the care and custody of the child named above, including but not limited to the right to enroll the child in school, inspect and obtain copies of education records and other records concerning the child, attend school activities and other functions concerning the child, and give or withhold any consent

or waiver with respect to school activities, medical and dental treatment, and any other activity, function, or treatment that may concern the child. This delegation shall not include the power or authority to consent to the marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child.

OR

(B) \_\_\_\_\_ (Signature) I delegate to the agent the following specific powers and responsibilities (*write in*):

---

This delegation shall not include the power or authority to consent to the marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child.

4. Initial by the statement you wish to choose (you may only choose one) and complete the information in the paragraph:

(A) \_\_\_\_\_ (Initials) This power of attorney is effective for a period not to exceed one year, beginning \_\_\_\_\_, 20\_\_\_\_, and ending \_\_\_\_\_, 20\_\_\_\_. I reserve the right to revoke this power and authority at any time.

OR

(B) \_\_\_\_\_ (Initials) I am a parent as described in O.C.G.A. § 19-9-150. My deployment is scheduled to begin on \_\_\_\_\_, 20\_\_\_\_, and is estimated to end on \_\_\_\_\_, 20\_\_\_\_. I acknowledge that in no event shall this delegation of power and authority last more than one year or the term of my deployment plus 30 days, whichever is longer. I reserve the right to revoke this power and authority at any time.

5. Except as may be permitted by the federal Every Student Succeeds Act (P.L. 114-95), I hereby swear or affirm under penalty of law that this power of attorney is not being executed for the purpose of enrolling a child in a school so that the child may participate in the academic or interscholastic athletic programs provided by that school or for any other unlawful purpose.

6. I hereby swear or affirm under penalty of law that I provided the notice required by O.C.G.A. § 19-9-143 and received no objection in the required time period.

By: \_\_\_\_\_  
(Parent, guardian, or legal custodian signature)

\_\_\_\_\_  
(Relationship to child)

\_\_\_\_\_  
(Printed name)

7. I hereby accept my designation as agent for the child specified in this power of attorney and by doing so acknowledge my acceptance of the responsibility for caring for such child for the duration of this power of attorney. Furthermore, I hereby certify that:

(A) I am not currently on the state sexual offender registry of this state or the sexual offender registry for any other state, a United States territory, the District of Columbia, or any Indian Tribe nor have I ever been required to register for any such registry;

(B) I have provided a criminal background check to the individual designating me as an agent, if it was requested;

(C) I understand that I have the authority to act on behalf of the minor child for the period set forth in this form or until the power of attorney is revoked in writing and notice is provided to me as provided in O.C.G.A. § 19-9-147;

(D) I understand that if I am made aware of the death of the individual who executed the power of attorney, I must notify the parent of the child, if known, as soon as practicable; and

(E) I may resign as agent by notifying the individual who executed the power of attorney in writing by certified mail or statutory overnight delivery, return receipt requested.

\_\_\_\_\_  
(Agent signature)

\_\_\_\_\_  
(Printed name)

State of Georgia  
County of \_\_\_\_\_

ACKNOWLEDGMENT

Before me, the undersigned, a Notary Public, in and for said County and State on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, personally appeared \_\_\_\_\_ (name of parent, guardian, or legal custodian) and \_\_\_\_\_ (name of agent), to me known to be the identical persons who executed this instrument and acknowledged to me that each executed the same as his or her free and voluntary act

and deed for the uses and purposes set forth in the instrument.

Witness my hand and official seal the day and year above written.

\_\_\_\_\_  
(Notary Public signature)

(Seal)

My commission expires: \_\_\_\_\_"

PART III  
**SECTION 3-1.**

Said title is further amended by revising subparagraph (a)(2)(B) of Code Section 19-3-37, relating to parental consent to marriage of underage applicants, as follows:

"(B) The ~~parent~~ individual who has ~~legal~~ sole custody if the parents are divorced, separated, or widowed; or"

PART IV  
**SECTION 4-1.**

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

Senator Unterman of the 45th moved that the Senate agree to the House amendment to the Senate substitute to HB 887.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Jeffares	Y Stone
Crane	Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Watson
Y Harper	Y McKoon	Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 45, nays 0; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 887.

Senator Martin of the 9th was excused for business outside the Senate Chamber.

The following bill was taken up to consider House action thereto:

SB 206. By Senator Ligon, Jr. of the 3rd:

A BILL to be entitled an Act to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties and municipal corporations, so as to revise provisions relating to water liens; to provide for procedures for water liens, amended water liens, and cancellation of water liens and the forms therefor; to provide for bonds; to provide for contest of liens; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties and municipal corporations, so as to provide for a procedure to obtain information regarding moneys owed for water supplied to certain real property under certain circumstances; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties and municipal corporations, is amended by revising Code Section 36-60-17, relating to water supplier's cut off of water to premises because of indebtedness of prior owner, occupant, or lessee prohibited, as follows:

"36-60-17.

(a) No public or private water supplier shall refuse to supply water to any single or multifamily residential property ~~to~~ for which water has been furnished through the use of a separate water meter for each residential unit on application of the owner or new resident tenant of the premises such property because of the indebtedness of a prior owner, prior occupant, or prior lessee to the water supplier for water previously furnished to such ~~premises property~~.

(b) For each new or current account to supply water ~~to any premises or property~~, the

public ~~or~~ and private water ~~supplier~~ suppliers shall maintain a record of identifying information on the ~~user of~~ applicant for the water service and shall seek reimbursement of unpaid charges for water service furnished initially from the person who incurred the charges.

(c)(1) Any real property owner or tenant, person having executed a contract for the purchase or occupancy of real property, attorney closing a real estate transaction for the purchase of real property, or lender considering the loan of funds to be secured by real property shall be entitled upon request to a statement from a public or private water supplier setting forth the amount of water charges currently and past due and any late charges and interest applicable for water supplied to such property. Such request shall:

(A) Be in writing;

(B) State the address of the real property for which water was supplied;

(C) Be delivered to the billing address of the public or private water supplier by certified mail, return receipt requested, statutory overnight delivery, or electronic means if electronic communication is permitted by such supplier; and

(D) State a return address or e-mail address to which the statement reflecting the moneys owed is to be directed.

(2) Any request transmitted by electronic means shall be considered received on the first business day following such transmission.

(3) The public or private water supplier shall furnish such statement to the requestor by certified mail, return receipt requested, statutory overnight delivery, or electronic means if electronic communication is provided by the requestor within ten business days of receipt of such request. Such supplier may charge a fee not to exceed \$10.00 to provide the requested information.

(4) The failure of the public or private water supplier to provide such statement within such ten business day period shall:

(A) Cause any lien for unpaid charges provided by this Code section to be extinguished and to be of no force or effect as to the title acquired by the purchaser or lender, if any, and their respective successors and assigns in the transaction contemplated in connection with such request; and

(B) Prevent the public or private water supplier from denying water services to the new real property owner or tenant.

(5) The information specified in the public or private water supplier's statement shall be binding upon the public or private water supplier as of the date of the statement and for 30 days thereafter. When payment in full is tendered within such 30 day period, it shall extinguish any lien by operation of law which the public or private water supplier may have against such property.

~~(e)~~(d) A public or private water supplier shall not impose a lien against real property to secure unpaid charges for water furnished unless the owner of such real property is the person who incurred the charges and shall not deny water services when such a lien has been extinguished.

(e) This Code section shall not apply to associations that are subject to Article 3 of



Chapter 3 of Title 44 which supply water.

~~(d)~~(f) A public or private supplier of gas, sewerage service, or electricity shall not impose a lien against real property to secure unpaid charges for gas, sewerage service, or electricity unless the owner of such real property is the person who incurred the charges."

**SECTION 2.**

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

Senator Ligon, Jr. of the 3rd moved that the Senate agree to the House substitute to SB 206.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Jeffares	Y Stone
Y Crane	Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	VanNess
Y Harbin	Y Lucas	N Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Wilkinson
Y Heath	Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 44, nays 1; the motion prevailed, and the Senate agreed to the House substitute to SB 206.

The following bill was taken up to consider House action thereto:

HB 851. By Representative Atwood of the 179th:

A BILL to be entitled an Act to amend Chapter 15 of Title 36 of the Official Code of Georgia Annotated, relating to county law libraries, so as to require an

annual audit of the financial affairs, books, and records of boards of trustees of the county law library; to provide for publication of such audit; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate amendment was as follows:

*Amend the Senate amendment to HB 851 (AM 44 0022ER) by deleting all matter from said amendment from beginning to end and replacing with the following:*

*By replacing lines 1 through 4 with the following:*

To amend Article 2 of Chapter 6 of Title 15 of the Official Code of Georgia Annotated, relating to clerks of superior courts, and Chapter 15 of Title 36 of the Official Code of Georgia Annotated, relating to county law libraries, so as to revise the procedure for collecting law library fees; to revise the composition of the board of trustees; to revise the uses of excess funds by a county law library; to require an annual audit of the financial affairs, books, and records of boards of trustees of the county law library; to provide for publication of such audit; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

*By replacing lines 7 and 8 with the following:*

Article 2 of Chapter 6 of Title 15 of the Official Code of Georgia Annotated, relating to clerks of superior courts, is amended by revising subsection (b) of Code Section 15-6-77, relating to fees and construction of other fee provisions, as follows:

"(b) All sums as provided for in this Code section shall be inclusive of the sums that the clerks of the superior courts may be required to collect pursuant to ~~Code Section 36-15-9~~ and Code Section 15-6-77.4. The sums provided in this Code section are exclusive of costs for service of process or other additional sums as may be provided by law."

## SECTION 2.

Chapter 15 of Title 36 of the Official Code of Georgia Annotated, relating to county law libraries, is amended by revising Code Section 36-15-1, relating to board of trustees created in each county, composition, chairperson, and quorum, as follows:

"36-15-1.

There is created in each county in this state a board to be known as the board of trustees of the county law library, hereafter referred to as the board. The board shall consist of the chief judge of the superior court of the circuit in which the county is located; the judge of the probate court; the senior judge of the state court, if any; the district attorney of the circuit in which the county is located; a solicitor-general of the state court, if any; the clerk of the superior court; and two practicing attorneys of the county. The practicing attorneys shall be selected by the other trustees and shall serve at their pleasure. All of the trustees shall serve without pay. The chief judge of the superior court shall be chairperson of the board. A majority of the members of the board shall constitute a quorum for the purpose of transacting all business that may come before the board."

**SECTION 3.**

Said chapter is further amended by revising subsection (c) of Code Section 36-15-7, relating to use of funds, as follows:

"(c) In the event the board of trustees determines in its discretion that it has excess funds, such funds as may be designated by the board of trustees shall be ~~granted~~ disbursed by the board of trustees to charitable ~~tax-exempt~~ tax-exempt organizations which provide civil legal representation for low-income people; used to purchase software, equipment, fixtures, or furnishings for any office related to county judicial facilities or services, including, but not limited to, courtrooms and jury rooms; or. ~~Any remaining excess funds shall be turned over to the county commissioners, and said funds shall be~~ and used by the county commissioners for the purchase of software, equipment, fixtures, or ~~and~~ furnishings for the courthouse."

**SECTION 4.**

Said chapter is further amended by revising subsection (f) of Code Section 36-15-9, relating to collection of additional costs in court cases, amount, determination of need as prerequisite to collection, and collection in certain criminal cases, as follows:

"(f) ~~The sums provided for in subsection (a) of this Code section for actions, cases, or proceedings civil in nature which are filed in the superior courts shall be collected in accordance with the provisions of subsection (b) of Code Section 15-6-77~~ Reserved."

**SECTION 5.**

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

*By replacing line 12 with the following:*

by the county accountant as employed pursuant to Code Section 36-1-10; the internal auditor

*By redesignating Section 2 as Section 6 and inserting between lines 22 and 23 the following:*

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

**SECTION 7.**

Senator Ligon, Jr. of the 3rd moved that the Senate agree to the House amendment to the Senate amendment to HB 851.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
N Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	N McKoon	Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 43, nays 6; the motion prevailed, and the Senate agreed to the House amendment to the Senate amendment to HB 851.

Senator Dugan of the 30th was excused for business outside the Senate Chamber.

Senator Kirk of the 13th asked unanimous consent that HB 166, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 166, having been taken from the Table, was put upon its passage.

HB 166. By Representatives Yates of the 73rd, Powell of the 32nd, Harbin of the 122nd, Smith of the 125th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to the uniform rules of the road, so as to provide for the safe operation of a lightweight motorcycle or motor vehicle through an inoperative traffic-control signal; to repeal certain provisions relating to handlebars; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Kirk of the 13th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
N Butler	Y James	N Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 45, nays 4.

HB 166, having received the requisite constitutional majority, was passed.

The following bill was taken up to consider House action thereto:

HB 962. By Representatives Abrams of the 89th, Dempsey of the 13th, Benton of the 31st, Hugley of the 136th, Sharper of the 177th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 2 of Title 49 of the Official Code of Georgia Annotated, relating to the Department of Human Services generally, so as to provide for the creation, appointment, removal, and duties of a kinship care enforcement administrator; to provide a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 962 (HB962/SCSFA/1) by deleting lines 1 through 6 and inserting in lieu thereof the following:*

To amend Chapter 1 of Title 49 of the Official Code of Georgia Annotated, relating to general provisions applicable to social services, so as to authorize the Department of

Human Services to provide a separate link or portal on its website providing kinship caregivers with information and access necessary to apply for public assistance benefits; to amend Article 1 of Chapter 2 of Title 49 of the Official Code of Georgia

*By deleting "to provide for legislative findings;" on line 16.*

*By deleting lines 21 through 243 and inserting in lieu thereof the following:*

Chapter 1 of Title 49 of the Official Code of Georgia Annotated, relating to general provisions applicable to social services, is amended by adding a new Code section to read as follows:

"49-1-8.

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

(1) 'Basic necessities' means water, electricity, gas, power, light, heat, telephone, or other public utility services.

(2) 'Child' means any person under 18 years of age.

(3) 'Kinship caregiver' means a grandparent, aunt, uncle, great aunt, great uncle, cousin, sibling, or close family friend of a child who has assumed responsibility for raising such child in an informal, noncustodial, or guardianship capacity upon the parents of such child losing or abdicating the ability to care for or provide basic necessities for such child.

(4) 'Parents' means the legal father and the legal mother of a child.

(b) The department shall have the authority to provide and shall take all necessary steps to so provide a separate link or portal on its website which provides access to social services that are specific to kinship caregivers and the children in their care. Such link or portal shall provide specific information and access for applying for public assistance benefits in this state as a kinship caregiver and on behalf of children in the care of a kinship caregiver."

Senator Unterman of the 45th moved that the Senate agree to the House amendment to the Senate substitute to HB 962.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	Y Thompson, C

Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	Y Lucas	Y Walker
Y Harbison	E Martin	Y Watson
Y Harper	Y McKoon	Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 47, nays 1; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 962.

The following bill was taken up to consider House action thereto:

SB 416. By Senators Cowsert of the 46th, Harbison of the 15th, Harper of the 7th, Thompson of the 14th and Dugan of the 30th:

A BILL to be entitled an Act to amend Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to the Georgia Bureau of Investigation, so as to establish the Georgia Information Sharing and Analysis Center within the Georgia Bureau of Investigation; to provide for a fusion center for the sharing and analysis of homeland security activity information; to provide for definitions; to provide for operations and responsibilities; to provide for membership; to amend Code Section 38-3-20 of the Official Code of Georgia Annotated, relating to Georgia Emergency Management Agency created, director, staff, offices, director's duties, and disaster coordinator, so as to expand the duties of the director of emergency management; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 5 of Title 12, Code Section 20-2-1185, Code Section 31-12-2.1, Chapter 3 of Title 35, Chapter 3 of Title 38, Code Sections 40-1-23 and 46-5-122, Title 48, and Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to establishment of water emergency response procedures; school safety plans; investigation of potential bioterrorism activity and regulations and planning health emergencies; the Georgia Bureau of Investigation; emergency management; regulatory compliance inspections, notifications, contacts with state, permit required for transporting materials, escorts or inspections, exceptions, recovery for damage or discharge, civil monetary

penalties, routing agencies, and adoption of regulations; definitions; revenue and taxation; and general provisions regarding torts, respectively, so as to rename the Georgia Emergency Management Agency to the Georgia Emergency Management and Homeland Security Agency; to rename the director of emergency management to the director of emergency management and homeland security; to establish the Georgia Information Sharing and Analysis Center within the Georgia Bureau of Investigation; to provide for a fusion center for the sharing and analysis of homeland security activity information; to provide for and revise definitions; to provide for operations and responsibilities of the center; to provide for membership in the center; to define the duties and responsibilities of the director of emergency management and homeland security; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 5 of Title 12 of the Official Code of Georgia Annotated, relating to establishment of water resources, is amended by revising subsection (c) of Code Section 12-5-30.4, relating to establishment of water emergency response procedures, as follows:

"(c) If the division determines that there is a threat to the health or property of downstream users of the waters of this state, the division shall as soon as possible, but not more than 24 hours after such determination, notify and consult with the Georgia Emergency Management and Homeland Security Agency, the appropriate local emergency management agency, the appropriate local county health department, and other appropriate divisions within the department as necessary to determine if it is necessary to prepare and distribute a public notice concerning such threat. Upon notification by the division, the local emergency management agency or the local county health department shall prepare and post such public notice through electronic media and print. Such public notice shall be located at places where the public regularly uses the waters of this state or seeks information about such waters."

**SECTION 2.**

Said chapter is further amended by revising subsection (a) of Code Section 12-5-204, relating to completion and submission of emergency plan and costs, as follows:

"(a) The authority shall ensure the completion of the emergency plan not later than September 1, 2011, and shall submit the emergency plan to the director of the Environmental Protection Division of the Department of Natural Resources, the director of the Georgia Emergency Management and Homeland Security Agency, the Governor, Lieutenant Governor, Speaker of the House of Representatives, and chairpersons of the Senate and House Committees on Natural Resources and Environment and of the Senate and House Committees on Appropriations not later than September 15, 2011."



**SECTION 3.**

Code Section 20-2-1185 of the Official Code of Georgia Annotated, relating to school safety plans, is amended by revising subsections (b) and (d) as follows:

"(b) A public school may request funding assistance from the state for the installation of safety equipment, including, but not limited to, video surveillance cameras, metal detectors, and other similar security devices. Funding may be provided to a public school in accordance with a school safety plan prepared by the school and approved by the local board of education, the Department of Education, and the Georgia Emergency Management and Homeland Security Agency."

"(d) The Georgia Emergency Management and Homeland Security Agency shall provide training and technical assistance to public school systems, and may provide this same training and technical assistance to private school systems, and independent private schools throughout this state in the area of emergency management and safe school operations. This training and technical assistance shall include, but not be limited to, crisis response team development, site surveys and safety audits, crisis management planning, exercise design, safe school planning, emergency operations planning, search and seizure, bomb threat management, and model school safety plans."

**SECTION 4.**

Code Section 31-12-2.1 of the Official Code of Georgia Annotated, relating to investigation of potential bioterrorism activity and regulations and planning for public health emergencies, is amended by revising subsections (b) and (c) as follows:

"(b) The department shall promulgate rules and regulations appropriate for management of any public health emergency declared pursuant to the provisions of Code Section 38-3-51, with particular regard to coordination of the public health emergency response of the state pursuant to subsection (i) of said Code section. Such rules and regulations shall be applicable to the activities of all entities created pursuant to Chapter 3 of this title in such circumstances, notwithstanding any other provisions of law. In developing such rules and regulations, the department shall consult and coordinate as appropriate with the Georgia Emergency Management and Homeland Security Agency, the Federal Emergency Management Agency, the Georgia Department of Public Safety, the Georgia Department of Agriculture, and the federal Centers for Disease Control and Prevention. The department is authorized, in the course of management of a declared public health emergency, to adopt and implement emergency rules and regulations pursuant to the provisions of subsection (b) of Code Section 50-13-4. Such rules and regulations shall be adopted pursuant to Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' but shall be automatically referred by the Office of Legislative Counsel to the House of Representatives and Senate Committees on Judiciary.

(c) The department shall promulgate, prepare, and maintain a public health emergency plan and draft executive order for the declaration of a public health emergency pursuant to Code Section 38-3-51 and Chapter 13 of Title 50. In preparation of such public health emergency plan and draft executive order, the department shall consult and

coordinate as appropriate with the Georgia Emergency Management and Homeland Security Agency, the Federal Emergency Management Agency, the Georgia Department of Public Safety, the Georgia Department of Agriculture, and the federal Centers for Disease Control and Prevention."

#### SECTION 5.

Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to the Georgia Bureau of Investigation, is amended by adding a new article to read as follows:

#### "ARTICLE 9

35-3-200.

As used in this article, the term:

- (1) 'Center' means the Georgia Information Sharing and Analysis Center.
- (2) 'Fusion center' means collaborative effort which combines resources, expertise, intelligence, and other information from various agencies of state and local governments with the goal of maximizing the ability of this state to detect, prevent, and respond to criminal activities or to otherwise engage in homeland security activities.
- (3) 'Homeland security activity' means any activity related to the prevention or discovery of, response to, or recovery from:
  - (A) A terrorist attack;
  - (B) A hostile military or paramilitary action; or
  - (C) An extraordinary law enforcement emergency.

35-3-201.

There is established the Georgia Information Sharing and Analysis Center within the Georgia Bureau of Investigation. The center shall be a fusion center maintaining criminal intelligence and terrorism analytical components.

35-3-202.

- (a) Responsibility for the development, maintenance, and operations of the center shall be vested in the director.
- (b) The director shall appoint and maintain the necessary professional and support staff to enable the center to effectively and efficiently carry out its duties and responsibilities under this article.

35-3-203.

- (a) The director through the center shall share and provide homeland security activity information to the director of emergency management and homeland security, including, but not limited to, threats, warnings, and developing situations, when an investigation reveals conduct of a terroristic nature or in material support of terroristic activities, recruitment of terrorists, or information on the activities of known terrorist

organizations.

(b) The center shall liaise with the bureau, the Federal Bureau of Investigation, Joint Terrorism Task Force, United States Department of Homeland Security, and other local, state, and federal intelligence and law enforcement officials for purposes of carrying out its duties and responsibilities under this article.

(c) The center shall allow unrestricted access to secure communications equipment to the director of emergency management and homeland security and his or her representatives who possess the appropriate federally approved security clearances for the dissemination of homeland security activity information by the United States Department of Homeland Security.

(d) The director of emergency management and homeland security shall serve as this state's security manager for the purpose of identifying and processing state personnel for security clearances through the United States Department of Homeland Security.

35-3-204.

(a) Membership in the center shall consist of the director, the director of emergency management and homeland security, the commissioner of public safety, the commissioner of natural resources, the commissioner of corrections, the state fire marshal, the Attorney General, the adjutant general, and state and local fire service, law enforcement, homeland security, emergency management, corrections, and other appropriate agencies and disciplines as determined by the director of emergency management and homeland security in consultation with the director. Such members shall assign or make available their analysts or other personnel to the center as such need is determined by the director of emergency management and homeland security.

(b) The director of emergency management and homeland security shall maintain Georgia Emergency Management and Homeland Security Agency analysts in the center as needed as determined by the director of emergency management and homeland security."

## **SECTION 6.**

Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, is amended by revising Code Section 38-3-20, relating to Georgia Emergency Management Agency created, director, staff, offices, director's duties, and disaster coordinator, as follows:

"38-3-20.

(a) There is established the Georgia Emergency Management and Homeland Security Agency with a director of emergency management and homeland security who shall be the head thereof. The Georgia Emergency Management and Homeland Security Agency shall be assigned to the Office of Planning and Budget for administrative purposes only as provided in Code Section 50-4-3.

(b) The Governor shall appoint the director of emergency management and homeland security. He or she shall hold office at the pleasure of the Governor, who shall fix his or her compensation. The director of emergency management and homeland security

shall hold no other state office.

(c) The director may employ such professional, technical, clerical, stenographic, and other personnel, may fix their compensation, and may make such expenditures within the appropriation therefor, or from other funds made available for purposes of emergency management and homeland security, as may be necessary to carry out the purposes of Article 9 of Chapter 3 of Title 35, Article 1, this article, and Article 3 of this chapter, the duties of the agency and the director described in Part 4 of Article 2 of Chapter 5 of Title 46, the 'Georgia Emergency Telephone Number 9-1-1 Service Act of 1977,' as amended.

(d) The director and other personnel of the Georgia Emergency Management and Homeland Security Agency shall be provided with appropriate office space, furniture, equipment, supplies, stationery, and printing in the same manner as provided for personnel of other state agencies.

(e) The director, subject to the direction and control of the Governor, shall:

(1) Be ~~be~~ the executive head of the Georgia Emergency Management and Homeland Security Agency and shall be responsible to the Governor for carrying out the program for emergency management and homeland security in this state. ~~He or she shall coordinate;~~

(2) Serve as the central authority reporting to the Governor on all matters relating to homeland security;

(3) Have command and control authority over all operational areas involving terrorist activity within this state, including, but not limited to, the Homeland Security Task Force and the Homeland Security Central Command when activated by the Governor;

(4) Coordinate the activities of all organizations for emergency management and homeland security within the state, ~~shall maintain;~~

(5) Maintain liaison with and cooperate with emergency management agencies and organizations of other states and of the federal government;

(6) Oversee all risk and threat assessments and coordinate all plans for timely and complete responses through a network of state, local, and federal organizations, including, but not limited to, the coordination of efficient and timely flow of information;

(7) Be responsible for crisis and consequence management planning, including, but not limited to, measures to identify, acquire, and plan the use of resources needed to anticipate, prevent, or resolve a threat or act of terrorism;

(8) Coordinate and review all activities involving homeland security within any agency, authority, or entity of this state, including, but not limited to, oversight of homeland security activities found within the Department of Public Safety, the Georgia Bureau of Investigation, the Georgia National Guard, the Department of Natural Resources, the Department of Community Health, and the Department of Public Health;

(9) Evaluate information developed by the criminal justice community in regard to threats or potential threats of terrorism; and

(10) Have ~~shall have~~ such additional authority, duties, and responsibilities authorized

by Article 1, this article, and Article 3 of this chapter as may be prescribed by the Governor and such additional authority, duties, and responsibilities as described in Article 9 of Chapter 3 of Title 35 and Part 4 of Article 2 of Chapter 5 of Title 46, the 'Georgia Emergency Telephone Number 9-1-1 Service Act of 1977,' as amended.

(f) The director of emergency management and homeland security shall also be the disaster coordinator and shall act for the Governor when requested to do so."

#### **SECTION 7.**

Said chapter is further amended by revising subsection (a) of Code Section 38-3-22, relating to Governor's emergency management powers and duties, as follows:

"(a) The Governor shall have general direction and control of the Georgia Emergency Management and Homeland Security Agency and shall be responsible for the carrying out of the provisions of Article 1, this article, and Article 3 of this chapter and, in the event of disaster or emergency beyond local control, may assume direct operational control over all or any part of the emergency management functions within this state."

#### **SECTION 8.**

Said chapter is further amended by revising subsection (c) and paragraph (2) of subsection (d) of Code Section 38-3-22.1, relating to safety plan addressing threat of terrorism required of state agencies or authorities, exemptions, training and technical assistance, and confidentiality of plans and related documentation, as follows:

"(c) Subject to the availability of funds for such purpose, the Georgia Emergency Management and Homeland Security Agency shall provide training and technical assistance to agencies and authorities and may provide such training and technical assistance to local units of government and to critical facilities operated by the private sector. Such training and technical assistance shall include, but not be limited to, crisis response team development, site surveys and safety audits, crisis management planning, exercise design, safe school planning, emergency operations planning, search and seizure, bomb threat management, and model safety plans."

"(2) Any other record produced pursuant to this Code section the disclosure of which would, in the determination of the director of the Georgia Emergency Management and Homeland Security Agency, endanger the life or physical safety of any person or persons or the physical safety of any public property."

#### **SECTION 9.**

Said chapter is further amended by revising subparagraph (a)(3)(F) and paragraph (6) of subsection (a) of Code Section 38-3-27, relating to local organizations for emergency management, creation, structure, powers, directors, appointment, qualifications, and compensation, state to provide financial assistance, and entitlement for funding, as follows:

"(F) Except as provided in this subparagraph, any director or deputy director of a local emergency management organization appointed after July 1, 1999, shall be a certified emergency manager under the Georgia Emergency Management and

Homeland Security Agency's Certified Emergency Manager Program. The curriculum of the Certified Emergency Manager Program and requirements for certification shall be determined by the director of emergency management and homeland security and shall include, but not be limited to, professional development series training, independent study courses, emergency preparedness courses, and field-delivered courses. Certification may be obtained by an appointed director or deputy director within six months of his or her appointment. Certification shall expire biennially. As a condition of certification renewal, such emergency management personnel shall be required to satisfactorily complete continuing education requirements provided for in subparagraph (G) of this paragraph."

"(6) A local director whose salary is reimbursed in part or in full by the Georgia Emergency Management and Homeland Security Agency shall also meet all requirements which may be imposed by the federal emergency management agency or its successor."

#### **SECTION 10.**

Said chapter is further amended by revising subsection (d) of Code Section 38-3-50, relating to emergency interim successors to various officials and necessity of declared emergency, as follows:

"(d) Designations of emergency interim successors to state officers shall become official upon the officer filing a list of the successors with the Secretary of State, who shall inform the Governor, the Georgia Emergency Management and Homeland Security Agency, all emergency interim successors to the officer involved, and the judge of the probate court of the county of legal residence of the successors of all such designations and any changes therein. Any designation of an emergency interim successor may be changed or altered by the officer concerned filing a notice of the change or alteration with the Secretary of State."

#### **SECTION 11.**

Said chapter is further amended by revising Code Section 38-3-57, relating to establishment of standardized, verifiable, performance based unified incident command system, utilization, training, implementation, funding, and first informer broadcasters, as follows:

"38-3-57.

(a) The Georgia Emergency Management and Homeland Security Agency shall establish and maintain, in collaboration with all appropriate state agencies and volunteer organizations with emergency support function roles and professional organizations that represent local public safety agencies, including the Emergency Management Association of Georgia, the Georgia Association of Police Chiefs, the Georgia Fire Chiefs' Association, and the Georgia Sheriffs' Association, a standardized, verifiable, performance based unified incident command system.

(b) Such system shall be consistent with the Georgia Emergency Operations Plan and shall be utilized in response to emergencies and disasters referenced in the Georgia

Emergency Operations Plan, including presidentially declared disasters and states of emergency issued by the Governor.

(c) The Georgia Emergency Management and Homeland Security Agency, in cooperation with the Georgia Public Safety Training Center and the State Forestry Commission, shall develop or adopt a course of instruction for use in training and certifying emergency response personnel in unified incident command.

(d) All local public safety and emergency response organizations, including emergency management agencies, law enforcement agencies, fire departments, and emergency medical services, shall implement the standardized unified incident command system provided for in subsection (a) of this Code section by October 1, 2004.

(e) Local agencies that have not established such system by October 1, 2004, shall not be eligible for state reimbursement for any response or recovery related expenses.

(f)(1) As used in this subsection, the term:

(A) 'Broadcaster' means any corporation or other entity that is primarily engaged in the business of broadcasting video or audio programming, whether through the public airwaves, cable, direct or indirect satellite transmission, or any other similar means of communication.

(B) 'Emergency' means the declaration of a state of emergency or disaster as provided in Code Section 38-3-51 or as presidentially declared.

(C) 'First informer broadcaster' means a broadcaster in Georgia who makes application to the Georgia Emergency Management and Homeland Security Agency for designation as a first informer broadcaster and who is granted such designation as a first informer broadcaster pursuant to rules and regulations promulgated by the director of emergency management and homeland security.

(2) The unified incident command system and the Georgia Emergency Operations Plan shall, by July 1, 2016, establish planning for first informer broadcasters such that first informer broadcasters, to any extent practicable, may during an emergency:

(A) Have access to areas affected by an emergency for the purpose of restoring, repairing, or resupplying any facility or equipment critical to the ability of a broadcaster to acquire, produce, or transmit emergency related programming, including but not limited to repairing and maintaining transmitters and generators and transporting fuel for generators;

(B) Have access to the distribution of fuel, food, water, supplies, equipment, and any other materials necessary for maintaining or producing a broadcast or broadcasting signal; and

(C) Not have vehicles, fuel, food, water, and any other materials seized or condemned that are essential for maintaining or producing a broadcast or broadcasting signal.

(3) The Georgia Emergency Management and Homeland Security Agency may develop or adopt courses of instruction for use in training personnel of first informer broadcasters on personal safety and navigation in an area affected by an emergency. The requirements of any such training shall be established pursuant to rules and regulations promulgated by the director of emergency management and homeland

security. The costs of any such training shall be paid by the first informer broadcasters participating in the training."

### SECTION 12.

Said chapter is further amended by revising Code Section 38-3-140, relating to short title, as follows:

"38-3-140.

This article shall be known and may be cited as the 'Georgia Emergency Management and Homeland Security Agency Nomenclature Act of 2008.'"

### SECTION 13.

Said chapter is further amended by revising Code Section 38-3-141, relating to definitions, as follows:

"38-3-141.

As used in this article, the term:

(1) 'Badge' means any official badge, identification card, or security pass used by members of the Georgia Emergency Management and Homeland Security Agency, either in the past or currently.

(2) 'Director' means the director of the Georgia Emergency Management and Homeland Security Agency.

(3) 'Emblem' means any official patch or other emblem worn currently or formerly or used by the Georgia Emergency Management and Homeland Security Agency to identify the agency, a division of the agency, or employees of the agency.

(4) 'Person' means any person, corporation, organization, or political subdivision of the State of Georgia.

(5) 'Seal' means any official symbol, mark, or abbreviation which represents and is used, currently or in the past, by the Georgia Emergency Management and Homeland Security Agency or any other division or operation under the command of the Georgia Emergency Management and Homeland Security Agency to identify the agency, a division of the agency, or employees of the agency.

(6) 'Willful violator' means any person who knowingly violates the provisions of this article. Any person who violates this article after being advised in writing by the director that such person's activity is in violation of this article shall be considered a willful violator and shall be considered in willful violation of this article. Any person whose agent or representative is a willful violator and who has knowledge of the violation by the agent or representative shall also be considered a willful violator and in willful violation of this article unless, upon learning of the violation, he or she immediately terminates the agency or other relationship with such violator."

### SECTION 14.

Said chapter is further amended by revising Code Section 38-3-142, relating to use of agency name without written permission prohibited in certain circumstances, as follows:



"38-3-142.

Whoever, except with the written permission of the director, knowingly uses the words 'Georgia Emergency Management Agency,' 'Georgia Homeland Security Agency,' 'Emergency Management Agency,' or '~~GEMA~~' 'Homeland Security Agency,' 'GEMA,' 'GEMHSA,' or 'GEMA/HS' in referring to Georgia's Emergency Management and Homeland Security Agency in connection with any advertisement, circular, book, pamphlet, or other publication, play, motion picture, broadcast, telecast, or other production in a manner reasonably calculated to convey the impression that such advertisement, circular, book, pamphlet, or other publication, play, motion picture, broadcast, telecast, or other production is approved, endorsed, or authorized by or associated with the Georgia Emergency Management and Homeland Security Agency shall be in violation of this article."

#### **SECTION 15.**

Said chapter is further amended by revising Code Section 38-3-143, relating to use or display of agency symbols without written permission prohibited, as follows:

"38-3-143.

Any person who uses or displays any symbol, including any emblem, seal, or badge, current or historical, used by the Georgia Emergency Management and Homeland Security Agency without written permission from the director shall be in violation of this article."

#### **SECTION 16.**

Said chapter is further amended by revising Code Section 38-3-144, relating to requests for permission and grants of permission at director's discretion, as follows:

"38-3-144.

Any person seeking permission to use or display the nomenclature or symbols of the Georgia Emergency Management and Homeland Security Agency may request such permission in writing to the director. The director shall serve notice on the requesting party within 15 calendar days after receipt of the request of his or her decision on whether the person may use the nomenclature or the symbol. If the director does not respond within the 15 day time period, then the request is presumed to have been denied. The grant of permission under this article shall be at the discretion of the director and under such conditions as the director may impose."

#### **SECTION 17.**

Said chapter is further amended by revising Code Section 38-3-151, relating to definitions, as follows:

"38-3-151.

As used in this article, the term:

- (1) 'Agency' means the Georgia Emergency Management and Homeland Security Agency established by Code Section 38-3-20.
- (2) 'Building mapping information system' means a state-wide informational system

containing maps of designated public buildings.  
(3) 'Director' means the director of the agency."

#### **SECTION 18.**

Code Section 40-1-23 of the Official Code of Georgia Annotated, relating to regulatory compliance inspections, notifications, contacts with state, permit required for transporting materials, escorts or inspections, exceptions, recovery for damage or discharge, civil monetary penalties, routing agencies, and adoption of regulations, is amended by revising subsection (q) as follows:

"(q) The department is designated as the routing agency as defined in Title 49 C.F.R. Part 397, Subpart E. Routing determinations for hazardous materials shall be made in accordance with the provisions of Federal Hazardous Materials Law, 49 U.S.C. Section 5112. The commissioner or his or her designee shall consult with Georgia Department of Transportation, Georgia Department of Natural Resources, Georgia Emergency Management and Homeland Security Agency, Georgia Department of Homeland Security, or other agencies as necessary to carry out these responsibilities."

#### **SECTION 19.**

Code Section 46-5-122 of the Official Code of Georgia Annotated, relating to definitions, is amended by revising paragraph (2) as follows:

"(2) 'Agency' means the Georgia Emergency Management and Homeland Security Agency established pursuant to Code Section 38-3-20 unless the context clearly requires otherwise."

#### **SECTION 20.**

Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is amended by revising subsections (g) and (h) of Code Section 48-2-100, relating to short title, definitions, legislative findings, certain exemptions for out-of-state businesses and employees conducting operations related to declared state of emergency, and post-emergency of state laws and requirements, as follows:

"(g)(1) Any out-of-state business that enters this state to perform qualified work during a disaster or emergency period shall provide to the department and to the Georgia Emergency Management and Homeland Security Agency a statement that it is in this state for purposes of responding to the disaster or emergency, which statement shall include the business' name, state of domicile, principal business address, federal tax identification number, date of entry, and contact information.

(2) A registered business in this state shall provide the information required in paragraph (1) of this subsection to the department and to the Georgia Emergency Management and Homeland Security Agency for any affiliate that enters this state that is an out-of-state business. The notification shall also include contact information for the registered business in this state.

(h) The Georgia Emergency Management and Homeland Security Agency and the department shall promulgate regulations as necessary to comply with the requirements of this Code section."

**SECTION 21.**

Said title is further amended by revising subsection (a) of Code Section 48-7-29.4, relating to tax credit for disaster assistance funds received and rules and regulations, as follows:

"(a) A taxpayer who receives disaster assistance during a taxable year from the Georgia Emergency Management and Homeland Security Agency or the Federal Emergency Management Agency shall be allowed a credit against the tax imposed by Code Section 48-7-20 in an amount equal to \$500.00 or the actual amount of such disaster assistance, whichever is less. The commissioner may require adequate supporting documentation showing that the taxpayer received such assistance."

**SECTION 22.**

Said title is further amended by revising subsection (f) of Code Section 48-8-13, relating to taxing jurisdiction for mobile telecommunications services, as follows:

"(f) A home service provider shall identify each customer's place of primary use and shall provide at least quarterly a complete listing of the total number of customers to the Georgia Emergency Management and Homeland Security Agency. The home service provider shall indicate in such report whether it is employing an enhanced ZIP Code to assign each street address to a specific taxing jurisdiction so as to qualify for the safe harbor provisions of 4 U.S.C. Section 120. Further, each home service provider shall, upon request, provide information showing the total number of billings and the amount of fees collected to any taxing jurisdiction as to the customers whose place of primary use is within the jurisdiction of such taxing jurisdiction; provided, however, that in no event shall customer identification be required to be released. Such information shall initially be made available not later than July 1, 2006."

**SECTION 23.**

Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to general provisions regarding torts, is amended by revising Code Section 51-1-50, relating to immunity of broadcasters from liability for Levi's Call: Georgia's Amber Alert Program, as follows:

"51-1-50.

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

(1) 'Broadcast' means the transmission of video or audio programming by an electronic or other signal conducted by radiowaves or microwaves, by wires, lines, coaxial cables, wave guides or fiber optics, by satellite transmissions directly or indirectly to viewers or listeners, or by any other means of communication.

(2) 'Broadcaster' means any corporation or other entity that is engaged in the business of broadcasting video or audio programming, whether through the public airwaves, by cable, by direct or indirect satellite transmission, or by any other means of communication.

(3) 'Levi's Call: Georgia's Amber Alert Program' means the voluntary program entered into by the Georgia Bureau of Investigation, the Georgia Emergency

Management and Homeland Security Agency, the Georgia Association of Broadcasters, and certain broadcasters licensed to serve in the State of Georgia, which program provides that if the Georgia Bureau of Investigation verifies that a child has been abducted and is in danger, an alert containing known details of the abduction is transmitted to the Georgia Emergency Management and Homeland Security Agency, which is then transmitted by the Georgia Emergency Management and Homeland Security Agency to broadcasters in Georgia; and those broadcasters participating in the program then broadcast or otherwise disseminate the alert to listeners, viewers, or subscribers.

(b) Any broadcaster participating in Levi's Call: Georgia's Amber Alert Program shall not be liable for any civil damages arising from the broadcast or other dissemination of any alert generated pursuant to the Levi's Call: Georgia's Amber Alert Program. The immunity provided for in this Code section shall apply to any broadcast or dissemination of information that is substantially consistent with the information transmitted by the Georgia Emergency Management and Homeland Security Agency and that takes place during an alert requested by the Georgia Emergency Management and Homeland Security Agency and for a period of two hours after such alert has ended or the Georgia Emergency Management and Homeland Security Agency informs the participating broadcasters that the alert has changed in content.

(c) Nothing in this Code section shall be construed to limit or restrict in any way any legal protection a broadcaster may have under any other law for broadcasting or otherwise disseminating any information."

#### **SECTION 24.**

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

Senator Cowsert of the 46th moved that the Senate agree to the House substitute to SB 416.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman

Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 51, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 416.

The following Senators were excused as Conferees:

Burke of the 11th	Cowsert of the 46th	Harper of the 7th
Hill of the 4th		

The following bill was taken up to consider House action thereto:

SB 308. By Senators Unterman of the 45th, Shafer of the 48th, Cowsert of the 46th, Ligon, Jr. of the 3rd, Gooch of the 51st and others:

A BILL to be entitled an Act to amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to establish the Positive Alternatives for Pregnancy and Parenting Grant Program; to provide for a purpose; to provide for definitions; to provide for administration and duties; to provide for grant services; to provide criteria; to provide for record maintenance and reporting; to provide for reports to the General Assembly; to provide for funding; to provide for redesignation of certain Code provisions and conforming changes; to expand authorized expenditure of contributed funds; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to establish the Positive Alternatives for Pregnancy and Parenting Grant Program; to provide for a purpose; to provide for definitions; to provide for administration and duties; to provide for grant services; to provide criteria; to provide for record maintenance and reporting; to provide for reports to the General Assembly; to provide for funding; to provide for redesignation of certain Code provisions and conforming changes; to expand authorized expenditure of contributed funds; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 31 of the Official Code of Georgia Annotated, relating to health, is amended by designating the existing provisions of Chapter 2A, relating to the Department of Public Health, as Article 1.

**SECTION 2.**

Said title is further amended in Chapter 2A, relating to the Department of Public Health, by adding a new article to read as follows:

"ARTICLE 2

31-2A-30.

This article is passed pursuant to the authority of Article III, Section IX, Paragraph VI(i) of the Constitution.

31-2A-31.

As used in this article, the term:

(1) 'Attending physician' means the physician who has primary responsibility at the time of reference for the treatment and care of the client.

(2) 'Client' means a person seeking or receiving pregnancy support services.

(3) 'Contract management agency' or 'agency' means a nongovernmental charitable organization in this state which is a 501(c)(3) tax-exempt organization under the Internal Revenue Code of 1986 and whose mission and practice is to provide alternatives to abortion services to medically indigent women at no cost.

(4) 'Direct client service providers' or 'providers' means nonprofit organizations with a contractual relationship with the contract management agency and that provide direct pregnancy support services to clients at no cost.

(5) 'Medically indigent' means a person who is without health insurance or who has health insurance that does not cover pregnancy or related conditions for which treatment and services are sought and whose family income does not exceed 200 percent of the federal poverty level as defined annually by the federal Office of Management and Budget.

(6) 'Pregnancy support services' means those services that encourage childbirth instead of voluntary termination of pregnancy and which assist pregnant women or women who believe they may be pregnant to choose childbirth whether they intend to parent or select adoption for the child.

(7) 'Program' means the Positive Alternatives for Pregnancy and Parenting Grant Program.

(8) 'Trust fund' means the Indigent Care Trust Fund created by Code Section 31-8-152.

31-2A-32.

There is established within the department the Positive Alternatives for Pregnancy and Parenting Grant Program. The purpose of the grant program shall be to promote healthy pregnancies and childbirth by awarding grants to nonprofit organizations that provide pregnancy support services.

31-2A-33.

(a) The department shall oversee the program and is authorized to contract with a contract management agency to administer the program.

(b) The contract management agency selected by the department shall:

(1) Create a grant application process;

(2) Evaluate grant applications and make recommendations to the department;

(3) Communicate acceptance or denial of grant applications to direct client service providers;

(4) Monitor compliance with the terms and conditions of the grant;

(5) Maintain records for each grant applicant and award; and

(6) Coordinate activities and correspondence between the department and direct client service providers.

31-2A-34.

The services which shall be funded by this program include:

(1) Medical care and information, including but not limited to pregnancy tests, sexually transmitted infection tests, other health screening, ultrasound service, prenatal care, and birth classes and planning;

(2) Nutritional services and education;

(3) Housing, education, and employment assistance during pregnancy and up to one year following a birth;

(4) Adoption education, planning, and services;

(5) Child care assistance if necessary for the client to receive pregnancy support services;

(6) Parenting education and support services for up to one year following a birth;

(7) Material items which are supportive of pregnancy and childbirth including, but not limited to, cribs, car seats, clothing, formula, or other safety devices; and

(8) Information regarding health care benefits, including but not limited to, available Medicaid coverage for the client for pregnancy care that provides health coverage for the client's child upon his or her birth.

31-2A-35.

(a) Grants shall be awarded annually on a competitive basis to direct client service providers who display competent experience in providing the services included in Code Section 31-2A-34 pursuant to guidelines and criteria established pursuant to this article.

(b) The department shall, with input from the agency, determine the maximum grant amount to be awarded to each direct client service provider, and such grant amount

shall not exceed 85 percent of the annual revenue for the prior year of any provider.

(c) The grant agreement entered into between the agency and a direct client service provider shall stipulate that the grant shall be used to provide pregnancy support services pursuant to Code Section 31-2A-34. The agreement shall further stipulate that a direct client service provider shall not perform, promote, or act as a referral for an abortion, except as otherwise provided in paragraph (9) of subsection (a) of Code Section 31-2A-36, and that grant funds shall not be used to promote or be otherwise expended for political or religious purposes, including, but not limited to, counseling or written material.

### 31-2A-36.

(a) In order to be considered for a grant under this article, each direct client service provider shall:

- (1) Be a nonprofit organization incorporated in this state with a tax-exempt status pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986;
- (2) Have a primary mission of promoting healthy pregnancy and childbirth;
- (3) Have a system of financial accountability consistent with generally accepted accounting principles, including an annual budget;
- (4) Have a board that hires and supervises a director who manages the organization's operations;
- (5) Have provided pregnancy support services for a minimum of one year;
- (6) Offer, at a minimum, pregnancy tests and counseling for women who are or may be experiencing unplanned pregnancies;
- (7) Provide confidential and free pregnancy support services;
- (8) Provide each pregnant client with accurate information on the developmental characteristics of babies and of unborn children, including offering the printed materials described in Code Section 31-9A-4 on fetal development and assistance available following a birth;
- (9) Ensure that grant money is not used to encourage or affirmatively counsel a client to have an abortion unless the client's attending physician diagnoses a condition which makes such abortion necessary to prevent her death; to provide her an abortion; or to directly refer her to an abortion provider for an abortion; and
- (10) Maintain confidentiality of all data, files, and records of clients related to the services provided and in compliance with state and federal laws.

(b) The department shall publish the direct client service provider criteria on its website.

### 31-2A-37.

Each direct client service provider shall maintain accurate records and report data to the agency annually on forms and in the manner required by the department. Reports shall include the number of clients who:

- (1) Utilized pregnancy support services;
- (2) Are pregnant;



- (3) Chose childbirth after receiving pregnancy support services;
- (4) Chose adoption after receiving pregnancy support services; and
- (5) Chose abortion after receiving pregnancy support services.

Each provider may be required to provide other information and data at the discretion of the department.

31-2A-38.

Confidentiality of all data, files, and records of clients related to the services provided under this article shall be maintained by the department, contract management agency, and direct client service providers pursuant to federal and state laws related to privacy of medical records, including requirements under the federal Health Insurance Portability and Accountability Act of 1996, P.L. 104-191.

31-2A-39.

The agency shall conduct an annual audit of each direct client service provider by an independent certified public accountant within 120 days of the completion of its fiscal year verifying that it has complied with all requirements of this article and any other requirements of the department.

31-2A-40.

(a) The department shall annually report to the General Assembly on its use of trust funds appropriated to the department pursuant to this article.

(b) The department shall also provide an annual report no later than September 30 of each year beginning September 30, 2017, which shall provide the following information for the immediately preceding fiscal year:

(1) The amount of any contributions or other funding received;

(2) The total amount of expenses; and

(3) The amount of trust funds disbursed through the agency to direct client service providers.

(c) The reports required by this Code section shall be made available to the public free of charge by electronic means and in such other manner as the department deems appropriate.

31-2A-41.

The department is authorized to accept donations, contributions, and gifts and receive, hold, and use grants, devises, and bequests of real, personal, and mixed property on behalf of the state to enable the department to carry out the functions and purposes of this article."

**SECTION 3.**

Said title is further amended by revising Code Section 31-8-154, relating to authorized expenditure of contributed funds, as follows:

"31-8-154.

All moneys contributed and revenues deposited and transferred to the trust fund pursuant to this article and any interest earned on such moneys shall be appropriated to the department for only the following purposes:

- (1) To expand Medicaid eligibility and services;
- (2) For programs to support rural and other health care providers, primarily hospitals, who serve the medically indigent;
- (3) For primary health care programs for medically indigent citizens and children of this state; or
- (4) For the Positive Alternatives for Pregnancy and Parenting Grant Program established under Article 2 of Chapter 2A of this title; or
- ~~(4)~~(5) Any combination of purposes specified in paragraphs (1) through ~~(3)~~ (4) of this Code section."

#### SECTION 4.

Said title is further amended in Code Section 31-8-156, relating to appropriation of state funds by General Assembly, by revising subsection (b) as follows:

"(b) An appropriation pursuant to subsection (a) of this Code section shall specify each purpose, if any, as specified in paragraphs (1) through ~~(4)~~ (5) of Code Section 31-8-154, for which the trust funds are appropriated thereby."

#### SECTION 5.

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

Senator Unterman of the 45th moved that the Senate agree to the House substitute to SB 308.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Black	Y Jackson, B	N Seay
C Burke	Y Jackson, L	Shafer (PRS)
N Butler	N James	N Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
E Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	VanNess
Y Harbin	N Lucas	Y Walker

N Harbison	Y Martin	Y Watson
C Harper	Y McKoon	Y Wilkinson
Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 31, nays 16; the motion prevailed, and the Senate agreed to the House substitute to SB 308.

The following communications were received by the Secretary:

3/24/16 9:09pm

Due to business outside the Senate Chamber, I missed the vote on SB 308 special order. Had I been present, I would have voted "Yes".

/s/ Bill Heath  
District 31

3/24/16

Due to business outside the Senate Chamber, I missed the vote on SB 308. Had I been present, I would have voted "Yes".

/s/ J. VanNess  
District 43

Senator McKoon of the 29th was excused for business outside the Senate Chamber.

The following resolution was taken up to consider House action thereto:

SR 863. By Senator Gooch of the 51st:

A RESOLUTION recognizing United States military veterans of the Vietnam War and dedicating a bridge in their honor; and for other purposes.

The House substitute was as follows:

A RESOLUTION

Dedicating certain portions of the state highway system; and for other purposes.

**PART I**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, veterans of the Vietnam War demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice their own personal safety and comfort to ensure the well-being of their fellow man; and

WHEREAS, these brave men and women served as guardians of this nation's freedom and liberty and have diligently and conscientiously undergone intensive and rigorous training in order to serve their country with honor and distinction during times of war and peace; and

WHEREAS, it is important that Vietnam veterans are thanked for their selfless service to this nation and honored for their unyielding commitment to protecting the people and ideals of the United States; and

WHEREAS, these individuals embody the spirit of service, willing to find meaning in something greater than themselves, and it is abundantly fitting and proper that the outstanding accomplishments and sacrifices of these remarkable and distinguished Americans be honored appropriately.

**PART II**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, both Major General William "Bill" K. Gayler and Brigadier General John "Pete" P. Johnson have demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice their own personal safety and comfort to ensure the well-being of their fellow man; and

WHEREAS, the son of Max and Pat Gayler of Chattoogaville, Georgia, Major General Gayler graduated from North Georgia College, entered the United States Armed Forces in the aviation branch, and currently serves as Deputy Commanding General, U.S. Army Europe, and Commander, U.S. Army NATO, in Wiesbaden, Germany; and

WHEREAS, the son of Paulie and Aurora Johnson of Chattoogaville, Georgia, Brigadier General Johnson graduated from the United States Military Academy at West Point, entered the United States Armed Forces in the infantry branch, and currently serves as Director, Training Directorate, G3/5/7 Operations and Plans, United States Department of the Army at the Pentagon; and

WHEREAS, both men served tours in Iraq, Afghanistan, and other combat areas; have commanded companies, battalions, and brigades; and have served in the position of Chief of Staff, 101st Air Assault Division; and

WHEREAS, both Major General Gayler and Brigadier General Johnson were promoted to the rank of Brigadier General at the same time, had fathers who were neighbors and close friends growing up in Chattoogaville, and come from military families; and

WHEREAS, the Gayler and Johnson families have a combined 155 years and counting of military service to this nation; and

WHEREAS, Major General Gayler and Brigadier General Johnson embody the spirit of service, willing to find meaning in something greater than themselves, and it is abundantly fitting and proper that these remarkable and distinguished Americans be recognized appropriately by dedicating a road in their honor.

### **PART III**

WHEREAS, Mr. L. Wesley Smith was born in Whitwell, Tennessee, to J.W. and Billie Faye Moiser Smith but called Ringgold, Georgia, home for 43 years; and

WHEREAS, Mr. Smith was widely recognized for the vital role that he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, he dedicated his career to the banking industry for more than 50 years, starting as a bank teller for Pioneer Bank in 1965 and retiring as CEO and chairman of Northwest Georgia Bank where he served on the board for as long as his health permitted; and

WHEREAS, Mr. Smith was a former chairman of the Georgia Bankers Association and also served on the American Bankers Association Board of Directors; and

WHEREAS, he understood and demonstrated the importance of serving one's community by serving as deacon at several area churches and also was a member of Gathering Church in Fort Oglethorpe; and

WHEREAS, Mr. Smith was a strong community supporter and civic leader, helping to found the Catoosa County Chamber of Commerce and through his leadership the Northwest Georgia Bank Foundation donated more than \$1 million to local charities and constructed the Northwest Georgia Bank Amphitheatre; and

WHEREAS, he served as treasurer for Governor Nathan Deal's gubernatorial campaign and served on his transition team; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating an intersection in his memory.

#### **PART IV**

WHEREAS, Mr. Walter Frazier, Jr., was also known by teammates, coaches, opponents, and fans by the nickname "Clyde" which was derived from the famed robber Clyde Barrow of Bonnie and Clyde due to his precision in stealing the basketball from opponents; and

WHEREAS, the eldest of nine children, Mr. Frazier graduated from Howard High School in Atlanta, where he excelled as a quarterback of the football team and a catcher on the baseball team; and

WHEREAS, he accepted a basketball scholarship to Southern Illinois University and earned All American honors as a senior; and

WHEREAS, he was a first round draft pick for the New York Knicks in the 1987 NBA draft, and during his rookie year, Mr. Frazier and his teammate, Phil Jackson, were named to the NBA All-Rookie Team; and

WHEREAS, known for his amazing peripheral vision and quick hands, Mr. Frazier's skill and leadership helped the New York Knicks earn NBA Championship titles in 1970 and 1973; and

WHEREAS, considered one of the best players in the history of the NBA, Mr. Frazier was named to the All-NBA First Team four times, the All-NBA Second Team two times, and the All Defensive First Team seven times; and

WHEREAS, this seven-time NBA All-Star was named All-Star Most Valuable Player in 1975 and elected into the Naismith Memorial Basketball Hall of Fame in 1987; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a road in his honor.

#### **PART V**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, Private Lonnie S. Rhinehart demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he served as a guardian of this nation's freedom and liberty with the United States Army, valiantly and courageously defending his fellow citizens during World War II in Germany; and

WHEREAS, Private Rhinehart was in battle for 19 days and was 19 years old when he was killed on January 20, 1945; and

WHEREAS, Private Rhinehart embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating an intersection in his memory.

#### **PART VI**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, U.S. Navy Petty Officer 2nd Class Randall Smith demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he was injured in a terrorist attack on the Navy Operational Support Center in Chattanooga on July 16, 2015, and died from his injuries; and

WHEREAS, Petty Officer Smith was posthumously awarded the Purple Heart by the Navy for his selfless display of bravery and sacrifice; and

WHEREAS, Petty Officer Smith embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating an intersection in his memory.

#### **PART VII**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, Private First Class Charles W. Bradshaw demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he was wounded in action while serving in the Korean War on March 20, 1953, and died from his injuries; and

WHEREAS, Private First Class Bradshaw was posthumously awarded the Purple Heart by the United States Marine Corps for his selfless display of bravery and sacrifice; and

WHEREAS, Private First Class Bradshaw embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating an intersection in his memory.

### **PART VIII**

WHEREAS, Senator Michael Polak is widely recognized by the citizens of this state for the vital role that he plays in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, Senator Polak served ten years in the Georgia State Senate and Georgia House of Representatives, where he played a pivotal role serving the citizens of Georgia, was elected and re-elected five times by the citizens of DeKalb County, and retired in 2002; and

WHEREAS, Senator Polak was recognized for his legislative efforts by a broad spectrum of organizations with more than 20 Legislator of the Year and Leadership awards for his commitment to improving the lives of Georgians, especially senior citizens, veterans, children in foster care, individuals living with disabilities, and the economically disadvantaged; and

WHEREAS, known by his fellow members of the General Assembly as the father of ethics in Georgia, Senator Polak was recognized as a leader in calling for ethics and campaign finance reform, on which many of Georgia's current laws are based; and

WHEREAS, as a freshman in the Senate he was one of a few in history to receive a chairmanship position during his first term; and

WHEREAS, as chairman of the Senate Science, Technology, and Defense Committee and Sub Committee on Appropriations for Science and Technology, Senator Polak became a leader in technology policy, paving the way for secure digital transactions, as well as the creation of the Georgia Technology Authority; and

WHEREAS, one of his more significant, yet not well known, achievements includes his authorship and successful passage of legislation as a member of the House of Representatives to place Governor Zell Miller's HOPE Scholarship program into law, which stands as one of the most significant educational initiatives in the history of Georgia; and



WHEREAS, his time in the General Assembly was marked by his thoughtful deliberation and willingness to cross party lines, challenge the status quo, and persevere difficult challenges facing Georgia citizens; and

WHEREAS, Senator Polak has continued his commitment to Georgia and sharing his passion for politics as an adjunct professor teaching political science at the Georgia Institute of Technology; and

WHEREAS, he lives in Decatur, Georgia, and has been united in love and marriage to his wife, Holly Lanford, for 22 wonderful years and been blessed with two remarkable sons, Chase and Joshua; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a bridge in his former legislative district in his honor.

#### **PART IX**

WHEREAS, the Nacoochee Valley was the point of intersection of two major trails used by early Native Americans, where a settlement was formed called Little Chota; and

WHEREAS, the Unicoi Trail passed through the Valley across Unicoi Gap going to Hiawassee, North Carolina, East Tennessee, and then Kentucky, and the Rabun Trail began with Coosa to Tugaloo River, Sautee Creek, and Bean Creek and then entered the Valley, exiting at Dukes Creek to Dahlonega then Northeast Alabama; and

WHEREAS, the Sautee Valley, adjacent to the Nacoochee Valley, has its center point at Highway 255 and Lynch Mountain Road; and

WHEREAS, a toll road was constructed by early settlers on the Unicoi Trail through the Cherokee Nation and was called the Unicoi Turnpike; and

WHEREAS, gold was first discovered in 1828 in the Valley, then a part of Habersham County, and in 1857, White County was cut out of Habersham; gold mining companies were given permission by the Georgia Legislature in 1858 to put in hydraulic mining techniques in the Valley; and

WHEREAS, Governor Hardman acquired the Nichols-Hunnicut Hardman Estate with a home and the Cherokee Native American Burial Mound in the Nacoochee Valley in 1903, which is still one of the most photographed sites in Georgia; and

WHEREAS, massive timber companies operated in the Valley in the early twentieth century, and in the 1920s, the Smithsonian Museum excavated the Nacoochee Mound in the Valley and found Cherokee Native American artifacts; and

WHEREAS, in the 1970s, the City of Helen was regenerated and turned into an Alpine Village, bringing with it a huge influx of visitors to the Nacoochee Valley; and

WHEREAS, the Nacoochee Valley in White County with approximately 25,000 acres was added to the National Register of Historic Places by the United States Department of Interior in 1980; in 1986, the Sautee Valley with 10,000 acres was added to the National Register of Historic Places; and

WHEREAS, the Sautee Nacoochee Community Association was then formed as a private, nonprofit organization with a mission to protect the Valley's preservation and is housed in a schoolhouse on the former Nacoochee Institute site; and

WHEREAS, the Sautee and Nacoochee Valleys were designated in the 1980s as one of the 100 Best Small Arts Communities in the United States; and

WHEREAS, it is abundantly fitting and proper that these historic areas and important locations be recognized by dedicating three roads in their honor.

#### **PART X**

WHEREAS, the State of Georgia lost one of its finest citizens and most dedicated law enforcement officers with the passing of Sheriff Dewey George Seagraves; and

WHEREAS, Sheriff Seagraves was born in Madison County in 1906 and was a cotton farmer and part-time bailiff before he was elected to serve as sheriff of Madison County in 1950; and

WHEREAS, he dedicated his life to protecting and serving the citizens of Madison County from 1950 until his retirement in 1972, with his tenure as sheriff standing as the longest in the county's history; and

WHEREAS, Sheriff Seagraves was known as a "people's sheriff," often going above and beyond the call of duty to provide assistance and a helping hand; and

WHEREAS, a fair but firm man, he was known to bring someone home who had done wrong instead of placing them in jail, giving them a stern warning and life lesson; and

WHEREAS, Sheriff Seagraves exhibited extraordinary devotion to duty, outstanding loyalty, fine leadership, and meticulous attention to detail in all his duties and it is abundantly fitting and proper that an intersection is named in his memory.

#### **PART XI**

WHEREAS, a historic natural landmark, Currahee Mountain is the first mountain in the Appalachian Range and was designated the edge of the western frontier of America in 1784; and

WHEREAS, "Currahee" is a Cherokee Indian word meaning "stands alone"; and

WHEREAS, Currahee Mountain was the site chosen as the home of Camp Toccoa, the World War II training camp for paratroopers; and

WHEREAS, beginning in 1942, Camp Toccoa was the training site for more than 17,000 paratroopers from the 501st, 506th, 511th, and 517th parachute infantry divisions; and

WHEREAS, Currahee Mountain served as a backdrop for films, documentaries, and books about the 6,000 "Toccoa Men" who successfully completed paratrooper training, including *Band of Brothers*, *Saving Private Ryan*, and *The Dirty Dozen*; and

WHEREAS, "Currahee" was the battle cry for the 506th Parachute Infantry Regiment; and

WHEREAS, Currahee Mountain is home of the legendary "3 miles up, 3 miles down" training run; and

WHEREAS, it is abundantly fitting and proper that a parkway be dedicated to honor the rich history and tradition of this location.

#### **PART XII**

WHEREAS, the State of Georgia lost one of its finest citizens and most dedicated law enforcement officers with the tragic passing of Trooper Bobby Mathis on December 28, 2015; and

WHEREAS, a native of Talbot County, Georgia, Trooper Mathis served as a member of the Executive Detail of the Georgia State Patrol; and

WHEREAS, Trooper Mathis devoted countless hours to protecting Governor Nathan Deal and the first family, always with a warm attitude and friendly smile and demeanor; and

WHEREAS, he exhibited extraordinary devotion to duty, outstanding loyalty, fine leadership, and meticulous attention to detail in all his duties; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating an intersection in his honor.

#### **PART XIII**

WHEREAS, the seeds which were sown by the loving and humble efforts of the devoted original worshipers of Mt. Olivet Missionary Baptist Church have blossomed, establishing a rich tradition and history; and

WHEREAS, organized in Rockmart, Georgia, in 1866, Mt. Olivet Missionary Baptist Church is recognized by the Paulding County Historical Society as the oldest African American church in Paulding County; and

WHEREAS, the congregation of this church has compiled an unparalleled record of constructive, compassionate, and humanitarian service which it demonstrates daily through open minds, open hearts, and open doors; and

WHEREAS, currently led by Reverend Cord Franklin, Sr., Mt. Olivet Missionary Baptist Church has grown under the divine direction of numerous pastors over the years, allowing the Word of God to spread throughout the community; and

WHEREAS, Mt. Olivet Missionary Baptist Church has hosted town hall meetings to strengthen ties between the community and law enforcement, has held clothing drives, and has conducted quality of life seminars; and

WHEREAS, the members of Mt. Olivet Missionary Baptist Church have a sincere desire to serve the Lord and are wholeheartedly committed to spreading the gospel of Jesus Christ; and

WHEREAS, it is abundantly fitting and proper that a road be dedicated to honor the rich history and tradition of this church.

#### **PART XIV**

WHEREAS, Mr. Lovett Stovall is a national social change trailblazer, influential political strategist, and entrepreneur who has become a well-known leader in Atlanta; and

WHEREAS, Mr. Stovall was born June 5, 1940, in Atlanta, Georgia, the sixth of 12 children, to the beloved Crowder and Mandie Florence Dodson Stovall; and

WHEREAS, he spent his youth in the historic Pittsburgh community and was educated in the Atlanta public school system at W.H. Crogman Elementary and Luther Judson Price High schools; and

WHEREAS, his accomplishments and dedication to communities on the south side of Atlanta and in surrounding areas span over five decades; and

WHEREAS, Mr. Stovall began his work as a community and political dynamo where he championed economic and educational equality; he organized the restructuring of the Fulton County and Georgia Young Democrats to engage young people across Georgia in the political process, earning him the Young Man of the Year Community Service Award; and

WHEREAS, he was a special advisor to Atlanta Mayor Maynard H. Jackson for 12 years where he spearheaded engagement programs, housing opportunities, youth leadership programs, summer jobs, and the first Atlanta city-wide Christmas party which collectively serviced over 20,000 metro Atlanta residents; and

WHEREAS, he served as a founding committee member of the building of the Coca-Cola Lakewood Amphitheatre and a founding member of the Lakewood Oversight Committee, which established the Lakewood Finance Committee that funds surrounding communities of the Lakewood Amphitheatre; and

WHEREAS, this tireless community servant was instrumental in securing \$1.5 million to build Carver YMCA and served on the City of Atlanta Empowerment Zone Committee, on the official planning committee for the Summerhill Reunion, and as Neighborhood Planning Unit-Y Chairperson; and he served and founded numerous community organizations and athletic programs; and

WHEREAS, he also served on the City of Atlanta Community Relations Board where he led the Atlanta Braves' Good Neighbor Program, which provided services for over 40,000 metro Atlanta residents; and

WHEREAS, Mr. Stovall served as President or member of the Parent Teacher Association for several schools over the span of a decade, demonstrating his commitment to the education of his daughters; and

WHEREAS, in 1986, he and his wife, Nancy, started L&N Sales, which later became Stovall's T-shirts, a commercial printing company that held contracts with more than 100 national and international businesses and organizations; and

WHEREAS, Mr. Stovall founded the retail operations firm, Stovall Enterprises, in 1990, which managed the logistical and retail operations of the 1996 Olympic Games and many retail operations; the firm has achieved gross sales of well over \$30 million and employed over 1,000 people; he also co-founded YSS Cleaning Services which employed thousands of metro Atlanta residents for projects at the Atlanta Fulton County Stadium; and

WHEREAS, he is the co-founder, served as president for ten years, and is currently the president emeritus of the Big Red Homecoming Reunion, an annual event which reunites over 1,500 alumni of L.J. Price Middle School on school grounds to perform community service work; and

WHEREAS, Mr. Stovall married Nancy Cater Stovall in 1964 and has three daughters and seven grandchildren; he studied business management and was a football starter at Fort Valley State College; he is a deacon and lifelong member of Holy Temple Baptist

Church, Paradise Church of God in Christ, and Abundant Life Church of God in Christ; and

WHEREAS, affectionately known as "Bro. Stovall," he is a member of the International Masons & Eastern Stars, the founder of and past Worshipful Master for King James Lodge #121 and Eldrin Bell Lodge #155, past Worshipful Master for William V. Banks Lodge #104, and a 32nd degree Shriner; and

WHEREAS, he is a family man and has a heart for the people as an avid community organizer, networker, liaison, vocal and action leader, mentor, motivator, willing supporter, uplifter, and encourager of people no matter their economic hardship or status; and

WHEREAS, it is abundantly fitting and proper that the outstanding accomplishments of this remarkable and distinguished Georgian be appropriately recognized by dedicating a bridge in his honor.

#### **PART XV**

WHEREAS, Mr. Walter M. Mathews, Jr., demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he served as a guardian of this nation's freedom and liberty with the United States military, valiantly and courageously serving in the Korean War; and

WHEREAS, a graduate of Cincinnati College of Mortuary Science, Mr. Mathews established the Watson-Mathews Funeral Home and an ambulance service in Montezuma, Georgia; and

WHEREAS, he assisted members of the community during times of need and sorrow for more than 40 years and owned and operated Mathews Memorials and Vault Company; and

WHEREAS, Mr. Mathews served as county coroner, a Master of Traveler's Rest Lodge #65 F&M, and a member and president of the Montezuma Kiwanis Club, Macon County Housing Authority, American Legion Post #124, and VFW Post #6442; and

WHEREAS, he was a 32nd Degree Scottish Rite Mason and a member of Al Sihah Shrine Center, National Funeral Directors Association, Georgia Academy of Graduate Embalmers, and Georgia Funeral Directors Association; and

WHEREAS, a man of deep and abiding faith, Mr. Mathews was a member of Montezuma United Methodist Church and the Baracca Sunday School Class; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating a road in his memory.

#### **PART XVI**

WHEREAS, Mr. Colquitt George "C.G." Russell was widely recognized for the vital role that he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, a lifelong resident of Camden County, Georgia, Mr. Russell was educated in the Camden County School System and attended business school in Jacksonville, Florida; and

WHEREAS, he owned and operated Russell Chevrolet-Buick in Kingsland from 1932 to 1984 and served as United States Postmaster for the city from 1936 to 1943; and

WHEREAS, Mr. Russell was a member of the Kingsland Methodist Church, Kingsland Lion's Club, Kingsland Masonic Lodge, Civil Air Patrol, and Quiet Birdmen Pilot Society; and

WHEREAS, he diligently and conscientiously devoted innumerable hours of his time, talents, and energy toward the betterment of his community and state as evidenced dramatically by his superlative service with the Camden County Board of Commissioners; and

WHEREAS, as Chairman of the Board of Commissioners, Mr. Russell was instrumental in the approval of five interchanges for the county during the construction of Interstate 95 and the approval for an increased height for the bridge over St. Mary's River, which was critical to allow large boat access to protected waters during hurricanes and other storms; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating an interchange in his memory.

#### **PART XVII**

WHEREAS, Mr. Jesse Rouse served as a guardian of this nation's freedom and liberty with the United States Armed Forces; and

WHEREAS, a leader in Lincoln County, Mr. Rouse served as president of the Twilight Improvement Association, a clearing-house for the presentation, review, and study of problems facing the citizens of Lincoln County, Georgia; and

WHEREAS, under Mr. Rouse's leadership and guidance, the Twilight Improvement Association received federal funds for emergency food and medical services for residents of Lincoln County; and

WHEREAS, Mr. Rouse organized a senior citizens program and established a transportation program for senior citizens in the county; and

WHEREAS, he was responsible for acquiring scholarship funding for six local college students and organized several voter registration drives and voter forums; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in his memory.

#### **PART XVIII**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, veterans of the Vietnam War demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice their own personal safety and comfort to ensure the well-being of their fellow man; and

WHEREAS, these brave men and women served as guardians of this nation's freedom and liberty and have diligently and conscientiously undergone intensive and rigorous training in order to serve their country with honor and distinction during times of war and peace; and

WHEREAS, it is important that Vietnam veterans are thanked for their selfless service to this nation and honored for their unyielding commitment to protecting the people and ideals of the United States; and

WHEREAS, these individuals embody the spirit of service, willing to find meaning in something greater than themselves, and it is abundantly fitting and proper that the outstanding accomplishments and sacrifices of these remarkable and distinguished Americans be honored appropriately.

#### **PART XIX**

WHEREAS, Mr. Carl Dykes was widely recognized by the citizens of this state for the vital role that he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, a native of Toombs County, Georgia, Mr. Dykes graduated from Toombs County High School; and

WHEREAS, he served as a guardian of this nation's freedom and liberty with the United States Army, valiantly and courageously protecting Americans during World War II; and



WHEREAS, Mr. Dykes built the first grocery store in Hinesville in 1948 and was the co-owner of D and D supermarket on Jekyll Island; and

WHEREAS, he diligently and conscientiously devoted his time, talents, and energy to his constituents as a member of the Georgia State Senate, ably and adeptly representing the people of the 2nd District, and for 12 years as Mayor of Hinesville; and

WHEREAS, during his tenure as Mayor, the City of Hinesville enjoyed a period of stability during an explosive growth in population; and

WHEREAS, his leadership and guidance were invaluable to several local organizations, including the American Legion Post 168, Knights of Pythias, and the Lions Club of Hinesville; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a road in his memory.

#### **PART XX**

WHEREAS, in the mid-1940s, Mr. and Mrs. Robert Lex McLarry purchased an establishment located along a near 90-degree curve at the intersection of Old Sunbury Road and U.S. Highway 84/State Route 38 in Flemington, Georgia; and

WHEREAS, the structure, dubbed McLarry's, was a combination café and service station well before 'self-service' became any everyday term; eventually a lube rack and car wash station were added to the building; and

WHEREAS, for years, McLarry's was the place for local citizens to gather for a bite to eat, fill up their motor vehicle with gasoline, discuss the latest news or gossip, or exchange tall tales of fishing or hunting expeditions; and

WHEREAS, with swiveling stools at the counter, juke boxes affixed to each table, and a hot grill serving fresh hamburgers, McLarry's was the locale for everything from an after-game victory gathering of local high school football fans and players to a venue for local attorneys to meet and discuss strategies; and

WHEREAS, a humble establishment on a huge curve in the road, McLarry's proudly served patrons for 25 years before closing its doors; and

WHEREAS, though McLarry's is no longer in business, locals still refer to the curve just outside Fort Stewart as McLarry's Curve and it is abundantly fitting and proper that this road be dedicated to honor this rich history and tradition.

**PART XXI**

WHEREAS, Mr. James Slaton "Jay" Shaw was widely recognized by the citizens of this state for the vital role that he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, Mr. Shaw attended Abraham Baldwin Agriculture College before establishing The Jay Shaw Company, a real estate and insurance agency focused on providing financial support and involvement for communities in and around his hometown of Lakeland, Georgia; and

WHEREAS, he diligently and conscientiously devoted his time, talents, and energy to his constituents as a member of the House of Representatives for 17 years as a representative for House District 176 and chairman of the community health subcommittee for the House Committee on Appropriations; and

WHEREAS, Mr. Shaw served as mayor of Lakeland for ten years, a position in which his leadership and diplomacy were instrumental in advancing the city's position in the region and preserving Banks Lake as a historic landmark; and

WHEREAS, he served on the State Transportation Board from 2010 to 2015 and led the board as chairman in 2013; and

WHEREAS, during his time serving this state, Mr. Shaw focused on advancing healthcare in rural areas, improving Georgia's transportation system, and promoting balance and positive reform; and

WHEREAS, a man of deep and abiding faith, Mr. Shaw was a trustee and board member of Unity United Methodist Church; and

WHEREAS, his legacy lives on through his wife of 45 years, Libby Shaw; his devoted sons and daughters-in-law, Jason, Sam, Katy, and Christa; and his adoring grandchildren, Jenna, Brady, Anne Harvey, and Slaton; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a road in his honor.

**PART XXII**

WHEREAS, the State of Georgia continues to mourn the loss of one of its most distinguished citizens with the passing of Mr. Robert Keith Futch on January 26, 1980; and

WHEREAS, Mr. Futch was born on January 31, 1959, in Nashville, Georgia, the beloved son of Lace and Britta Futch; and

WHEREAS, he grew up in Willacoochee, Georgia, where, as a small child, he loved spending time on the river, hunting, and fishing; and

WHEREAS, affectionately known by family and friends as "Mullet," Mr. Futch was a stellar athlete in high school, where he played softball and football and demonstrated great leadership as a member of Future Farmers of America; and

WHEREAS, he served as a guardian of this nation's freedom and liberty with the United States Navy; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a bridge in his memory.

### **PART XXIII**

WHEREAS, Dr. Robert T. Bussey was born on January 28, 1947, in Waycross, Georgia; and

WHEREAS, a graduate of Center High School, Dr. Bussey earned a bachelor's degree from Morris Brown College, a master's degree from Valdosta State University, and a doctoral degree from Nova Southeastern University; and

WHEREAS, Dr. Bussey dedicated his career to inspiring and educating the future leaders of this state as a teacher at Ava Street School, a principal at Center Junior High School, and a teacher, assistant principal, and principal at Waycross High School; and

WHEREAS, his leadership and guidance were instrumental in his work with the League of Professional Schools, Ware County Children and Youth Council, the Department of Educational Leadership at Valdosta State University, Partners in Education, Ware County American Heart Association, 100 Black Men of Southeast Georgia, Leadership 21, and the Ware County Chamber of Commerce; and

WHEREAS, during his prestigious 36-year career in education, Dr. Bussey was recognized with numerous honors and accolades, including the Katherine A. Foss Educator of the Year Award and Metlife/NASSP State 2003 Principal of the Year Award; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a road in his memory.

### **PART XXIV**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, U.S. Navy Petty Officer 2nd Class Randall Smith demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he was injured in a terrorist attack on the Navy Operational Support Center in Chattanooga on July 16, 2015, and died from his injuries; and

WHEREAS, Petty Officer Smith was posthumously awarded the Purple Heart by the Navy for his selfless display of bravery and sacrifice; and

WHEREAS, Petty Officer Smith embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating an intersection in his memory.

#### **PART XXV**

WHEREAS, Mr. Frank Cathey is widely recognized by the citizens of this state for the vital role that he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, a native of Mountain City, Georgia, Mr. Cathey was a dedicated farmer who operated an apple orchard which had been in his family for 100 years; and

WHEREAS, he operated the Valley Pharmacy in Dillard, Georgia, for 43 years, where he was a pillar of the community; and

WHEREAS, Mr. Cathey dedicated his time, talents, and efforts to his community and this state through his work with the Rabun County Board of Education, the board of directors for Regions Bank in Clayton, the advisory committee for the Federal Land Bank, and the North Georgia Technical School Foundation; and

WHEREAS, it is abundantly fitting and proper that this remarkable and distinguished Georgian be recognized appropriately by dedicating a road in his memory.

#### **PART XXVI**

NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA that the bridge on Highway 129 over Ivy Log Creek in Blairsville is dedicated as the Vietnam Veterans Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that Highway 114 from Lyerly, Georgia, to the Alabama state line is dedicated as the Generals Gayler & Johnson Highway.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of U.S. Highway 41 and Georgia Highway 151 in Catoosa County is dedicated as the L. Wesley Smith Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that US 278/Ponce de Leon Avenue from the intersection with Piedmont Avenue to the intersection with State Route 10/Freedom Parkway in Fulton County is dedicated as the Walt Frazier Highway.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Battlefield Parkway and Highway 41 in Catoosa County is dedicated as the Private Lonnie S. Rhinehart Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Battlefield Parkway and Lakeshore Drive in Catoosa County is dedicated as the U.S. Navy Petty Officer Randall Smith Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Cove Road and Camp Road in Walker County is dedicated as the PFC Charles W. Bradshaw Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on State Route 8/State Route 10 over Lullwater Creek in DeKalb County is dedicated as the Michael Polak Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the portion of Georgia 255 North from Georgia 17 to Covered Bridge Road, the portion of Georgia 17 from Joe Brown Pike Bridge to Helen Highway, and the portion of Helen Highway from Dukes Creek Crossing to 7300 Helen Highway in White County are dedicated as the Sautee Nacoochee Arts and Heritage District.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of U.S. 29/State Route 8/General Daniels Avenue and State Route 98/Comer Road in Madison County is dedicated as the Sheriff Dewey G. Seagraves Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the portion of State Route 17 from the intersection with Interstate 85 to the intersection with Interstate 985 in Stephens, Franklin, and Habersham counties is dedicated as the Currahee Parkway.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of U.S. Highway 80/State Route 22 and Drane Matthews Road/George Smith Road in Talbot County is dedicated as the Trooper Bobby Mathis Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the portion of State Route 101 from the intersection with State Route 120/Buchanan Highway north to the Paulding County line is dedicated as the Mt. Olivet Missionary Baptist Church Highway.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on Interstate 75 at the University Avenue exit in Fulton County is dedicated as the Lovett Stovall Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the portion of State Route 224 from the intersection with State Route 90/Spalding Road to the intersection with East Railroad Street in Macon County is dedicated as the Walter M. Mathews, Jr., Memorial Highway.

BE IT FURTHER RESOLVED AND ENACTED that the interchange at the State Route 40 and Interstate 95 exit in Camden County is dedicated as the Colquitt George "C.G." Russell Memorial Interchange.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on Highway 79 over Fishing Creek in Lincoln County is dedicated as the Jesse Rouse Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the portion of State Route 10/U.S.78 from the intersection of State Route 383 to the interchange of State Route 415 in Richmond County is dedicated as the Vietnam Veterans Memorial Parkway.

BE IT FURTHER RESOLVED AND ENACTED that the portion of State Route 38 Connector/General Screven Way from U.S. Highway 84/State Route 38/State Route 196 to the gates of Fort Stewart Military Base in Liberty County is dedicated as the Carl Dykes Memorial Way.

BE IT FURTHER RESOLVED AND ENACTED that the portion of U.S. Highway 84/State Route 38 from mile post 8.30 to mile post 8.55 in Liberty County is dedicated as McLarry's Curve.

BE IT FURTHER RESOLVED AND ENACTED that the portion of U.S. Highway 22/State Route 31 from the intersection of State Route 11 and State Route 31 in Lakeland to the intersection of State Route 7 and State Route 31 in Valdosta in Lowndes County is dedicated as the James Slaton "Jay" Shaw Memorial Highway.

BE IT FURTHER RESOLVED AND ENACTED that the bridge on State Route 135/S. Peterson Street at the Alapaha River Overflow, 3 miles south of Willacoochee, Georgia, at mile 0.27 in Atkinson County is dedicated as the Robert Keith Futch Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the portion of U.S. 84/S.R. 38/Victory Drive in Waycross, Georgia, from the intersection with U.S. 1/U.S. 23/U.S.

82/U.S. 84/S.R. 4/S.R. 38/S.R. 52/S. Georgia Parkway to the intersection with Wadley Road and Glenmore Avenue in Ware County is dedicated as the Dr. Robert T. Bussey Parkway.

BE IT FURTHER RESOLVED AND ENACTED that the intersection of Battlefield Parkway and Lakeshore Drive in Catoosa County is dedicated as the U.S. Navy Petty Officer Randall Smith Memorial Intersection.

BE IT FURTHER RESOLVED AND ENACTED that the portion of U.S. 441/U.S. 23/S.R. 15 from the southern city limits of Mountain City northward to the boundary line between Georgia and North Carolina is dedicated as the Frank Cathey Memorial Highway.

BE IT FURTHER RESOLVED that the Department of Transportation is authorized and directed to erect and maintain appropriate signs dedicating the road facilities named in this resolution.

BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed to make appropriate copies of this resolution available for distribution to the Department of Transportation; to the family of Mr. L. Wesley Smith; Private Lonnie S. Rhinehart; U.S. Navy Petty Officer 2nd Class Randall Smith; Private First Class Charles W. Bradshaw; Sheriff Dewey George Seagraves; Trooper Bobby Mathis; Mr. Walter M. Mathews, Jr.; Mr. Colquitt George "C.G." Russell; Mr. Jesse Rouse; Mr. Carl Dykes; Mr. James Slaton "Jay" Shaw; Mr. Robert Keith Futch; Dr. Robert T. Bussey; U.S. Navy Petty Officer 2nd Class Randall Smith; and Mr. Frank Cathey; and to Major General William "Bill" K. Gayler; Brigadier General John "Pete" P. Johnson; Mr. Walter Frazier, Jr.; Mr. Michael Polak; Mt. Olivet Missionary Baptist Church; and Mr. Lovett Stovall.

Senator Gooch of the 51st moved that the Senate agree to the House substitute to SR 863.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins

Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Martin	Y Watson
C Harper	E McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the motion, the yeas were 44, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SR 863.

The following bill was taken up to consider House action thereto:

SB 364. By Senators Tippins of the 37th, Sims of the 12th, Wilkinson of the 50th, Shafer of the 48th, Cowsert of the 46th and others:

A BILL to be entitled an Act to amend Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to the "Quality Basic Education Act," so as to revise provisions relating to annual teacher, principal, and assistant principal evaluations; to revise provisions relating to student assessment; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to revise provisions relating to annual teacher, principal, and assistant principal evaluations; to revise provisions relating to student assessments; to provide for mastery in reading by the end of third grade and mastery in basic math skills by the end of fifth grade; to provide for complaints on procedural deficiencies in conducting evaluations; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, is amended by revising subsection (b) of Code Section 20-2-210, relating to annual performance evaluations, as follows:



"(b)(1) No later than the 2014-2015 school year, each local school system and all charter schools shall implement an evaluation system as adopted and defined by the State Board of Education for elementary and secondary school teachers of record, assistant principals, and principals. The evaluation system shall be developed by the department in consultation with stakeholders, such as teachers and principals. The evaluation system shall use multiple measures, prioritizing growth in student achievement as specified in this subsection. For purposes of the evaluation system established pursuant to this subsection, the state board shall define and designate teachers of record, assistant principals, and principals; provided, however, that growth in student achievement shall not include the test scores of any student who has not been in attendance for a specific course for at least 90 percent of the instructional days for such course.

(2) ~~Teachers of record, assistant principals, and principals shall be evaluated using multiple, rigorous, and transparent measures. Beginning with the 2014-2015 school year, teachers of record, assistant principals, and principals shall be given written notice in advance of the school year of the evaluation measures and any specific indicators that will be used to evaluate them. Evaluation measures shall include the following elements:~~

~~(A) For teachers of record who teach courses that are subject to annual state assessments aligned with state standards and the principals and assistant principals of elementary or secondary schools that are subject to such assessments, growth in student achievement on such assessments shall count for at least 50 percent of the evaluation, using the student growth and academic achievement measures identified in the evaluation system;~~

~~(B) For teachers of record who teach courses not subject to annual state assessments, growth in student achievement shall be assessed through measures of student achievement growth developed at the school system level and approved by the Department of Education. When sufficient data becomes available from the department to calculate student achievement growth measures, such measures of student achievement growth shall count for at least 50 percent of the evaluation, using student growth and academic achievement measures developed by the school system in a process approved by the State Board of Education;~~

~~(C) For teachers of record, the annual evaluation shall also include multiple additional measures that shall be correlated with impacts on student achievement results. These measures shall include multiple classroom observations each year by appropriately trained and credentialed evaluators, using clear, consistent observation rubrics, and supplemented by other measures aligned with student achievement, including student perception data and documentation of practice; and~~

~~(D) For assistant principals and principals, the annual evaluation shall also include multiple additional measures that shall be aligned with impacts on student achievement results. These measures shall include multiple school observations each year by appropriately trained and credentialed evaluators. When sufficient data becomes available from the department to calculate performance measures,~~

~~these measures shall also include the principal's ability to attract and retain highly effective teachers, effectively manage the school, and establish a positive climate for learning, and other measures aligned with student achievement for students in all subgroups. Reserved.~~

(3) Teachers of record, assistant principals, and principals shall be evaluated using multiple, rigorous, and transparent measures. Teachers of record, assistant principals, and principals shall be given written notice in advance of the school year of the evaluation measures and any specific indicators that will be used to evaluate them. Beginning with the 2016-2017 school year, evaluation measures shall include the following elements:

(A) For teachers of record who teach courses that are subject to annual state assessments aligned with state standards, the evaluation shall be composed of the following:

(i) Student growth, based on student scores on the annual state assessment, shall count for 30 percent of the evaluation;

(ii) Professional growth shall count for 20 percent of the evaluation. Professional growth shall be measured by progress toward or attainment of professional growth goals within an academic school year or across academic school years. Professional growth goals may include measurements based on multiple student growth indicators, evaluations and observations, standards of practice, and any additional professional growth measures allowed by the local school system's or charter school's flexibility contract or other agreement with the State Board of Education for local school systems that are not under a flexibility contract; and

(iii) Teacher evaluations and observations conducted pursuant to paragraph (5) of this subsection shall count for 50 percent of the evaluation.

(B) For teachers of record who teach courses that are not subject to annual state assessments aligned with state standards, the evaluation shall be composed of the following:

(i) Student growth shall count for 30 percent of the evaluation. Student growth shall include at least one student growth measure and may utilize other student growth indicators, including the school or local school system total score on the annual state assessments, as allowed by the local school system's or charter school's flexibility contract or other agreement with the State Board of Education for local school systems that are not under a flexibility contract for at least one classroom for each teacher of record who teaches courses that are not subject to annual state assessments aligned with state standards. This provision shall not be construed to require the measurement of student growth for every student taking courses that are not subject to annual state assessments aligned with state standards;

(ii) Professional growth shall count for 20 percent of the evaluation. Professional growth shall be measured by progress toward or attainment of professional growth goals within an academic school year or across academic school years. Professional growth goals may include measurements based on multiple student

growth indicators, evaluations and observations, standards of practice, and any additional professional growth measures allowed by the local school system's or charter school's flexibility contract or other agreement with the State Board of Education for local school systems that are not under a flexibility contract; and  
(iii) Teacher evaluations and observations conducted pursuant to paragraph (5) of this subsection shall count for 50 percent of the evaluation.

(C) For principals and assistant principals, the evaluation shall be composed of the following:

(i) Student growth, based on the school score on annual state assessments, shall count for 40 percent of the evaluation;

(ii) School climate shall count for 10 percent of the evaluation;

(iii) A combination of achievement gap closure, Beat the Odds, and College and Career Readiness Performance Index data, as allowed by the flexibility contract or other agreement with the State Board of Education for local school systems that are not under a flexibility contract, shall count for 20 percent of the evaluation; and

(iv) The results of evaluations, observations, and standards of practice shall count for 30 percent of the evaluation.

~~(3)~~(4) The evaluation system adopted by the State Board of Education shall give every teacher of record, assistant principal, and principal one of four rating levels that are designated as 'Exemplary,' 'Proficient,' 'Needs Development,' or 'Ineffective,' as further defined by the State Board of Education. A rating of 'Ineffective' shall constitute evidence of incompetency as provided by paragraph (1) of subsection (a) of Code Section 20-2-940. Each teacher of record, assistant principal, and principal shall be evaluated on his or her own individual merits and neither the State Board of Education, a local school system, nor a charter school shall impose or require any quota system or predetermined distribution of ratings for teachers of record, assistant principals, or principals.

~~(4)~~(5) All teachers of record, assistant principals, and principals shall have a pre-evaluation conference, midyear evaluation conference, and a summative evaluation conference, in accordance with state board rules. All teachers of record, assistant principals, and principals shall be notified of and have access to the results of the annual summative performance evaluation and any formative observations conducted throughout the school year pursuant to this subsection within five ten working days of such evaluation or observations. A teacher of record, assistant principal, or principal, or an evaluator of any such individuals, may request a conference within ten working days of notice of results of a formative observation and such conference shall be provided within ten working days of the request. Conferences shall include the individual being evaluated, his or her supervisor, and the evaluator, unless otherwise agreed upon. For teachers of record, the annual evaluation shall include multiple classroom observations conducted each year by appropriately trained and credentialed evaluators, using clear, consistent observation rubrics, and supplemented by other measures aligned with student achievement and professional growth. A local school

system or charter school may include in its flexibility contract, or other agreement with the State Board of Education for local school systems that are not under a flexibility contract, a provision for a tiered evaluation system, in which reduced observations of certain teachers of record may be conducted to provide additional time for evaluators to coach and mentor new teachers and teachers with a performance rating of 'Needs Development' or 'Ineffective' pursuant to paragraph (4) of this subsection on a pathway of continuous improvement. For the evaluation of teachers of record with a minimum of three years' teaching experience and a performance rating of 'Proficient' or 'Exemplary' pursuant to paragraph (4) of this subsection in the previous school year, the local school system or charter school, in its discretion, shall require no less than two classroom observations and one summative evaluation for the school year.

~~(5)~~(6) In order to ensure proper implementation of the evaluation system developed pursuant to this Code section, the Department of Education shall:

- (A) Establish processes and requirements to determine the teacher of record for purposes of assigning student achievement scores to a teacher in evaluating the teacher's performance;
- (B) Establish processes for roster verification and student teacher linkages in order to assign the student's achievement scores to the teacher for the purposes of evaluating the teacher's performance;
- (C) Establish minimum training and credentialing requirements for evaluators of teachers and principals; and
- (D) Provide data systems to support the professional growth of teachers and leaders and facilitate human capital management.

(7) As used in this subsection, the term 'flexibility contract' means a charter for a charter system or a charter school or a contract entered into with the State Board of Education for a strategic waivers school system."

## SECTION 2.

Said article is further amended by revising Code Section 20-2-281, relating to student assessments, as follows:

"20-2-281.

(a) The State Board of Education shall adopt a student assessment program consisting of instruments, procedures, and policies necessary to implement the program and shall fund all costs of providing and scoring such instruments, subject to appropriation by the General Assembly. The student assessment program shall include a comprehensive summative assessment program for grades three through 12. In addition, each local school system shall administer, with state funding, a research based formative assessment with a summative component that is tied to performance indicators in English, language arts/reading, and mathematics in grades one and two, subject to available appropriations. Each local school system may elect to administer, with state funding, nationally norm-referenced instruments in reading, mathematics, science, or social studies in grade three, four, or five and in grade six, seven, or eight, subject to

available appropriations, with assistance to such school systems by the State Board of Education with regard to administration guidance, scoring, and reporting of such instruments. Further, the State Board of Education shall adopt a school readiness assessment for students entering first grade and shall administer such assessment pursuant to paragraph (2) of subsection (b) of Code Section 20-2-151. Each local school system is strongly encouraged to develop and implement a program of multiple formative assessment and intervention assessments in reading and mathematics for kindergarten through third grade and mathematics for kindergarten through fifth grade to ensure that students entering sixth grade are on track to meet grade-level expectations, including mastery in reading by the end of third grade to prepare for the infusion of literacy in subsequent grades and mastery in basic mathematics skills by the end of fifth grade and in accordance with the local school system's five-year strategic plan, performance indicators, and, if applicable, flexibility contract or other agreement with the State Board of Education for local school systems that are not under a flexibility contract. The State Board of Education shall periodically review, revise, and upgrade the content standards. Following the adoption of such content standards, the State Board of Education shall contract for development of end-of-grade assessments to measure the content standards. ~~Such~~ As part of the comprehensive summative assessment program, end-of-grade assessments in English, language arts/reading, and mathematics shall be administered annually to students in grades three through eight, and such tests in science and social studies shall be administered annually to students in grades three through five and eight. These tests shall contain features that allow for comparability to other states with whom establishing such comparison would be statistically sound; provided, however, that no such comparison shall be conducted which would relinquish any measure of control over assessments to any individual or entity outside the state. ~~This action shall be completed according to a schedule established by the State Board of Education.~~ Further, as part of the comprehensive summative assessment program, the State Board of Education shall adopt and administer, through the Department of Education, end-of-course assessments for students in grades nine through 12 for all core subjects, as determined by the state board. Writing performance shall be assessed, at a minimum, for students in grades three, five, eight, and 11 and may be assessed for students in additional grade levels as designated by the State Board of Education. Such required writing performance assessment may be embedded within the assessments included in the comprehensive summative assessment program. Writing performance results shall be provided to students and their parents. If authorized by federal law, the Department of Education may establish a pilot program for local school systems that have an existing program of multiple formative assessments during the course of the academic year that result in a single summative score that is valid and reliable in measuring individual student achievement or growth and assessing individual student needs or deficiencies, to utilize such local assessments in place of end-of-grade or end-of-course assessments, if provided for in the terms of the local school system's flexibility contract. As used in this subsection, the term 'flexibility contract' means a charter for a charter system or a

charter school or a contract entered into with the State Board of Education for a strategic waivers school system.

(b) The nationally norm-referenced instruments provided for in subsection (a) of this Code section shall provide students and their parents with grade equivalencies and percentile ranks which result from the administration of such instruments. End-of-grade assessments shall provide for results that reflect student achievement at the individual student, classroom, school, system, state, and national levels. The State Board of Education shall participate in the National Assessment of Educational Progress (NAEP) and may participate in any other tests that will allow benchmarking this state's performance against national or international performance. The results of such testing shall be provided to the Governor, the General Assembly, and the State Board of Education and shall be reported to the citizens of Georgia. ~~Further, the state board shall adopt a school readiness assessment for students entering first grade and shall administer such assessment pursuant to paragraph (2) of subsection (b) of Code Section 20-2-151.~~ One of the components in the awarding of salary supplements as part of a pay for performance or related plan under this article may be assessments of student achievement.

(b.1) The State Board of Education shall notify local school systems and individual schools of the results of the assessment instruments administered under this Code section at the earliest possible date determined by the state board, but not later than the beginning of the subsequent school year. In the event the state board is unable to provide timely results in the first year of implementation of a substantially new assessment instrument, the provisions in paragraphs (2) and (3) of subsection (b) of Code Section 20-2-283 shall not apply.

(c) The State Board of Education shall have the authority to condition the awarding of a high school diploma to a student upon achievement of satisfactory scores on end-of-course assessments and other instruments adopted and administered by the state board pursuant to subsection (a) of this Code section ~~and the end-of-course assessments adopted and administered by the state board pursuant to subsections (f) and (h) of this Code section.~~ The state board is authorized and directed to adopt regulations providing that any disabled child, as defined by the provisions of this article, shall be afforded opportunities to take any test adopted by the state board as a condition for the awarding of a high school diploma. Such regulations shall further provide for appropriate accommodations in the administration of such test. Such regulations shall further provide for the awarding of a special education diploma to any disabled student who is lawfully assigned to a special education program and who does not achieve a passing score on such test or who has not completed all of the requirements for a high school diploma but who has nevertheless completed his or her Individualized Education Program.

(d)(1) The State Board of Education shall develop or adopt alternate assessments to be administered to those students with significant cognitive disabilities, receiving special education services pursuant to Code Section 20-2-152, who cannot access the state adopted content standards without appropriate accommodations to those

standards and for whom the assessment instruments adopted under ~~subsections subsection~~ (a) ~~and (f)~~ of this Code section, even with allowable accommodations, would not provide an appropriate measure of student achievement, as determined by the student's Individualized Education Program team. Such alternate assessments shall be aligned with alternate academic achievement standards that have been adopted through a documented and validated standards-setting process, for students with the most significant cognitive disabilities, provided those standards are aligned with the state standards established pursuant to Code Section 20-2-140 and promote access to the general education curriculum, consistent with the federal Individuals with Disabilities Education Act. The State Board of Education shall ensure that any alternate assessments developed or adopted pursuant to this subsection are in compliance with applicable federal law, but do not impose requirements in excess of such federal law in a manner that unduly burdens a local school system or that does not benefit students with the most significant cognitive disabilities.

(2) A student's Individualized Education Program team shall determine appropriate participation in assessment and identify necessary accommodations in accordance with the federal Individuals with Disabilities Education Act and state board regulations.

(e) The State Board of Education is authorized to adopt rules, regulations, policies, and procedures regarding accommodations and the participation of limited-English-proficient students, as defined in Code Section 20-2-156, in the assessments described in this Code section.

(f) ~~The State Board of Education shall adopt end-of-course assessments for students in grades nine through 12 for all core subjects to be determined by the state board.~~ For those students with an Individualized Education Program, each such student's Individualized Education Program team shall identify necessary accommodations in accordance with the federal Individuals with Disabilities Education Act and state board regulations.

(g) Under rules adopted by the State Board of Education, the Department of Education shall, subject to appropriations by the General Assembly, release some or all of the questions and answers to each end-of-grade assessment and each end-of-course assessment administered under subsection (a) of this Code section ~~and each end-of-course assessment administered under subsection (h) of this Code section~~ after the last time such assessment is administered for a school year.

(h) ~~The State Board of Education, through the Department of Education, shall administer the end-of-course assessments for core subject areas as defined by state board policy. By the 2015-2016 school year, the State Board of Education shall make all end-of-course assessments available for administration online and shall establish rules and regulations to maximize the number of students and school systems utilizing such online assessments.~~

(i) The Department of Education shall develop study guides for the end-of-grade assessments and end-of-course assessments administered pursuant to ~~subsections subsection~~ (a) ~~and (h)~~ of this Code section. Each school system shall distribute the

study guides to students who do not perform satisfactorily on one or more parts of an assessment instrument administered under this Code section and to the parents or guardians of such students.

(j) The State Board of Education shall adopt rules and regulations requiring the results of core subject end-of-course assessments to be included as a factor in a student's final grade in the core subject course for which the end-of-course assessment is given.

(k) In addition to the assessment instruments adopted by the State Board of Education and administered by the Department of Education, a local school system may adopt and administer criterion-referenced or norm-referenced assessment instruments, or both, at any grade level. Such locally adopted assessment instruments may not replace the state's adopted assessment instruments for purposes of state accountability programs. A local school system shall be responsible for all costs and expenses incurred for locally adopted assessment instruments. Students with Individualized Education Programs must be included in the locally adopted assessments or provided an alternate assessment in accordance with the federal Individuals with Disabilities Education Act.

(l) In adopting academic skills assessment instruments under this Code section, the State Board of Education or local school system shall ensure the security of the instruments in their preparation, administration, and scoring. Notwithstanding any other provision of law, meetings or portions of meetings held by the state board or a local board of education at which individual assessment instruments or assessment instrument items are discussed or adopted shall not be open to the public, and the assessment instruments or assessment instrument items shall be confidential.

(m) The results of individual student performance on academic skills assessment instruments administered under this Code section shall be confidential and may be released only in accordance with the federal Family Educational Rights and Privacy Act of 1974, 20 U.S.C. Section 1232g.

(n) Overall student performance data shall be disaggregated by ethnicity, sex, socioeconomic status, disability, language proficiency, grade level, subject area, school, system, and other categories determined by policies established by the Office of Student Achievement.

(o) Student performance data shall be made available to the public, with appropriate interpretations, by the State Board of Education, the Office of Student Achievement, and local school system. The information made available to the public shall not contain the names of individual students or teachers.

(p) Teachers in kindergarten through grade 12 shall be offered the opportunity to participate annually in a staff development program on the use of tests within the instructional program designed to improve students' academic achievement. This program shall instruct teachers on curriculum alignment related to tests, disaggregated student test data to identify student academic weaknesses by subtests, and other appropriate applications as determined by the State Board of Education.

(q) The State Board of Education shall consider the passage by a student of an industry certification examination or a state licensure examination which is approved by the State Board of Education or a ~~COMPASS~~ an ACCUPLACER score approved by the



State Board of Education when considering whether to grant such student a variance or a waiver of one or more end-of-course assessments or other instruments required by the State Board of Education pursuant to subsection (c) of this Code section in order to obtain a Georgia high school diploma; provided, however, that the state board shall not grant a variance to a student unless the student has attempted and failed to pass the relevant end-of-course assessment or assessments at least four times.

(r) In order to maximize classroom instruction time, the State Board of Education shall study and adopt policies beginning with the 2017-2018 school year that will move the end-of-grade and end-of-course assessment testing windows as close to the end of the school year or semester as possible. The Department of Education shall prepare and submit a report to the House Committee on Education and the Senate Education and Youth Committee no later than December 31, 2016, regarding proposed policies and obstacles that prevent testing windows from being scheduled later in the school year or semester. Local school systems are strongly encouraged to administer any such state required assessments within the last week of the school system's midyear semester, for assessments administered at the end of a midyear semester, and within the last two weeks of the school year for the school system, for assessments administered at the end of the academic year.

(s) All assessments adopted or developed by the State Board of Education pursuant to this Code section shall be verified for reliability and validity by a nationally recognized, research based, third-party evaluator."

### **SECTION 3.**

Said chapter is further amended by revising subsection (a) of Code Section 20-2-989.7, relating to matters not subject to complaint, as follows:

"(a) The performance ratings contained in personnel evaluations conducted pursuant to Code Section 20-2-210, professional development plans, and job performance shall not be subject to complaint under the provisions of this part; provided, however, this shall not apply to procedural deficiencies on the part of the local school system or charter school in conducting an evaluation pursuant to Code Section 20-2-210. The termination, nonrenewal, demotion, suspension, or reprimand of any employee, as set forth in Code Section 20-2-940, and the revocation, suspension, or denial of certificates of any employee, as set forth in Code Section 20-2-984.5, shall not be subject to complaint under the provisions of this part."

### **SECTION 4.**

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

Senator Tippins of the 37th moved that the Senate agree to the House substitute to SB 364.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 47, nays 2; the motion prevailed, and the Senate agreed to the House substitute to SB 364.

The following Senators were excused as Conferees:

Cowsert of the 46th                  Harper of the 7th

The following bill was taken up to consider House action thereto:

HB 229. By Representatives Strickland of the 111th, Welch of the 110th, Meadows of the 5th, Fleming of the 121st, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, so as to expand grandparent rights to visitation and intervention to great-grandparents and siblings of parents; to conform cross-references relating to adoption; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 229 (LC 37 2216ERS) by replacing lines 1 through 410 with the following:*

To amend Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, so as to change provisions relating to a grandparent's right to intervention in certain domestic relation cases; to allow for intervention by great-grandparents and siblings of parents; to provide for definitions; to provide for an evidentiary standard; to conform cross-references relating to adoption; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended by revising Code Section 19-7-3, relating to grandparent visitation rights and intervention, as follows:

"19-7-3.

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

(1) 'Family member' means a grandparent, great-grandparent, or sibling.

(2) 'Grandparent' means the parent of a parent of a minor child, the parent of a minor child's parent who has died, and the parent of a minor child's parent whose parental rights have been terminated.

(3) 'Great-grandparent' means the parent of the parent of a parent of a minor child, the parent of the parent of a minor child's parent who has died, and the parent of the parent of a minor child's parent whose parental rights have been terminated.

(4) 'Sibling' means the brother or sister of a parent of a minor child, the brother or sister of a minor child's parent who has died, and the brother or sister of a minor child's parent whose parental rights have been terminated.

(b)(1) Except as otherwise provided in paragraph (2) of this subsection, ~~any:~~

(A) Any grandparent shall have the right to file an original action for visitation rights to a minor child ~~or~~; and

(B) Any family member shall have the right to intervene in and seek to obtain visitation rights in any action in which any court in this state shall have before it any question concerning the custody of a minor child, a divorce of the parents or a parent of such minor child, a termination of the parental rights of either parent of such minor child, or visitation rights concerning such minor child or whenever there has been an adoption in which the adopted child has been adopted by the child's blood relative or by a stepparent, notwithstanding the provisions of Code Section 19-8-19.

(2) This subsection shall not authorize an original action ~~where~~ when the parents of the minor child are not separated and the child is living with both parents.

(c)(1) Upon the filing of an original action or upon intervention in an existing proceeding under subsection (b) of this Code section, the court may grant any ~~grandparent~~ family member of the child reasonable visitation rights if the court finds

by clear and convincing evidence that the health or welfare of the child would be harmed unless such visitation is granted and if the best interests of the child would be served by such visitation. The mere absence of an opportunity for a child to develop a relationship with a family member shall not be considered as harming the health or welfare of the child when there is no substantial preexisting relationship between the child and such family member. In considering whether the health or welfare of the child would be harmed without such visitation, the court shall consider and may find that harm to the child is reasonably likely to result ~~where~~ when, prior to the original action or intervention:

- (A) The minor child resided with the ~~grandparent~~ family member for six months or more;
- (B) The ~~grandparent~~ family member provided financial support for the basic needs of the child for at least one year;
- (C) There was an established pattern of regular visitation or child care by the ~~grandparent~~ family member with the child; or
- (D) Any other circumstance exists indicating that emotional or physical harm would be reasonably likely to result if such visitation is not granted.

The court shall make specific written findings of fact in support of its rulings.

(2) An original action requesting visitation rights shall not be filed by any grandparent more than once during any two-year period and shall not be filed during any year in which another custody action has been filed concerning the child. After visitation rights have been granted to any grandparent, the legal custodian, guardian of the person, or parent of the child may petition the court for revocation or amendment of such visitation rights, for good cause shown, which the court, in its discretion, may grant or deny; but such a petition shall not be filed more than once in any two-year period.

(3) While a parent's decision regarding ~~grandparent~~ family member visitation shall be given deference by the court, the parent's decision shall not be conclusive when failure to provide ~~grandparent~~ family member contact would result in emotional harm to the child. A court may presume that a child who is denied any contact with his or her ~~grandparent~~ family member or who is not provided some minimal opportunity for contact with his or her ~~grandparent~~ family member when there is a preexisting relationship between the child and such family member may suffer emotional injury that is harmful to such child's health. Such presumption shall be a rebuttable presumption.

(4) In no case shall the granting of visitation rights to a ~~grandparent~~ family member interfere with a child's school or regularly scheduled extracurricular activities.

(5) Visitation time awarded to a ~~grandparent~~ family member shall not be less than 24 hours in any one-month period; provided, however, that when more than one individual seeks visitation under this Code section, the court shall determine the amount of time to award to each petitioner which shall not be less than 24 hours in any one-month period in the aggregate.

(d) Notwithstanding the provisions of subsections (b) and (c) of this Code section, if

one of the parents of a minor child dies, is incapacitated, or is incarcerated, the court may award the parent of the deceased, incapacitated, or incarcerated parent of such minor child reasonable visitation to such child during his or her minority if the court in its discretion finds that such visitation would be in the best interests of the child. The custodial parent's judgment as to the best interests of the child regarding visitation shall be given deference by the court but shall not be conclusive.

(e) If the court finds that the ~~grandparent or grandparents~~ family member can bear the cost without unreasonable financial hardship, the court, at the sole expense of the petitioning ~~grandparent or grandparents~~ family member, may:

- (1) Appoint a guardian ad litem for the minor child; and
- (2) Assign the issue of visitation rights of a ~~grandparent~~ family member for mediation.

(f) In the event that the court does not order mediation or upon failure of the parties to reach an agreement through mediation, the court shall fix a time for the hearing of the issue of visitation rights of the ~~grandparent or grandparents~~ family member.

(g) Whether or not visitation is awarded to a ~~grandparent~~ family member, the court may direct a custodial parent, by court order, to notify such ~~grandparent~~ family member of every performance of the minor child to which the public is admitted, including, but not limited to, musical concerts, graduations, recitals, and sporting events or games.

(h) When more than one family member files an action pursuant to this Code section, the court shall determine the priority of such actions."

## SECTION 2.

Said title is further amended by revising subsection (f) of Code Section 19-8-13, relating to the petition for adoption, filing, and contents, as follows:

"(f)(1) As used in this subsection, the term 'family member' shall have the same meaning as set forth in Code Section 19-7-3.

(2) Whenever a petitioner is a blood relative of the child to be adopted and a ~~grandparent~~ family member other than the petitioner has visitation rights to the child granted pursuant to Code Section 19-7-3, the petitioner shall cause a copy of the petition for adoption to be served upon the ~~grandparent~~ family member with the visitation rights or upon such person's counsel of record."

## SECTION 3.

Said title is further amended by revising Code Section 19-8-15, relating to when objections may be filed by relatives to petition for adoption, as follows:

"19-8-15.

(1) As used in this Code section, the term 'family member' shall have the same meaning as set forth in Code Section 19-7-3.

(2) If the child sought to be adopted has no legal father or legal mother living, it shall be the privilege of any person related by blood to the child to file objections to the petition for adoption. A ~~grandparent~~ family member with visitation rights to a child granted pursuant to Code Section 19-7-3 shall have the privilege to file objections to

the petition of adoption if neither parent has any further rights to the child and if the petition for adoption has been filed by a blood relative of the child. The court, after hearing such objections, shall determine, in its discretion, whether or not the same constitute a good reason for denying the petition and the court shall have the authority to grant or continue such visitation rights of the ~~grandparent to~~ family member of the child in the adoption order in the event the adoption by the blood relative is approved by the court."

#### SECTION 4.

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

Senator Unterman of the 45th moved that the Senate agree to the House amendment to the Senate substitute to HB 229.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	N Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
C Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the motion, the yeas were 46, nays 3; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 229.

Senator Hufstetler of the 52nd asked unanimous consent that HB 605, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 605, having been taken from the Table, was put upon its passage.

HB 605. By Representatives Weldon of the 3rd and Welch of the 110th:

A BILL to be entitled an Act to amend Code Section 47-23-63 of the Official Code of Georgia Annotated, relating to definition and effect of full-time and part-time service and calculations, so as to provide that a member of the Georgia Judicial Retirement System who was serving in a full-time position on his or her retirement may use prior part-time service for vesting; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hufstetler of the 52nd.

The following Fiscal Notes, as required by law, were read by the Secretary:



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174

February 18, 2015

The Honorable Tom Weldon  
State Representative  
State Capitol, Room 131  
Atlanta, Georgia 30334

SUBJECT: State Auditor's Certification  
House Bill 605 (LC 43 0077)

Dear Representative Weldon:

This bill would amend provisions relating to the calculation of benefits under the Georgia Judicial Retirement System. Specifically, this bill would revise the method used to calculate benefits paid to members who had prior part-time service. Current law authorizes members to receive retirement benefits for prior part-time service and such benefits are calculated on the basis of one month service credit for every three months of

prior part-time service. If this legislation is enacted, retirement benefits for prior part-time service would be calculated based on the ratio between the average monthly compensation for the 24 consecutive months producing the highest such average during part-time service divided by the same average produced during full-time service. This ratio would then be multiplied by the total part-time service and the result would be added to the total full-time service to obtain the total service to be used in all benefit calculations.

This is to certify that this bill is a fiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174

April 28, 2015

The Honorable Tom Weldon  
State Representative  
State Capitol, Room 131  
Atlanta, Georgia 30334

SUBJECT: State Auditor 's Certification  
Substitute to House Bill 605  
(LC 43 0175S)

Dear Representative Weldon:

This substitute bill would amend provisions relating to vesting for benefits and to the calculation of retirement benefits under the Georgia Judicial Retirement System. If this



legislation is enacted, members of the System would be authorized to use part-time service for purposes of determining a vesting date, provided the member was serving in a full-time position on the effective date of his or her retirement.

This substitute bill would also revise the method used to calculate benefits paid to members who had prior part-time service. Current law authorizes members to receive retirement benefits for prior part-time service and such benefits are calculated on the basis of one month service credit for every three months of prior part-time service. If this legislation is enacted, retirement benefits for prior part-time service would be calculated based on the ratio between the average monthly compensation for the 24 consecutive months producing the highest such average during part-time service divided by the same average produced during full-time service. This ratio would then be multiplied by the total part-time service and the result would be added to the total full-time service to obtain the total service to be used in all benefit calculations.

This is to certify that this substitute bill is a fiscal retirement bill as defined in the Public Retirement Systems Standards Law.

Respectfully,

/s/ Greg S. Griffin  
State Auditor



## Department of Audits and Accounts

270 Washington Street, S.W., Suite 1-156  
Atlanta, Georgia 30334-8400

**Greg S. Griffin**  
STATE AUDITOR  
(404) 656-2174

September 10, 2015

Honorable Paul Battles, Chairman  
House Retirement Committee  
State Capitol, Room 401-K  
Atlanta, Georgia 30334

SUBJECT: Actuarial Investigation  
 House Bill 605 (LC 43 0175S)  
 Georgia Judicial Retirement System

Dear Chairman Battles:

This bill would amend provisions relating to vesting for benefits and the calculation of retirement benefits under the Georgia Judicial Retirement System. If this legislation is enacted, members of this System would be authorized to use part-time service for purposes of determining a vesting date, provided the member was serving in a full-time position on the effective date of his or her retirement.

This bill would also revise the method used to calculate benefits paid to members who had prior part-time service. If this legislation is enacted, retirement benefits for part-time service would be calculated based on the ratio between the average monthly compensation for the 24 consecutive months producing the highest such average during the period of part-time service divided by the same average produced during full-time service. This ratio would then be multiplied by the total part-time service and the result would be added to the total full-time service to obtain the total service to be used in all benefit calculations. Currently, benefits for part-time service is calculated on the basis of one month service credit for every three months of prior part-time service.

This bill would not result in any increase in cost to the Georgia Judicial Retirement System. Currently, the liabilities of the System are determined assuming that all members are in a full-time position and accrue one year of service each year. Since this legislation would not change any of the assumptions applied to determining the cost to the System, there would be no increase in the unfunded actuarial accrued liability or the employer contribution rate as a result of this legislation.

The following is a summary of the relevant findings of the actuarial investigation for this bill pursuant to a request by the House Retirement Committee. The investigation was to be conducted according to O.C.G.A. §47-20-36, which outlines the factors to be considered in an actuarial investigation. The figures are based on employee data and the most recent actuarial assumptions and methods.

- |  |                               |
|--|-------------------------------|
| (1) The amount of the unfunded actuarial accrued liability which will result from the bill.                            | \$ <u>                  0</u> |
| (2) The amount of the annual amortization of the unfunded actuarial accrued liability which will result from the bill. | \$ <u>                  0</u> |
| (3) The number of years that the unfunded actuarial accrued liability created by this bill would be amortized.         | <u>                  N/A</u>  |

- (4) The amount of the annual normal cost which will result from the bill. \$           0
  
- (5) The employer contribution rate currently in effect for Georgia Judicial Retirement System.           10.48%
  
- (6) The employer contribution rate recommended for Georgia Judicial Retirement System (in conformity with minimum funding standards specified in Code Section 47-20-10).           10.48%
  
- (7) The total dollar amount of the increase in the annual employer contribution which is necessary to maintain the retirement system in an actuarially sound condition. \$           0

It should be noted that any subsequent changes in the retirement bill will invalidate the actuarial investigation and the findings included therein.

Respectfully,

/s/ Greg S. Griffin  
State Auditor

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

N Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson

N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 45, nays 5.

HB 605, having received the requisite constitutional majority, was passed.

The following Senators were excused:

Gooch of the 51st                      Unterman of the 45th

Senator Bethel of the 54th asked unanimous consent that HB 905, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 905, having been taken from the Table, was put upon its passage.

HB 905. By Representatives Ballinger of the 23rd, Oliver of the 82nd, Dempsey of the 13th, Efstrotation of the 104th, Reeves of the 34th and others:

A BILL to be entitled an Act to amend Code Section 15-11-710, Title 19, and Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to exchange of information, domestic relations, and programs and protection for children and youth, so as to change provisions relating to child abuse; to correct a cross-reference; to change and provide for defined terms; to change provisions relating to protocol committees on child abuse; to remove certain reporting requirements to the child abuse registry; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Bethel of the 54th.

The Senate Committee on Judiciary Non-Civil offered the following substitute to HB 905:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 2 of Chapter 3 of Title 16, Title 19, and Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to justification and excuse, domestic relations, and programs and protection for children and youth, respectively, so as to change provisions relating to child abuse and the protection of children and youth; to provide for immunity from criminal liability for possession of certain materials or images

under certain circumstances; to change and provide for defined terms; to change provisions relating to protocol committees on child abuse; to establish a public scorecard for child welfare agencies under the Department of Human Services; to define certain terms; to increase fines for certain offenses; to provide that the department shall coordinate contract and licensure compliance inspections for any affected agency or division including the Division of Family and Children Services, the Department of Juvenile Justice, the Department of Behavioral Health and Developmental Disabilities, and the Department of Community Health; to remove certain reporting requirements to the child abuse registry; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 2 of Chapter 3 of Title 16 of the Official Code of Georgia Annotated, relating to justification and excuse, is amended by adding a new Code section to read as follows:

"16-3-22.1.

(a) Any person that in good faith has possession of materials or images in violation of Article 3 of Chapter 12 of this title and immediately notifies law enforcement officials or any person that is required by Code Section 19-7-5 to report suspected child abuse, or makes such notification within 72 hours from the time there is reasonable cause to believe such person is in possession of such materials or images, shall be immune to the same extent as a law enforcement officer would be immune from criminal liability for such possession.

(b) The official report of the law enforcement agency or the Division of Family and Children Services of the Department of Human Services shall create a rebuttable presumption of good faith and reasonableness on the part of the person that has possession.

(c) The purpose of this Code section is to provide for those persons that act in good faith to assist law enforcement officers or the Division of Family and Children Services of the Department of Human Services when the health and safety of a child are being adversely affected and threatened by the conduct of another. This Code section shall be liberally construed so as to carry out the purposes thereof."

**SECTION 2.**

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended by revising subsection (b) of Code Section 19-7-5, relating to reporting of child abuse, as follows:

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

- (1) 'Abortion' shall have the same meaning as set forth in Code Section 15-11-681.
- (2) 'Abused' means subjected to child abuse.
- (3) 'Child' means any person under 18 years of age.
- (4) 'Child abuse' means:

(A) Physical injury or death inflicted upon a child by a parent or caretaker thereof by other than accidental means; provided, however, that physical forms of discipline may be used as long as there is no physical injury to the child;

(B) Neglect or exploitation of a child by a parent or caretaker thereof;

(C) Endangering a child;

~~(C)~~(D) Sexual abuse of a child; or

~~(D)~~(E) Sexual exploitation of a child.

However, no child who in good faith is being treated solely by spiritual means through prayer in accordance with the tenets and practices of a recognized church or religious denomination by a duly accredited practitioner thereof shall, for that reason alone, be considered to be an ~~'abused'~~ abused child.

(5) 'Child service organization personnel' means persons employed by or volunteering at a business or an organization, whether public, private, for profit, not for profit, or voluntary, that provides care, treatment, education, training, supervision, coaching, counseling, recreational programs, or shelter to children.

(6) 'Clergy' means ministers, priests, rabbis, imams, or similar functionaries, by whatever name called, of a bona fide religious organization.

(6.1) 'Endangering a child' means:

(A) Any act described by subsection (d) of Code Section 16-5-70;

(B) Any act described by Code Section 16-5-73;

(C) Any act described by subsection (l) of Code Section 40-6-391; or

(D) Prenatal abuse, as such term is defined in Code Section 15-11-2.

(7) 'Pregnancy resource center' means an organization or facility that:

(A) Provides pregnancy counseling or information as its primary purpose, either for a fee or as a free service;

(B) Does not provide or refer for abortions;

(C) Does not provide or refer for FDA approved contraceptive drugs or devices; and

(D) Is not licensed or certified by the state or federal government to provide medical or health care services and is not otherwise bound to follow the federal Health Insurance Portability and Accountability Act of 1996, P.L. 104-191, or other state or federal laws relating to patient confidentiality.

(8) 'Reproductive health care facility' means any office, clinic, or any other physical location that provides abortions, abortion counseling, abortion referrals, or gynecological care and services.

(9) 'School' means any public or private pre-kindergarten, elementary school, secondary school, technical school, vocational school, college, university, or institution of postsecondary education.

(10) 'Sexual abuse' means a person's employing, using, persuading, inducing, enticing, or coercing any minor who is not ~~that~~ such person's spouse to engage in any act which involves:

(A) Sexual intercourse, including genital-genital, oral-genital, anal-genital, or oral-anal, whether between persons of the same or opposite sex;

- (B) Bestiality;
- (C) Masturbation;
- (D) Lewd exhibition of the genitals or pubic area of any person;
- (E) Flagellation or torture by or upon a person who is nude;
- (F) Condition of being fettered, bound, or otherwise physically restrained on the part of a person who is nude;
- (G) Physical contact in an act of apparent sexual stimulation or gratification with any person's clothed or unclothed genitals, pubic area, or buttocks or with a female's clothed or unclothed breasts;
- (H) Defecation or urination for the purpose of sexual stimulation; or
- (I) Penetration of the vagina or rectum by any object except when done as part of a recognized medical procedure.

~~'Sexual abuse'~~ Sexual abuse shall ~~not~~ include consensual sex acts ~~involving persons of the opposite sex~~ when the sex acts are between minors ~~or~~ if any individual is less than 14 years of age; provided, however, that it shall not include consensual sex acts when the sex acts are between a minor and an adult who is not more than ~~five~~ four years older than the minor. This provision shall not be deemed or construed to repeal any law concerning the age or capacity to consent.

(11) 'Sexual exploitation' means conduct by any person who allows, permits, encourages, or requires ~~that a~~ child to engage in:

- (A) Prostitution, as defined in Code Section 16-6-9; or
- (B) Sexually explicit conduct for the purpose of producing any visual or print medium depicting such conduct, as defined in Code Section 16-12-100."

### SECTION 3.

Said title is further amended by revising Code Section 19-15-1, relating to definitions for child abuse, as follows:

"19-15-1.

As used in this chapter, the term:

- (1) 'Abused' means subjected to child abuse.
- (2) 'Child' means any person under 18 years of age.
- (3) 'Child abuse' means:
  - (A) Physical injury or death inflicted upon a child by a parent or caretaker thereof by other than accidental means; provided, however, that physical forms of discipline may be used as long as there is no physical injury to the child;
  - (B) Neglect or exploitation of a child by a parent or caretaker thereof;
  - (C) Sexual abuse of a child; or
  - (D) Sexual exploitation of a child.
- (4) 'Child advocacy center' means an entity which is operated for the purposes of investigating known or suspected child abuse and treating a child or a family that is the subject of a report of child abuse and which:
  - (A) Has been created and supported through one or more intracommunity compacts between such center and:

(i) One or more law enforcement agencies within this state; any other state; the United States, including its territories, possessions, and dominions; or a foreign nation;

(ii) The office of the district attorney, Attorney General, or United States Attorney General;

(iii) A legally mandated public or private child protective agency within this state; any other state; the United States, including its territories, possessions, and dominions; or a foreign nation;

(iv) A mental health board within this state; any other state; the United States, including its territories, possessions, and dominions; or a foreign nation; or

(v) A community health service board within this state; any other state; the United States, including its territories, possessions, and dominions; or a foreign nation; and

(B) Has been approved by a protocol committee.

~~(4)~~(5) 'Child protection professional' means any person who is employed by the state or a political subdivision of the state as a law enforcement officer, school teacher, school administrator, or school counselor or who is employed to render services to children by the Department of Public Health, the Department of Behavioral Health and Developmental Disabilities, or the Department of Human Services or any county board of health, community service board, or county department of family and children services.

~~(5) Reserved.~~

(6) 'Investigation' in the context of child death includes all of the following:

(A) A post-mortem examination which may be limited to an external examination or may include an autopsy;

(B) An inquiry by law enforcement agencies having jurisdiction into the circumstances of the death, including a scene investigation and interview with the child's parents, guardian, or caretaker and the person who reported the child's death; and

(C) A review of information regarding the child and family from relevant agencies, professionals, and providers of medical care.

(7) 'Panel' means the Georgia Child Fatality Review Panel established pursuant to Code Section 19-15-4.

(8) 'Protocol committee' means a multidisciplinary, multiagency committee established ~~for a county~~ pursuant to Code Section 19-15-2.

(9) 'Report' means a standardized form designated by the panel which is required for collecting data on child fatalities reviewed by local child fatality review committees.

(10) 'Review committee' means a multidisciplinary, multiagency child fatality review committee established for a county or circuit pursuant to Code Section 19-15-3.

(11) 'Sexual abuse' means a person's employing, using, persuading, inducing, enticing, or coercing any minor who is not ~~that~~ such person's spouse to engage in any act which involves:

(A) Sexual intercourse, including genital-genital, oral-genital, anal-genital, or oral-



anal, whether between persons of the same or opposite sex;

(B) Bestiality;

(C) Masturbation;

(D) Lewd exhibition of the genitals or pubic area of any person;

(E) Flagellation or torture by or upon a person who is nude;

(F) Condition of being fettered, bound, or otherwise physically restrained on the part of a person who is nude;

(G) Physical contact in an act of apparent sexual stimulation or gratification with any person's clothed or unclothed genitals, pubic area, or buttocks or with a female's clothed or unclothed breasts;

(H) Defecation or urination for the purpose of sexual stimulation; or

(I) Penetration of the vagina or rectum by any object except when done as part of a recognized medical procedure.

'~~Sexual abuse~~' Sexual abuse shall ~~not~~ include consensual sex acts ~~involving persons of the opposite sex~~ when the sex acts are between minors ~~or~~ if any individual is less than 14 years of age; provided, however, that it shall not include consensual sex acts when the sex acts are between a minor and an adult who is not more than ~~three~~ four years older than the minor. This provision shall not be deemed or construed to repeal any law concerning the age or capacity to consent.

(12) 'Sexual exploitation' means conduct by any person who allows, permits, encourages, or requires ~~that~~ a child to engage in:

(A) Prostitution, as defined in Code Section 16-6-9; or

(B) Sexually explicit conduct for the purpose of producing any visual or print medium depicting such conduct, as defined in Code Section 16-12-100."

#### SECTION 4.

Said title is further amended by revising Code Section 19-5-2, relating to protocol committee on child abuse, as follows:

"19-15-2.

(a) ~~Each~~ Except as provided in paragraph (3) of subsection (b) of this Code section, each county shall be required to establish a protocol for the investigation and prosecution of alleged cases of child abuse as provided in this Code section.

(b)(1) The chief superior court judge of the circuit in which the county is located shall establish a protocol committee as provided in subsection (c) of this Code section and shall appoint an interim chairperson who shall preside over the first meeting, and the chief superior court judge shall appoint persons to fill any vacancies on the protocol committee.

(2) ~~After the establishment of a~~ Thus established, the protocol committee shall ~~thereafter, the committee members shall~~ elect a chairperson from ~~its~~ the protocol committee's membership. The protocol committee shall be charged with developing local protocols for the investigation and prosecution of alleged cases of child abuse.

(3) When a judicial circuit is composed of more than one county, the protocol committee shall determine if it shall be established for each county in the judicial

circuit or if it will serve all of the counties within the judicial circuit.

(c)(1) Each of the following individuals, agencies, and entities shall designate a representative to serve on ~~the~~ a protocol committee established pursuant to paragraph (1) of subsection (b) of this Code section:

- (A) The sheriff;
- (B) The county department of family and children services;
- (C) The district attorney for the judicial circuit;
- (D) The presiding juvenile court judge;
- (E) The chief magistrate;
- (F) The county board of education;
- (G) The county mental health organization;
- (H) The chief of police of a county in counties which have a county police department;
- (I) The chief of police of the largest municipality in the county;
- (J) The county public health department, ~~which shall designate a physician to serve on the protocol committee;~~ and
- (K) The coroner or county medical examiner.

(2) Each of the following individuals, agencies, and entities shall designate a representative to serve on a protocol committee established pursuant to paragraph (3) of subsection (b) of this Code section:

- (A) The sheriff of each county in the judicial circuit;
- (B) The county department of family and children services of each county in the judicial circuit;
- (C) The district attorney for the judicial circuit;
- (D) The presiding juvenile court judge of each county in the judicial circuit;
- (E) The chief magistrate of each county in the judicial circuit;
- (F) Each board of education in the judicial circuit;
- (G) The county mental health organization of each county in the judicial circuit;
- (H) The chief of police of each county in the judicial circuit, if any;
- (I) The chief of police of the largest municipality in the judicial circuit;
- (J) The county public health department of each county in the judicial circuit; and
- (K) The coroner or county medical examiner of each county in the judicial circuit.

(3) A representative of a local child advocacy center shall serve on a protocol committee established under paragraph (1) or (3) of subsection (b) of this Code section if one exists in such location.

(4) A representative of a sexual assault center shall serve on a protocol committee established under paragraph (1) or (3) of subsection (b) of this Code section if one exists in such location.

~~(2)~~(5) In addition to the representatives serving on the protocol committee as provided for in ~~paragraph~~ paragraphs (1) through (4) of this subsection, the chief superior court judge shall designate a representative from a local citizen or advocacy group which focuses on child abuse awareness and prevention to serve on such protocol committee.

- (3)(6) If any designated agency fails to carry out its duties relating to participation on the protocol committee, the chief superior court judge of the circuit may issue an order requiring the participation of such agency. Failure to comply with such order shall be cause for punishment as for contempt of court.
- (d) Each protocol committee ~~shall elect or appoint a~~ chairperson ~~who~~ shall be responsible for ensuring that written protocol procedures are followed by all agencies. Such person ~~can~~ may be independent of agencies listed in paragraph (1) of subsection (c) of this Code section. The protocol committee may appoint such additional members as necessary and proper to accomplish the purposes of the protocol committee.
- (e) The protocol committee shall adopt a written protocol which shall be filed with the Division of Family and Children Services of the Department of Human Services and the ~~panel~~ Office of the Child Advocate for the Protection of Children, a copy of which shall be furnished to each agency in the county handling the cases of abused children. The protocol shall be a written document outlining in detail the procedures to be used in investigating and prosecuting cases arising from alleged child abuse and the methods to be used in coordinating treatment programs for the perpetrator, the family, and the child. The protocol shall also outline procedures to be used when child abuse occurs in a household where there is violence between past or present spouses, persons who are parents of the same child, parents and children, stepparents and stepchildren, foster parents and foster children, or other persons living or formerly living in the same household. The protocol adopted shall not be inconsistent with the policies and procedures of the Division of Family and Children Services of the Department of Human Services.
- (f) The purpose of the protocol shall be to ensure coordination and cooperation between all agencies involved in a child abuse case so as to increase the efficiency of all agencies handling such cases, to minimize the stress created for the allegedly abused child by the legal and investigatory process, and to ensure that more effective treatment is provided for the perpetrator, the family, and the child, including counseling.
- (g) Upon completion of the writing of the protocol, the protocol committee shall continue in existence and shall meet at least semiannually for the purpose of evaluating the effectiveness of the protocol and appropriately modifying and updating the same. The protocol committee shall file the updated protocol with the Division of Family and Children Services of the Department of Human Services and the Office of the Child Advocate for the Protection of Children not later than the first day of September each year.
- (h) Each protocol committee shall adopt or amend its written protocol to specify the circumstances under which law enforcement officers shall and shall not be required to accompany investigators from the county department of family and children services when these investigators investigate reports of child abuse. In determining when law enforcement officers shall and shall not accompany investigators, the protocol committee shall consider the need to protect the alleged victim and the need to preserve the confidentiality of the report. Each protocol committee shall establish joint work efforts between the law enforcement and investigative agencies in child abuse

investigations. The adoption or amendment of the protocol shall also describe measures which can be taken within the county or circuit, as the case may be, to prevent child abuse and shall be filed with and furnished to the same entities with or to which an original protocol is required to be filed or furnished. The protocol shall be further amended to specify procedures to be adopted by the protocol committee to ensure that written protocol procedures are followed.

(i) The protocol committee shall issue a report no later than the first day of July each year. Such report shall evaluate the extent to which investigations of child abuse during the 12 months prior to the report have complied with the protocols of the protocol committee, recommend measures to improve compliance, and describe which measures taken within the county or circuit, as the case may be, to prevent child abuse have been successful. The report shall be transmitted to the county governing authority, the fall term grand jury of the judicial circuit, the ~~panel~~ Office of the Child Advocate for the Protection of Children, and the chief superior court judge of the circuit.

(j) Each member of each protocol committee shall receive appropriate training within 12 months after his or her appointment. The Office of the Child Advocate for the Protection of Children shall provide such training.

(k) The protocol committee shall ~~adopt~~ include a written sexual abuse and sexual exploitation section within its protocol which shall be filed with the Division of Family and Children Services of the Department of Human Services and the Office of the Child Advocate for the Protection of Children, a copy of which shall be furnished to each agency in the county handling the cases of sexually abused or exploited children. The sexual abuse and sexual exploitation section of the protocol shall ~~be a written document outlining~~ outline in detail the procedures to be used in investigating and prosecuting cases arising from alleged sexual abuse and sexual exploitation and the procedures to be followed concerning the obtainment of and payment for sexual assault examinations. ~~Each protocol committee shall adopt or amend its written sexual abuse and sexual exploitation protocol.~~ The sexual abuse and sexual exploitation section of the protocol ~~adopted~~ shall be consistent with the policies and procedures of the Division of Family and Children Services of the Department of Human Services. ~~A~~ The sexual abuse and sexual exploitation section of the protocol is not intended to, does not, and may not be relied upon to create any rights, substantive or procedural, enforceable at law by any party in any matter civil or criminal. Such section of the protocol shall not limit or otherwise restrict a prosecuting attorney in the exercise of his or her discretion nor in the exercise of any otherwise lawful litigative prerogatives."

### SECTION 5.

Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to programs and protection for children and youth, is amended by adding a new Code section to read as follows:

"49-5-4.1.

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

(1) 'Affected agency' means any state agency, department, division, or office which

requires a license or commission from the department for child welfare agencies, including, but not limited to, the Division of Family and Children Services, Department of Human Services, Department of Juvenile Justice, Department of Behavioral Health and Developmental Disabilities, or Department of Community Health.

(2) 'Child welfare agency' means any child-caring institution, child-placing agency, children's transition care center, or maternity home.

(3) 'Services' means direct care, treatment, custodial responsibilities, or any combination thereof provided for children.

(b) The Department of Human Services, in conjunction with other affected agencies and representatives of child welfare agencies, shall establish a child welfare agency public scorecard to score child welfare agencies. Affected agencies shall cooperate with the department to develop and establish the child welfare agency public scorecard.

(c) The public scorecard for child welfare agencies and any explanation for the basis of any score on the scorecard shall be published in a single location on a website for public review. Such website shall provide scores for each child welfare agency by the affected agency that is responsible for the regulation of or contracting with each particular child welfare agency. The score shall be posted within 30 days of the completion of an inspection or, if appealed pursuant to subsection (e) of this Code section, the revised score, if any, shall be posted within 30 days of the conclusion of the appeal.

(d) The scores shall be based on an established published formula with weight appropriately given for each agency's compliance or noncompliance with applicable laws; rules; contracts; court orders; measures of treatment; behavioral, vocational, and educational outcomes for persons receiving services; and other pertinent information, based on empirical evidence to the greatest extent possible.

(e) The department shall provide child welfare agencies with advanced written notice of the scores to be posted. A child welfare agency may contest a score in accordance with department rules by filing a written appeal with the department within ten days from receipt of such notice. If a child welfare agency contests such score, the department shall note on the website that the score is under appeal, until such appeal is concluded. Within ten days of receipt of a child welfare agency's written contest of a score, the department shall hold a meeting with the child welfare agency and any affected agency whose score is contested. The meeting shall be for the parties to discuss the score and basis for the score. Within 30 days after the meeting, the commissioner's designee shall issue written notice confirming or revising the score. After issuance of such written notice, the child welfare agency may contest the score as a contested case under Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' except that hearings held relating to such action by the department may be closed to the public if the hearing officer determines that an open hearing would be detrimental to the physical or mental health of any child who will testify at such hearing.

(f) In consultation with other affected agencies, the department shall promulgate rules and regulations consistent with this Code section, including establishing criteria which

must be met in order for a child welfare agency to contest or appeal a score.

(g) Nothing in this Code section shall be construed to affect the ability of any affected agency, in its sole discretion, to contract with any child welfare agency or to exercise the rights of the affected agency under the terms and conditions of any existing contract with a child welfare agency."

#### SECTION 6.

Said chapter is further amended by revising subsections (p) and (q) of Code Section 49-5-12, relating to licensing and inspection of child welfare agencies, standards, revocation or refusal to license, penalties, and violations, as follows:

"(p) Any child welfare agency that shall operate without a license or commission issued by the department shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than ~~\$50.00~~ \$500.00 nor more than ~~\$200.00~~ \$1,000.00 for each such offense. Each day of operation without a license or commission shall constitute a separate offense.

(q) No person, official, agency, hospital, maternity home, or institution, public or private, in this state shall receive or accept a child under 17 years of age for placement or adoption or place such a child, either temporarily or permanently, in a home other than the home of the child's relatives without having been licensed or commissioned by the department. Notwithstanding the provisions of Code Section 49-5-12.1, violation of this subsection shall be punishable by a fine of not less than ~~\$100.00~~ \$500.00 nor exceeding ~~\$500.00~~ \$1,000.00 for each offense. Nothing in this Code section shall be construed to prohibit a properly licensed attorney at law from providing necessary legal services and counsel to parties engaged in or contemplating adoption proceedings. Nothing in this Code section shall be construed to prohibit an individual seeking to:

- (1) Adopt a child or children from receiving or accepting a child or children in the individual's home in anticipation of filing a petition for adoption under Article 1 of Chapter 8 of Title 19; or
- (2) Have that individual's child or children placed for adoption from placing that individual's child or children in the home of an individual who is not related to the child or children in anticipation of the individual's initiation of adoption proceedings pursuant to Article 1 of Chapter 8 of Title 19."

#### SECTION 7.

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

"49-5-12.3.

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

- (1) 'Affected agency' means any state agency, department, division, or office which requires a license or commission from the department for child welfare agencies, including, but not limited to, the Division of Family and Children Services, the Department of Juvenile Justice, the Department of Behavioral Health and Developmental Disabilities, or the Department of Community Health.
- (2) 'Annual inspection' means an inspection of a child welfare agency's facility,

books, minutes, financial statements, files, employees, programs, and contracts to ensure contract compliance and licensure compliance.

(3) 'Child welfare agency' means any child-caring institution, child-placing agency, children's transition care center, or maternity home.

(4) 'Contract compliance' means adherence to the terms of a contract a child welfare agency has with an affected agency to provide child welfare services.

(5) 'Licensure compliance' means adherence to licensing or commissioning requirements established pursuant to and in accordance with Code Section 49-5-12.

(b) The department shall ensure that the annual inspection of each child welfare agency is performed by all affected agencies in a singular coordinated manner. Affected agencies shall not duplicate the annual inspection but shall cooperate and assist the department with the annual inspection. Affected agencies shall share the results of annual inspection with other applicable affected agencies.

(c) The annual inspection shall not occur sooner than 330 days or later than 390 days after the date on which the last annual inspection began and shall not exceed five days. Affected agencies may reduce the extent of the annual inspection by reducing the frequency or the extent of the inspection for contract compliance when the child welfare agency has shown an exceptional history of contract compliance as determined upon past scores; provided, however, that such reduction does not violate federal law, court order, or settlement agreement.

(d) A child welfare agency may contest the results of an annual inspection, in accordance with department rules, by filing a written appeal with the affected agency within ten days of receipt of the affected agency's annual inspection report. Within ten days of receipt of a child welfare agency's written appeal of the annual inspection, the affected agency shall hold a meeting with the child welfare agency. The meeting shall be for the parties to discuss the annual inspection.

(e) The annual inspection shall not limit the ability of affected agencies and other state departments, divisions, and agencies to ensure the safety and well-being of children in the care of child welfare agencies or to inspect, investigate, or respond as required by court order, settlement agreement, or federal law.

(f) In consultation with other affected agencies, the department shall promulgate rules and regulations consistent with this Code section, including establishing criteria which must be met in order for a child welfare agency to contest or appeal an evaluation.

(g) Nothing in this Code section shall be construed to affect the ability of any affected agency, in its sole discretion, to contract with any child welfare agency or to exercise the rights of the affected agency under the terms and conditions of any existing contract with a child welfare agency."

## **SECTION 8.**

Said chapter is further amended by revising Article 8, relating to the central child abuse registry, as follows:

## "ARTICLE 8

49-5-180.

As used in this article, the term:

(1) 'Abuse investigator' means the division, any county or district department of family and children services, or any designee thereof.

(2) 'Alleged child abuser' means a ~~person~~ an individual named in an abuse investigator's report as having committed a substantiated case.

(3) 'Child' means ~~any person~~ an individual under 18 years of age.

(4) 'Child abuse' ~~has~~ shall have the same meaning as in paragraph (4) of subsection (b) of Code Section 19-7-5.

(5) '~~Child abuse crime~~' means:

(A) ~~A violation of Article 1 or Article 2 of Chapter 5 of Title 16 or subsections (b) or (c) of Code Section 16-5-70, in which physical injury or death is inflicted on a minor child by a parent or caretaker thereof by other than accidental means;~~

(B) ~~A violation of Code Section 16-12-1 regarding a minor child by a parent or caretaker thereof;~~

(C) ~~A violation of Chapter 6 of Title 16 in which the victim is a minor;~~

(D) ~~A violation of Part 2 of Article 3 of Chapter 12 of Title 16; or~~

(E) ~~Any other crime that, in the discretion of the prosecuting attorney, constitutes child abuse.~~

~~(6)~~(5) 'Child abuse registry' means the Child Protective Services Information System.

(7) '~~Convicted~~' means a ~~finding or verdict of guilty or a plea of guilty regardless of whether an appeal of the conviction has been sought. Such term also includes having been arrested, charged, and sentenced for the commission of a child abuse crime for which:~~

(A) ~~A plea of nolo contendere was entered to the charge; or~~

(B) ~~First offender treatment without adjudication of guilt pursuant to the charge was granted. The order entered pursuant to the provisions of Article 3 of Chapter 8 of Title 42, relating to probation of first offenders, or other first offender treatment shall be conclusive evidence of arrest and sentencing for such crime.~~

(8) '~~Convicted child abuser~~' means a person who is convicted.

~~(9)~~(6) 'Division' means the Division of Family and Children Services of the department.

~~(10)~~(7) 'Out-of-state abuse investigator' means a public child protective agency or law enforcement agency of any other state bound by confidentiality requirements as to information obtained under this article which are similar to those provided in this article.

~~(11)~~(8) 'Sexual abuse' ~~has~~ shall have the same meaning as in paragraph (10) of subsection (b) of Code Section 19-7-5.

~~(12)~~(9) 'Sexual exploitation' ~~has~~ shall have the same meaning as in paragraph (11) of subsection (b) of Code Section 19-7-5.

~~(13)~~(10) 'Substantiated case' means an investigation of a child abuse report by an



abuse investigator which has been confirmed based upon a preponderance of the evidence that child abuse has occurred.

49-5-181.

(a) The division shall establish and maintain a central child abuse registry which shall be known as the 'Child Protective Services Information System.' The child abuse registry shall receive notice regarding:

(1) ~~Substantiated~~ substantiated cases occurring on and after July 1, 2016, reported to the division pursuant to ~~subsection (a) of Code Section 49-5-182; and~~

(2) ~~Convicted child abusers on and after July 1, 2016, reported to the division pursuant to subsection (b) of Code Section 49-5-182.~~

(b) The child abuse registry shall be operated in such a manner as to enable abuse investigators to:

(1) Immediately identify and locate substantiated cases ~~and convicted child abusers;~~ and

(2) Maintain and produce aggregate statistical data of substantiated cases ~~and cases of child abuse in which a person was convicted.~~

49-5-182.

~~(a)~~ An abuse investigator who completes the investigation of a child abuse report made pursuant to Code Section 19-7-5 or otherwise and determines that it is a substantiated case if the alleged child abuser was at least 13 years of age at the time of the commission of the act shall notify the division within 30 business days following such determination. Such notice may be submitted electronically and shall include the following:

(1) Name, age, sex, race, social security number, if known, and birthdate of the child alleged to have been abused;

(2) Name, age, sex, race, social security number, and birthdate of the parents, custodian, or caretaker of the child alleged to have been abused, if known;

(3) Name, age, sex, race, social security number, and birthdate of the person who committed the substantiated case; and

(4) A summary of the known details of the child abuse which at a minimum shall contain the classification of the abuse as provided in paragraph (4) of subsection (b) of Code Section 19-7-5 as either sexual abuse, physical abuse, child neglect, or a combination thereof.

~~(b)~~ Upon receipt of a sentence for a convicted child abuser, the prosecuting attorney shall notify the division within 30 business days following such receipt. Such notice may be submitted electronically and shall include the following:

(1) ~~A certified copy of the sentence;~~

(2) ~~A complete history of the conviction, including a certified copy of the indictment, accusation, or both and such other information as the division may require;~~

(3) ~~Name, age, sex, race, social security number, and birthdate of the victim of child abuse by the convicted child abuser, if known; and~~

~~(4) Name, age, sex, race, social security number, and birthdate of the parents, custodian, or caretaker of the victim of child abuse by the convicted child abuser, if known.~~

49-5-183.

(a) Upon receipt of an investigator's report of a substantiated case pursuant to ~~subsection (a) of~~ Code Section 49-5-182 naming an alleged child abuser, the division:

(1) Shall include in the child abuse registry the name of the alleged child abuser, the classification of the abuse as provided in paragraph (4) ~~of subsection (a) of~~ Code Section 49-5-182, and a copy of the investigator's report; and

(2) Shall mail to such alleged child abuser in such report a notice regarding the substantiated case via certified mail, return receipt requested. It shall be a rebuttable presumption that any such notice has been received if the return receipt has been received by the division. The notice shall further inform such alleged child abuser of ~~such person's~~ his or her right to a hearing to appeal such determination. The notice shall further inform such alleged child abuser of the procedures for obtaining the hearing and that an opportunity shall be afforded all parties to be represented by legal counsel and to respond and present evidence on all issues involved.

(b) Any alleged child abuser who has not attained the age of majority set forth by Code Section 39-1-1 at the time of the hearing requested pursuant to subsection (d) of this Code section shall be entitled to representation at the hearing either by the alleged child abuser's parent or other legal guardian or by an attorney employed by such parent or guardian. In the event the administrative law judge conducting the hearing determines that any such alleged minor child abuser will not be so represented at the hearing, or that the interests of any such alleged minor child abuser may conflict with the interests of the alleged minor child abuser's parent or other legal guardian, the administrative law judge shall order the division to apply to the superior court of the county in which the alleged act of child abuse was committed to have counsel appointed for the alleged minor child abuser. Payment for any such court appointed representation shall be made by such county.

(c) In order to exercise such right to a hearing, the alleged child abuser ~~must~~ shall file a written request for a hearing with the division within ten days after receipt of such notice. The written request shall contain the alleged child abuser's current residence address and, if ~~the person~~ he or she has a telephone, a telephone number at which ~~such person~~ he or she may be notified of the hearing.

(d) If the division receives a timely written request for a hearing under subsection (c) of this Code section, it shall transmit that request to the Office of State Administrative Hearings within ten days after such receipt. Notwithstanding any other provision of law, the Office of State Administrative Hearings shall conduct a hearing upon that request in accordance with Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' and the rules of the Office of State Administrative Hearings adopted pursuant thereto, except as otherwise provided in this article. The hearing shall be for the purpose of an administrative determination regarding whether, based on a

preponderance of evidence, there was child abuse committed by the alleged child abuser to justify the investigator's determination of a substantiated case. The Office of State Administrative Hearings shall give notice of the time and place of the hearing to the alleged child abuser by first-class mail to the address specified in the written request for a hearing and to the division by first-class mail at least ten days prior to the date of the hearing. It shall be a rebuttable presumption that any such notice is received five days after deposit in the United States mail with the correct address of the alleged child abuser and the division, respectively, and proper postage affixed. Unless postponed by mutual consent of the parties and the administrative law judge or for good cause shown, ~~that~~ such hearing shall be held within 30 business days following receipt by the Office of State Administrative Hearings of the request for a hearing, and a decision shall be rendered within five business days following such hearing. A motion for an expedited hearing may be filed in accordance with rules and regulations promulgated by the Office of State Administrative Hearings. The hearing may be continued as necessary to allow the appointment of counsel. A telephone hearing may be conducted concerning this matter in accordance with standards prescribed in paragraph (5) of Code Section 50-13-15. Upon the request of any party to the proceeding or the assigned administrative law judge, venue may be transferred to any location within ~~the~~ this state if all parties and the administrative law judge consent to such a change of venue. Otherwise, the hearing shall be conducted in the county in which the alleged act of child abuse was committed. The doctrines of collateral estoppel and res judicata as applied in judicial proceedings are applicable to the administrative hearings held pursuant to this article.

(e) At the conclusion of the hearing under subsection (d) of this Code section, upon a finding that there is not a preponderance of evidence to conclude that the alleged child abuser committed an act of child abuse, the administrative law judge shall order that the alleged child abuser's name be removed from the child abuse registry. The general public shall be excluded from hearings of the Office of State Administrative Hearings held pursuant to this article, and the files and records relating thereto shall be confidential and not subject to public inspection.

(f) Notwithstanding any other provision of law, the decision of the administrative law judge under subsection (e) of this Code section shall constitute the final administrative decision. Any party shall have the right of judicial review of such decision in accordance with Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' except that the petition for review shall be filed within ten days after such decision and may only be filed with and the decision appealed to the superior court of the county where the hearing took place or, if the hearing was conducted by telephone, the Superior Court of Fulton County. The procedures for such appeal shall be substantially the same as those for judicial review of contested cases under Code Section 50-13-19 except that the filing of a petition for judicial review stays the listing of the petitioner's name upon the child abuse registry, and the superior court shall conduct the review and render its decision thereon within 30 days following the filing of the petition. The review and records thereof shall be closed to the public and not subject to public

inspection.

(g) The administrative law judge shall transmit to the division his or her decision regarding the alleged child abuser and the investigator's report regarding such individual within ten days following that decision unless a petition for judicial review of that decision is filed within the permitted time period. If a timely petition for judicial review is filed within the permitted time period, the superior court shall transmit to the division its decision regarding the alleged child abuser and the investigator's report regarding such individual within ten days following that decision.

(h) With regard to a minor child alleged to have committed abuse, the division shall remove such individual's name from the registry if:

(1) He or she has reached 18 years of age;

(2) More than one year has passed from the date of the act or omission that resulted in a substantiated case and there have been no subsequent acts or omissions resulting in a substantiated case; and

(3) He or she can prove by a preponderance of the evidence that he or she has been rehabilitated.

49-5-184.

~~(a) Upon receipt of a notice from a prosecuting attorney pursuant to subsection (b) of Code Section 49-5-182, the division shall include in the child abuse registry the name of the convicted child abuser, the offense for which he or she was convicted, and whether the offense is considered physical abuse, neglect or exploitation, sexual abuse, or sexual exploitation.~~

~~(b)~~(a) An individual ~~Any person~~ whose name appears in the child abuse registry as a ~~convicted child abuser~~ having committed a substantiated case shall be entitled to a hearing for an administrative determination of whether or not expungement of such ~~person's~~ individual's name should be ordered. In order to exercise such right, the ~~person must~~ individual shall file a written request for a hearing with the division. The provisions of this subsection shall not apply to ~~persons~~ individuals who have waived ~~their~~ a hearing after receipt of notice.

~~(e)~~(b) Upon receipt by the division of a written request for a hearing pursuant to subsection ~~(b)~~ (a) of this Code section, the division shall transmit such request to the Office of State Administrative Hearings within ten days of receipt. The Office of State Administrative Hearings shall conduct a hearing in accordance with Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' except as otherwise provided in this Code section. A hearing shall be conducted within 60 days following receipt of the request by the Office of State Administrative Hearings. Upon a finding that there is no credible evidence that the ~~person~~ individual who requested the hearing ~~is a convicted child abuser~~ is the individual who had a substantiated case, the Office of State Administrative Hearings shall order the division to expunge that name from the registry. The general public shall be excluded from such hearings and the files and records relating thereto shall be confidential and not subject to public inspection.

~~(d)~~(c) Notwithstanding any other provision of law, the decision of the Office of State

Administrative Hearings pursuant to subsection ~~(e)~~ (b) of this Code section shall constitute the final agency decision. Any party shall have the right of judicial review of that decision in accordance with Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' except that the petition for review shall be filed within 30 days after such decision and may only be filed with and the decision appealed to the superior court of the county where the hearing took place or, if the hearing was conducted by telephone, the Superior Court of Fulton County. The procedures for such appeal shall be the same as those for judicial review of contested cases under Code Section 50-13-19. The review and records thereof shall be closed to the public and not subject to public inspection.

49-5-185.

(a) Except as otherwise authorized in subsection (c) of this Code section and subsection (b) of Code Section 49-5-186, the only persons or entities ~~who~~ that may access or be provided any information from the child abuse registry are:

(1) An abuse investigator who has investigated or is investigating a case of possible child abuse and who shall only be provided information relating to ~~that~~ such case for purposes of using ~~that~~ such information in such investigation;

(2) State or other government agencies of this state or any other state which license entities that have interactions with children or are responsible for providing care for children or licensed entities in this state which interact with children or are responsible for providing care for children and which shall only be provided information for purposes of licensing or employment of a specific individual;

(3) A licensing entity, which may disclose information from the child abuse registry in a written notice to an applicant or licensed entity whose license is denied or revoked as a result of information found in the registry, to the extent that such information is required in such notice by a federal or state law, regulation, or policy; or in a proceeding arising from an adverse action taken against a licensed entity or individual as a result of information found in the registry; ~~and~~

(4) The Department of Early Care and Learning, which is authorized to disclose all or a portion of the information from the child abuse registry used to determine that a records check is unsatisfactory or to rescind a determination that a records check is satisfactory to an individual who has submitted a records check application or whose satisfactory records check determination has been rescinded in accordance with Article 2 of Chapter 1A of Title 20; and

(5) An affiliate court appointed special advocate program, as such term is defined in Code Section 15-11-2, which information shall be provided and used solely for the purpose of screening and selecting employees and volunteers of such affiliate court appointed special advocate program and screening and selecting individuals to serve as a CASA, as such term is defined in Code Section 15-11-2.

(b) The division shall provide the Governor's office, the General Assembly, district attorneys, and law enforcement agencies with a statistical analysis of substantiated cases of child abuse ~~and convicted child abusers~~ entered into the child abuse registry at

the end of each calendar year. This analysis shall not include the names of any children, parents, or persons associated with the child abuse. This analysis shall not be protected by any laws prohibiting the dissemination of confidential information.

(c) ~~A person~~ An individual may make a written request to the division to find out whether ~~such person's~~ his or her name is included in the child abuse registry. Upon presentation of a passport, military identification card, driver's license, or identification card authorized under Code Sections 40-5-100 through 40-5-104, the office receiving such request shall disclose to such ~~person~~ individual whether his or her name is included in the child abuse registry and, if so, the date upon which his or her name was listed in the registry ~~and the substantiated case or child abuse crime for which such person was convicted.~~

(d) The division shall provide persons and entities authorized in subsection (a) of this Code section with access to or information from the child abuse registry sufficient to meet the requirements prescribed by Congress as conditions to federal funding for programs administered by such ~~entities or persons~~ or entities.

49-5-186.

(a) Information in the child abuse registry shall be confidential and shall not be subject to Article 4 of Chapter 18 of Title 50, and access thereto is prohibited except as provided in this article. Such information shall not be deemed to be a record of child abuse for purposes of Article 2 of this chapter.

(b)(1) Information obtained from the child abuse registry shall not be made a part of any record which is open to the public except as provided in paragraph (2) of this subsection; provided, however, that a district attorney may use such information in any court proceeding in the course of any criminal prosecution, if such information is otherwise admissible.

(2) Notwithstanding any other provisions of law, information in the child abuse registry applicable to a child who at the time of his or her death was in the custody of a state department or agency or foster parent, which information relates to the child while in the custody of such state department or agency or foster parent, shall not be confidential and shall be subject to Article 4 of Chapter 18 of Title 50.

(c) Any person who knowingly provides any information from the child abuse registry to a person not authorized to be provided such information under this article shall be guilty of a misdemeanor.

(d) Any person who knowingly and under false pretense obtains or attempts to obtain information which was obtained from the child abuse registry, except as authorized in this article, shall be guilty of a misdemeanor.

49-5-187.

The division and other authorized agencies, entities, and persons and the employees thereof providing information from the child abuse registry as authorized by this article and any person who uses such information shall have no civil liability or criminal responsibility therefor."

**SECTION 9.**

(a) This Act shall become effective on July 1, 2016, except as otherwise provided in subsection (b) of this section.

(b) Section 5 of this Act shall become effective on March 1, 2017.

**SECTION 10.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
E Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	C Unterman
C Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 45, nays 0.

HB 905, having received the requisite constitutional majority, was passed by substitute.

The following Senators were excused for business outside the Senate Chamber:

Ligon, Jr. of the 3rd

Wilkinson of the 50th

Senator Ginn of the 47th asked unanimous consent that HB 764, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 764, having been taken from the Table, was put upon its passage.

HB 764. By Representatives Powell of the 32nd, Frye of the 118th, Quick of the 117th, Williams of the 119th, Hitchens of the 161st and others:

A BILL to be entitled an Act to amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles, so as to require drivers of motor vehicles to stop at crosswalks with pedestrian-activated rectangular rapid flash beacons; to make it unlawful to activate such devices when there is no intent to cross a roadway; to provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Ginn of the 47th.

The report of the committee, which was favorable to the passage of the bill, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

N Albers	C Hill, Jack	Y Orrock
N Beach	N Hill, Judson	Y Parent
N Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Sims
C Cowsert	N Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	N Thompson, B
E Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	N Kirk	C Unterman
C Gooch	E Ligon	Y VanNess
N Harbin	Y Lucas	N Walker
Y Harbison	N Martin	Y Watson
Y Harper	N McKoon	E Wilkinson
Y Heath	N Millar	N Williams, M
Y Henson	Y Miller	Williams, T
Hill, H	N Mullis	



On the passage of the bill, the yeas were 28, nays 15.

HB 764, having failed to receive the requisite constitutional majority, was lost.

Senator Ginn of the 47th moved to suspend the Senate Rule 6-7.5, for the Senate to immediately reconsider its action in defeating HB 764.

Senator Heath of the 31st objected.

On the motion, a roll call was taken, and the vote was as follows:

N Albers	C Hill, Jack	Y Orrock
N Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
C Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Sims
C Cowsert	Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	N Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
N Fort	Kennedy	Y Tippins
Y Ginn	Y Kirk	C Unterman
C Gooch	E Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	E Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Hill, H	Mullis	

On the motion, the yeas were 33, nays 9; the motion having failed to receive the requisite two-thirds vote, lost and the Senate did not suspend the Rules to reconsider HB 764.

The following bill was taken up to consider House action thereto:

SB 367. By Senators Kennedy of the 18th, Miller of the 49th, Dugan of the 30th, Jones of the 25th, Kirk of the 13th and others:

A BILL to be entitled an Act to provide for comprehensive reform for offenders entering, proceeding through, and leaving the criminal justice system so as to promote an offender's successful reentry into society, benefit the public, and enact reforms recommended by the Georgia Council on Criminal Justice Reform; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To provide for comprehensive reform for offenders entering, proceeding through, and leaving the criminal justice system so as to promote an offender's successful reentry into society, benefit the public, and enact reforms recommended by the Georgia Council on Criminal Justice Reform; to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to create operating under the influence court divisions and family treatment court divisions; to provide for assignment of cases, planning groups, work plans, standards and practices, staffing and expenses, records, fees, grants, and donations; to provide for oversight by the Council of Accountability Court Judges of Georgia; to change the composition of the Council of Accountability Court Judges of Georgia; to provide for record restriction in accountability courts under certain circumstances; to provide for considerations relative to the detention of children under the age of 14; to authorize a state or local governing authority to contract for services for Pretrial Intervention and Diversion Programs; to provide for the collection of fees for and expenditures of funds from the County Drug Abuse Treatment Education Fund relative to operating under the influence and family treatment court divisions; to amend Titles 20, 42, and 49 of the Official Code of Georgia Annotated, relating to education, penal institutions, and social services, respectively, so as to provide for students incarcerated in Department of Corrections facilities or incarcerated or committed to Department of Juvenile Justice facilities to receive educational services through a state charter school; to provide for state funding for the education of such students in the same manner as for other students enrolled in the state charter school; to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so to provide for matters relating to school discipline and disrupting the operation of public schools; to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to create better opportunities for defendants to regain driving privileges; to provide for a pauper's affidavit for a partial waiver of driver's license reinstatement and restoration fees; to provide for concurrent driver's license suspensions and revocations under certain circumstances; to change provisions relating to determining the length of certain driver's license revocations; to limit eligibility for indefinitely renewable limited driving permits; to provide for certain drivers' licenses to be automatically reinstated; to provide for procedure; to allow operating under the influence court divisions to restore or suspend an operating under the influence court division participant's driver's license or issue a participant a limited driving permit or ignition interlock device limited driving permit under certain circumstances; to amend Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, so as to clarify responsibilities of the Board of Community Supervision and the Department of Community Supervision; to provide for an offender transition and reentry unit and misdemeanor probation unit within the Department of Community Supervision; to amend Chapter 8 of Title 42, Article 2 of

Chapter 7 of Title 17, and Article 2 of Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to probation, commitment hearings, and the Georgia Crime Information Center, respectively, so as to clarify first offender status and provide duties, obligations, and responsibilities for the clerk of court, the Department of Community Supervision, probation officers serving pursuant to Article 6 of Chapter 8 of Title 42, and the Department of Corrections; to specify entities to whom first offender information shall be provided; to change provisions relating to first offender dispositions and the release of records thereof; to provide for the reporting of cases dismissed prior to filing an accusation or indictment; to provide for procedure; to enact reforms relating to criminal record keeping and dissemination; to clarify duties and responsibilities for criminal record keeping and dissemination; to clarify provisions relating to record restriction; to allow record restriction for certain first offenders who were under 21 years of age and accused of certain alcohol related violations; to amend Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, so as to change provisions relating to agreements for probation services; to provide for preliminary requirements for revocations based solely on failure to pay fines, statutory surcharges, or probation supervision fees or solely on failure to report; to provide for procedure; to provide for early termination of probation and review of certain misdemeanor probation cases under certain circumstances; to change provisions relating to parole eligibility for certain offenders; to repeal obsolete references to pretrial diversion programs that are no longer operated by the Department of Corrections or the Department of Community Supervision; to amend Chapter 1 of Title 43 of the Official Code of Georgia Annotated, relating to general provisions applicable to professions and businesses, so as to require professional licensing boards to consider certain factors relating to felonies before denying a license to an applicant or revoking a license and to provide for probationary licenses for participants in accountability courts; to amend Article 1 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to general provisions for public assistance, so as to provide for eligibility for food stamps under certain circumstances; to amend Code Section 49-4A-2 of the Official Code of Georgia Annotated, relating to the creation of the Board of Juvenile Justice, so as to provide for rules and regulations governing the transfer of probation supervision of certain juvenile offenders; to amend the Official Code of Georgia Annotated so as to conform provisions and correct cross-references; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

PART I  
EXPANDING ACCOUNTABILITY COURTS AND  
PRETRIAL INTERVENTION AND DIVERSION PROGRAMS;  
DETENTION OF YOUTH  
**SECTION 1-1.**

Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended by revising paragraph (1) of subsection (a) of Code Section 15-1-18, relating to the Council of Accountability Court Judges of Georgia, as follows:

"(1) 'Accountability court' means a superior, state, or juvenile court that has a drug court division, mental health court division, ~~or~~ veterans court division, or operating under the influence court division or a juvenile court that has a family treatment court division."

#### **SECTION 1-2.**

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

"15-1-19.

(a)(1) As used in this subsection, the term 'risk and needs assessment' means an actuarial tool, approved by the Council of Accountability Court Judges of Georgia and validated on a targeted population, scientifically proven to determine an individual's risk to recidivate and to identify criminal risk factors that, when properly addressed, can reduce such individual's likelihood of committing future criminal behavior.

(2) Any superior, state, or juvenile court that has jurisdiction over a violation of Code Section 40-6-391 or 52-7-12 may establish an operating under the influence court division to provide an alternative to the traditional judicial system for disposition of such cases.

(3) In any case which arises from a violation of Code Section 40-6-391 or 52-7-12 or is ancillary to such conduct and the defendant meets the eligibility criteria for the operating under the influence court division, the court may assign the case to the operating under the influence court division:

(A) Prior to the entry of the sentence, if the prosecuting attorney consents;

(B) As part of a sentence in a case; or

(C) Upon consideration of a petition to revoke probation.

(4) Each operating under the influence court division shall establish a planning group to develop a work plan. The planning group shall include the judges, prosecuting attorneys, public defenders, community supervision officers, probation officers serving pursuant to Article 6 of Chapter 8 of Title 42, and persons having expertise in the field of substance abuse. The work plan shall address the operational, coordination, resource, information management, and evaluation needs of the operating under the influence court division. The work plan shall include operating under the influence court division policies and practices related to implementing the standards and practices developed pursuant to paragraph (5) of this subsection. The work plan shall ensure a risk and needs assessment is used to identify the likelihood of recidivating and identify the needs that, when met, reduce recidivism. The work plan also shall ensure that operating under the influence court division eligibility shall be focused on moderate-risk and high-risk offenders as determined by a risk and needs assessment. The operating under the influence court division shall combine judicial supervision, treatment of operating under the influence court division

participants, and drug testing.

(5)(A) The Council of Accountability Court Judges of Georgia shall establish standards and practices for operating under the influence court divisions, taking into consideration guidelines and principles based on current research and findings that are published by the National Drug Court Institute, the National Center for DWI Courts, and the Substance Abuse and Mental Health Services Administration and related to practices shown to reduce recidivism of offenders with alcohol or drug abuse problems. Standards and practices shall include, but shall not be limited to, the use of a risk and needs assessment to identify the likelihood of recidivating and identify the needs that, when met, reduce recidivism. The Council of Accountability Court Judges of Georgia shall update its standards and practices to incorporate research, findings, and developments in the operating under the influence court field. Each operating under the influence court division shall adopt policies and practices that are consistent with the standards and practices published by the Council of Accountability Court Judges of Georgia.

(B) The Council of Accountability Court Judges of Georgia shall provide technical assistance to operating under the influence court divisions to assist them with the implementation of policies and practices, including, but not limited to, guidance on the implementation of risk and needs assessments in operating under the influence court divisions.

(C) The Council of Accountability Court Judges of Georgia shall create and manage a certification and peer review process to ensure operating under the influence court divisions are adhering to the Council of Accountability Court Judges of Georgia's standards and practices and shall create a waiver process for operating under the influence court divisions to seek an exception to the Council of Accountability Court Judges of Georgia's standards and practices. In order to receive state appropriated funds, any operating under the influence court division established on and after July 1, 2017, shall be certified pursuant to this subparagraph or, for good cause shown to the Council of Accountability Court Judges of Georgia, shall receive a waiver from the Council of Accountability Court Judges of Georgia.

(D) On and after July 1, 2017, the award of any state funds for an operating under the influence court division shall be conditioned upon an operating under the influence court division attaining certification or a waiver by the Council of Accountability Court Judges of Georgia. On or before September 1, the Council of Accountability Court Judges of Georgia shall publish an annual report listing certified operating under the influence court divisions.

(E) The Council of Accountability Court Judges of Georgia shall develop and manage an electronic information system for performance measurement and accept submission of performance data in a consistent format from all operating under the influence court divisions. The Council of Accountability Court Judges of Georgia shall identify elements necessary for performance measurement, including, but not limited to, recidivism, the number of moderate-risk and high-risk participants in an operating under the influence court division, drug testing results, drug testing

failures, participant employment, the number of participants who successfully complete the program, and the number of participants who fail to complete the program.

(F) On or before July 1, 2017, and every three years thereafter, the Council of Accountability Court Judges of Georgia shall conduct a performance peer review of the operating under the influence court divisions for the purpose of improving operating under the influence court division policies and practices and the certification and recertification process.

(6) A court instituting the operating under the influence court division may request the prosecuting attorney for the jurisdiction to designate one or more prosecuting attorneys to serve in the operating under the influence court division and may request the public defender, if any, to designate one or more assistant public defenders to serve in the operating under the influence court division.

(7) The clerk of court for the court that is instituting the operating under the influence court division or such clerk's designee shall serve as the clerk of the operating under the influence court division.

(8) The court instituting the operating under the influence court division may request community supervision officers, probation officers serving pursuant to Article 6 of Chapter 8 of Title 42, and other employees of the court to perform duties for the operating under the influence court division. Such individuals shall perform duties as directed by the judges of the operating under the influence court division.

(9) The court instituting the operating under the influence court division may enter into agreements with other courts, agencies, and private corporations, private enterprises, private agencies, or private entities providing services pursuant to Article 6 of Chapter 8 of Title 42 for the assignment of personnel from such other entities to the operating under the influence court division.

(10) Expenses for salaries, equipment, services, and supplies incurred in implementing this Code section may be paid from state funds, funds of the county or political subdivision implementing such operating under the influence court division, federal grant funds, and funds from private donations.

(b)(1) Each operating under the influence court division shall establish criteria which define the successful completion of the operating under the influence court division program.

(2) If the operating under the influence court division participant successfully completes the operating under the influence court division program as part of a sentence imposed by the court:

(A) A judge presiding in such court division shall not order the dismissal of any offense involving or arising from a violation of Code Section 40-6-391 or 52-7-12; and

(B) A judge presiding in such court division shall not order the restriction or vacation of a conviction of any offense involving or arising from a violation of Code Section 40-6-391 or 52-7-12.

(3) If the operating under the influence court division participant successfully

completes the operating under the influence court division program as part of a sentence imposed by the court, the sentence of the operating under the influence court division participant may be reduced or modified.

(4) Any plea of guilty or nolo contendere entered pursuant to this Code section shall not be withdrawn without the consent of the court.

(c) Any statement made by an operating under the influence court division participant as part of participation in such court division, or any report made by the staff of such court division or program connected to such court division, regarding a participant's substance usage shall not be admissible as evidence against the participant in any legal proceeding or prosecution; provided, however, that, if the participant violates the conditions of his or her participation in the program or is terminated from the operating under the influence court division, the reasons for the violation or termination may be considered in sanctioning, sentencing, or otherwise disposing of the participant's case.

(d) Notwithstanding any provision of law to the contrary, operating under the influence court division staff shall be provided, upon request, with access to all records relevant to the treatment of the operating under the influence court division participant from any state or local government agency. All such records and the contents thereof shall be treated as confidential, shall not be disclosed to any person outside of the operating under the influence court division, and shall not be subject to Article 4 of Chapter 18 of Title 50, relating to open records, or subject to subpoena, discovery, or introduction into evidence in any civil or criminal proceeding. Such records and the contents thereof shall be maintained by the operating under the influence court division and originating court in a confidential file not available to the public.

(e) Any fees received by an operating under the influence court division from an operating under the influence court division participant as payment for substance abuse treatment and services shall not be considered as court costs or a fine.

(f) The court may have the authority to accept grants, donations, and other proceeds from outside sources for the purpose of supporting the operating under the influence court division. Any such grants, donations, or proceeds shall be retained by the operating under the influence court division for expenses."

### **SECTION 1-3.**

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

"15-1-20.

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

(1) 'Accountability court' means a superior or state court that has a drug court division, mental health court division, or veterans court division or a juvenile court that has a family treatment court division.

(2) 'Criminal history record information' shall have the same meaning as set forth in Code Section 35-3-30.

(3) 'Criminal justice agencies' shall have the same meaning as set forth in Code Section 35-3-30.

(4) 'Restrict,' 'restricted,' or 'restriction' means that criminal history record

information shall not be disclosed or otherwise made available to any private persons or businesses pursuant to Code Section 35-3-34 or to governmental agencies or licensing and regulating agencies pursuant to Code Section 35-3-35.

(b) When a case is assigned to an accountability court and the defendant is required to complete a drug court division program, mental health court division program, veterans court division program, or family treatment court division program, as applicable, prior to the entry of the judgment, in contemplation that the defendant's case will be dismissed or nolle prossed, the court may, in its discretion, restrict the dissemination of the defendant's criminal history record information by the Georgia Crime Information Center for the prosecution of the case assigned to such court. The court shall specify the date such restriction shall take effect. The court may revoke such order at any time.

(c)(1) Criminal history record information restricted pursuant to this Code section shall always be available for inspection, copying, and use:

(A) To criminal justice agencies for law enforcement or criminal investigative purposes or for purposes of criminal justice agency employment;

(B) To judicial officials;

(C) By the Judicial Qualifications Commission;

(D) By a prosecuting attorney or public defender who submits a sworn affidavit to the clerk of court that attests that such information is relevant to a criminal proceeding;

(E) Pursuant to a court order; and

(F) By an individual who is the subject of restricted criminal history record information upon court order.

(2) The confidentiality of such information shall be maintained insofar as practical."

#### **SECTION 1-4.**

Said title is further amended by revising Code Section 15-11-11, relating to concurrent jurisdiction, as follows:

"15-11-11.

The juvenile court shall have concurrent jurisdiction to hear:

(1) Any legitimation petition filed pursuant to Code Section 19-7-22 concerning a child alleged to be dependent;

(2) Any legitimation petition transferred to the court by proper order of the superior court;

(3) The issue of custody and support when the issue is transferred by proper order of the superior court; provided, however, that if a demand for a jury trial as to support has been properly filed by either parent, then the case shall be transferred to superior court for the jury trial; ~~and~~

(4) Any petition for the establishment or termination of a temporary guardianship transferred to the court by proper order of the probate court; and

(5) Any criminal case transferred to the court pursuant to subsection (d) of Code Section 15-11-15."



**SECTION 1-5.**

Said title is further amended by revising Code Section 15-11-15, relating to transfers from superior court, as follows:

"15-11-15.

(a) In handling divorce, alimony, habeas corpus, or other cases involving the custody of a child, a superior court may transfer the question of the determination of custody, support, or custody and support to the juvenile court either for investigation and a report back to the superior court or for investigation and determination.

(b) If the referral is for investigation and determination, then the juvenile court shall proceed to handle the matter in the same manner as though the action originated under this chapter in compliance with the order of the superior court, except that the parties shall not be entitled to obtain an appointed attorney through the juvenile court.

(c) At any time prior to the determination of any ~~such~~ question regarding custody, support, or custody and support, the juvenile court may transfer the jurisdiction of the question back to the referring superior court.

(d) In handling criminal cases involving an accused who is in jeopardy of having his or her parental rights terminated due to criminal charges, a superior court may transfer a criminal case to a family treatment court division of a juvenile court for treatment and a report back to the superior court so long as the prosecuting attorney and accused agree to such transfer; provided, however, that such juvenile court may transfer such case back to the referring superior court at any time."

**SECTION 1-6.**

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

"15-11-70.

(a)(1) As used in this subsection, the term 'risk and needs assessment' means an actuarial tool, approved by the Council of Accountability Court Judges of Georgia and validated on a targeted population, scientifically proven to determine an individual's risk to recidivate and to identify criminal risk factors that, when properly addressed, can reduce such individual's likelihood of committing future criminal behavior.

(2) Any juvenile court may establish a family treatment court division to provide an alternative to the traditional judicial system for the disposition of dependency cases and for assisting superior courts with criminal cases referred to such division under Code Section 15-11-15. The goal of a family treatment court division is to:

(A) Reduce alcohol or drug abuse and addiction for respondents in dependency proceedings;

(B) Improve permanency outcomes for families when dependency is based in part on alcohol or drug use and addiction;

(C) Increase the personal, familial, and societal accountability of respondents in dependency proceedings; and

(D) Promote effective intervention and use of resources among child welfare personnel, law enforcement agencies, treatment providers, community agencies, and

the courts.

(3) In any criminal case transferred pursuant to Code Section 15-11-15, when the defendant meets the eligibility criteria for the family treatment court division, such case may be assigned to the family treatment court division:

(A) Prior to the entry of the sentence, if the prosecuting attorney consents;

(B) As part of a sentence in a case; or

(C) Upon consideration of a petition to revoke probation.

(4) Each family treatment court division shall establish a planning group to develop a work plan. The planning group shall include the judges, prosecuting attorneys, special assistant attorneys general, public defenders, attorneys who represent children and parents, law enforcement officials, probation officers, community supervision officers, court appointed special advocates, guardians ad litem, and other individuals having expertise in services available to families in dependency proceedings. The work plan shall address the operational, coordination, resource, information management, and evaluation needs of the family treatment court division. The work plan shall include family treatment court division policies and practices related to implementing the standards and practices developed pursuant to paragraph (5) of this subsection. The work plan shall ensure a risk and needs assessment is used to identify the likelihood of recidivating and identify the needs that, when met, reduce recidivism. The work plan shall include eligibility criteria for the family treatment court division. The family treatment court division shall combine judicial supervision, treatment of family treatment court division participants, drug testing, and mental health treatment.

(5)(A) The Council of Accountability Court Judges of Georgia shall establish standards and practices for family treatment court divisions, taking into consideration guidelines and principles based on current research and findings that are published by experts on family treatment health needs and treatment options in a dependency setting. Standards and practices shall include, but shall not be limited to, the use of a risk and needs assessment to identify the likelihood of recidivating and identify the needs that, when met, reduce recidivism. The Council of Accountability Court Judges of Georgia shall update its standards and practices to incorporate research, findings, and developments in the family treatment court field. Each family treatment court division shall adopt policies and practices that are consistent with the standards and practices published by the Council of Accountability Court Judges of Georgia.

(B) The Council of Accountability Court Judges of Georgia shall provide technical assistance to family treatment court divisions to assist them with the implementation of policies and practices, including, but not limited to, guidance on the implementation of risk and needs assessments in family treatment court divisions.

(C) The Council of Accountability Court Judges of Georgia shall create and manage a certification and peer review process to ensure family treatment court divisions are adhering to the Council of Accountability Court Judges of Georgia's standards and practices and shall create a waiver process for family treatment court

divisions to seek an exception to the Council of Accountability Court Judges of Georgia's standards and practices. In order to receive state appropriated funds, any family treatment court division established on and after July 1, 2017, shall be certified pursuant to this subparagraph or, for good cause shown to the Council of Accountability Court Judges of Georgia, shall receive a waiver from the Council of Accountability Court Judges of Georgia.

(D) On and after July 1, 2017, the award of any state funds for a family treatment court division shall be conditioned upon a family treatment court division attaining certification or a waiver by the Council of Accountability Court Judges of Georgia. On or before September 1, the Council of Accountability Court Judges of Georgia shall publish an annual report listing certified family treatment court divisions.

(E) The Council of Accountability Court Judges of Georgia shall develop and manage an electronic information system for performance measurement and accept submission of performance data in a consistent format from all family treatment court divisions. The Council of Accountability Court Judges of Georgia shall identify elements necessary for performance measurement, including, but not limited to, the number of children reunited with participants in a family treatment court division, drug testing results, drug testing failures, participant employment, the number of participants who successfully complete the program, and the number of participants who fail to complete the program.

(F) On or before July 1, 2017, and every three years thereafter, the Council of Accountability Court Judges of Georgia shall conduct a performance peer review of the family treatment court divisions for the purpose of improving family treatment court division policies and practices and the certification and recertification process.

(6) A court instituting the family treatment court division may request any of the following individuals to serve in the family treatment court division:

(A) One or more prosecuting attorneys designated by the prosecuting attorney for the jurisdiction;

(B) A special assistant attorney general; or

(C) One or more assistant public defenders designated by the public defender, if any.

(7) The clerk of the juvenile court that is instituting the family treatment court division or such clerk's designee shall serve as the clerk of the family treatment court division.

(8) The court instituting the family treatment court division may request community supervision officers, probation officers, and other employees of the court to perform duties for the family treatment court division. Such individuals shall perform duties as directed by the judges of the family treatment court division.

(9) The court instituting the family treatment court division may enter into agreements with other courts and agencies for the assignment of personnel and probation supervision from other courts and agencies to the family treatment court division.

(10) Expenses for salaries, equipment, services, and supplies incurred in

implementing this Code section may be paid from state funds, funds of the county or political subdivision implementing such family treatment court division, federal grant funds, and funds from private donations.

(b) Each family treatment court division shall establish criteria which define the successful completion of the family treatment court division program. If the family treatment court division participant who was referred to the family treatment court division on a criminal charge by a superior court successfully completes the family treatment court division program, a report of such completion shall be communicated to the referring superior court judge.

(c) Any statement made by a family treatment court division participant as part of participation in such court division, or any report made by the staff of such court division or program connected to such court division, regarding a participant's substance usage shall not be admissible as evidence against the participant in any legal proceeding or prosecution; provided, however, that, if the participant violates the conditions of his or her participation in the program or is terminated from the family treatment court division, the reasons for the violation or termination may be considered in sanctioning, sentencing, or otherwise disposing of the participant's case.

(d) Notwithstanding any provision of law to the contrary, family treatment court division staff shall be provided, upon request, with access to all records relevant to the treatment of the family treatment court division participant from any state or local government agency. All such records and the contents thereof shall be treated as confidential, shall not be disclosed to any person outside of the family treatment court division, and shall not be subject to Article 4 of Chapter 18 of Title 50, relating to open records, or subject to subpoena, discovery, or introduction into evidence in any civil or criminal proceeding. Such records and the contents thereof shall be maintained by the family treatment court division and originating court in a confidential file not available to the public.

(e) Any fees received by a family treatment court division from a family treatment court division participant as payment for substance abuse treatment and services shall not be considered as court costs or a fine.

(f) The court may have the authority to accept grants, donations, and other proceeds from outside sources for the purpose of supporting the family treatment court division. Any such grants, donations, or proceeds shall be retained by the family treatment court division for expenses."

#### **SECTION 1-7.**

Said title is further amended by revising Code Section 15-11-505, relating to the use of detention assessments to determine if detention is warranted, as follows:

"15-11-505.

(a) If an alleged delinquent child is brought before the court, ~~or~~ delivered to a secure residential facility or nonsecure residential facility or foster care facility designated by the court, or otherwise taken into custody, the juvenile court intake officer shall immediately administer a detention assessment and determine if such child should be

detained and release such child, taking into account subsection (b) of this Code section. Such child shall be released unless it appears that his or her detention is warranted.

(b)(1) As used in this subsection, the term 'serious delinquent act' means to commit, attempt to commit, conspiracy to commit, or solicitation of another to commit a delinquent act which if committed by an adult would constitute:

- (A) Aggravated assault;
- (B) Aggravated battery;
- (C) Aggravated child molestation;
- (D) Aggravated cruelty to animals;
- (E) Aggravated sexual battery;
- (F) Aggravated sodomy;
- (G) Armed robbery involving a firearm;
- (H) Arson in the first degree;
- (I) Burglary in the first degree;
- (J) Child molestation;
- (K) Escape;
- (L) Hijacking a motor vehicle;
- (M) Home invasion in the first or second degree;
- (N) Involuntary manslaughter;
- (O) Murder;
- (P) Participating in criminal gang activity, as defined in subparagraphs (A) through (G) and (J) of paragraph (1) of Code Section 16-15-3, in violation of Code Section 16-15-4;
- (Q) Rape;
- (R) Robbery;
- (S) Sexual exploitation of children;
- (T) Smash and grab burglary;
- (U) Trafficking of substances in violation of Code Section 16-13-31 or 16-13-31.1;
- (V) Vehicular homicide; or
- (W) Voluntary manslaughter.

(2) When a child who is 13 years of age or younger is taken into custody as provided in subsection (a) of this Code section for any delinquent act other than a serious delinquent act, there shall be a presumption that such child should not be detained."

### **SECTION 1-8.**

Said title is further amended by revising subsection (b) of Code Section 15-11-710, relating to exchange of information, as follows:

"(b) Governmental entities and state, county, municipal, or consolidated government departments, boards, or agencies shall exchange with each other all information not held as confidential pursuant to federal law and relating to a child which may aid a governmental entity in the assessment, treatment, intervention, or rehabilitation of a child, notwithstanding Code Section 15-1-15, 15-1-19, 15-11-40, 15-11-70, 15-11-105, 15-11-170, 15-11-264, 15-11-541, 15-11-542, 15-11-603, 15-11-708, 15-11-709, 15-

11-744, 20-2-751.2, 20-14-40, 24-12-10, 24-12-11, 24-12-20, 26-4-5, 26-4-80, 26-5-17, 31-5-5, 31-33-6, 37-1-53, 37-2-9.1, 42-5-36, 42-8-40, 42-8-109.2, 49-5-40, 49-5-41, 49-5-41.1, 49-5-44, 49-5-45, 49-5-183, 49-5-184, 49-5-185, or 49-5-186, in order to serve the best interests of such child. Information which is shared pursuant to this subsection shall not be utilized to assist in the prosecution of a child in juvenile, superior, or state court or utilized to the detriment of such child."

#### **SECTION 1-9.**

Said title is further amended by revising subsection (a) of Code Section 15-18-80, relating to policy and procedure for Pretrial Intervention and Diversion Programs, as follows:

"(a) The prosecuting attorneys for each judicial circuit of this state shall be authorized to create and administer a Pretrial Intervention and Diversion Program. The prosecuting attorney for state courts, probate courts, magistrate courts, municipal courts, and any other court that hears cases involving a violation of the criminal laws of this state or ordinance violations shall also be authorized to create and administer a Pretrial Intervention and Diversion Program for offenses within the jurisdiction of such courts. Upon the request of the district attorney or solicitor and with the advice and express written consent of such attorney, the state or local governing authority may enter into a written contract with any entity or individual for the purpose of monitoring program participants' compliance with a Pretrial Intervention and Diversion Program."

#### **SECTION 1-10.**

Said title is further amended by revising subsection (a) of Code Section 15-21-100, relating to imposition of additional penalty for certain offenses, as follows:

"(a)(1) In every case in which any court shall impose a fine, which shall be construed to include costs, for any offense prohibited by Code Section 16-13-30, 16-13-30.1, 16-13-30.2, 16-13-30.3, 16-13-30.5, 16-13-31, 16-13-31.1, 16-13-32, 16-13-32.1, 16-13-32.2, 16-13-32.3, 16-13-32.4, 16-13-32.5, or 16-13-32.6, there shall be imposed as an additional penalty a sum equal to 50 percent of the original fine. The additional 50 percent penalty shall also be imposed in every case in which a fine is imposed for violation of:

~~(1)(A)~~ Code Section 3-3-23.1;

~~(2)(B)~~ Code Section 40-6-391; ~~or~~

~~(3)(C)~~ Code Section 40-6-393 or 40-6-394 if the offender was also charged with a violation of Code Section 40-6-391; or

(D) Code Section 52-7-12.

(2) If no fine is provided for in the applicable Code section, and the judge places the defendant on probation, the fine authorized by Code Section 17-10-8 shall be applicable."

#### **SECTION 1-11.**

Said title is further amended by revising subsection (b) of Code Section 15-21-101, relating to collection of fines and authorized expenditures of funds from County Drug

Abuse Treatment and Education Fund, as follows:

"(b) Moneys collected pursuant to this article and placed in the 'County Drug Abuse Treatment and Education Fund' shall be expended by the governing authority of the county for which the fund is established solely and exclusively:

(1) For drug abuse treatment and education programs relating to controlled substances, alcohol, and marijuana; ~~and~~

(2) If a drug court division has been established in the county under Code Section 15-1-15, for purposes of the drug court division;

(3) If an operating under the influence court division has been established in the county under Code Section 15-1-19, for the purposes of the operating under the influence court division; and

(4) If a family treatment court division has been established in the county under Code Section 15-11-70, for the purposes of the family treatment court division.

(c) This article shall not preclude the appropriation or expenditure of other funds by the governing authority of any county or by the General Assembly for the purpose of drug abuse treatment or education programs, ~~or drug court divisions, operating under the influence court divisions, or family treatment court divisions.~~"

PART II  
CHARTER SCHOOLS IN DEPARTMENT OF CORRECTIONS AND  
DEPARTMENT OF JUVENILE JUSTICE FACILITIES  
**SECTION 2-1.**

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended by revising paragraphs (1) and (8) of subsection (b) of Code Section 20-2-133, relating to free public instruction for elementary and secondary education, as follows:

"(b)(1) Any child, except a child in a secure residential facility as defined in Code Section 15-11-2, as specifically provided in this paragraph, who is in the physical or legal custody of the Department of Juvenile Justice or the Department of Human Services; in a placement operated by the Department of Human Services or the Department of Behavioral Health and Developmental Disabilities; or in a facility or placement paid for by the Department of Juvenile Justice, the Department of Human Services or any of its divisions, or the Department of Behavioral Health and Developmental Disabilities and who is physically present within the geographical area served by a local unit of administration for any length of time is eligible for enrollment in the educational programs of that local unit of administration; provided, however, that the child meets the age eligibility requirements established by this article. The Except for children who are committed to the Department of Juvenile Justice and receiving education services under Code Section 20-2-2084.1, the local unit of administration of the school district in which such child is present shall be responsible for the provision of all educational programs, including special education and related services, at no charge so long as the child is physically present in the school district. A child shall be considered in the physical or legal custody of the

Department of Juvenile Justice or the Department of Human Services or any of its divisions if custody has been awarded either temporarily or permanently by court order or by voluntary agreement, or if the child has been admitted or placed according to an individualized treatment or service plan of the Department of Human Services. A child shall be considered in a facility or placement paid for or operated by the Department of Behavioral Health and Developmental Disabilities if the child has been admitted or placed according to an individualized treatment or service plan of the Department of Behavioral Health and Developmental Disabilities. No child in a secure residential facility as defined in Code Section 15-11-2, regardless of his or her custody status, shall be eligible for enrollment in the educational programs of the local unit of administration of the school district in which such facility is located. No child or youth in the custody of the Department of Corrections or the Department of Juvenile Justice and confined in a facility as a result of a sentence imposed by a court shall be eligible for enrollment in the educational programs of the local unit of administration of the school district where such child or youth is being held; provided, however, that such child or youth may be eligible for enrollment in a state charter school pursuant to Code Section 20-2-2084.1."

"(8) The Department of Education, the State Charter Schools Commission, the Department of Human Services, the Department of Juvenile Justice, the Department of Behavioral Health and Developmental Disabilities, and the local units of administration where Department of Education, State Charter Schools Commission, Department of Juvenile Justice, Department of Behavioral Health and Developmental Disabilities, or Department of Human Services placements, facilities, or contract facilities are located shall jointly develop procedures binding on all agencies implementing the provisions of this Code section applicable to children and youth in the physical or legal custody of the Department of Juvenile Justice, under the care or physical or legal custody of the Department of Human Services, or under the physical custody of the Department of Behavioral Health and Developmental Disabilities."

#### **SECTION 2-2.**

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

"20-2-2084.1.

A state charter school shall be authorized, upon the approval of the commission, to enter into a contract with the Department of Juvenile Justice or the Department of Corrections to operate a school and deliver education services to school age children or youth incarcerated within any facility of the Department of Corrections or incarcerated within or committed to the Department of Juvenile Justice. Any children or youth receiving education services through a state charter school in such manner shall be considered students enrolled in and attending the state charter school for purposes of funding pursuant to Code Section 20-2-2089."



**SECTION 2-3.**

Said title is further amended by revising Code Section 20-2-2090, relating to collaborative efforts on matters related to authorization of state charter schools and administration, as follows:

"20-2-2090.

The commission shall work in collaboration with the department on all matters related to authorizing state charter schools and shall be assigned to the department for administrative purposes only, as prescribed in Code Section 50-4-3. For administrative purposes, including data reporting, student enrollment counting procedures, student achievement reporting, funding allocations, and related purposes as defined by the State Board of Education, each state charter school, including any students receiving education services through a state charter school pursuant to Code Section 20-2-2084.1, shall, consistent with department rules and regulations, be treated as a single local education agency."

**SECTION 2-4.**

Said title is further amended by revising subsection (d) of Code Section 20-2-2114, relating to qualifications for the scholarship program for special needs students, as follows:

"(d) Students enrolled in a school operated by the Department of Juvenile Justice or operated by a state charter school on behalf of the Department of Juvenile Justice pursuant to Code Section 20-2-2084.1 are not eligible for the scholarship."

**SECTION 2-5.**

Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, is amended by revising Code Section 42-2-5.1, relating to the Department of Corrections as a special school district for school age youth, as follows:

"42-2-5.1.

(a) In order to provide education for any school age ~~youths~~ youth incarcerated within any facility of the department, the department shall be considered a special school district which shall be given the same funding consideration for federal funds that school districts within ~~the~~ this state are given. The special school district under the department shall have the powers, privileges, and authority exercised or capable of exercise by any other school district. The schools within the special school district shall be under the control of the commissioner, who shall serve as the superintendent of schools for such district, except as otherwise provided in subsection (b) of this Code section. The board shall serve as the board of education for such district. The board, acting alone or in cooperation with the State Board of Education, shall establish education standards for the district. As far as is practicable, such standards shall adhere to the standards adopted by the State Board of Education for the education of school age youth, while taking into account:

(1) The overriding security needs of correctional institutions and other restrictions inherent to the nature of correctional facilities;

(2) The effect of limited funding on the capability of the department to meet certain school standards; and

(3) Existing juvenile education standards of the Correctional Education Association and the American Correctional Association, which shall be given primary consideration where any conflicts arise.

(b) Any school within the department that is operated by a state charter school pursuant to a contract entered into in accordance with Code Section 20-2-2084.1 shall be under the control of the State Charter Schools Commission and the governing board of the state charter school, subject to any conditions in the contract. Any such school shall not be considered a part of the special school district established pursuant to this Code section.

~~(b)~~(c) The effect of subsection (a) of this Code section shall not be to provide state funds to the special school district under the department through Part 4 of Article 6 of Chapter 2 of Title 20, except as otherwise provided in Code Section 20-2-2084.1."

### SECTION 2-6.

Title 49 of the Official Code of Georgia Annotated, relating to social services, is amended by revising Code Section 49-4A-12, relating to the Department of Juvenile Justice as a special school district, as follows:

"49-4A-12.

(a) The Department of Juvenile Justice shall be a special school district which shall be given the same funding consideration for federal funds that school districts within ~~the~~ this state are given.

(b)(1) Except as otherwise provided in paragraph (2) of this subsection, the ~~The~~ schools within the department shall be under the control of the commissioner who shall serve as the superintendent of schools for such district. The Board of Juvenile Justice shall serve as the board of education for such district.

(2) Any school within the department that is operated by a state charter school pursuant to a contract entered into in accordance with Code Section 20-2-2084.1 shall be under the control of the State Charter Schools Commission and the governing board of the state charter school, subject to any conditions in the contract. Any such school shall not be considered a part of the special school district established pursuant to this Code section.

(c)(1) The schools shall meet the requirements of the law for public schools and rules and regulations of the State Board of Education. It is the intent of this Code section to fund educational services and programs in this special school district so that youth served therein shall receive the same quality and content of educational services as provided to youth in school districts within ~~the~~ this state.

(2) The State School Superintendent may grant waivers for such provisions of the laws and regulations with which the schools cannot comply because of their functioning on an annual basis and in response to the commissioner or the commissioner's designee's written request and justification. Such exceptions shall be in writing.

- (d)(1) Each teacher in the special school district shall receive annual compensation at the rate specified for the type of certificate held by such teacher based on the appropriate teacher salary schedules established pursuant to Code Section 20-2-212.
- (2) This provision shall not act to reduce the compensation currently paid any teacher in the special school district.
- (3) To the extent such resources are available, federal funding resources shall be utilized to meet increased costs resulting from implementation of this subsection.
- (e) The commissioner shall develop and implement a plan whereby there shall be sufficient substitute teachers available for temporary service as needed for each school composing the special school district.
- (f)(1) Nothing in the language of this Code section shall be construed as prohibiting any local school district from issuing a diploma to a youth in the custody of the department, upon certification of the principal of a departmental school.
- (2) School records of any juvenile in the department's programs who is issued a diploma by a local school district shall be maintained by such local school district, provided that all references to the juvenile's commitment to and treatment by the department are expunged.
- (g) The special school district under the department shall have the powers, privileges, and authority exercised or capable of exercise by any other school district.
- (h) The effect of this Code section shall not be to provide state funds to the special school district under the department through Part 4 of Article 6 of Chapter 2 of Title 20, except as otherwise provided in Code Section 20-2-2084.1."

PART III  
SCHOOL DISCIPLINE  
**SECTION 3-1.**

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended by revising Code Section 20-2-759, which was previously reserved, as follows:

"20-2-759.

The State Board of Education shall promulgate rules and regulations to require minimum qualifications for hearing officers, disciplinary hearing officers, tribunals, and panels that are tasked with hearing matters in this subpart. The State Board of Education shall promulgate rules and regulations to ensure that such individuals have initial training prior to serving as a hearing officer or disciplinary hearing officer or on a tribunal or panel, undergo continuing education so as to continue to serve in such capacity, and function as independent, neutral arbiters. Reserved."

**SECTION 3-2.**

Said title is further amended by revising Code Section 20-2-1181, relating to disruption or interference with operation of public schools, as follows:

"20-2-1181.

- (a) It shall be unlawful for any person to knowingly, intentionally, or recklessly disrupt

or interfere with the operation of any public school, public school bus, or public school bus stop as designated by local school boards of education. ~~Any~~ Except as provided in subsection (b) of this Code section, a person convicted of violating this Code section shall be guilty of a misdemeanor of a high and aggravated nature.

(b)(1) As used in this subsection, the term 'complaint' shall have the same meaning as set forth in Code Section 15-11-2.

(2) A local board of education shall develop a system of progressive discipline that may be imposed on a child accused of violating this Code section before initiating a complaint.

(3) When a complaint is filed involving a violation of this Code section by a child not included in paragraph (4) of this subsection, it shall include information showing that the local board of education sought to:

(A) Resolve the expressed problem through available educational approaches; and

(B) Engage the child's parent, guardian, or legal custodian to resolve the expressed problem and that such individual has been unable or unwilling to resolve the expressed problem, that the expressed problem remains, and that court intervention is necessary.

(4) When a complaint is filed involving a violation of this Code section by a child who is eligible for or suspected to be eligible for services under the federal Individuals with Disabilities Education Act or Section 504 of the federal Rehabilitation Act of 1973, it shall include information showing that the local board of education:

(A) Has determined that such child is eligible or suspected to be eligible for services under the federal Individuals with Disabilities Education Act or Section 504 of the federal Rehabilitation Act of 1973;

(B) Has reviewed for appropriateness such child's current Individualized Education Program (IEP) and placement and has made modifications where appropriate;

(C) Sought to resolve the expressed problem through available educational approaches; and

(D) Sought to engage the child's parent, guardian, or legal custodian to resolve the expressed problem and that such individual has been unable or unwilling to resolve the expressed problem, that the expressed problem remains, and that court intervention is necessary."

### **SECTION 3-3.**

Said title is further amended by revising Code Section 20-2-1183, which was previously reserved, as follows:

"20-2-1183.

When a local school system assigns or employs law enforcement officers in schools, the local board of education shall have a collaborative written agreement with law enforcement officials to establish the role of law enforcement and school employees in school disciplinary matters and ensure coordination and cooperation among officials, agencies, and programs involved in school discipline and public protection. Reserved."

PART IV  
DRIVING PRIVILEGES  
**SECTION 4-1.**

Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, is amended by adding a new Code section to read as follows:

"40-5-9.

(a) A pauper's affidavit may be filed in lieu of paying the driver's license reinstatement or restoration fee otherwise required by this chapter. An individual filing a pauper's affidavit shall under oath affirm his or her poverty and his or her resulting inability to pay the driver's license reinstatement or restoration fee otherwise required by this chapter. The form of the affidavit shall be prescribed by the commissioner and shall indicate on its face that such individual has neither the income nor the assets to pay the fee otherwise required. The following warning shall be printed on the affidavit form prepared by the commissioner, to wit: 'WARNING: Any person knowingly making any false statement on this affidavit commits the offense of false swearing and shall be guilty of a felony.'

(b) Upon the submission of a pauper's affidavit, the driver's license reinstatement or restoration fee shall be 50 percent of the fee required by law."

**SECTION 4-2.**

Said chapter is further amended by revising Code Section 40-5-22.1, relating to reinstatement of license of child under 16 years convicted of driving under the influence of alcohol or drugs, as follows:

"40-5-22.1.

Notwithstanding any other provision of law, if a child under 16 years of age is adjudicated delinquent of driving under the influence of alcohol or drugs ~~or of possession of marijuana or a controlled substance in violation of Code Section 16-13-30 or of the unlawful possession of a dangerous drug in violation of Code Section 16-13-72~~ or convicted in any other court of such offenses, the court shall order that the privilege of such child to apply for and be issued a driver's license or learner's permit shall be suspended and delayed until such child is 17 years of age for a first conviction and until such child is 18 years of age for a second or subsequent such conviction. Upon reaching the required age, such license privilege shall be reinstated if the child submits proof of completion of a DUI Alcohol or Drug Use Risk Reduction Program or an assessment and intervention program approved by the juvenile court and pays a reinstatement fee to the Department of Driver Services. The reinstatement fee for a first such conviction shall be \$210.00 or \$200.00 if paid by mail. The reinstatement fee for a second such conviction shall be \$310.00 or \$300.00 if paid by mail. The reinstatement fee for a third or subsequent such conviction shall be \$410.00 or \$400.00 if paid by mail. The court shall notify the department of its order delaying the issuance of such child's license within 15 days of the date of such order. The department shall not issue a driver's license or learner's permit to any person contrary to a court order issued pursuant to this Code section."

**SECTION 4-3.**

Said chapter is further amended by revising subsection (e) of Code Section 40-5-61, relating to surrender and return of license, and by adding a new subsection to read as follows:

"(e)(1) For the purpose of making any determination under this Code section relating to the return of revoked or suspended licenses to drivers, the period of revocation or suspension shall begin on the date the license is surrendered to the department or a court of competent jurisdiction under any provision of this chapter or on the date that the department processes the citation or conviction, whichever date shall first occur.

(2) If the license is lost, or for any other reason surrender to the department is impossible, the period of revocation or suspension may begin on the date set forth in a sworn affidavit setting forth the date and reasons for such impossibility, if the department shall have sufficient evidence to believe that the date set forth in such affidavit is true; in the absence of such evidence, the date of receipt of such affidavit by the department shall be controlling.

(3) Notwithstanding paragraphs (1) and (2) of this subsection, a period of revocation or suspension may begin on the date a person is sentenced for an offense that also results in the revocation or suspension of his or her driver's license or driving privileges.

(f) When a person serving a sentence has his or her driver's license or driving privileges concurrently revoked or suspended with the imposition of his or her sentence, the department shall credit the time served under such sentence toward the fulfillment of the period of revocation or suspension."

**SECTION 4-4.**

Said chapter is further amended by revising Code Section 40-5-62, relating to periods of revocation and conditions to restoration of license or issuance of new license, as follows:

"40-5-62.

(a) Unless the revocation was for a cause which has been removed, any person whose license or privilege to drive a motor vehicle on the public highways has been revoked shall not be eligible to apply for a new license nor restoration of his or her nonresident's operating privilege until the earlier of:

(1) Five years from the date on which the revoked license was surrendered to and received by the department pursuant to a person's having been declared a habitual violator under Code Section 40-5-58 ~~or~~;

(2) Five years from the date on which a person is sentenced for the offense that resulted in his or her driver's license or driving privileges being revoked;

(3) Five years from the date on which the department processed the citation or conviction, reduced by a period of time equal to that period of time which elapses between the date the person surrenders his or her driver's license to the court after conviction for the offense for which the person is declared a habitual violator and the date the department receives such license from the court; or

~~(2)~~(4) Such time as any cause for revocation under subsection (b) of Code Section

40-5-59 has been removed.

(b) When a person serving a sentence has his or her driver's license or driving privileges concurrently revoked with the imposition of his or her sentence, the department shall credit the time served under such sentence toward the fulfillment of the period of revocation.

~~(b)~~(c) The department shall not issue a new license nor restore a person's suspended license or nonresident's operating privilege unless and until it is satisfied after investigation of the character, habits, and driving ability of such person that it will be safe to grant the privilege of driving a motor vehicle on the public highways. Notwithstanding subsection (a) of this Code section or any other provision of this title, the department shall not issue a new license to any person whose license was revoked as a habitual violator for three violations of Code Section 40-6-391 within a five-year period unless and until such person submits proof of completion of a DUI Alcohol or Drug Use Risk Reduction Program. The department may issue rules and regulations providing for reinstatement hearings. In the case of a revocation pursuant to Code Section 40-5-58, the department shall charge a fee of \$410.00 or \$400.00 if processed by mail in addition to the fee prescribed by Code Section 40-5-25 to issue a new driver's license to a person whose driver's license has been revoked."

#### SECTION 4-5.

Said chapter is further amended by revising paragraph (3) of subsection (a) of Code Section 40-5-63, relating to periods of suspension, as follows:

"(3) Upon the third conviction of any such offense within five years, as measured from the dates of previous arrests for which convictions were obtained to the date of the current arrest for which a conviction is obtained, such person shall be considered a habitual violator, and ~~said~~ such license shall be revoked as provided for in ~~paragraph~~ ~~(4)~~ paragraphs (1) through (3) of subsection (a) of Code Section 40-5-62. For purposes of this paragraph, a plea of nolo contendere and all previous accepted pleas of nolo contendere to an offense listed in Code Section 40-5-54 within such five-year period shall constitute a conviction. For the purposes of this paragraph, a plea of nolo contendere and all prior accepted pleas of nolo contendere to a charge of violating Code Section 40-6-391 within five years, as measured from the dates of previous arrests for which convictions were obtained or pleas of nolo contendere were accepted to the date of the current arrest for which a plea of nolo contendere is accepted, shall be considered and counted as convictions."

#### SECTION 4-6.

Said chapter is further amended by revising subsections (c), (c.1), and (e) of Code Section 40-5-64, relating to limited driving permits for certain offenders, as follows:

"(c) **Standards for approval.** The department shall issue a limited driving permit if the application indicates that refusal to issue such permit would cause extreme hardship to the applicant. Except as otherwise provided by subsection (c.1) of this Code section, for the purposes of this Code section, the term 'extreme hardship' means that the applicant cannot reasonably obtain other transportation, and therefore the applicant

would be prohibited from:

- (1) Going to his or her place of employment or performing the normal duties of his or her occupation;
- (2) Receiving scheduled medical care or obtaining prescription drugs;
- (3) Attending a college or school at which he or she is regularly enrolled as a student;
- (4) Attending regularly scheduled sessions or meetings of support organizations for persons who have addiction or abuse problems related to alcohol or other drugs, which organizations are recognized by the commissioner;
- (5) Attending under court order any driver education or improvement school or alcohol or drug program or course approved by the court which entered the judgment of conviction resulting in suspension of his or her driver's license or by the commissioner;
- (6) Attending court, reporting to a community supervision, juvenile probation, or Article 6 of Chapter 8 of Title 42 probation office, ~~or~~ reporting to a community supervision officer, county or Department of Juvenile Justice juvenile probation officer, or probation officer serving pursuant to Article 6 of Chapter 8 of Title 42, or performing community service; ~~or~~
- (7) Transporting an immediate family member who does not hold a valid driver's license for work, to obtain medical care, or prescriptions, or to school; or
- (8) Attending any program, event, treatment, or activity ordered by a judge presiding in an accountability court, as such term is defined in Code Section 15-1-18.

**(c.1) Exception to standards for approval.**

- (1) The provisions of paragraphs (2), (3), (4), and (5) of subsection (c) of this Code section shall not apply and shall not be considered for purposes of granting a limited driving permit or imposing conditions thereon under this Code section in the case of a driver's license suspension under paragraph (2) of subsection (a.1) of Code Section 40-5-22.
- (2) An ignition interlock device limited driving permit shall be restricted to allow the holder thereof to drive solely for the following purposes:
  - (A) Going to his or her place of employment or performing the normal duties of his or her occupation;
  - (B) Receiving scheduled medical care or obtaining prescription drugs;
  - ~~(B)~~(C) Attending a college or school at which he or she is regularly enrolled as a student;
  - ~~(C)~~(D) Attending regularly scheduled sessions or meetings of treatment support organizations for persons who have addiction or abuse problems related to alcohol or other drugs, which organizations are recognized by the commissioner; ~~and~~
  - (E) Attending under court order any driver education or improvement school or alcohol or drug program or course approved by the court which entered the judgment of conviction resulting in suspension of his or her driver's license or by the commissioner;
  - (F) Attending court, reporting to a community supervision, juvenile probation, or Article 6 of Chapter 8 of Title 42 probation office, reporting to a community



supervision officer, county or Department of Juvenile Justice juvenile probation officer, or probation officer serving pursuant to Article 6 of Chapter 8 of Title 42, or performing community service;

(G) Transporting an immediate family member who does not hold a valid driver's license for work, to obtain medical care or prescriptions, or to school;

(H) Attending any program, event, treatment, or activity ordered by a judge presiding in an accountability court, as such term is defined in Code Section 15-1-18; or

(D)(I) Going for monthly monitoring visits with the permit holder's ignition interlock device service provider."

"(e) **Fees, duration, renewal, and replacement of permit.**

(1) A limited driving permit issued pursuant to this Code section shall be \$25.00 and shall become invalid upon the driver's eighteenth birthday in the case of a suspension under paragraph (2) of subsection (a.1) of Code Section 40-5-22, upon the expiration of one year following issuance thereof in the case of a suspension for an offense listed in Code Section 40-5-54 or a suspension under Code Section 40-5-57 or a suspension in accordance with paragraph (1) of subsection (a) of Code Section 40-5-63 for a violation of Code Section 40-6-391, or upon the expiration of 30 days in the case of an administrative license suspension in accordance with paragraph (1) of subsection (a) of Code Section 40-5-67.2; except that such limited driving permit shall expire upon any earlier reinstatement of the driver's license. A person may apply to the department for a limited driving permit immediately following such conviction if he or she has surrendered his or her driver's license to the court in which the conviction was adjudged or to the department if the department has processed the citation or conviction. Upon the applicant's execution of an affidavit attesting to such facts and to the fact that the court had not imposed a suspension or revocation of his or her driver's license or driving privileges inconsistent with the driving privileges to be conferred by the limited driving permit applied for, the department may issue such person a limited driving permit. ~~Permits~~ Limited driving permits issued pursuant to this Code section are renewable upon payment of a renewal fee of \$5.00. ~~Permits~~ Such permits may be renewed until one time after the person has his or her license reinstated is eligible to reinstate his or her driver's license for the violation that was the basis of the issuance of the permit. Upon payment of a fee in an amount the same as that provided by Code Section 40-5-25 for issuance of a Class C driver's license, a person may be issued a replacement for a lost or destroyed limited driving permit issued to him or her.

(2) An ignition interlock device limited driving permit shall be valid for a period of one year. Upon successful completion of one year of monitoring of such ignition interlock device, the restriction for maintaining and using such ignition interlock device shall be removed, and ~~the such~~ such permit may be renewed for additional periods of two months ~~as provided in paragraph (1) of this subsection~~ upon payment of a renewal fee of \$5.00, but it may only be renewed one time after such person is eligible to reinstate his or her driver's license."

**SECTION 4-7.**

Said chapter is further amended by revising Code Section 40-5-75, relating to suspension of licenses by operation of law, as follows:

"40-5-75.

(a) The driver's license of any person convicted of driving or being in actual physical control of any moving vehicle while under the influence of a controlled substance or marijuana in violation of paragraph (2), (4), or (6) of subsection (a) of Code Section 40-6-391, or the equivalent law of any other jurisdiction, shall by operation of law be suspended, and such suspension shall be subject to the following terms and conditions:

(1) Upon the first conviction of any such offense, with no arrest and conviction of and no plea of nolo contendere accepted to such offense within the previous five years, as measured from the dates of previous arrests for which convictions were obtained to the date of the current arrest for which a conviction is obtained, the period of suspension shall be for not less than 180 days. At the end of 180 days, the person may apply to the department for reinstatement of his or her driver's license. Such license shall be reinstated only if the person submits proof of completion of a DUI Alcohol or Drug Use Risk Reduction Program and pays to the department a restoration fee of \$210.00 or \$200.00 when such reinstatement is processed by mail;

(2) Upon the second conviction of any such offense within five years, as measured from the dates of previous arrests for which convictions were obtained to the date of the current arrest for which a conviction is obtained, the period of suspension shall be for three years, provided that after one year from the date of the conviction, the person may apply to the department for reinstatement of his or her driver's license by submitting proof of completion of a DUI Alcohol or Drug Use Risk Reduction Program and paying to the department a restoration fee of \$310.00 or \$300.00 when such reinstatement is processed by mail; and

(3) Upon the third or subsequent conviction of any such offense within five years, as measured from the dates of previous arrests for which convictions were obtained to the date of the current arrest for which a conviction is obtained, such person's license shall be suspended for a period of five years. A driver's license suspension imposed under this paragraph shall run concurrently with and shall be counted toward the fulfillment of any period of revocation imposed under Code Sections 40-5-58 and 40-5-62, provided that such revocation arose from the same act for which the suspension was imposed. At the end of two years, the person may apply to the department for a three-year driving permit upon compliance with the following conditions:

(A) Such person has not been convicted or pleaded nolo contendere to any drug related offense, including driving under the influence, for a period of two years immediately preceding the application for such permit;

(B) Such person submits proof of completion of a licensed drug treatment program. Such proof shall be submitted within two years of the license suspension and prior to the issuance of the three-year driving permit. Such licensed drug treatment program shall be paid for by the offender. The offender shall pay a permit fee of \$25.00 to the department;

(C) Such person submits proof of financial responsibility as provided in Chapter 9 of this title; and

(D) Refusal to issue such permit would cause extreme hardship to the applicant. For the purposes of this subparagraph, the term 'extreme hardship' means that the applicant cannot reasonably obtain other transportation, and, therefore, the applicant would be prohibited from:

- (i) Going to his or her place of employment or performing the normal duties of his or her occupation;
- (ii) Receiving scheduled medical care or obtaining prescription drugs;
- (iii) Attending a college or school at which he or she is regularly enrolled as a student; or
- (iv) Attending regularly scheduled sessions or meetings of support organizations for persons who have addiction or abuse problems related to alcohol or other drugs, which organizations are recognized by the commissioner.

Any three-year driving permittee who is convicted of violating any state law or local ordinance relating to the movement of vehicles or any such permittee who is convicted of violating the conditions endorsed on his or her three-year driving permit shall have his or her permit revoked by the department. Any court in which such conviction is had shall require the permittee to surrender the three-year driving permit to the court, and the court shall forward it to the department within ten days after the conviction, with a copy of the conviction. Any person whose ~~limited~~ three-year driving permit has been revoked shall not be eligible to apply for a driver's license until six months from the date such permit was surrendered to the department. At the end of five years from the date on which the license was suspended, the person may apply to the department for reinstatement of his or her driver's license by submitting proof of completion of a DUI Alcohol or Drug Use Risk Reduction Program and paying to the department a restoration fee of \$410.00 or \$400.00 when such reinstatement is processed by mail. The restoration fee paid to reinstate a driver's license that was suspended under this paragraph shall be counted toward the fulfillment of the restoration fee required by subsection (c) of Code Section 40-5-62, provided that such revocation arose from the same act for which the suspension was imposed.

(b) Except as provided in Code Section 40-5-76, whenever a person is convicted of driving or being in actual physical control of any moving vehicle while under the influence of a controlled substance or marijuana in violation of paragraph (2), (4), or (6) of subsection (a) of Code Section 40-6-391, or the equivalent law of any other jurisdiction, the court in which such conviction is had shall require the surrender to it of any driver's license then held by the person so convicted, and the court shall thereupon forward such license and a copy of its order to the department within ten days after the conviction. The periods of suspension provided for in this Code section shall ~~begin on the date of surrender of the driver's license or on the date that the department processes the conviction or citation, whichever shall first occur~~ be governed by subsection (e) of Code Section 40-5-61.

(c) Application for reinstatement of a driver's license under paragraph (1), ~~or (2), or (3)~~ of subsection (a) of this Code section shall be made on such forms as the commissioner may prescribe and shall be accompanied by proof of completion of a DUI Alcohol or Drug Use Risk Reduction Program and a restoration fee of \$210.00 or \$200.00 when such reinstatement is processed by mail. Application for a three-year driving permit under paragraph (3) of subsection (a) of this Code section shall be made on such form as the commissioner may prescribe and shall be accompanied by proof of completion of an approved residential drug treatment program and a fee of \$25.00 for such permit.

(d) Notwithstanding any other provision of this Code section or any other provision of this chapter, any person whose license is suspended pursuant to this Code section shall not be eligible for early reinstatement of his or her license and shall not be eligible for a limited driving permit, but such person's license shall be reinstated only as provided in this Code section or Code Section 40-5-76.

(e) Except as provided in subsection (a) of this Code section, it shall be unlawful for any person to operate any motor vehicle in this state after such person's license has been suspended pursuant to this Code section if such person has not thereafter obtained a valid license. Any person who is convicted of operating a motor vehicle before the department has reinstated such person's license or issued such person a three-year driving permit shall be punished by a fine of not less than \$750.00 nor more than \$5,000.00 or by imprisonment in the penitentiary for not more than 12 months, or both.

(f) Licensed drivers who are 16 years of age who are adjudicated in a juvenile court pursuant to this Code section may, at their option, complete a DUI Alcohol or Drug Use Risk Reduction Program or an assessment and intervention program approved by the juvenile court.

(g)(1) Upon the effective date of this subsection, the department shall be authorized to reinstate, instanter, a driver's license that was suspended pursuant to this Code section for a violation of Article 2 of Chapter 13 of Title 16, or the equivalent law of any other jurisdiction, that occurred prior to July 1, 2015, provided that the driver's license has not been previously reinstated. The provisions of this paragraph shall not apply to a suspension imposed pursuant to this Code section for a violation of paragraph (2), (4), or (6) of subsection (a) of Code Section 40-6-391, or the equivalent law of any jurisdiction, that occurred prior to July 1, 2015, unless ordered by a judge presiding in a drug court division, mental health court division, veterans court division, or operating under the influence court division in accordance with subsection (a) of Code Section 40-5-76. Notwithstanding any other provision of this chapter to the contrary, the suspension imposed pursuant to this Code section shall be in addition to and run consecutively to any other suspension imposed by the department at the time of the conviction that results in said suspension. If the person has never been issued a driver's license in the State of Georgia or holds a driver's license issued by another state, the person shall not be eligible for a driver's license for the applicable period of suspension following his or her submission of an application for issuance thereof.

(2) The department shall make a notation of a suspended driver's license that is

reinstated pursuant to paragraph (1) of this subsection on a person's driving record, and such information shall be made available in accordance with Code Section 40-5-2.

(3) The driver's license or driving privileges of any person who has a driver's license reinstated in accordance with paragraph (1) of this subsection shall remain subject to any and all applicable disqualifications specified in Article 7 of this chapter.

(4) The department may promulgate rules and regulations as are necessary to implement this subsection."

#### SECTION 4-8.

Said chapter is further amended by revising Code Section 40-5-76, relating to restoration or suspension of defendant's driver's license or issuance of limited driving permit, as follows:

"40-5-76.

(a) A judge presiding in a drug court division, mental health court division, ~~or~~ veterans court division, or operating under the influence court division may order the department to ~~restore~~ reinstate a defendant's driver's license that has been or should be suspended pursuant to Code Section 40-5-75, suspend such license, or issue a defendant a limited driving permit or ignition interlock device limited driving permit in accordance with the provisions set forth in subsections (c), (c.1), and (d) of Code Section 40-5-64 or with whatever conditions the court determines to be appropriate under the circumstances as a reward or sanction to the defendant's behavior in such court division. The court shall determine what fees, if any, shall be paid to the department for such reward or sanction, provided that such fee shall not be greater than the fee normally imposed for such services.

(b) A judge presiding in any court, other than the court divisions specified in subsection (a) of this Code section, may order the department to ~~restore~~ reinstate a defendant's driver's license that has been or should be suspended pursuant to Code Section 40-5-75 or issue a defendant a limited driving permit or ignition interlock device limited driving permit in accordance with the provisions set forth in subsections (c), (c.1), and (d) of Code Section 40-5-64 if the offense for which the defendant was convicted did not directly relate to the operation of a motor vehicle. The court shall determine what fees, if any, shall be paid to the department for the ~~restoration~~ reinstatement of such driver's license or issuance of such limited driving permit or ignition interlock device limited driving permit, provided that such fee shall not be greater than the fee normally imposed for such services. Such judge may also order the department to suspend a defendant's driver's license that could have been suspended pursuant to Code Section 40-5-75 as a consequence of the defendant's violation of the terms of his or her probation.

(c)(1) The department shall make a notation on a person's driving record when his or her driver's license was reinstated or suspended or he or she was issued a limited driving permit or ignition interlock device limited driving permit under this Code section, and such information shall be made available in accordance with Code

Section 40-5-2.

(2) The driver's license of any person who has a driver's license reinstated or suspended in accordance with this Code section shall remain subject to any applicable disqualifications specified in Article 7 of this chapter.

(d) The department shall credit any time during which a defendant was issued a limited driving permit or ignition interlock device limited driving permit under subsection (a) of this Code section toward the fulfillment of the period of a driver's license suspension for which such permit was issued."

**SECTION 4-9.**

Said chapter is further amended by revising paragraph (1) of subsection (b) of Code Section 40-5-121, relating to driving while license is suspended or revoked, as follows:

"(b)(1) The department, upon receiving a record of the conviction of any person under this Code section upon a charge of driving a vehicle while the license of such person was suspended, disqualified, or revoked, including suspensions under subsection (e) of Code Section 40-5-75, shall ~~extend the period of~~ impose an additional suspension or disqualification ~~by~~ of six months. Upon the expiration of six months ~~from the date on which the suspension or disqualification is extended and payment of the applicable reinstatement fee,~~ the department shall reinstate the license. The reinstatement fee for a first such conviction within a five-year period shall be \$210.00 or \$200.00 if paid by mail. The reinstatement fee for a second such conviction within a five-year period shall be \$310.00 or \$300.00 if paid by mail. The reinstatement fee for a third or subsequent such conviction within a five-year period shall be \$410.00 or \$400.00 if paid by mail."

**PART V**

**REORGANIZATION WITHIN THE BOARD  
AND DEPARTMENT OF COMMUNITY SUPERVISION  
SECTION 5-1.**

Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, is amended by revising subsections (a), (b), and (j) of Code Section 42-3-2, relating to the creation of the Board of Community Supervision, as follows:

"(a) There is created the Board of Community Supervision which shall establish the general policy to be followed by the Department of Community Supervision ~~and the Governor's Office of Transition, Support, and Reentry.~~ The powers, functions, and duties of the Board of Corrections as they exist on June 30, 2015, with regard to the probation division of the Department of Corrections and supervision of probationers unless otherwise provided in this chapter are transferred to the Board of Community Supervision effective July 1, 2015. The powers, functions, and duties of the State Board of Pardons and Paroles as they exist on June 30, 2015, with regard to the supervision of parolees, unless otherwise provided in this chapter are transferred to the Board of Community Supervision effective July 1, 2015. The powers, functions, and

duties of the Board of Juvenile Justice and the Department of Juvenile Justice as they exist on June 30, 2016, with regard to the probation supervision of children and reentry services for children who have been released from restrictive custody and who were adjudicated for a Class A designated felony act or Class B designated felony act, as such terms are defined in Code Section 15-11-2, are transferred to the Board of Community Supervision effective July 1, 2016, except as otherwise provided by the rules and regulations of the Board of Juvenile Justice governing such supervision. The powers, functions, and duties of the County and Municipal Probation Advisory Council as they exist on June 30, 2015, are transferred to the Board of Community Supervision effective July 1, 2015. The powers, functions, and duties of the Governor's Office of Transition, Support, and Reentry as they exist on June 30, 2016, with regard to reentry services are transferred to the board and DCS effective July 1, 2016. The powers, functions, and duties of the board that were transferred from the former County and Municipal Probation Advisory Council as it existed on June 30, 2015, to the board are transferred to DCS effective July 1, 2016; provided, however, that the power to set policy and promulgate rules and regulations for DCS shall be retained by the board.

(b) The board shall consist of ~~nine~~ 11 members. The commissioner of corrections, commissioner of juvenile justice, chairperson and vice chairperson of the State Board of Pardons and Paroles, director of the Division of Family and Children Services of the Department of Human Services, and commissioner of behavioral health and developmental disabilities shall be members of the board and shall serve on the board so long as they remain in their appointed positions. The Governor shall appoint:

(1) A sheriff who shall serve an initial term ending June 30, 2019, each subsequent term being four years;

(2) A mayor or city manager who shall serve an initial term ending June 30, 2018, each subsequent term being four years; ~~and~~

(3) A county commissioner or county manager who shall serve an initial term ending June 30, 2017, each subsequent term being four years;

(4) An individual who owns or is employed by a private corporation, private enterprise, private agency, or other private entity that is providing probation supervision services pursuant to Article 6 of Chapter 8 of this title who shall serve an initial term ending June 30, 2019, each subsequent term being four years; and

(5) An individual who is employed by a governing authority of a county, municipality, or consolidated government that is providing probation supervision services pursuant to Article 6 of Chapter 8 of this title who shall serve an initial term ending June 30, 2018, each subsequent term being four years."

"(j) The board shall perform duties required of it by law and shall, in addition thereto, be responsible for promulgation of all rules and regulations not in conflict with this chapter that may be necessary and appropriate to the administration of DCS ~~and the Governor's Office of Transition, Support, and Reentry~~, to the accomplishment of the purposes of this chapter and Chapters 8 and 9 of this title, and to the performance of the duties and functions of DCS ~~and the Governor's Office of Transition, Support, and Reentry~~ as set forth in this chapter and Chapters 8 and 9 of this title."

**SECTION 5-2.**

Said title is further amended by revising subsection (a) of Code Section 42-3-3, relating to the creation of the Department of Community Supervision, as follows:

"(a) There is created the Department of Community Supervision. DCS shall be the agency primarily responsible for:

- (1) Supervision of all defendants who receive a felony sentence of straight probation;
- (2) Supervision of all defendants who receive a split sentence;
- (3) Supervision of all defendants placed on parole or other conditional release from imprisonment by the State Board of Pardons and Paroles;
- (4) Supervision of juvenile offenders ~~when such offender had been placed in~~ released from restrictive custody due to an adjudication for a Class A designated felony act or Class B designated felony act, as such terms are defined in Code Section 15-11-2, and is released from such custody except as otherwise provided by the rules and regulations of the Board of Juvenile Justice governing such supervision;
- (5) Administration of laws, rules, and regulations relating to probation and parole supervision, as provided for by law;
- (6) Enforcement of laws, rules, and regulations relating to probation and parole supervision, as provided for by law; ~~and~~
- (7) Administration of laws as provided in this chapter and Chapters 8 and 9 of this title;
- (8) Regulating entities and individuals that provide probation supervision services pursuant to Article 6 of Chapter 8 of this title;
- (9) Reviewing the uniform professional standards for private probation officers and uniform contract standards for private probation contracts established in Code Section 42-8-107 and submit a report with its recommendations to the board. DCS shall submit its initial report on or before January 1, 2018, and shall continue such reviews every two years thereafter. Such report shall provide information which will allow the board to review the effectiveness of the uniform professional standards and uniform contract standards and, if necessary, to revise such standards;
- (10) Producing an annual summary report; and
- (11) Administering laws, rules, and regulations relating to misdemeanor probation supervision pursuant to Article 6 of Chapter 8 of this title."

**SECTION 5-3.**

Said title is further amended by revising subsection (a) of Code Section 42-3-5, relating to the administrative functions of the Department of Community Supervision, as follows:

"(a) The commissioner, with the approval of the board, may establish units within DCS as he or she deems proper for its administration and shall designate persons to be assistant commissioners of each unit and to exercise authority as he or she may delegate to them in writing. The commissioner shall establish an offender transition and reentry unit within DCS to coordinate successful offender reentry in this state, reduce recidivism, enhance public safety through collaboration among stakeholders, and assist in ensuring the appropriate and responsible use of cost savings realized by justice



reforms through reinvestment in evidence based, community centered services. The commissioner shall establish a misdemeanor probation unit within DCS to coordinate and oversee services provided under Article 6 of Chapter 8 of this title. The commissioner shall establish a victim services unit within DCS to coordinate:

- (1) Payment of court ordered restitution; and
- (2) Victim services, including, but not limited to, payments available to victims as provided by law and assisting victims with support services."

#### **SECTION 5-4.**

Said title is further amended by revising subsection (e) of Code Section 42-3-6, relating to rules and regulations, as follows:

"(e) The following rules and regulations shall remain in full force and effect as rules and regulations of DCS until amended, repealed, or superseded by rules or regulations adopted by the board:

- (1) All rules and regulations previously adopted by the Advisory Council for Probation which relate to functions transferred under this chapter from the state-wide probation system to DCS;
- (2) All rules and regulations previously adopted by the Department of Corrections or the Board of Corrections which relate to functions transferred under this chapter from the Department of Corrections to DCS;
- (3) All rules and regulations previously adopted by the State Board of Pardons and Paroles which relate to functions transferred under this chapter from the State Board of Pardons and Paroles to DCS;
- (4) All rules and regulations previously adopted by the Department of Juvenile Justice or the Board of Juvenile Justice which relate to functions transferred under this chapter from the Department of Juvenile Justice to DCS; ~~and~~
- (5) All rules and regulations previously adopted by the County and Municipal Probation Advisory Council which relate to functions transferred under this chapter from the County and Municipal Probation Advisory Council to DCS; and
- (6) All rules and regulations previously adopted by the Governor's Office of Transition, Support, and Reentry which relate to functions transferred under this chapter from the Governor's Office of Transition, Support, and Reentry to DCS."

#### **SECTION 5-5.**

Said title is further amended by revising subsection (a) of Code Section 42-3-7, relating to transfer of prior appropriations, personnel, equipment, and facilities, as follows:

"(a) Appropriations to the Department of Corrections, the Department of Juvenile Justice, the County and Municipal Probation Advisory Council, ~~and~~ the State Board of Pardons and Paroles, and the Governor's Office of Transition, Support, and Reentry for functions transferred to DCS pursuant to this chapter shall be transferred to DCS as provided for in Code Section 45-12-90. Personnel, equipment, and facilities previously employed by the Department of Corrections, the Department of Juvenile Justice, the County and Municipal Probation Advisory Council, ~~and~~ the State Board of Pardons and

Paroles, and the Governor's Office of Transition, Support, and Reentry for functions transferred to DCS pursuant to this chapter shall likewise be transferred to DCS. Any disagreement as to any of such transfers shall be resolved by the Governor. Any individual who is employed by the Department of Corrections as a probation officer or probation supervisor or by the State Board of Pardons and Paroles as a parole officer on or before July 1, 2016, and who is required by the terms of his or her employment to comply with the requirements of Chapter 8 of Title 35, the 'Georgia Peace Officer Standards and Training Act,' may remain in the employment of the employing agency but shall be transferred for administrative purposes only to DCS on July 1, 2015."

#### **SECTION 5-6.**

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

"42-3-10.

(a) In order to appeal a sanction imposed by the board, a person shall remit a request for a hearing, in writing by certified mail or statutory overnight delivery, return receipt requested, to the board within 30 days from the date of personal notice or receipt of the notice of the sanction; otherwise, the right to such hearing shall be deemed waived. The board shall hold a hearing as provided in Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act.' If the sanction is sustained, the person who received the sanction shall have a right to file for a judicial review of the final decision, as provided for in Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act'; while such appeal is pending, the order of the board shall not be stayed. A petition for judicial review shall name the board as defendant, shall be served by certified mail or statutory overnight delivery, return receipt requested, and shall be filed in the superior court of the county where the offices of the board are located.

(b) Actions at law and in equity against the board or any of its members predicated upon omissions or acts done in a member's official capacity or under color thereof shall be brought in the superior court of the county where the offices of the board are located; provided, however, that nothing in this Code section shall be construed as waiving the immunity of the state to be sued without its consent."

#### **SECTION 5-7.**

Said title is further amended by repealing in its entirety Article 2 of Chapter 3, relating to successful transition and reentry of offender, and designating said article as reserved.

### PART VI FIRST OFFENDER TREATMENT, RECORD RESTRICTION, AND CROSS-REFERENCES

#### PART VIA

#### **SECTION 6A-1.**

Chapter 8 of Title 42 of the Official Code of Georgia Annotated, relating to probation, is amended by revising Article 3, relating to probation of first offenders, as follows:

## "ARTICLE 3

42-8-60.

~~(a) When a defendant Upon a verdict or plea of guilty or a plea of nolo contendere, but before an adjudication of guilt, in the case of a defendant who has not been previously convicted of a felony, the court may, upon a guilty verdict or plea of guilty or nolo contendere and before an adjudication of guilt, without entering a judgment of guilt and with the consent of the defendant, defer further proceedings and:~~

~~(1) Place Defer further proceeding and place the defendant on probation as provided by law; or~~

~~(2) Sentence the defendant to a term of confinement as provided by law.~~

~~(b) Upon violation by the defendant of the terms of probation, upon a conviction for another crime during the period of probation, or upon the court determining that the defendant is or was not eligible for sentencing under this article, the court may enter an adjudication of guilt and proceed as otherwise provided by law. No person may avail himself or herself of this article on more than one occasion.~~

~~(e)(b) The court shall not sentence a defendant under the provisions of this article and, if sentenced under the provisions of this article, shall not discharge the defendant upon completion of the sentence unless the court has reviewed the defendant's criminal record as such is on file with the Georgia Crime Information Center.~~

~~(c) When a court imposes a sentence pursuant to this article, it:~~

~~(1) Shall state in its sentencing order the prospective effective date of the defendant being exonerated of guilt and discharged as a matter of law, assuming the defendant successfully complies with its sentencing order, provided that such date may not have taken into account the awarding of credit for time served in custody; and~~

~~(2) May limit access to certain information as provided in subsection (b) of Code Section 42-8-62.1.~~

~~(d) The court may enter an adjudication of guilt and proceed to sentence the defendant as otherwise provided by law when the:~~

~~(1) Defendant violates the terms of his or her first offender probation;~~

~~(2) Defendant is convicted for another crime during the period of his or her first offender sentence; or~~

~~(3) Court determines that the defendant is or was not eligible for first offender sentencing under this article.~~

~~(e) A defendant sentenced pursuant to this article shall be exonerated of guilt and shall stand discharged as a matter of law as soon as the defendant:~~

~~(1) Completes the terms of his or her probation, which shall include the expiration of the sentence by virtue of the time frame of the sentence passing, provided that such sentence has not otherwise been tolled or suspended;~~

~~(2) Is released by the court under Code Section 42-8-37, 42-8-103, or 42-8-103.1 prior to the termination of the period of his or her probation; or~~

~~(3) Is released from confinement and parole, provided that the defendant is not serving a split sentence.~~

(f)(1) If the defendant is serving a first offender probated sentence, under active probation supervision or without supervision, within 30 days of such defendant completing active probation supervision, it shall be the duty of the Department of Community Supervision to notify, in writing, the clerk of court for the jurisdiction of the court which imposed the first offender sentence of such completion.

(2) If the defendant is serving a first offender probated sentence, under active probation supervision or without supervision, within 30 days of such defendant completing the term of probation or being released by the court prior to the termination of the period of probation, it shall be the duty of the Department of Community Supervision or entity or governing authority that is providing probation supervision services pursuant to Article 6 of this chapter, as applicable, to notify, in writing, the clerk of court for the jurisdiction of the court which imposed the first offender sentence of such completion or release.

(3) If the defendant is serving a first offender probated sentence pursuant to Article 6 of this chapter, under active probation supervision or without supervision, within 30 days of such defendant completing the term of probation or being released by the court prior to the termination of the period of probation, it shall be the duty of the entity or governing authority that is providing probation supervision services pursuant to Article 6 of this chapter to notify, in writing, the clerk of court for the jurisdiction of the court which imposed the first offender sentence of such completion or release.

(4) If the defendant is not serving a first offender split sentence but is under parole supervision, within 30 days of such defendant completing the term of parole, it shall be the duty of the Department of Community Supervision to notify, in writing, the clerk of court for the jurisdiction of the court which imposed the first offender sentence of such completion.

(5) If the defendant was sentenced only to imprisonment as a first offender and not granted parole, within 30 days of such defendant being released from confinement, it shall be the duty of the Department of Corrections to notify, in writing, the clerk of court for the jurisdiction of the court which imposed the first offender sentence of such release.

(g) If the Department of Community Supervision fails to notify the clerk of court as provided in paragraph (2) or (4) of subsection (f) of this Code section, the entity or governing authority that is providing probation supervision services pursuant to Article 6 of this chapter fails to notify the clerk of court as provided in paragraph (2) or (3) of subsection (f) of this Code section, the Department of Corrections fails to notify the clerk of court as provided in paragraph (5) of subsection (f) of this Code section, or the state does not seek to have a first offender adjudicated guilty during the term of the first offender's sentence and the first offender's sentence has not otherwise been tolled or suspended, then the defendant shall be exonerated of guilt and shall stand discharged as a matter of law.

(h)(1) When the clerk of court receives for filing an order of exoneration of guilt and discharge or is notified by the Georgia Crime Information Center that a defendant has completed his or her first offender sentence or was discharged pursuant to subsection

(g) of this Code section, it shall be the duty of the clerk of court to enter on the criminal docket, accusation or indictment, sentencing order, and any subsequent order modifying the original first offender sentencing order within 30 days of the receipt of such order or notification the following:

'Discharge filed completely exonerates the defendant of any criminal purpose and shall not affect any of his or her civil rights or liberties, except for registration requirements under the state sexual offender registry and except with regard to employment as specified in Code Section 42-8-63.1; and the defendant shall not be considered to have a criminal conviction. O.C.G.A. 42-8-60.'

(2) The entry required by paragraph (1) of this subsection shall be written or stamped in red ink, dated, and signed by the individual making such entry; provided, however, that, if the criminal docket or court records are maintained electronically or using computer printouts, microfilm, or similar means, such entry shall be underscored, boldface, or made in a similar conspicuous manner, shall be dated, and shall include the name of the individual making such entry on the criminal docket, accusation or indictment, sentencing order, and any subsequent order modifying the original first offender sentencing order.

(i) Except for the registration requirements under the state sexual offender registry and except as otherwise provided in Code Section 42-8-63.1, the first offender exoneration of guilt and discharge shall completely exonerate the defendant of any criminal purpose and shall not affect any of his or her civil rights or liberties, and the defendant shall not be considered to have a criminal conviction.

~~(d)~~(j) The court shall not sentence a defendant under the provisions of this article who has been found guilty of or entered a plea of guilty or a plea of nolo contendere for:

(1) A serious violent felony as such term is defined in Code Section 17-10-6.1;

(2) A sexual offense as such term is defined in Code Section 17-10-6.2;

(3) Trafficking of persons for labor or sexual servitude as prohibited by Code Section 16-5-46;

(4) Neglecting disabled adults, elder persons, or residents as prohibited by Code Section 16-5-101;

(5) Exploitation and intimidation of disabled adults, elder persons, and residents as prohibited by Code Section 16-5-102;

~~(3)~~(6) Sexual exploitation of a minor as defined in prohibited by Code Section 16-12-100;

~~(4)~~(7) Electronically furnishing obscene material to a minor as defined in prohibited by Code Section 16-12-100.1;

~~(5)~~(8) Computer pornography and child exploitation, as defined in as prohibited by Code Section 16-12-100.2; or

~~(6)~~(9)(A) Any of the following offenses when such offense is committed against a law enforcement officer while such officer is engaged in the performance of his or her official duties:

(i) Aggravated assault in violation of Code Section 16-5-21;

(ii) Aggravated battery in violation of Code Section 16-5-24; or

(iii) Obstruction of a law enforcement officer in violation of subsection (b) of Code Section 16-10-24, if such violation results in serious physical harm or injury to such officer.

(B) As used in this paragraph, the term 'law enforcement officer' means:

- (i) A 'peace officer' as such term is defined in paragraph (8) of Code Section 35-8-2;
- (ii) A law enforcement officer of the United States government;
- (iii) An individual ~~A person~~ employed as a campus police officer or school security officer;
- (iv) A conservation ranger; and
- (v) A jail officer employed at a county or municipal jail; or

(10) Driving under the influence as prohibited by Code Section 40-6-391.

(k) When a defendant has not been previously convicted of a felony, the court may, after an adjudication of guilt, sentence the defendant pursuant to this article as provided in Code Section 42-8-66 or modify a sentence as provided in subsection (f) of Code Section 17-10-1 so as to allow a sentence pursuant to this article.

(l) A defendant shall not avail himself or herself of this article on more than one occasion.

42-8-61.

When a defendant is represented by an attorney, his or her attorney shall be responsible for informing the defendant as to his or her eligibility for sentencing as a first offender. When a defendant is pro se, the court shall inquire as to the defendant's interest in entering a plea pursuant to the terms of this article. If the defendant expresses a desire to be sentenced as a first offender, the court shall ask the prosecuting attorney or probation official if the defendant is eligible for sentencing as a first offender. When imposing a sentence, the court shall ensure that, if a defendant is sentenced as a first offender, he or she is made aware of the consequences of entering a first offender plea pursuant to the terms of this article.

42-8-62.

~~(a) Upon fulfillment of the terms of probation, upon release by the court prior to the termination of the period thereof, or upon release from confinement, the defendant shall be discharged without court adjudication of guilt. Except for the registration requirements under the state sexual offender registry and except as otherwise provided in Code Section 42-8-63.1, the discharge shall completely exonerate the defendant of any criminal purpose and shall not affect any of his or her civil rights or liberties; and the defendant shall not be considered to have a criminal conviction. It shall be the duty of the clerk of court to enter on the criminal docket and all other records of the court pertaining thereto the following:~~

~~'Discharge filed completely exonerates the defendant of any criminal purpose and shall not affect any of his or her civil rights or liberties, except for registration requirements under the state sexual offender registry and except with regard to~~

~~employment providing care for minor children or elderly persons as specified in Code Section 42-8-63.1; and the defendant shall not be considered to have a criminal conviction. O.C.G.A. 42-8-62.'~~

~~Such entry shall be written or stamped in red ink, dated, and signed by the person making such entry or, if the docket or record is maintained using computer print outs, microfilm, or similar means, such entry shall be underscored, boldface, or made in a similar conspicuous manner and shall be dated and include the name of the person making such entry. The criminal file, docket books, criminal minutes and final record, and all other records of the court relating to the offense of a defendant who has been discharged without court adjudication of guilt pursuant to this subsection shall not be altered as a result of that discharge, except for the entry of discharge thereon required by this subsection, nor shall the contents thereof be expunged or destroyed as a result of that discharge.~~

~~(b) Should a person be When an individual is placed under on probation or in confinement under this article, within 30 days of the filing of such sentence, the clerk of court shall transmit a record of the same shall be forwarded first offender sentence to the Georgia Crime Information Center. ~~Without request of the defendant a record of discharge and exoneration, as provided in this Code section, shall in every case be forwarded to the Georgia Crime Information Center. In every case in which the record of probation or confinement shall have been previously forwarded to the Department of Corrections, to the Georgia Crime Information Center, and to the Identification Division of the Federal Bureau of Investigation and a record of a subsequent discharge and exoneration of the defendant has not been forwarded as provided in this Code section, upon request of the defendant or his attorney or representative, the record of the same shall be forwarded by the clerk of court so as to reflect the discharge and exoneration. The clerk shall also transmit any subsequent order or notification regarding a first offender's sentence, including, but not limited to, notification that the defendant completed active probation supervision, was released early from probation supervision, or completed the term of probation, notification that the defendant completed the term of prison or parole, an order revoking a first offender sentence, an order of exoneration of guilt and discharge, and tolling orders, to the Georgia Crime Information Center within 30 days of receiving such order for filing or notification.~~~~

42-8-62.1.

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

(1) 'Criminal history record information' shall have the same meaning as set forth in Code Section 35-3-30.

(2) 'Prosecuting attorney' shall have the same meaning as set forth in Code Section 35-3-37.

(3) 'Restrict,' 'restricted,' or 'restriction' shall have the same meaning as set forth in Code Section 35-3-37.

(b)(1) At the time of sentencing, the defendant may seek to limit public access to his or her first offender sentencing information, and the court may, in its discretion, order

any of the following:

(A) Restrict dissemination of the defendant's first offender records;

(B) The criminal file, docket books, criminal minutes, final record, all other records of the court, and the defendant's criminal history record information in the custody of the clerk of court, including within any index, be sealed and unavailable to the public; and

(C) Law enforcement agencies, jails, or detention centers to restrict the defendant's criminal history record information of arrest, including any fingerprints or photographs taken in conjunction with such arrest.

(2) When considering the defendant's request under this subsection, the court shall weigh the public's interest in the defendant's criminal history record information being publicly available and the harm to the defendant's privacy and issue written findings of fact thereupon.

(3) The court shall specify the date that such prohibited dissemination, sealing, and restrictions will take effect.

(c) An individual who has been exonerated of guilt and discharged pursuant to this article, including those individuals exonerated of guilt and discharged prior to July 1, 2016, may petition the court that granted such discharge for an order to seal and make unavailable to the public the criminal file, docket books, criminal minutes, final record, all other records of the court, and the defendant's criminal history record information in the custody of the clerk of court, including within any index. Notice of such petition shall be sent to the clerk of court and the prosecuting attorney. A notice sent by registered or certified mail or statutory overnight delivery shall be sufficient notice.

(d) Within 90 days of the filing of a petition pursuant to subsection (c) of this Code section, the court shall order the criminal file, docket books, criminal minutes, final record, all other records of the court, and the defendant's criminal history record information in the custody of the clerk of court, including within any index, to be sealed and made unavailable to the public if the court finds by a preponderance of the evidence that:

(1) An exoneration of guilt and discharge has been granted pursuant to this article; and

(2) The harm otherwise resulting to the privacy of the individual outweighs the public interest in the criminal history record information being publicly available.

(e) Within 60 days of the filing of the court's order under subsection (d) of this Code section, the clerk of court shall cause every document in connection with such individual's case, physical or electronic, in its custody, possession, or control to be sealed.

(f) When a court orders sealing of court records under subsection (d) of this Code section, the court may also order that records maintained by law enforcement agencies, jails, and detention centers be restricted and unavailable to the public. Such entities shall comply with such restriction within 30 days of receiving a copy of such order.

(g)(1) Information sealed or restricted pursuant to this Code section shall always be available for inspection, copying, and use:



(A) As provided in subsection (c) of Code Section 42-8-65;

(B) By the Judicial Qualifications Commission;

(C) By a prosecuting attorney or public defender who submits a sworn affidavit to the clerk of court that attests that such information is relevant to a criminal proceeding;

(D) Pursuant to a court order; and

(E) By an individual who is the subject of sealed court files or restricted criminal history record information upon court order.

(2) The confidentiality of such information shall be maintained insofar as practical.

42-8-63.

Except as ~~otherwise~~ provided in ~~this article~~ Code Section 42-8-63.1, a discharge under this article is not a conviction of a crime under the laws of this state and ~~may~~ shall not be used to disqualify ~~a person~~ an individual in any application for employment or appointment to office in either the public or private sector.

42-8-63.1.

(a) A discharge under this article may be used to disqualify ~~a person~~ an individual for employment if:

~~(1) The offender~~ the individual was discharged under this article ~~on or after~~ between July 1, 2004; ~~and either,~~ and June 30, 2016, and:

~~(2)(1)~~ The employment is with a public school, private school, child welfare agency, or a person or entity that provides day care for minor children or after school care for minor children and the ~~defendant was discharged under this article after prosecution~~ individual who is the subject of the inquiry was prosecuted for the offense of child molestation, sexual battery, enticing a child for indecent purposes, sexual exploitation of a child, pimping, pandering, or incest;

~~(3)(2)~~ The employment is with a long-term care facility as defined in Code Section 31-8-51 or a person or entity that offers day care for elderly persons and the ~~defendant was discharged under this article after prosecution~~ individual who is the subject of the inquiry was prosecuted for the offense of sexual battery, incest, pimping, or pandering; or a violation of Article 8 of Chapter 5 of Title 16; or

~~(4)(3)~~ The request for information is an inquiry about ~~a person~~ an individual who has applied for employment with a facility as defined in Code Section 37-3-1 or 37-4-2 that provides services to ~~persons~~ individuals who are mentally ill as defined in Code Section 37-1-1 or developmentally disabled as defined in Code Section 37-1-1; and the ~~person~~ individual who is the subject of the inquiry ~~to the center~~ was prosecuted for the offense of sexual battery, incest, pimping, or pandering.

(b) A discharge under this article may be used to disqualify an individual for employment if the individual was discharged under this article on or after July 1, 2016, and:

(1) The employment is with a public school, private school, child welfare agency, or a person or entity that provides day care for minor children or after school care for

minor children and the individual who is the subject of the inquiry was prosecuted for a violation of Title 16 in Article 5 of Chapter 5, Chapter 6, or Part 2 or 3 of Article 3 of Chapter 12;

(2) The employment is with a long-term care facility as defined in Code Section 31-8-51 or with a person or entity that offers day care for elderly persons and the individual who is the subject of the inquiry was prosecuted for a violation of Title 16 in Article 5 or 8 of Chapter 5; or

(3) The request for information is an inquiry about an individual who has applied for employment with a facility as defined in Code Section 37-3-1 or 37-4-2 that provides services to individuals who are mentally ill as defined in Code Section 37-1-1 or developmentally disabled as defined in Code Section 37-1-1 and the individual who is the subject of the inquiry was prosecuted for a violation of Title 16 in Article 8 of Chapter 5 or Chapter 6.

~~(b)~~(c) Any discharge under this article may be used to disqualify ~~a person~~ an individual from acquiring or maintaining a peace officer certification as provided for in Chapter 8 of ~~Article 35 and also Title 35,~~ may disqualify ~~a person~~ an individual from employment in a certified position with a law enforcement unit, and may disqualify an individual from employment with the Georgia Peace Officer Standards and Training Council when ~~where~~ the discharge under this article pertained to a felony offense or a crime involving moral turpitude.

42-8-64.

A defendant sentenced pursuant to this article shall have the right to appeal in the same manner and with the same scope and same effect as if a judgment of conviction had been entered and appealed from.

42-8-65.

(a) If otherwise allowable by law, ~~in any~~ a subsequent prosecution of the defendant for ~~any other~~ another offense, ~~a~~ when a defendant has not been exonerated of guilt and discharged, the prior finding of guilt may be pleaded and proven as if an adjudication of guilt had been entered and relief had not been granted pursuant to this article.

(b) ~~The records of the Georgia Crime Information Center shall be modified, without a court order, to show a conviction in lieu of treatment as a first offender under this article whenever the conviction of a person for another crime during the term of probation is reported to the Georgia Crime Information Center. If a report is made showing that such person has been afforded first offender treatment under this article on more than one occasion, the Georgia Crime Information Center may report information on first offender treatments subsequent to the first such first offender treatment as if they were convictions. Such records may be disseminated by the Georgia Crime Information Center in the same manner and subject to the same restrictions as any other records of convictions showing treatment as a first offender shall be modified only when a court of competent jurisdiction enters:~~

(1) An adjudication of guilt for the offense for which the offender has been sentenced

as a first offender;

(2) An order modifying the sentence originally imposed; or

(3) An order correcting an exoneration of guilt and discharge entered pursuant to subsection (g) of Code Section 42-8-60.

(c)(1) Any individual Notwithstanding any other provision of this article, any person who is sentenced to a term of confinement pursuant to paragraph (2) of subsection (a) or (k) of Code Section 42-8-60 shall not be deemed to have been convicted of the offense during such term of confinement for all purposes except that records thereof shall be treated as any other records of first offenders under this article and except that such presumption shall not continue after completion of such person's confinement sentence. Upon completion of the confinement sentence, such person shall be treated in the same manner and the procedures to be followed by the court shall be the same as in the case of a person placed on probation under this article during such sentence, and records thereof shall only be disseminated by the Georgia Crime Information Center:

(A) To criminal justice agencies, as such term is defined in Code Section 35-3-30;

(B) As authorized by subsection (c) of Code Section 35-3-37; and

(C) As authorized by subparagraph (a)(1)(B) of Code Sections 35-3-34 and 35-3-35.

(2) If a court of competent jurisdiction adjudicates the defendant guilty while such defendant is serving a first offender sentence, such records may be disseminated by the Georgia Crime Information Center as provided in Code Sections 35-3-34 and 35-3-35.

42-8-66.

(a) An individual who qualified for sentencing pursuant to this article but who was not informed of his or her eligibility for first offender treatment may, with the consent of the prosecuting attorney, petition the superior court in the county in which he or she was convicted for ~~discharge and~~ exoneration of guilt and discharge pursuant to this article.

(b) The court shall hold a hearing on the petition if requested by the petitioner or prosecuting attorney or desired by the court.

(c) In considering a petition pursuant to this Code section, the court may consider any:

(1) Evidence introduced by the petitioner;

(2) Evidence introduced by the prosecuting attorney; and

(3) Other relevant evidence.

(d) The court may issue an order retroactively granting first offender treatment and discharge the defendant pursuant to this article if the court finds by a preponderance of the evidence that the defendant was eligible for sentencing under the terms of this article at the time he or she was originally sentenced and the ends of justice and the welfare of society are served by granting such petition.

(e) The court shall send a copy of any order issued pursuant to this Code section to the petitioner, the prosecuting attorney, and the Georgia ~~Bureau of Investigation~~ Crime

Information Center, and the Department of Driver Services. The Georgia Bureau of Investigation Crime Information Center and the Department of Driver Services shall modify its their records accordingly.

(f) This Code section shall not apply to a sentence that may be modified pursuant to subsection (f) of Code Section 17-10-1."

**PART VIB**  
**SECTION 6B-1.**

Article 2 of Chapter 7 of Title 17 of the Official Code of Georgia Annotated, relating to commitment hearings, is amended by revising Code Section 17-7-32, relating to the disposition of commitment form, warrant, and other papers, as follows:

"17-7-32.

(a) The commitment form shall be delivered to the officer in whose charge the accused person is placed, and the officer shall deliver it with the accused person to the sheriff or the other person in charge of the jail. A memorandum of the commitment shall be entered on the warrant by the judicial officer.

(b)(1) The warrant and all other papers shall be forwarded to the clerk of the appropriate court having jurisdiction over the offense for delivery to the prosecuting attorney. After such delivery, if the prosecuting attorney decides to dismiss the case prior to filing an accusation or without seeking an indictment, he or she shall file a notice of such fact with the clerk of the court having jurisdiction over the offense. Such notice shall include the warrant number, if any, and any other identifying number assigned to the case by the Georgia Crime Information Center. Within 30 days of receiving such notice, the clerk of court shall transmit a copy of such notice to the Georgia Crime Information Center.

(2) Nothing in this subsection shall prevent a prosecuting attorney who has probable cause from seeking charges against an accused within the applicable statute of limitations."

**SECTION 6B-2.**

Article 2 of Chapter 3 of Title 35 of the Official Code of Georgia Annotated, relating to the Georgia Crime Information Center, is amended in subsection (a) of Code Section 35-3-33, relating to the powers and duties of the center generally, by revising paragraph (10), by deleting "and" at the end of paragraph (15), by replacing the period with "; and" at the end of paragraph (16), and by adding a new paragraph (17) to read as follows:

"(10) Make available, upon request, to all local and state criminal justice agencies, all federal criminal justice agencies, and criminal justice agencies in other states any information in the files of the center which will aid these agencies in the performance of their official duties, including but not limited to final disposition of offenses; sentencing information and conditions; orders modifying an earlier disposition; orders relating to probation, including modification, tolling, completion of active probation supervision, termination, revocation, or completion of orders entered pursuant to

Article 3 of Chapter 8 of Title 42; and orders relating to parole, including modification, tolling, termination, and revocation. For this purpose the center shall operate on a 24 hour basis, seven days a week. Such information when authorized by the council may also be made available to any other agency of the state or political subdivision of the state and to any other federal agency upon assurance by the agency concerned that the information is to be used for official purposes only in the prevention or detection of crime or the apprehension of criminal offenders;"

"(17) Notify the appropriate clerk of court that a defendant has completed his or her first offender sentence or was exonerated of guilt and discharged pursuant to subsection (g) of Code Section 42-8-60 within five days of such completion or exoneration."

### SECTION 6B-3.

Said article is further amended by revising subparagraphs (a)(1)(B) and (a)(1)(D) of Code Section 35-3-34, relating to disclosure and dissemination of criminal records to private persons and businesses, as follows:

"(B)(i) The center ~~may~~ shall not provide records of arrests, charges, ~~and~~ or sentences ~~for crimes relating to first offenders when an individual has been sentenced pursuant to Article 3 of Chapter 8 of Title 42 in cases where offenders have and has been exonerated and discharged without court adjudications~~ adjudication of guilt as a matter of law or pursuant to a court order, including records relating to such defendant's bench warrants, failure to appear, and probation for such offense, except as specifically authorized by Code Section 35-3-34.1 or other law 42-8-63.1. The center shall not provide records of arrests, charges, or sentences when an individual has been sentenced as provided in Code Section 15-1-20, including records relating to such defendant's bench warrants, failure to appear, and probation for such offense, except as specifically authorized by Code Section 42-8-63.1.

(ii) During the period of time after a defendant, who has been sentenced pursuant to Article 3 of Chapter 8 of Title 42 but has not been exonerated and discharged without court adjudication of guilt as a matter of law or pursuant to a court order, has completed active probation supervision through the remainder of such sentence, the center shall not provide records of arrests, charges, or sentences except as specifically authorized by Code Section 42-8-63.1.

(iii) The center may provide records of arrests, charges, or sentences when an individual has been sentenced pursuant to Article 3 of Chapter 8 of Title 42 but has not been exonerated and discharged without court adjudication of guilt as a matter of law or pursuant to a court order, as specifically authorized by Code Section 42-8-63.1, while a defendant is under active probation supervision for such offense, or as provided in a court order;"

"(D) The center shall not provide records of arrests, charges, or dispositions when access has been restricted pursuant to Code Section 15-1-20, 35-3-37, or 42-8-62.1; or"

**SECTION 6B-4.**

Said article is further amended by revising Code Section 35-3-34.1, relating to circumstances when exonerated first offender's criminal record may be disclosed, as follows:

"35-3-34.1.

~~(a) Where an offender~~ When a defendant has been exonerated and discharged without court adjudication of guilt pursuant to Article 3 of Chapter 8 of Title 42, the center is authorized to provide the first offender's record of arrests, charges, or sentences ~~if the offender was exonerated and discharged without a court adjudication of guilt on or after July 1, 2004, and either:~~ to the employers and entities and under the conditions set forth in Code Section 42-8-63.1.

~~(1) The request for information is an inquiry about a person who has applied for employment with a public school, private school, child welfare agency, or a person or entity that provides day care for minor children or after school care for minor children and the person who is the subject of the inquiry to the center was prosecuted for the offense of child molestation, sexual battery, enticing a child for indecent purposes, sexual exploitation of a child, pimping, pandering, or incest;~~

~~(2) The request for information is an inquiry about a person who has applied for employment with a long term care facility as defined in Code Section 31-8-51 or a person or entity that offers day care for elderly persons and the person who is the subject of the inquiry to the center was prosecuted for the offense of sexual battery, incest, pimping, pandering, or a violation of Article 8 of Chapter 5 of Title 16; or~~

~~(3) The request for information is an inquiry about a person who has applied for employment with a facility as defined in Code Section 37-3-1 or 37-4-2 that provides services to persons who are mentally ill as defined in Code Section 37-1-1 or developmentally disabled as defined in Code Section 37-1-1, and the person who is the subject of the inquiry to the center was prosecuted for the offense of sexual battery, incest, pimping, or pandering.~~

~~(b) First offender records including records of arrests, charges, or sentences may be released to any law enforcement unit and the Georgia Peace Officer Standards and Training Council where the request for information is an inquiry about a person who has applied for employment in a certified position or a person who is an applicant, candidate, or peace officer as defined in Code Section 35-8-2."~~

**SECTION 6B-5.**

Said article is further amended in Code Section 35-3-35, relating to disclosure and dissemination of criminal records to public agencies and political subdivisions, by revising subparagraphs (a)(1)(B) and (a)(1)(C) and by adding a new subparagraph to paragraph (1) of subsection (a) to read as follows:

"(B)(i) The center ~~may~~ shall not provide records of arrests, charges, or sentences ~~for crimes relating to first offenders when an individual has been sentenced pursuant to Article 3 of Chapter 8 of Title 42 in cases where offenders have and~~ has been exonerated and discharged without court ~~adjudications~~ adjudication of

guilt as a matter of law or pursuant to a court order, including records relating to such defendant's bench warrants, failure to appear, and probation for such offense, except as specifically authorized by Code Section 35-3-34.1 or other law; and 42-8-63.1. The center shall not provide records of arrests, charges, or sentences when an individual has been sentenced as provided in Code Section 15-1-20, including records relating to such defendant's bench warrants, failure to appear, and probation for such offense, except as specifically authorized by Code Section 42-8-63.1.

(ii) During the period of time after a defendant, who has been sentenced pursuant to Article 3 of Chapter 8 of Title 42 but has not been exonerated and discharged without court adjudication of guilt as a matter of law or pursuant to a court order, has completed active probation supervision through the remainder of such sentence, the center shall not provide records of arrests, charges, or sentences except as specifically authorized by Code Section 42-8-63.1.

(iii) The center may provide records of arrests, charges, or sentences when an individual has been sentenced pursuant to Article 3 of Chapter 8 of Title 42 but has not been exonerated and discharged without court adjudication of guilt as a matter of law or pursuant to a court order, as specifically authorized by Code Section 42-8-63.1, while a defendant is under active probation supervision for such offense, or as provided in a court order;

(C) When the identifying information provided is sufficient to identify persons whose records are requested electronically, the center may disseminate electronically criminal history records of in-state felony convictions, pleas, and sentences without:

(i) Fingerprint comparison; or

(ii) Consent of the person whose records are requested; and

(D) The center shall not provide records of arrests, charges, or dispositions when access has been restricted pursuant to Code Section 15-1-20, 35-3-37, or 42-8-62.1;"

#### **SECTION 6B-6.**

Said article is further amended by revising subsections (b), (c), and (g) of Code Section 35-3-36, relating to the duties of state criminal agencies as to submission of fingerprints, photographs, or other identifying data to the center, as follows:

"(b) It shall be the duty of all chiefs of police, sheriffs, prosecuting attorneys, courts, judges, clerks of court, community supervision officers, county or ~~department~~ Department of Juvenile Justice juvenile probation officers, probation officers and private probation officers serving pursuant to Article 6 of Chapter 8 of Title 42, wardens, or other persons in charge of penal and correctional institutions in this state, the Georgia Superior Court Clerks' Cooperative Authority, and the State Board of Pardons and Paroles to furnish the center with any other data deemed necessary by the center to carry out its responsibilities under this article.

(c) All persons in charge of law enforcement agencies shall obtain or cause to be obtained fingerprints in accordance with the fingerprint system of identification

established by the director of the Federal Bureau of Investigation, full-face and profile photographs if photo equipment is available, and other available identifying data of each person arrested or taken into custody for an offense of a type designated in paragraph (1) of subsection (a) of Code Section 35-3-33, of all persons arrested or taken into custody as fugitives from justice, and of all unidentified human corpses in their jurisdictions; but photographs need not be taken if it is known that photographs of the type listed taken within the previous year are on file. Fingerprints and other identifying data of persons arrested or taken into custody for offenses other than those designated may be taken at the discretion of the law enforcement agency concerned. Any person arrested or taken into custody and subsequently released without charge or cleared of the offense through court proceedings shall have any fingerprint record taken in connection therewith returned if required by statute or deleted, as applicable, if the fingerprint record was taken in error or upon court order, and ~~any~~ such dispositions ~~must also~~ shall be reported to the center."

"(g) All persons in charge of law enforcement agencies, ~~all~~ clerks of court or the Georgia Superior Court Clerks' Cooperative Authority as applicable, ~~all~~ municipal judges ~~where they have no clerks~~ when such judges do not have a clerk, ~~all~~ magistrates, ~~and all~~ persons in charge of community supervision, juvenile probation, or Article 6 of Chapter 8 of Title 42 probation offices, and the State Board of Pardons and Paroles shall supply transmit to the center ~~with~~ the information described in Code Section 35-3-33 within 30 days of the creation or receipt of such information, except as provided in subsection (d) of this Code section, on the basis of the forms and instructions to be ~~supplied~~ provided by the center."

#### SECTION 6B-7.

Said article is further amended by revising paragraph (6) of subsection (a), subsection (h), and paragraph (5) of subsection (j) of Code Section 35-3-37, relating to review of individual's criminal history record information, as follows:

"(6) 'Restrict,' 'restricted,' or 'restriction' means that the criminal history record information of an individual relating to a particular charge shall be available only to judicial officials and criminal justice agencies for law enforcement or criminal investigative purposes or to criminal justice agencies for purposes of employment in accordance with procedures established by the center and shall not be disclosed or otherwise made available to any private persons or businesses pursuant to Code Section 35-3-34 or to governmental agencies or licensing and regulating agencies pursuant to Code Section 35-3-35."

"(h) Access to an individual's criminal history record information, including any fingerprints or photographs of the individual taken in conjunction with the arrest, shall be restricted by the center for the following types of dispositions:

(1) Prior to indictment, accusation, or other charging instrument:

(A) The case was never referred for further prosecution to the proper prosecuting attorney by the arresting law enforcement agency and:

(i) The offense against such individual is closed by the arresting law enforcement



agency. It shall be the duty of the head of the arresting law enforcement agency to notify the center whenever a record is to be restricted pursuant to this division within 30 days of such decision. A copy of the notice shall be sent to the accused and the accused's attorney, if any, by mailing the same by first-class mail within seven days of notifying the center; or

(ii) The center does not receive notice from the arresting law enforcement agency that the offense has been referred to the prosecuting attorney or transferred to another law enforcement or prosecutorial agency of this state, any other state or a foreign nation, or any political subdivision thereof for prosecution and the following period of time has elapsed from the date of the arrest of such individual:

(I) If the offense is a misdemeanor or a misdemeanor of a high and aggravated nature, two years;

(II) If the offense is a felony, other than a serious violent felony or a felony sexual offense specified in Code Section 17-3-2.1 involving a victim under 16 years of age, four years; or

(III) If the offense is a serious violent felony or a felony sexual offense specified in Code Section 17-3-2.1 involving a victim under 16 years of age, seven years.

If the center receives notice of the filing of an indictment subsequent to the restriction of a record pursuant to this division, the center shall make such record available in accordance with Code Section 35-3-34 or 35-3-35. If the center does not receive notice of a charging instrument within 30 days of the applicable time periods set forth in this division, such record shall be restricted by the center for noncriminal justice purposes and shall be considered sealed.

(B) The case was referred to the prosecuting attorney but was later dismissed; ~~or~~

(C) The grand jury returned two no bills; ~~and~~ or

(D) The grand jury returned one no bill and the applicable time period set forth in division (ii) of subparagraph (A) of this paragraph has expired; and

(2) After indictment or accusation:

(A) Except as provided in subsection (i) of this Code section, all charges were dismissed or nolle prossed;

~~(B) The individual pleaded guilty to or was found guilty of possession of a narcotic drug, marijuana, or stimulant, depressant, or hallucinogenic drug and was sentenced in accordance with the provisions of subsection (a) or (c) of Code Section 16-13-2, and the individual successfully completed the terms and conditions of his or her probation;~~

(C) The individual pleaded guilty to or was found guilty of a violation of paragraph (2) or (3) of subsection (a) of Code Section 3-3-23 and was sentenced in accordance with the provisions of subsection (c) of Code Section 3-3-23.1, and the individual successfully completed the terms and conditions of his or her probation;

~~(D)~~ (D) The individual successfully completed a drug court treatment program, mental health treatment program, or veterans treatment program, the individual's case has been dismissed or nolle prossed, and he or she has not been arrested for at least five years during such program, excluding any arrest for a nonserious traffic

offense; or

~~(D)~~(E) The individual was acquitted of all of the charges by a judge or jury unless, within ten days of the verdict, the prosecuting attorney demonstrates to the trial court through clear and convincing evidence that the harm otherwise resulting to the individual is clearly outweighed by the public interest in the criminal history record information being publicly available because either:

(i) The prosecuting attorney was barred from introducing material evidence against the individual on legal grounds, including, without limitation, the granting of a motion to suppress or motion in limine; or

(ii) The individual has been formally charged with the same or similar offense within the previous five years."

~~"(5) Any party may file an appeal of an order entered pursuant to this subsection as provided in Code Section 5-6-34. When an individual was arrested on a fugitive from justice warrant as provided in Code Section 17-13-4, such individual may petition the superior court in the county where the arrest occurred to restrict access to criminal history record information for such warrant. Such court shall maintain jurisdiction over the case for this limited purpose and duration. Such petition shall be served on the arresting law enforcement agency and the prosecuting attorney. If a hearing is requested, such hearing shall be held within 90 days of the filing of the petition. The court shall hear evidence and shall grant an order restricting such criminal history record information if the court determines that circumstances warrant restriction and that the harm otherwise resulting to the individual clearly outweighs the public interest in the criminal history record information being publicly available."~~

#### **SECTION 6B-8.**

Chapter 8 of Title 42 of the Official Code of Georgia Annotated, relating to probation, is amended by revising paragraph (3) of subsection (a) of Code Section 42-8-36, relating to the duty of a probationer to inform his or her probation officer of residence and whereabouts and tolling, as follows:

"(3) The effective date of the tolling of the sentence shall be the date the court enters a tolling order and shall continue until the probationer shall personally report to the officer, is taken into custody in this state, or is otherwise available to the court. The clerk of court shall transmit a copy of a tolling order to the Georgia Crime Information Center within 30 days of the filing of such order."

#### **SECTION 6B-9.**

Said chapter is further amended by revising subsection (d) of Code Section 42-8-105, relating to a probationer's obligation to keep his or her probation officer informed of certain information, as follows:

"(d) The effective date of the tolling of the sentence shall be the date the court enters a tolling order and shall continue until the probationer personally reports to the probation officer or private probation officer, as the case may be, is taken into custody in this state, or is otherwise available to the court, whichever event first occurs. The clerk of

court, or judge of any court when there is no clerk of court, shall transmit a copy of a tolling order to the Georgia Crime Information Center within 30 days of the filing of such order."

**PART VIC**  
**SECTION 6C-1.**

Code Section 10-1-393.5 of the Official Code of Georgia Annotated, relating to prohibited telemarketing, Internet activities, and home repair, is amended by revising division (b.1)(1)(B)(i) as follows:

"(i) Access to his or her case or charges was restricted pursuant to Code Section 15-1-20, 35-3-37, or 42-8-62.1;"

**SECTION 6C-2.**

Code Section 16-11-131 of the Official Code of Georgia Annotated, relating to possession of firearms by convicted felons and first offender probationers, is amended by revising subsection (f) as follows:

"(f) Any person placed on probation as a first offender pursuant to Article 3 of Chapter 8 of Title 42 and subsequently discharged without court adjudication of guilt as a matter of law pursuant to Code Section ~~42-8-62~~ 42-8-60 shall, upon such discharge, be relieved from the disabilities imposed by this Code section."

**PART VII**  
**MISDEMEANOR PROBATION SERVICES**  
**SECTION 7-1.**

Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, is amended by revising Code Section 42-8-100, relating to definitions for county and municipal probation, as follows:

"42-8-100.

As used in this article, the term:

(1) 'Board' means the Board of Community Supervision.

(2) 'DCS' means the Department of Community Supervision.

~~(2)~~(3) 'Private probation officer' means an individual employed by a private corporation, private enterprise, private agency, or other private entity to supervise defendants placed on probation by a court for committing an ordinance violation or misdemeanor.

~~(3)~~(4) 'Probation officer' means an individual employed by a governing authority of a county, municipality, or consolidated government to supervise defendants placed on probation by a court for committing an ordinance violation or misdemeanor."

**SECTION 7-2**

Said title is further amended by revising Code Section 42-8-101, relating to agreements for probation services, as follows:

"42-8-101.

(a)(1) ~~The~~ Upon the request of the chief judge of any court within a county and with the express written consent of such judge, with the approval of the governing authority of such county, shall be authorized to enter into written contracts with corporations, enterprises, or agencies to provide probation supervision, counseling, collection services for all moneys to be paid by a defendant according to the terms of the sentence imposed on the defendant as well as any moneys which by operation of law are to be paid by the defendant in consequence of the conviction, and other probation services for persons convicted in such court and placed on probation in such county. In no case shall a private probation corporation or enterprise be charged with the responsibility for supervising a felony sentence. The final contract negotiated by the ~~chief judge governing authority of the county~~ with the private probation entity shall be attached to the approval by the governing authority of the county to privatize probation services as an exhibit thereto. The termination of a contract for probation services as provided for in this subsection ~~shall~~ may be initiated by the chief judge of the court which ~~entered into the~~ is subject to such contract, and ~~shall be~~ subject to approval by the governing authority of the county which entered into the contract and in accordance with the agreed upon, written provisions of such contract.

(2) ~~The~~ Upon the request of the chief judge of any court within a county and with the express written consent of such judge, with the approval of the governing authority of such county, ~~is~~ shall be authorized to establish a county probation system to provide probation supervision, counseling, collection services for all moneys to be paid by a defendant according to the terms of the sentence imposed on the defendant as well as any moneys which by operation of law are to be paid by the defendant in consequence of the conviction, and other probation services for persons convicted in such court and placed on probation in such county.

(b)(1) ~~The~~ Upon the request of the judge of the municipal court of any municipality or consolidated government of a municipality and county of this state and with the express written consent of such judge, with the approval of the governing authority of such municipality or consolidated government, ~~is~~ shall be authorized to enter into written contracts with private corporations, enterprises, or agencies to provide probation supervision, counseling, collection services for all moneys to be paid by a defendant according to the terms of the sentence imposed on the defendant as well as any moneys which by operation of law are to be paid by the defendant in consequence of the conviction, and other probation services for persons convicted in such court and placed on probation. The final contract negotiated by the ~~judge governing authority of the municipality or consolidated government~~ with the private probation entity shall be attached to the approval by the governing authority of the municipality or consolidated government to privatize probation services as an exhibit thereto. The termination of a contract for probation services as provided for in this subsection ~~shall~~ may be initiated by the chief judge of the court which ~~entered into the~~ is subject to such contract and shall be subject to approval by the governing authority of the municipality or consolidated government which entered into the contract and in

accordance with the agreed upon, written provisions of such contract.

(2) ~~The~~ Upon the request of the judge of the municipal court of any municipality or consolidated government of a municipality and county of this state and with the express written consent of such judge, ~~with the approval of the governing authority of such municipality or consolidated government,~~ is shall be authorized to establish a probation system to provide probation supervision, counseling, collection services for all moneys to be paid by a defendant according to the terms of the sentence imposed on the defendant as well as any moneys which by operation of law are to be paid by the defendant in consequence of the conviction, and other probation services for persons convicted in such court and placed on probation."

### SECTION 7-3.

Said title is further amended by revising subsection (f) of Code Section 42-8-102, relating to probation, supervision, and revocation, as follows:

"(f)(1) The sentencing judge shall not lose jurisdiction over any person placed on probation during the term of his or her probated sentence. As further set forth in this subsection, the judge may revoke any or all of the probated sentence, rescind any or all of the sentence, or, in any manner deemed advisable by the judge, modify or change the probated sentence, including tolling the sentence as provided in this article, at any time during the period of time originally prescribed for the probated sentence to run.

(2)(A) When the sole basis for a probation revocation is for failure to pay fines, statutory surcharges, or probation supervision fees, the probationer shall be scheduled to appear on the court's next available court calendar for a hearing on such issue. No prehearing arrest warrant shall be issued under such circumstances. Absent a waiver, the court shall not revoke a probationary sentence for failure to pay fines, statutory surcharges, or probation supervision fees without holding a hearing, inquiring into the reasons for the probationer's failure to pay, and, if a probationary sentence is revoked, making an express written determination that the probationer has not made sufficient bona fide efforts to pay and the probationer's failure to pay was willful or that adequate alternative types of punishment do not exist. Should the probationer fail to appear at such hearing, the court may, in its discretion, revoke the probated sentence.

~~(3)(B)~~ A person otherwise found eligible to have his or her probation modified or terminated pursuant to paragraph (1) of this subsection shall not be deemed ineligible for modification or termination of probation solely due to his or her failure to pay fines, statutory surcharges, or probation supervision fees.

(3)(A) When the sole basis for a probation revocation is for failure to report as directed by his or her probation officer or private probation officer, as the case may be, such officer shall prepare an affidavit for the court, averring, at a minimum, that:

(i) The probationer has failed to report to his or her probation officer or private probation officer, as the case may be, on at least two occasions;

(ii) The officer has attempted to contact the probationer at least two times by

telephone or e-mail at the probationer's last known telephone number or e-mail address, which information shall be listed in the affidavit;

(iii) The officer has checked the local jail rosters and determined that the probationer is not incarcerated;

(iv) The officer has sent a letter by first-class mail to the probationer's last known address, which shall be listed in the affidavit, advising the probationer that the officer will seek to have the probationer arrested and have his or her probation revoked if the probationer does not report to such officer in person within ten days of the date on which the letter was mailed; and

(v) The probationer has failed to report to the probation officer or private probation officer, as the case may be, as directed in the letter set forth in division (iv) of this subparagraph and ten days have passed since the date on which the letter was mailed.

(B) In the event the probationer reports to his or her probation officer or private probation officer, as the case may be, within the period prescribed in division (iv) of subparagraph (A) of this paragraph, the probationer may be scheduled to appear on the next available court calendar for a hearing to consider whether the probation sentence should be revoked in whole or in part.

(C) A probation officer or private probation officer, as the case may be, shall submit the affidavit required by subparagraph (A) of this paragraph together with his or her request for an arrest warrant, and the court may, in its discretion, issue a warrant for the arrest of the probationer.

- (4) At any revocation hearing, upon proof that the probationer has violated probation:
- (A) For failure to report to probation or failure to pay fines, statutory surcharges, or probation supervision fees, the court shall consider the use of alternatives to confinement, including community service, modification of the terms of probation, or any other alternative deemed appropriate by the court. The court shall consider whether a failure to pay court imposed financial obligations was willful. In the event an alternative is not warranted, the court shall revoke the balance of probation or a period not to exceed 120 days in confinement, whichever is less; and
- (B) For failure to comply with any other general provision of probation or suspension, the court shall consider the use of alternatives to confinement, including community service or any other alternative deemed appropriate by the court. In the event an alternative is not warranted, the court shall revoke the balance of probation or a period not to exceed two years in confinement, whichever is less."

#### **SECTION 7-4.**

Said title is further amended by revising subsection (b) of and adding a new subsection to Code Section 42-8-103, relating to pay-only probation, to read as follows:

"(b) When pay-only probation is imposed, the probation supervision fees shall be capped so as not to exceed three months of ordinary probation supervision fees notwithstanding the number of cases for which a fine and statutory surcharge were imposed or that the defendant was sentenced to serve consecutive sentences; provided,

however, that collection of any probation supervision fee shall terminate as soon as all court imposed fines and statutory surcharges are paid in full; and provided, further, that when all such fines and statutory surcharges are paid in full, the probation officer or private probation officer, as the case may be, shall submit an order to the court terminating the probated sentence within 30 days of fulfillment of such conditions. The court shall terminate such probated sentence or issue an order stating why such probated sentence shall continue."

"(d) When a defendant is serving pay-only probation, upon motion by the defendant, the court may discharge such defendant from further supervision or otherwise terminate probation when it is satisfied that its action would be in the best interest of justice and the welfare of society."

#### **SECTION 7-5.**

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

"42-8-103.1.

(a) When a defendant is serving consecutive misdemeanor sentences, whether as a result of one case from one jurisdiction or multiple cases from multiple jurisdictions, upon motion by the defendant, the court may discharge such defendant from further supervision or otherwise terminate probation when it is satisfied that its action would be in the best interest of justice and the welfare of society. Such motion shall not be ripe until 12 months after the sentence was entered and every four months thereafter. The defendant shall serve the applicable entity or governing authority that is providing his or her probation services with a copy of such motion.

(b) When a defendant is serving consecutive misdemeanor sentences, his or her probation officer or private probation officer, as the case may be, shall review such case after 12 consecutive months of probation supervision wherein the defendant has paid in full all court imposed fines, statutory surcharges, and restitution and has otherwise completed all testing, evaluations, and rehabilitative treatment programs ordered by the court to determine if such officer recommends early termination of probation. Each such case shall be reviewed every four months thereafter for the same determination until the termination, expiration, or other disposition of the case. If such officer recommends early termination, he or she shall immediately submit an order to the court to effectuate such purpose."

#### **SECTION 7-6.**

Said title is further amended by revising subparagraph (b)(1)(D) of Code Section 42-8-105, relating to the probationer's obligation to keep an officer informed of certain information and tolling, as follows:

"(D) The officer has sent a letter by first-class mail to the probationer's last known address, which shall be listed in the affidavit, advising the probationer that the officer will seek a tolling order if the probationer does not report to such officer; ~~either by telephone or~~ in person; within ten days of the date on which the letter was mailed; and"

**SECTION 7-7.**

Said title is further amended by revising Code Section 42-8-106, relating to the creation of the advisory council, as follows:

"42-8-106.

(a) There is created ~~an~~ a judicial advisory council committee with respect to the provisions of this article composed of one superior court judge designated by The Council of Superior Court Judges of Georgia, one state court judge designated by The Council of State Court Judges of Georgia, one municipal court judge designated by the Council of Municipal Court Judges of Georgia, one probate court judge designated by The Council of Probate Court Judges of Georgia, one magistrate designated by the Council of Magistrate Court Judges, one attorney who specializes in criminal defense appointed by the Governor, one probation officer appointed by the Governor, and one private probation officer or individual with expertise in private probation services by virtue of his or her training or employment appointed by the Governor. The appointing authority shall determine the length of its appointee's term serving on such ~~council~~ committee. The judicial advisory committee shall provide advice and consultation to the board and DCS on matters relating to this article. The judicial advisory council committee shall elect a chairperson from among its membership and such other officers as it deems necessary.

42-8-106.1.

(b) ~~The board shall have the following powers and duties; provided that, with respect to promulgating the rules, regulations, and standards set forth in this subsection, the board shall act only upon consultation with and approval by the advisory board seek input from the commissioner of community supervision:~~

(1) ~~To review the uniform professional standards for private probation officers and uniform contract standards for private probation contracts established in Code Section 42-8-107 and submit a report with its recommendations to the General Assembly;~~

(2)(1) To promulgate rules and regulations to implement ~~those~~ the uniform professional standards for probation officers and uniform ~~agreement~~ contract standards for the establishment of probation services by a county, municipality, or consolidated government established in Code Section 42-8-107;

(3)(2) To promulgate rules and regulations establishing a 40 hour initial orientation for newly hired private probation officers and for 20 hours per annum of continuing education for private probation officers, provided that the 40 hour initial orientation shall not be required of any person who has successfully completed a basic course of training for supervision of probationers or parolees certified by the Georgia Peace Officer Standards and Training Council or any private probation officer who has been employed by a private probation corporation, enterprise, or agency for at least six months as of July 1, 1996;

(4)(3) To promulgate rules and regulations establishing a 40 hour initial orientation for probation officers and for 20 hours per annum of continuing education for such probation officers, provided that the 40 hour initial orientation shall not be required of



any person who has successfully completed a basic course of training for supervision of probationers or parolees certified by the Georgia Peace Officer Standards and Training Council or any probation officer who has been employed by a county, municipality, or consolidated government as of March 1, 2006;

~~(5)(4)~~ To promulgate rules and regulations relative to compliance with the provisions of this article; and enforcement mechanisms ~~that may include, but are not limited to, the imposition of sanctions and fines and the voiding of contracts or agreements;~~

~~(6)(5)~~ To promulgate rules and regulations establishing registration for any private corporation, private enterprise, private agency, county, municipality, or consolidated government providing probation services under the provisions of this article, subject to the provisions of Code Section 42-8-109.3;

~~(7) To produce an annual summary report;~~

~~(8)(6)~~ To promulgate rules and regulations requiring criminal history record checks of individuals seeking to become private probation officers and establishing procedures for such criminal record checks. ~~The Department of Community Supervision~~ DCS on behalf of the board shall conduct a criminal history records check for individuals seeking to become probation officers as provided in Code Section 35-3-34. The board shall promulgate rules and regulations relating to restrictions regarding misdemeanor convictions. An agency or private entity shall also be authorized to conduct a criminal history ~~background~~ records check of a person employed as a probation officer or private probation officer or individuals seeking such positions. The criminal history records check may be conducted in accordance with Code Section 35-3-34 and may be based upon the submission of fingerprints of the individual whose records are requested. The Georgia Bureau of Investigation shall submit the fingerprints to the Federal Bureau of Investigation under the rules established by the United States Department of Justice for processing and identification of records. The federal record, if any, shall be obtained and returned to the requesting entity or agency;

~~(9) To create committees from among the membership of the board as well as appoint other persons to serve in an advisory capacity to the board in implementing this article; and~~

~~(10)(7)~~ To promulgate rules and regulations requiring probation officers and private probation officers to be registered with ~~the board~~ DCS, pay a fee for such registration, and provide for the ~~imposition of~~ board to impose sanctions and fines on such officers for misconduct; and

(8) To impose sanctions for noncompliance with this article or the board's rules and regulations."

#### **SECTION 7-8.**

Said title is further amended by revising subsections (a), (c), and (d) of Code Section 42-8-107, relating to uniform professional standards and uniform contract standards, as follows:

"(a) The uniform professional standards contained in this subsection shall be met by

any person employed as and using the title of a private probation officer or probation officer. Any such person shall be at least 21 years of age at the time of appointment to the position of private probation officer or probation officer and shall have completed a standard two-year college course or have four years of law enforcement experience; provided, however, that any person employed as a private probation officer as of July 1, 1996, and who had at least six months of experience as a private probation officer or any person employed as a probation officer by a county, municipality, or consolidated government as of March 1, 2006, shall be exempt from such college requirements. Every private probation officer shall receive an initial 40 hours of orientation upon employment and shall receive 20 hours of continuing education per annum as approved by ~~the board~~ DCS, provided that the 40 hour initial orientation shall not be required of any person who has successfully completed a basic course of training for supervision of probationers or parolees certified by the Peace Officer Standards and Training Council or any private probation officer who has been employed by a private probation corporation, enterprise, or agency for at least six months as of July 1, 1996, or any person employed as a probation officer by a county, municipality, or consolidated government as of March 1, 2006. In no event shall any person convicted of a felony be employed as a probation officer or private probation officer."

"(c) The uniform contract standards contained in this subsection shall apply to all counties, municipalities, and consolidated governments that enter into agreements ~~with a judge~~ to provide probation services under the authority of Code Section 42-8-101. The terms of any such agreement shall state at a minimum:

- (1) The extent of the services to be rendered by the local governing authority providing probation services;
- (2) Any requirements for staff qualifications, including those contained in this Code section;
- (3) Requirements for criminal record checks of staff in compliance with the rules and regulations established by the board;
- (4) Policies and procedures for the training of staff that comply with the rules and regulations established by the board;
- (5) Staffing levels and standards for offender supervision, including frequency and type of contacts with offenders;
- (6) Procedures for handling the collection of all court ordered fines, fees, and restitution;
- (7) Circumstances under which revocation of an offender's probation may be recommended;
- (8) Reporting and record-keeping requirements; and
- (9) Default and agreement termination procedures.

~~(d) The board shall review the uniform professional standards and uniform contract and agreement standards contained in this Code section and shall submit a report on its findings to the General Assembly. The board shall submit its initial report on or before January 1, 2017, and shall continue such reviews every two years thereafter. Nothing contained in such report shall be considered to authorize or require a change in such~~

~~standards without action by the General Assembly having the force and effect of law. Such report shall provide information which will allow the General Assembly to review the effectiveness of the minimum professional standards and, if necessary, to revise such standards. This subsection shall not be interpreted to prevent the board from making recommendations to the General Assembly prior to its required review and report."~~

#### **SECTION 7-9.**

Said title is further amended by revising Code Section 42-8-108, relating to quarterly reporting to the judge, as follows:

"42-8-108.

(a) Any private corporation, private enterprise, or private agency contracting to provide probation services or any county, municipality, or consolidated government entering into an agreement under the provisions of this article shall provide to the judge ~~with whom the~~ who consented to such contract or agreement ~~was made and the board DCS~~ a quarterly report summarizing the number of offenders under supervision; the amount of fines, statutory surcharges, and restitution collected; the amount of fees collected and the nature of such fees, including probation supervision fees, rehabilitation programming fees, electronic monitoring fees, drug or alcohol detection device fees, substance abuse or mental health evaluation or treatment fees if such services are provided directly or otherwise to the extent such fees are known, and drug testing fees; the number of community service hours performed by probationers under supervision; a listing of any other service for which a probationer was required to pay to attend; the number of offenders for whom supervision or rehabilitation has been terminated and the reason for the termination; and the number of warrants issued during the quarter, in such detail as ~~the board DCS~~ may require. Information reported pursuant to this subsection shall be annually submitted to the governing authority that entered into such contract and thereafter be subject to disclosure pursuant to Article 4 of Chapter 18 of Title 50. Local governments are encouraged to post electronic copies of the annual report on the local government's website, if such website exists.

(b) All records of any private corporation, private enterprise, or private agency contracting to provide services or of any county, municipality, or consolidated government entering into an agreement under the provisions of this article shall be open to inspection upon the request of the affected county, municipality, consolidated government, court, the Department of Audits and Accounts, an auditor appointed by the affected county, municipality, or consolidated government, Department of Corrections, ~~Department of Community Supervision DCS~~, State Board of Pardons and Paroles, or the board."

#### **SECTION 7-10.**

Said title is further amended by revising Code Section 42-8-109.2, relating to confidentiality of records, as follows:

"42-8-109.2.

(a) Except as provided in subsection (a) of Code Section 42-8-108 and subsection (b) of this Code section, all reports, files, records, and papers of whatever kind relative to the supervision of probationers by a private corporation, private enterprise, or private agency contracting under the provisions of this article or by a county, municipality, or consolidated government providing probation services under this article are declared to be confidential and shall be available only to the affected county, municipality, or consolidated government, or an auditor appointed by such county, municipality, or consolidated government, the judge handling a particular case, the Department of Audits and Accounts, Department of Corrections, ~~Department of Community Supervision~~ DCS, State Board of Pardons and Paroles, or the board.

(b)(1) Any probationer under supervision under this article shall:

(A) Be provided with a written receipt and a balance statement each time he or she makes a payment;

(B) Be permitted, upon written request, to have a copy of correspondence, payment records, and reporting history from his or her probation file, one time, and thereafter, he or she shall be required to pay a fee as set by ~~the board~~ DCS; provided, however, that the board shall promulgate rules and regulations clarifying what confidential information may be withheld from such disclosure; and

(C) Be permitted, upon written request to ~~the board~~ DCS, to have a copy of the supervision case notes from his or her probation file when the commissioner of community supervision authorizes the release of such information in a written order; provided, however, that the board shall promulgate rules and regulations clarifying what confidential information may be withheld from such disclosure.

(2) When a probationer claims that information is being improperly withheld from his or her file, the probationer may file a motion with the sentencing court seeking an in camera inspection of such file. The probationer shall serve such motion on the prosecuting attorney and probation officer or private probation officer as appropriate.

(3) The following shall be subject to disclosure pursuant to Article 4 of Chapter 18 of Title 50:

(A) The board's rules and regulations regarding contracts or agreements for the provision of probation services;

(B) The board's rules and regulations regarding the conduct of business by private entities providing probation services as authorized by this article;

(C) The board's rules and regulations regarding county, municipal, or consolidated governments establishing probation systems as authorized by this article; and

(D) The rules, regulations, operating procedures, and guidelines of any private corporation, private enterprise, or private agency providing probation services under the provisions of this article.

(c) In the event of a transfer of the supervision of a probationer from a private corporation, private enterprise, or private agency or county, municipality, or consolidated government providing probation services under this article to ~~the Department of Community Supervision, the Department of Community Supervision~~

DCS, DCS shall have access to any relevant reports, files, records, and papers of the transferring entity."

#### **SECTION 7-11.**

Said title is further amended by revising Code Section 42-8-109.3, relating to registration with the board, as follows:

"42-8-109.3.

(a)(1) All private corporations, private enterprises, and private agencies contracting or offering to contract for probation services shall register with ~~the board~~ DCS before entering into any contract to provide services. Any private corporation, private enterprise, or private agency registered with ~~the County and Municipal Probation Advisory Council~~ the board on or before June 30, ~~2015~~ 2016, shall be deemed registered with ~~the board~~ DCS; provided, however, that ~~the board~~ DCS shall be authorized to review such contract and shall be responsible for subsequent renewals or changes to such contract. The information included in such registration shall include the name of the corporation, enterprise, or agency, its principal business address and telephone number, the name of its agent for communication, and other information in such detail as ~~the board~~ DCS may require. No registration fee shall be required.

(2) Any private corporation, private enterprise, or private agency required to register under the provisions of paragraph (1) of this subsection which fails or refuses to do so shall be subject to revocation of any existing contracts, in addition to any other fines or sanctions imposed by the board.

(b)(1) All counties, municipalities, and consolidated governments agreeing or offering to agree to establish a probation system shall register with ~~the board~~ DCS before entering into an agreement ~~with the court~~ to provide services. Any county, municipality, or consolidated government that has a probation system registered with ~~the County and Municipal Probation Advisory Council~~ board on or before June 30, ~~2015~~ 2016, shall be deemed registered with ~~the board~~ DCS; provided, however, that ~~the board~~ DCS shall be authorized to review such systems and shall be responsible for subsequent renewals or changes to such systems. The information included in such registration shall include the name of the county, municipality, or consolidated government, the principal business address and telephone number, a contact name for communication with ~~the board~~ DCS, and other information in such detail as ~~the board~~ DCS may require. No registration fee shall be required.

(2) Any county, municipality, or consolidated government required to register under the provisions of paragraph (1) of this subsection which fails or refuses to do so shall be subject to revocation of existing agreements, in addition to any other sanctions imposed by the board."

#### **SECTION 7-12.**

Said title is further amended by revising paragraph (1) of subsection (a) and paragraph (1) of subsection (b) of Code Section 42-8-109.4, relating to the applicability of the article to contractors for probation services, as follows:

"(1) Register with ~~the board~~ DCS;"

"(1) Register with ~~the board~~ DCS;"

PART VIII  
PROVIDING FOR MISCELLANEOUS  
CROSS-REFERENCES IN TITLE 42  
**SECTION 8-1.**

Said title is further amended by revising subsection (e) of Code Section 42-1-14, relating to risk assessment classification, as follows:

"(e) Any sexually dangerous predator shall be required to wear an electronic monitoring system that shall have, at a minimum:

- (1) The capacity to locate and record the location of a sexually dangerous predator by a link to a global positioning satellite system;
- (2) The capacity to timely report or record a sexually dangerous predator's presence near or within a crime scene or in a prohibited area or the sexually dangerous predator's departure from specific geographic locations; and
- (3) An alarm that is automatically activated and broadcasts the sexually dangerous predator's location if the global positioning satellite monitor is removed or tampered with by anyone other than a law enforcement official designated to maintain and remove or replace the equipment.

Such electronic monitoring system shall be worn by a sexually dangerous predator for the remainder of his or her natural life. The sexually dangerous predator shall pay the cost of such system to the Department of Community ~~Service~~ Supervision if the sexually dangerous predator is under probation or parole supervision and to the sheriff after the sexually dangerous predator completes his or her term of probation and parole or if the sexually dangerous predator has moved to this state from another state, territory, or country. The electronic monitoring system shall be placed upon the sexually dangerous predator prior to his or her release from confinement. If the sexual offender is not in custody, within 72 hours of the decision classifying the sexual offender as a sexually dangerous predator in accordance with subsection (b) of this Code section, the sexually dangerous predator shall report to the sheriff of the county of his or her residence for purposes of having the electronic monitoring system placed on the sexually dangerous predator."

**SECTION 8-2.**

Said title is further amended by revising subsection (i) of Code Section 42-2-11, relating to the powers and duties of the Board of Corrections, as follows:

"(i) The board shall have the authority to request bids and proposals and to enter into contracts for the operation of probation detention centers by private companies and entities for the confinement of probationers under Code Section 42-8-35.4 ~~and probation diversion centers for the confinement of probationers under Code Section 42-8-35.5~~. The board shall have the authority to adopt, establish, and promulgate rules and

regulations for the operation of probation detention ~~and probation diversion~~ centers by private companies and entities."

#### **SECTION 8-3.**

Said title is further amended by revising paragraph (4) of subsection (a) of Code Section 42-2-15, relating to the employee benefit fund, as follows:

"(4) 'Facility' means a prison, institution, detention center, ~~diversion center~~, or such other similar property under the jurisdiction or operation of the department."

#### **SECTION 8-4.**

Said title is further amended by revising subsection (g) of Code Section 42-8-34, relating to sentencing hearings and determinations, as follows:

"(g) The sentencing judge shall not lose jurisdiction over any person placed on probation during the term of the person's probated sentence. The judge is empowered to revoke any or all of the probated sentence, rescind any or all of the sentence, or, in any manner deemed advisable by the judge, modify or change the probated sentence, including ordering the probationer into the sentencing options system, as provided in Article 6 of Chapter 3 of this title, at any time during the period of time prescribed for the probated sentence to run. In addition, when the judge is considering revoking a probated sentence in order to require the defendant to enter a drug court division, mental health court division, family treatment court division, or veterans court division and the length of the original sentence is insufficient to authorize such revocation, the defendant may voluntarily agree to an extension of his or her original sentence within the maximum sentence allowed by law, notwithstanding subsection (f) of Code Section 17-10-1. Such extension shall be for a period not to exceed three years, and upon completion of such specific court division program, the court may modify the terms of probation in accordance with subparagraph (a)(5)(A) of Code Section 17-10-1."

#### **SECTION 8-5.**

Said title is further amended by revising subsection (c) of Code Section 42-8-34.1, relating to revocation of probated or suspended sentence, as follows:

"(c) At any revocation hearing, upon proof that the defendant has violated any general provision of probation or suspension other than by commission of a new felony offense, the court shall consider the use of alternatives to include community service, ~~diversion centers~~, probation detention centers, special alternative incarceration, or any other alternative to confinement deemed appropriate by the court or as provided by the state or county. In the event the court determines that the defendant does not meet the criteria for such alternatives, the court may revoke the balance of probation or not more than two years in confinement, whichever is less."

#### **SECTION 8-6.**

Said title is further amended by revising Code Section 42-8-35.5, relating to confinement in probation diversion centers, as follows:

"42-8-35.5.

~~(a) Notwithstanding any other terms and conditions of probation which may be imposed, a court may require that probationers sentenced to a period of not less than one year on probation shall satisfactorily complete, as a condition of such probation, a program in a probation diversion center. Probationers so sentenced shall be required to serve a period of confinement as specified in the court order, which confinement period shall be computed from the date of initial confinement in the diversion center.~~

~~(b) The court shall determine that the defendant is at least 17 years of age at the time of sentencing, is capable both physically and mentally of maintaining paid employment in the community, and does not unnecessarily jeopardize the safety of the community.~~

~~(c) The Department of Corrections may assess and collect room and board fees from diversion center program participants at a level set by the Department of Corrections Reserved."~~

### SECTION 8-7.

Said title is further amended by revising paragraph (3) of subsection (a) of Code Section 42-8-111, relating to court issuance of certificate for installation of ignition interlock devices, as follows:

"(3) Such person shall participate in a substance abuse treatment program as defined in paragraph (16.2) of Code Section 40-5-1, ~~or~~ a drug court division program in compliance with Code Section 15-1-15, a mental health court division in compliance with Code Section 15-1-16, a veterans court division in compliance with Code Section 15-1-17, or an operating under the influence court division in compliance with Code Section 15-1-19 for a period of not less than 120 days."

## PART IX PAROLE BOARD AUTHORITY REGARDING CERTAIN DRUG OFFENDERS SECTION 9-1.

Said title is further amended by revising subsection (b) of Code Section 42-9-45, relating to the State Board of Pardons and Paroles general rule-making authority, as follows:

"(b)(1) An inmate serving a misdemeanor sentence or misdemeanor sentences shall only be eligible for consideration for parole after the expiration of six months of his or her sentence or sentences or one-third of the time of his or her sentence or sentences, whichever is greater.

(2) Except as otherwise provided in Code Sections 17-10-6.1 and 17-10-7 and ~~paragraph paragraphs~~ (3) and (4) of this subsection, an inmate serving a felony sentence or felony sentences shall only be eligible for consideration for parole after the expiration of nine months of his or her sentence or one-third of the time of the sentences, whichever is greater. Except as otherwise provided in Code Sections 17-10-6.1 and 17-10-7 and ~~paragraph paragraphs~~ (3) and (4) of this subsection, inmates serving sentences aggregating 21 years or more shall become eligible for



consideration for parole upon completion of the service of seven years.

(3) When an inmate was sentenced pursuant to subsection (d) of Code Section 16-13-30 and subsection (c) of Code Section 17-10-7 to a term of at least 12 years and up to a life sentence, he or she may become eligible for consideration for parole if he or she:

(A) Has never been convicted of:

(i) A serious violent felony as such term is defined in Code Section 17-10-6.1;

(ii) An offense for which he or she was or could have been required to register pursuant to Code Section 42-1-12; provided, however, that this paragraph shall not apply to any felony that became punishable as a misdemeanor on or after July 1, 2006;

(iii) A violation of paragraph (1) or (2) of subsection (b) of Code Section 16-5-21;

(iv) A violation of Code Section 16-11-106; and

(v) A violation of Code Section 16-11-131;

(B) Has completed at least 12 years of his or her sentence;

(C) Has obtained a low-risk for recidivism rating as determined by a validated risk assessment instrument approved by the Department of Corrections;

(D) Has been classified as a medium or less than medium security risk for institutional housing classification purposes by the Department of Corrections;

(E) Has completed all criminogenic programming requirements as determined by a validated risk assessment instrument approved by the Department of Corrections;

(F) In the 12 months preceding consideration, has not been found guilty of any serious disciplinary infractions; and

(G) Has a high school diploma or general educational development (GED) diploma, unless he or she is unable to obtain such educational achievement due to a learning disability or illiteracy. If the inmate is incapable of obtaining such education, he or she shall have completed a job skills training program, a literacy program, an adult basic education program, or a faith based program.

(4) When an inmate was sentenced pursuant to subsection (c), (e), or (l) of Code Section 16-13-30 and subsection (c) of Code Section 17-10-7 to a term of at least six years, he or she may become eligible for consideration for parole if he or she:

(A) Has never been convicted of:

(i) A serious violent felony as such term is defined in Code Section 17-10-6.1;

(ii) An offense for which he or she was or could have been required to register pursuant to Code Section 42-1-12; provided, however, that this paragraph shall not apply to any felony that became punishable as a misdemeanor on or after July 1, 2006;

(iii) A violation of paragraph (1) or (2) of subsection (b) of Code Section 16-5-21;

(iv) A violation of Code Section 16-11-106; and

(v) A violation of Code Section 16-11-131;

(B) Has completed at least six years of his or her sentence;

(C) Has obtained a low-risk for recidivism rating as determined by a validated risk assessment instrument approved by the Department of Corrections;

- (D) Has been classified as a medium or less than medium security risk for institutional housing classification purposes by the Department of Corrections;  
(E) Has completed all criminogenic programming requirements as determined by a validated risk assessment instrument approved by the Department of Corrections;  
(F) In the 12 months preceding consideration, has not been found guilty of any serious disciplinary infractions; and  
(G) Has a high school diploma or general educational development (GED) diploma, unless he or she is unable to obtain such educational achievement due to a learning disability or illiteracy. If the inmate is incapable of obtaining such education, he or she shall have completed a job skills training program, a literacy program, an adult basic education program, or a faith based program."

PART X  
 PROFESSIONAL LICENSING CONSIDERATIONS  
**SECTION 10-1.**

Chapter 1 of Title 43 of the Official Code of Georgia Annotated, relating to general provisions applicable to professions and businesses, is amended by revising Code Section 43-1-19, relating to grounds for refusing to grant or revoking licenses and probationary license, as follows:

"43-1-19.

(a) A professional licensing board shall have the authority to refuse to grant a license to an applicant therefor or to revoke the license of a person licensed by that board or to discipline a person licensed by that board, upon a finding by a majority of the entire board that the licensee or applicant has:

(1) Failed to demonstrate the qualifications or standards for a license contained in this Code section, or under the laws, rules, or regulations under which licensure is sought or held; it shall be incumbent upon the applicant to demonstrate to the satisfaction of the board that he or she meets all the requirements for the issuance of a license, and, if the board is not satisfied as to the applicant's qualifications, it may deny a license without a prior hearing; provided, however, that the applicant shall be allowed to appear before the board if he or she so desires;

(2) Knowingly made misleading, deceptive, untrue, or fraudulent representations in the practice of a business or profession licensed under this title or on any document connected therewith; ~~or~~ practiced fraud or deceit or intentionally made any false statement in obtaining a license to practice the licensed business or profession; or made a false statement or deceptive registration with the board;

(3) Been convicted of any felony or of any crime involving moral turpitude in the courts of this state or any other state, territory, or country or in the courts of the United States; as used in this paragraph, ~~and~~ paragraph (4) of this subsection, and subsection (q) of this Code section, the term 'felony' shall include any offense which, if committed in this state, would be deemed a felony, without regard to its designation elsewhere; and, as used in this paragraph and subsection (q) of this Code section, the

term 'conviction' shall include a finding or verdict of guilty or a plea of guilty, regardless of whether an appeal of the conviction has been sought;

(4) Been arrested, charged, and sentenced for the commission of any felony, or any crime involving moral turpitude, where:

(A) First offender treatment without adjudication of guilt pursuant to the charge was granted; or

(B) An adjudication of guilt or sentence was otherwise withheld or not entered on the charge, except with respect to a plea of nolo contendere.

The order entered pursuant to the provisions of Article 3 of Chapter 8 of Title 42, relating to probation of first offenders, or other first offender treatment shall be conclusive evidence of arrest and sentencing for such crime;

(5) Had his or her license to practice a business or profession licensed under this title revoked, suspended, or annulled by any lawful licensing authority other than the board; ~~or~~ had other disciplinary action taken against him or her by any such lawful licensing authority other than the board; ~~or~~ was denied a license by any such lawful licensing authority other than the board, pursuant to disciplinary proceedings; or was refused the renewal of a license by any such lawful licensing authority other than the board, pursuant to disciplinary proceedings;

(6) Engaged in any unprofessional, immoral, unethical, deceptive, or deleterious conduct or practice harmful to the public, ~~which conduct or practice that~~ that materially affects the fitness of the licensee or applicant to practice a business or profession licensed under this title; ~~or is~~ is of a nature likely to jeopardize the interest of the public; ~~which; such~~ such conduct or practice need not have resulted in actual injury to any person or be directly related to the practice of the licensed business or profession but shows that the licensee or applicant has committed any act or omission which is indicative of bad moral character or untrustworthiness; ~~unprofessional conduct. Such conduct or practice~~ shall also include any departure from, or the failure to conform to, the minimal reasonable standards of acceptable and prevailing practice of the business or profession licensed under this title;

(7) Knowingly performed any act which in any way aids, assists, procures, advises, or encourages any unlicensed person or any licensee whose license has been suspended or revoked by a professional licensing board to practice a business or profession licensed under this title or to practice outside the scope of any disciplinary limitation placed upon the licensee by the board;

(8) Violated a statute, law, or any rule or regulation of this state, any other state, the professional licensing board regulating the business or profession licensed under this title, the United States, or any other lawful authority ~~(without regard to whether the violation is criminally punishable), which when such~~ when such statute, law, or rule or regulation relates to or in part regulates the practice of a business or profession licensed under this title; ~~and~~ and when the licensee or applicant knows or should know that such action is ~~violative of~~ violates such statute, law, or rule; or violated a lawful order of the board previously entered by the board in a disciplinary hearing, consent decree, or license reinstatement;

(9) Been adjudged mentally incompetent by a court of competent jurisdiction within or outside this state; any such adjudication shall automatically suspend the license of any such person and shall prevent the reissuance or renewal of any license so suspended for ~~as~~ so long as the adjudication of incompetence is in effect;

(10) Displayed an inability to practice a business or profession licensed under this title with reasonable skill and safety to the public or has become unable to practice the licensed business or profession with reasonable skill and safety to the public by reason of illness; or the use of alcohol, drugs, narcotics, chemicals, or any other type of material;

(11) Failed to comply with an order for child support as defined by Code Section 19-11-9.3; it shall be incumbent upon the applicant or licensee to supply a notice of release to the board from the child support agency within the Department of Human Services indicating that the applicant or licensee has come into compliance with an order for child support so that a license may ~~issue~~ be issued or ~~be~~ granted if all other conditions for licensure are met; or

(12) Failed to enter into satisfactory repayment status and is a borrower in default as defined by Code Section 20-3-295; it shall be incumbent upon the applicant or licensee to supply a notice of release to the board from the Georgia Higher Education Assistance Corporation indicating that the applicant or licensee has entered into satisfactory repayment status so that a license may be issued or granted if all other conditions for licensure are met.

(b) The provisions of Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act,' with respect to emergency action by a professional licensing board and summary suspension of a license are adopted and incorporated by reference into this Code section.

(c) For purposes of this Code section, a professional licensing board may obtain, through subpoena by the division director, upon reasonable grounds, any and all records relating to the mental or physical condition of a licensee or applicant, and such records shall be admissible in any hearing before the board.

(d) When a professional licensing board finds that any person is unqualified to be granted a license or finds that any person should be disciplined pursuant to subsection (a) of this Code section or the laws, rules, or regulations relating to the business or profession licensed by the board, the board may take any one or more of the following actions:

(1) Refuse to grant or renew a license to an applicant;

(2) Administer a public or private reprimand, but a private reprimand shall not be disclosed to any person except the licensee;

(3) Suspend any license for a definite period or for an indefinite period in connection with any condition which may be attached to the restoration of ~~said~~ such license;

(4) Limit or restrict any license as the board deems necessary for the protection of the public;

(5) Revoke any license;

(6) Condition the penalty upon, or withhold formal disposition pending, the

applicant's or licensee's submission to such care, counseling, or treatment as the board may direct;

(7) Impose a fine not to exceed \$500.00 for each violation of a law, rule, or regulation relating to the licensed business or profession; or

(8) Impose on a licensee or applicant fees or charges in an amount necessary to reimburse the professional licensing board for the administrative and legal costs incurred by the board in conducting an investigative or disciplinary proceeding.

(e) In addition to and in conjunction with the actions described in subsection (d) of this Code section, a professional licensing board may make a finding adverse to the licensee or applicant but withhold imposition of judgment and penalty; or it may impose the judgment and penalty but suspend enforcement thereof and place the licensee on probation, which ~~probation~~ may be vacated upon noncompliance with such reasonable terms as the board may impose.

(f) Initial judicial review of a final decision of a professional licensing board shall be had solely in the superior court of the county of domicile of the board. The court may assess reasonable and necessary attorney's fees and expenses of litigation in any such review if, upon the motion of any party or the court itself, it finds that an attorney or any party aggrieved by an action of the board appealed such action of the board or any part thereof when such appeal lacked substantial justification or when such appeal or any part thereof was interposed for delay or harassment or if it finds that an attorney or aggrieved party unnecessarily expanded the proceeding by other improper conduct. As used in this subsection, the term 'lacked substantial justification' means substantially frivolous, substantially groundless, or substantially vexatious.

(g) In its discretion, a professional licensing board may reinstate a license which has been revoked or issue a license which has been denied or refused, following such procedures as the board may prescribe by rule; and, as a condition thereof, it may impose any disciplinary or corrective method provided in this Code section or the laws relating to the licensed business or profession.

(h)(1) The division director is vested with the power and authority to make, or cause to be made through employees or agents of the division, such investigations as he or she or a respective board may deem necessary or proper for the enforcement of the provisions of this Code section and the laws relating to businesses and professions licensed by that board. Any person properly conducting an investigation on behalf of a professional licensing board shall have access to and may examine any writing, document, or other material relating to the fitness of any licensee or applicant. The division director or his or her appointed representative may issue subpoenas to compel access to any writing, document, or other material upon a determination that reasonable grounds exist for the belief that a violation of this Code section or any other law relating to the practice of the licensed business or profession subject to regulation or licensing by such board may have taken place.

(2) The results of all investigations initiated by the board shall be reported solely to the board, and the records of such investigations shall be kept for the board by the division director, with the board retaining the right to have access at any time to such

records. No part of any such records shall be released, except to the board, for any purpose other than a hearing before the board, nor shall such records be subject to subpoena; provided, however, that the board shall be authorized to release such records to another enforcement agency or lawful licensing authority.

(3) If a licensee is the subject of a board inquiry, all records relating to any person who receives services rendered by that licensee in his or her capacity as licensee shall be admissible at any hearing held to determine whether a violation of this chapter has taken place, regardless of any statutory privilege; provided, however, that any documentary evidence relating to a person who received those services shall be reviewed in camera and shall not be disclosed to the public.

(4) The board shall have the authority to exclude all persons during its deliberations on disciplinary proceedings and to discuss any disciplinary matter in private with a licensee or applicant and the legal counsel of that licensee or applicant.

(5) When a member of the public files a complaint with a professional licensing board or the division director against a licensee, within 30 days after the conclusion of the investigation of such complaint, the professional licensing board or the division director shall notify the complainant of the disposition of such complaint. Such notification shall include whether any action was taken by the board with regard to such complaint and the nature of such action. In addition, the division director and the board shall upon request by the complainant advise the complainant as to the status of the complaint during the period of time that such complaint is pending.

(i) A person, firm, corporation, association, authority, or other entity shall be immune from civil and criminal liability for reporting or investigating the acts or omissions of a licensee or applicant which violate the provisions of subsection (a) of this Code section or any other provision of law relating to a licensee's or applicant's fitness to practice a business or profession licensed under this title or for initiating or conducting proceedings against such licensee or applicant, if such report is made or action is taken in good faith, without fraud or malice. Any person who testifies or who makes a recommendation to a professional licensing board in the nature of peer review, in good faith, without fraud or malice, before the board in any proceeding involving the provisions of subsection (a) of this Code section or any other law relating to a licensee's or applicant's fitness to practice the business or profession licensed by the board shall be immune from civil and criminal liability for so testifying.

(j) Neither the issuance of a private reprimand nor the denial of a license by reciprocity nor the denial of a request for reinstatement of a revoked license nor the refusal to issue a previously denied license shall be considered to be a contested case within the meaning of Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act'; notice and hearing within the meaning of ~~said~~ such chapter shall not be required, but the applicant or licensee shall be allowed to appear before the board if he or she so requests. A board may resolve a pending action by the issuance of a letter of concern. Such letter shall not be considered a disciplinary action or a contested case under Chapter 13 of Title 50 and shall not be disclosed to any person except the licensee or applicant.

(k) If any licensee or applicant after reasonable notice fails to appear at any hearing of the professional licensing board for that licensee or applicant, the board may proceed to hear the evidence against such licensee or applicant and take action as if such licensee or applicant had been present. A notice of hearing, initial or recommended decision, or final decision of the board in a disciplinary proceeding shall be served personally upon the licensee or applicant or served by certified mail or statutory overnight delivery, return receipt requested, to the last known address of record with the board. If such material is served by certified mail or statutory overnight delivery and is returned marked 'unclaimed' or 'refused' or is otherwise undeliverable and if the licensee or applicant cannot, after diligent effort, be located, the division director, or his or her designee, shall be deemed to be the agent for service for such licensee or applicant for purposes of this Code section, and service upon that director, or that director's designee, shall be deemed to be service upon the licensee or applicant.

(l) The voluntary surrender of a license or the failure to renew a license by the end of an established penalty period shall have the same effect as a revocation of ~~said~~ such license, subject to reinstatement in the discretion of a board. A board may restore and reissue a license to practice under the law relating to that board and, as a condition thereof, may impose any disciplinary sanction provided by this Code section or the law relating to that board.

(m) This Code section shall apply equally to all licensees or applicants whether individuals, partners, or members of any other incorporated or unincorporated associations, corporations, limited liability companies, or other associations of any kind whatsoever.

(n) Regulation by a professional licensing board of a business or profession licensed under this title shall not exempt that business or profession from regulation pursuant to any other applicable law, including but not limited to Part 2 of Article 15 of Chapter 1 of Title 10, the 'Fair Business Practices Act of 1975.'

(o) Subsections (a), (d), and (e) of this Code section shall be supplemental to and shall not operate to prohibit any professional licensing board from acting pursuant to those provisions of law which may now or hereafter authorize other disciplinary grounds and actions for that particular board. In cases where those other provisions of law so authorize other disciplinary grounds and actions but subsection (a), (d), or (e) of this Code section ~~limit~~ limits such grounds or actions, those other provisions shall apply so long as the requirements of subsection (q) of this Code section are met.

(p)(1) Notwithstanding any other provision of this Code section or title, when an applicant submits his or her application for licensure or renewal, together with proof of completion of a drug court division ~~program~~, as set forth in Code Section 15-1-15, a mental health court division as set forth in Code Section 15-1-16, a veterans court division as set forth in Code Section 15-1-17, an operating under the influence court division as set forth in Code Section 15-1-19, or a family treatment court division as set forth in Code Section 15-11-70, a board shall issue the applicant a probationary license under the terms and conditions deemed appropriate by such board.

(2) Paragraph (1) of this subsection shall not supersede a board's consideration of an

applicant's other prior criminal history or arrests or convictions that occur subsequent to completion of a ~~drug~~ court division program identified in paragraph (1) of this subsection.

(q)(1) Notwithstanding paragraphs (3) and (4) of subsection (a) of this Code section or any other provision of law, no professional licensing board shall refuse to grant a license to an applicant therefor or shall revoke the license of a person licensed by that board due solely or in part to a conviction of any felony or due to any arrest, charge, and sentence for the commission of any felony unless such felony directly relates to the occupation for which the license is sought or held.

(2) In determining if a felony directly relates to the occupation for which the license is sought or held, the professional licensing board shall consider:

(A) The nature and seriousness of the felony and the relationship of the felony to the occupation for which the license is sought or held;

(B) The age of the person at the time the felony was committed;

(C) The length of time elapsed since the felony was committed;

(D) All circumstances relative to the felony, including, but not limited to, mitigating circumstances or social conditions surrounding the commission of the felony; and

(E) Evidence of rehabilitation and present fitness to perform the duties of the occupation for which the license is sought or held."

PART XI  
FOOD STAMPS  
SECTION 11-1.

Article 1 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to general provisions for public assistance, is amended by adding a new Code section to read as follows:

"49-4-22.

(a) An individual who was convicted under any state or federal law of an offense which has as an element the possession, use, or distribution of a controlled substance, as such term is defined in Code Section 16-13-21, and which is or would be classified as a felony under the laws of this state shall not be eligible for the federal Supplemental Nutrition Assistance Program while he or she is serving any term of imprisonment. If such individual was not sentenced to imprisonment, he or she shall be eligible for such program, provided that he or she remains compliant with the applicable general and special conditions of probation imposed. If such individual is sentenced to a term of imprisonment, after release from confinement, he or she shall be eligible for such program, provided that he or she remains compliant with the applicable general and special conditions of probation or parole imposed. If such individual violates the terms of probation as determined by court order or violates the terms of parole as determined by an order of the State Board of Pardons and Paroles, he or she shall lose eligibility for such program. If such individual successfully completes the original sentence imposed,



he or she shall remain eligible for such program.

(b) Any individual eligible for aid pursuant to this Code section shall be required to meet all other requirements for eligibility for such program."

PART XII  
YOUTHFUL PROBATION SUPERVISION  
**SECTION 12-1.**

Code Section 49-4A-2 of the Official Code of Georgia Annotated, relating to the creation of the Board of Juvenile Justice, is amended in subsection (b) by deleting "and" at the end of paragraph (4), by replacing the period with "; and" at the end of paragraph (5), and by adding a new paragraph to read as follows:

"(6) Adopt rules and regulations governing the transfer of children who are at least 17 years of age and are released from restrictive custody due to an adjudication for a Class A designated felony act or Class B designated felony act, as such terms are defined in Code Section 15-11-2, to the Department of Community Supervision to ensure balanced attention to the protection of the community, the imposition of accountability, and the development of competencies to enable each child to become a responsible and productive member of the community, taking into consideration a child's level of participation in the department's educational, vocational, and other services prior to such release."

PART XIII  
PROVIDING FOR MISCELLANEOUS  
CROSS-REFERENCES IN THE CODE  
**SECTION 13-1.**

Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, is amended by revising subparagraph (b)(1)(B) of Code Section 16-8-14, relating to shoplifting, as follows:

"(B) Upon conviction of a third offense for shoplifting, ~~where~~ when the first two offenses are either felonies or misdemeanors, or a combination of a felony and a misdemeanor, as defined by this Code section, in addition to or in lieu of any fine which might be imposed, the defendant shall be punished by imprisonment for not less than 30 days or confinement in a 'special alternative incarceration-probation boot camp,' probation detention center, ~~diversion center,~~ or other community correctional facility of the Department of Corrections for a period of 120 days or shall be sentenced to monitored house arrest for a period of 120 days and, in addition to ~~either~~ such types of confinement, may be required to undergo psychological evaluation and treatment to be paid for by the defendant; and such sentence of imprisonment or confinement shall not be suspended, probated, deferred, or withheld; and"

**SECTION 13-2.**

Said title is further amended by revising paragraph (2) of subsection (c) of Code Section 16-8-14.1, relating to refund fraud, as follows:

"(2) Upon conviction of a third offense for a violation of any provision of this Code section, the defendant shall be guilty of a felony and, in addition to or in lieu of any fine which might be imposed, the defendant shall be punished by imprisonment for not less than 30 days or confinement in a 'special alternative incarceration–probation boot camp,' probation detention center, ~~diversion center~~, or other community correctional facility of the Department of Corrections for a period of 120 days or shall be sentenced to monitored house arrest for a period of 120 days and, in addition to ~~either~~ such types of confinement, may be required to undergo psychological evaluation and treatment to be paid for by the defendant; and such sentence of imprisonment or confinement shall not be suspended, probated, deferred, or withheld."

**SECTION 13-3.**

Said title is further amended by revising paragraph (2) of subsection (d) of Code Section 16-11-135, relating to public or private employer's parking lots and rights of action, as follows:

"(2) To any penal institution, correctional institution, detention facility, ~~diversion center~~, jail, or similar place of confinement or confinement alternative;"

**SECTION 13-4.**

Title 17 of the Official Code of Georgia Annotated, relating to criminal procedure, is amended by revising subparagraph (a)(3)(A) of Code Section 17-10-1, relating to fixing of sentence, as follows:

"(3)(A) Any part of a sentence of probation revoked for a violation other than a subsequent commission of any felony, a violation of a special condition, or a misdemeanor offense involving physical violence resulting in bodily injury to an innocent victim which in the opinion of the trial court constitutes a danger to the community or a serious infraction occurring while the defendant is assigned to an alternative probation confinement facility shall be served in a probation detention center, probation boot camp, ~~diversion center~~, weekend lock up, or confinement in a local jail or detention facility, or other community correctional alternatives available to the court or provided by the Department of Corrections."

**SECTION 13-5.**

Said title is further amended by revising paragraph (2) of subsection (a) of Code Section 17-10-3, relating to punishment for misdemeanors generally, as follows:

"(2) By confinement under the jurisdiction of the Board of Corrections in a state probation detention center ~~or diversion center~~ pursuant to Code Sections Section 42-8-35.4 and ~~42-8-35.5~~, for a determinate term of months which shall not exceed a total term of 12 months; or"

PART XIV  
EFFECTIVE DATES AND REPEALER  
**SECTION 14-1.**

(a) Except as provided in subsection (b) of this section, this Act shall become effective on July 1, 2016.

(b) Part IX of this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval. The provisions of Part IX of this Act shall be given retroactive effect to those sentences imposed before the effective date of Part IX of this Act.

**SECTION 14-2.**

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

Senator Kennedy of the 18th moved that the Senate agree to the House substitute to SB 367.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	C Unterman
C Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	E Wilkinson
Y Heath	Y Millar	Williams, M
Y Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the motion, the yeas were 46, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 367.

The following bill was taken up to consider House action thereto:

SB 385. By Senator Hill of the 32nd:

A BILL to be entitled an Act to amend Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, so as to provide for certain requirements for advertisement or publication of representations of board certification by physicians; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, so as to provide for certain requirements for advertisement or publication of representations of board certification by physicians; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, is amended by adding a new Code section to read as follows:

"43-34-22.1.

(a) No physician shall advertise or hold himself or herself out to the public in any manner as being certified or board certified in any specialty or subspecialty by a public or private board, including, but not limited to, a multidisciplinary board, unless:

(1) The advertisement or publication states the full name of the certifying board; and

(2) Such certifying board either:

(A) Is a member board of the American Board of Medical Specialties, the American Board of Physician Specialties, or the American Osteopathic Association;

or

(B) Requires successful completion of a postgraduate training program approved by the Accreditation Commission for Graduate Medical Education or the American Osteopathic Association that provides complete training in the specialty or subspecialty certified, followed by prerequisite certification by the American Board of Medical Specialties, the American Board of Physician Specialties, or the American Osteopathic Association board for that training field, and further successful completion of an examination in the specialty or subspecialty certified.

(b) The board may take any disciplinary action provided under subsection (b) of Code Section 43-34-8 upon a finding of any conduct in violation of this Code section."

**SECTION 2.**

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

Senator Hill of the 32nd moved that the Senate agree to the House substitute to SB 385 as amended by the following amendment:

*Amend the House substitute to SB 385 (LC 33 6626S) by striking "the American Board of Physician Specialties," on lines 17 and 18 and line 23.*

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	C Unterman
C Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Harper	Y McKoon	E Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 45, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 385 as amended by the Senate.

The following bill was taken up to consider House action thereto:

HB 768. By Representatives Hawkins of the 27th, Willard of the 51st, Fludd of the 64th, Jones of the 47th, Turner of the 21st and others:

A BILL to be entitled an Act to amend Title 30 of the O.C.G.A., relating to disabled persons, so as to provide for the establishment of a qualified ABLE program in this state to enable the contribution of funds to tax-exempt accounts to pay for the qualified expenses of eligible individuals with disabilities; to

amend Code Section 48-7-27 of the O.C.G.A., relating to computation of taxable net income; to amend Code Section 50-13-2 of the O.C.G.A., relating to the definitions for purposes of the Georgia Administrative Procedure Act, so as to exclude the Georgia ABLE Program Corporation from the meaning of "agency"; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senator Millar of the 40th moved that the Senate recede from its amendment to HB 768.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	C Unterman
C Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	E Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 49, nays 0; the motion prevailed, and the Senate receded from its amendment to HB 768.

The following bill was taken up to consider House action thereto:

SB 402. By Senators Mullis of the 53rd, Burke of the 11th, Harper of the 7th and Watson of the 1st:

A BILL to be entitled an Act to amend Chapter 5 of Title 26 of the Official Code of Georgia Annotated, relating to drug abuse treatment and education programs, so as to provide for a moratorium on the issuance of new licenses to narcotic treatment programs; to create the State Commission on Narcotic

Treatment Programs; to provide legislative findings and intent; to provide for the membership, powers, duties, compensation, and allowances of the commission; to provide for the abolishment of the commission; to suspend the acceptance of applications and issuing of licenses for narcotic treatment programs for a certain period; to provide for exceptions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

**A BILL TO BE ENTITLED  
AN ACT**

To amend Chapter 5 of Title 26 of the Official Code of Georgia Annotated, relating to drug abuse treatment and education programs, so as to provide for a temporary moratorium on the issuance of new applications for licensure of narcotic treatment programs; to create the State Commission on Narcotic Treatment Programs; to provide for the membership, powers, duties, compensation, and allowances of the commission; to provide for the abolishment of the commission; to suspend the acceptance of applications for licensure of narcotic treatment programs for a certain period; to provide for exceptions; to provide legislative findings; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**SECTION 1.**

With respect to the licensure of narcotic treatment programs in this state, the General Assembly finds that:

- (1) There is a vital need for narcotic treatment programs that provide adequate medical, counseling, vocational, educational, mental health assessment, and social services to patients enrolled in the narcotic treatment program with the goal of the individual achieving recovery;
- (2) There is a growing concern as to the numbers and concentration of narcotic treatment programs located in certain parts of this state and that concentration of such narcotic treatment programs is in cities along Georgia's borders with neighboring states;
- (3) There are reported and documented increases in heroin addiction and overdoses throughout this state;
- (4) There is a grave concern over the public's well-being concerning the potential abuses of methadone and its relationship to geographic proximity, the population being served, and whether patients are receiving adequate treatment;
- (5) Georgia is eighth in population but third nationally in the number of narcotic treatment programs; and

(6) There is a need to study the narcotic treatment program licensure requirements and enforcement and other issues that may arise out of this study.

## SECTION 2.

Chapter 5 of Title 26 of the Official Code of Georgia Annotated, relating to drug abuse treatment and education programs, is amended by adding a new Code section to read as follows:

"26-5-21.

(a) There is created the State Commission on Narcotic Treatment Programs to be composed of three members of the House of Representatives to be appointed by the Speaker of the House of Representatives; three members of the Senate to be appointed by the President of the Senate; five members to be appointed by the Governor to include the commissioner of community health or his or her designee, the commissioner of behavioral health and developmental disabilities or his or her designee, and three members who represent a cross section of interests of narcotic treatment program owners, pharmacists, and law enforcement. The Speaker of the House of Representatives and the President of the Senate shall each select a cochairperson. The cochairpersons shall call all meetings of the commission. Administrative support for the commission shall be provided by the staff of the Department of Community Health, as appropriate.

(b) The legislative members of the commission shall be entitled to receive the compensation and allowances provided for in Code Section 28-1-8. Members of the commission who are state officials, other than legislative members, or state employees shall receive no compensation for their services on the commission but may be reimbursed for expenses incurred by them in the performance of their duties as members of the commission in the same manner as they are reimbursed for expenses in their capacities as state officials or employees. Members of the commission who are not legislators, state officials, or state employees shall receive a daily expense allowance in an amount the same as that specified in subsection (b) of Code Section 45-7-21, as well as the mileage or transportation allowance authorized for state employees, and the funds for payment thereof shall come from funds of the Department of Community Health.

(c) The commission may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this Code section.

(d) The commission shall perform the following by December 31, 2016:

(1) Examine the current narcotic treatment program licensure requirements for adequacy;

(2) Assess how the current licensure requirements and enforcement of such requirements meet the purpose of providing adequate medical, counseling, vocational, educational, mental health assessment, and social services to patients enrolled in these programs and how these programs can be assessed for meeting the narcotic treatment



program goal of the individual achieving recovery;

(3) Determine if the geographic service areas are reasonable and based on an optimal balance between population density and service proximity and whether the sociodemographic in the service area and the projected population to receive services are being considered;

(4) Determine the cause and effect of hospital admittance for overdose and incidents of suicide, if any, in relation to the adequate licensure and oversight of these programs;

(5) Determine what legislative changes need to be made to licensure requirements of narcotic treatment programs or any other changes to the law to address concerns that arise out of this study; and

(6) Solicit expert testimony on the efficacy of nonnarcotic, medically assisted treatments for narcotic dependence.

(e) A temporary moratorium on the acceptance of new applications for licensure of narcotic treatment programs authorized under this chapter through June 30, 2017, would provide the General Assembly with time to study the need for any changes to the licensure requirements for the operation of such programs and the enactment of any other additional laws to ensure the safety of Georgia's citizens. New applications for licensure of narcotic treatment programs in this state shall be temporarily suspended starting from the effective date of this Code section through and including June 30, 2017, in order to permit the commission to complete its report and recommendations and to permit the General Assembly to act on those recommendations during the 2017 legislative session.

(f) Between the effective date of this Code section and June 30, 2017, the department shall not accept any new applications for licensure of narcotic treatment programs.

(g) The temporary suspension of new applications for licensure of narcotic treatment programs shall not affect applications pending on the effective date of this Code section, program renewals, program name changes, program location changes, or program ownership changes.

(h) The commission shall stand abolished on January 1, 2017."

**SECTION 3.**

This Act shall become effective on June 1, 2016.

**SECTION 4.**

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

Senator Mullis of the 53rd moved that the Senate agree to the House substitute to SB 402.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Jones, B	Y Tate
Y Davenport	Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	C Unterman
C Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	E Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 44, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 402.

The following communication was received by the Secretary:

3/24/16

Due to business outside the Senate Chamber, I missed the vote on SB 402. Had I been present, I would have voted “yes”.

/s/ Butch Miller  
District 49

The following bill was taken up to consider House action thereto:

SB 225. By Senator Henson of the 41st:

A BILL to be entitled an Act to amend an Act creating one or more community improvement districts within DeKalb County, approved May 13, 2008 (Ga. L. 2008, p. 3817), as amended, so as to change certain provisions so that community improvement districts may be created within municipalities in DeKalb County; to provide for a millage rate cap; to provide an effective date; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend an Act creating one or more community improvement districts within DeKalb County, approved May 13, 2008 (Ga. L. 2008, p. 3817), as amended, so as to change certain provisions relating to creation of such districts; to change certain provisions relating to administration; to change certain provisions relating to taxes, fees, and assessments; to change certain provisions relating to boundaries of such districts; to change certain provisions relating to providing services and facilities; to change certain provisions relating to dissolution; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

An Act creating one or more community improvement districts within DeKalb County, approved May 13, 2008 (Ga. L. 2008, p. 3817), as amended, is amended by revising Section 2 to read as follows:

"SECTION 2.

The purpose of this Act shall be to provide for the creation of one or more community improvement districts within unincorporated DeKalb County and each municipality therein, and such district shall be created for the provision of such of the following governmental services and facilities as may be provided for in the resolution activating each district created hereby, or as may be adopted by resolutions of the majority of the electors and the majority of the equity electors as defined in this Act:

- (1) Street and road construction and maintenance, including curbs, sidewalks, street lights, and devices to control the flow of traffic on streets and roads;
- (2) Parks and recreational areas and facilities;
- (3) Storm water and sewage collection and disposal systems;
- (4) Development, storage, treatment, purification, and distribution of water;
- (5) Public transportation;
- (6) Terminal and dock facilities and parking facilities; and
- (7) Such other services and facilities as may be provided for by general law."

**SECTION 2.**

Said Act is further amended by revising Section 4 to read as follows:

"SECTION 4.

Pursuant to Article IX, Section VII of the Constitution of the State of Georgia, there is created one or more community improvement districts to be located in DeKalb County, Georgia, either wholly within the unincorporated area thereof or wholly within any

municipality or municipalities therein, or partially within one or more municipalities and partially within the unincorporated area thereof, each of which shall be activated upon compliance with the conditions set forth in this section. Each district shall be governed by a board constituted by this Act. The conditions for such activation shall be:

(1) The adoption of a resolution consenting to the creation of each community improvement district by:

(A) The governing authority of DeKalb County if the district is located wholly within the unincorporated area of DeKalb County;

(B) The governing authority of the municipality if the district is located wholly within the incorporated area of a municipality; or

(C) The governing authorities of DeKalb County and any municipality in which the district is partially located if it is partially within the unincorporated area of DeKalb County and partially within the incorporated area of any municipality; and

(2) The written consent to the creation of the community improvement district by:

(A) A majority of the owners of real property within the district which will be subject to taxes, fees, and assessments levied by the board of the district; and

(B) The owners of real property within the given district which constitutes at least 75 percent by value of all real property within the district which will be subject to taxes, fees, and assessments levied by the board. For this purpose, value shall be determined by the most recent approved county ad valorem tax digest.

The written consent provided for in this paragraph shall be submitted to the tax commissioner of DeKalb County, who shall certify whether subparagraphs (A) and (B) of this paragraph have been satisfied with respect to such proposed district.

No district or board created under this Act shall transact any business or exercise any powers under this Act until the foregoing conditions are met. A copy of such resolutions shall be filed with the Secretary of State, who shall maintain a record of all districts activated under this Act, and with the Georgia Department of Community Affairs. No district created wholly within unincorporated DeKalb County shall be required to remain activated by the subsequent resolution of a municipality which is approved for incorporation by public referendum prior to January 1, 2016, and which is created within, or which annexes into, an existing community improvement district."

### **SECTION 3.**

Said Act is further amended by revising subsection (a) of Section 5 to read as follows:

"(a) Each district created pursuant to this Act shall be administered by a board composed of at least seven board members to be appointed and elected as provided in this section. Two board members shall be appointed by the governing authority of DeKalb County should the district boundaries lie entirely within unincorporated DeKalb County. Should any of the district lie within the incorporated area of DeKalb County, only one board member shall be appointed by the governing authority of DeKalb County. One board member shall be appointed by the governing authority of each municipality within which any portion of the district lies. Two board members shall be elected by the vote of electors, and three members shall be elected by the vote

of equity electors. The members representing electors and equity electors shall be elected to serve in post positions 1 through 5, respectively. Each elected board member must receive a majority of the votes cast for the post for which he or she is a candidate. Votes for Posts 1 and 2 shall be cast by electors and votes for Posts 3, 4, and 5 shall be cast by equity electors. The initial terms of office of the members representing Posts 1 and 4 shall be one year. The initial terms of office of the members representing Posts 2 and 5 shall be two years, and the initial term of office of the member representing Post 3 shall be three years. Thereafter, all terms of office shall be for three years. The appointed board members shall serve at the pleasure of the appointing authority."

#### **SECTION 4.**

Said Act is further amended by revising subsection (a) of Section 6 to read as follows:

"(a) The board may levy taxes, fees, and assessments within the district only on real property used nonresidentially, specifically excluding all property exempt from ad valorem taxation under the Constitution or laws of the State of Georgia; all property used for residential, agricultural, or forestry purposes; and all tangible personal property and intangible property. Any tax, fee, or assessment so levied shall not exceed five mills of the aggregate assessed value of all such real property. The taxes, fees, and assessments levied by the board shall be equitably apportioned among the properties subject to such taxes, fees, and assessments according to the need for governmental services and facilities created by the degree of density of development of each such property. The proceeds of taxes, fees, and assessments levied by the board shall be used only for the purpose of providing governmental services and facilities which are specially required by the degree of density of development within the district and not for the purpose of providing those governmental services and facilities provided to the county or municipality as a whole. Any tax, fee, or assessment so levied shall be collected by DeKalb County in the same manner as taxes, fees, and assessments are levied by DeKalb County. Delinquent taxes shall bear the same interest and penalties as DeKalb County or municipal ad valorem taxes and may be enforced and collected in the same manner. The proceeds of taxes, fees, and assessments so levied, less a fee to cover the costs of collection of 1 percent of such proceeds, but not more than \$25,000.00 in any one calendar year, shall be transmitted by DeKalb County to the board and shall be expended by the board only for the purposes authorized by this Act."

#### **SECTION 5.**

Said Act is further amended by revising Section 7 to read as follows:

#### **"SECTION 7.**

(a) The boundaries of each district or districts shall be as designated as such by the governing authority of DeKalb County and such municipalities within which the district may be partially located if partially within the unincorporated area of DeKalb County and partially within one or more municipalities, or by the governing authority of a municipality if wholly within the incorporated area thereof, as set forth in the resolution

required in Section 4 of this Act, or as may thereafter be added as provided in this Act.

(b) The boundaries of the district may be increased after the initial creation of a district pursuant to the following:

- (1) Written consent of a majority of the owners of real property within the areas sought to be annexed and which will be subject to taxes, fees, and assessments levied by the board of the district;
- (2) Written consent of the owners of real property within the areas sought to be annexed which constitutes at least 75 percent by value of the property which will be subject to taxes, fees, and assessments levied by the board of the district. For this purpose, value shall be determined by the most recent approved county ad valorem tax digest;
- (3) The adoption of a resolution consenting to the annexation by the board of the district; and
- (4) The adoption of a resolution consenting to the annexation by the governing authority of DeKalb County if any portion of the district is or is to be in the unincorporated area of DeKalb County, and/or the governing authority of such municipalities as may have area within the district immediately before or immediately after the annexation."

#### **SECTION 6.**

Said Act is further amended by revising Section 9 to read as follows:

#### **"SECTION 9.**

The services and facilities provided pursuant hereto will be provided for in a cooperation agreement executed jointly by the board and by the governing authority of DeKalb County if any of the district is in the unincorporated area of the county, and by any municipalities within which the district is partially located. The provisions of this section shall in no way limit the authority of DeKalb County or any such municipality to provide services or facilities within the district; and DeKalb County and such municipalities shall retain full and complete authority and control over any of its facilities located within its respective areas of any district. Said control shall include, but not be limited to, the modification of, access to, and degree and type of services provided through or by facilities of the county or such municipalities. Nothing contained in this section shall be construed to limit or preempt the application of any governmental laws, ordinances, resolutions, or regulations to the district or the services or facilities provided therein."

#### **SECTION 7.**

Said Act is further amended by revising Section 14 to read as follows:

#### **"SECTION 14.**

(a) Any district activated under the provisions of this Act may be dissolved. The conditions for such dissolution shall be:

(1) The adoption of a resolution approving of the dissolution of each community improvement district by the DeKalb County Board of Commissioners if wholly within the unincorporated area of DeKalb County, by the governing authority of DeKalb County and such municipalities within which the district may be located if within the unincorporated area of DeKalb County and partially within one or more municipalities, or by the governing authority of a municipality if wholly within the incorporated area thereof; and

(2) The written consent to the dissolution of the community improvement district by:

(A) Two-thirds of the owners of real property within the district which are subject to taxes, fees, and assessments levied by the board of the district; and

(B) The owners of real property constituting at least 75 percent by value of all real property within the district which are subject to taxes, fees, and assessments levied by the board. For this purpose, value shall be determined by the most recent approved county ad valorem tax digest.

The written consent provided for in this paragraph shall be submitted to the DeKalb County tax commissioner, who shall certify whether subparagraphs (A) and (B) of this paragraph have been satisfied with respect to each proposed district dissolution.

(b) In the event that successful action is taken pursuant to this section to dissolve the district, the dissolution shall become effective at such time as all debt obligations of the district have been satisfied. Following a successful dissolution action and until the dissolution becomes effective, no new projects may be undertaken, obligations or debts incurred, or property acquired.

(c) Upon a successful dissolution action, all noncash assets of the district other than public facilities or land or easements to be used for such public facilities, as described in Section 2 of this Act, shall be reduced to cash and, along with all other cash on hand, shall be applied to the repayment of any debt obligation of the district. Any cash remaining after all outstanding obligations are satisfied shall be refunded to each property owner in direct proportion to the total amount in taxes, fees, or assessments paid by the property owner relative to the total revenues paid by all properties in the district in the most recent tax year.

(d) When dissolution becomes effective, the county governing authority for public facilities located within the unincorporated area, or the municipality within which they are located, shall take title to all property, public facilities, and land or easements to be used for such public facilities previously in the ownership of the district, and all taxes, fees, and assessments of the district shall cease to be levied and collected.

(e) A district may be reactivated in the same manner as an original activation."

### **SECTION 8.**

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

Senator Henson of the 41st moved that the Senate agree to the House substitute to SB 225.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	C Unterman
C Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	E Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 47, nays 2; the motion prevailed, and the Senate agreed to the House substitute to SB 225.

The following bill was taken up to consider House action thereto:

SB 158. By Senators Burke of the 11th, Kirk of the 13th, Watson of the 1st, Hill of the 6th and McKoon of the 29th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide certain consumer and provider protections regarding health insurance; to provide for definitions; to provide for short titles; to provide for health insurer transparency; to provide for health care providers' right to choose; to provide for health care provider stability; to provide for consumer right to access; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for certain health care provider network restrictions and requirements; to



provide for definitions; to require registration by rental preferred provider networks; to provide for applicability; to provide for penalties; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

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

"CHAPTER 20C

33-20C-1.

As used in this chapter, the term:

(1) 'Affiliate' means an entity owned or controlled, either directly or through a parent or subsidiary entity, by a contracting entity that accesses the rates, terms, or conditions of health care services.

(2) 'Contracting entity' means any person or entity that enters into direct contracts with health care providers for the delivery of health care services in the ordinary course of business, including a health care organization or hospital organization when leasing or renting the health care organization's or hospital organization's network to a third party.

(3) 'Covered person' means an individual who is covered under a health insurance plan.

(4) 'Health care services' means the examination or treatment of persons for the prevention of illness or the correction or treatment of any physical or mental condition resulting from illness, injury, or other human physical problem.

(5) 'Health insurer' means an accident and sickness insurer, health care corporation, health maintenance organization, provider sponsored health care corporation, or any similar entity regulated by the Commissioner.

(6) 'Provider network contract' means a contract between a contracting entity and a provider specifying the rights and responsibilities of the contracting entity and provider for the delivery of and payment for health care services to covered persons.

(7) 'Rental preferred provider network' means a preferred provider network that contracts with a health insurer or other payor or with another preferred provider network to grant access to the terms and conditions of its contract with providers of health care services. Such contracts are often referred to as 'renting' or 'leasing' the network. The term 'rental preferred provider network' does not refer to a proprietary network of a licensed insurer or to arrangements providing for access to the proprietary network of a licensed insurer by affiliates of the licensed insurer or by entities receiving administrative services from the licensed insurer or its affiliates.

(8) 'Third party' means an organization that enters into a contract with a contracting entity or with another third party to gain access to a provider network contract.

33-20C-2.

(a) Any person who commences business as a rental preferred provider network shall register with the Commissioner within 30 days of commencing business in this state unless such person is licensed by the Commissioner as a health insurer. Each rental preferred provider network not licensed by the Commissioner on July 1, 2016, shall be required to register with the Commissioner no later than September 30, 2016, and shall be placed on an approved list maintained by the Commissioner.

(b) Registration shall consist of the submission of the following information:

(1) The official name of the rental preferred provider network, including any d/b/a designations used in this state;

(2) The mailing address and main telephone number for the rental preferred provider network's main headquarters; and

(3) The name and telephone number of the rental preferred provider network representative who shall serve as the primary contact with the department.

(c) The information required by this Code section shall be submitted in written or electronic format, as prescribed by the Commissioner by rule or regulation.

(d) The Commissioner may, pursuant to rule or regulation, collect a reasonable fee for the purpose of administering the registration process.

(e) The Commissioner shall maintain an approved list of rental preferred provider networks.

33-20C-3.

(a) A rental preferred provider network shall not:

(1) Knowingly access or utilize a network provider's contractual discount pursuant to a provider network contract without a contractual relationship with the network provider, rental preferred provider network, or third party; or

(2) Lease, rent, or otherwise grant to a third party access to a provider network contract unless:

(A) The third party is a payor or third-party administrator or another entity that administers or processes claims on behalf of the payor;

(B) The provider network contract states that the contracting entity may enter into an agreement with a third party allowing the third party to obtain the contracting entity's rights and responsibilities under the provider network contract as if the third party were the contracting entity;

(C) The provider network contract, and all agreements between a contracting entity and any third party, prohibits such third party from increasing the contractual discounts or otherwise reducing the compensation to a network provider to an amount below that which the network provider was entitled from the contracting entity for health care services at the time the third party was granted access to the provider network contract unless such third party becomes a contracting entity; and

(D) The third party accessing the provider network contract is contractually obligated to comply with all applicable terms, limitations, and conditions of the provider network contract.

(b) A contracting entity that grants access to a network provider's health care services and contractual discounts to any third party pursuant to a provider network contract shall maintain an Internet website, mobile communication device application, or other readily available mechanism, such as a toll-free telephone number, through which a network provider may obtain a listing, updated at least every 30 days, of the third parties to which the contracting entity or another third party has executed contracts to grant access to such network provider's health care services and contractual discounts pursuant to a provider network contract.

(c) All information made available to a network provider in accordance with the requirements of this chapter shall be confidential and shall not be disclosed to any person or entity not employed by the network provider or involved in the network provider's practice or the administration thereof without the prior written consent of the contracting entity; provided, however, that this shall not preclude a network provider from disclosing such information to an outside consultant or attorney for the purpose of assisting the network provider with any disputes with a contracting entity.

(d) Nothing contained in this chapter shall be construed to prohibit a contracting entity from requiring a network provider to execute a reasonable confidentiality agreement to ensure that confidential or proprietary information disclosed by the contracting entity is not used for any purpose other than the network provider's direct practice management or billing activities.

#### 33-20C-4.

(a) A third party, having itself been granted access to a network provider's health care services and contractual discounts pursuant to a provider network contract, that subsequently grants access to another third party shall be obligated to comply with the rights and responsibilities imposed on contracting entities pursuant to this chapter.

(b) A third party that enters into a contract with another third party to access a network provider's health care services and contractual discounts pursuant to a provider network contract shall be obligated to comply with the rights and responsibilities imposed on third parties under this Code section.

#### 33-20C-5.

This chapter shall not apply to:

(1) Provider network contracts for services provided to Medicaid, medicare, the state health benefit plan under Article 1 of Chapter 18 of Title 45, or State Children's Health Insurance Program (SCHIP) beneficiaries;

(2) Employers, church plans, or government plans receiving administrative services from a rental preferred provider network or its affiliates, or pharmacy benefits managers;

(3) Circumstances where access to the provider network contract is granted to an entity operating under the same brand licensee program as the contracting entity;

(4) The provision of any medical services for injuries covered under Chapter 9 of Title 34, relating to workers' compensation; or

(5) Self-funded, employer sponsored health insurance plans regulated under the Employee Retirement Income Security Act of 1974, as codified and amended at 29 U.S.C. Section 1001, et seq.

33-20C-6.

Any person or entity that is not duly licensed or that should be licensed by the department or that is not duly registered or that should be registered with the department pursuant to Code Section 33-20C-2 and acts as a rental preferred provider network, as defined in paragraph (7) of Code Section 33-20C-1, shall be subject to penalties set forth in subsection (g) of Code Section 33-2-24. The Commissioner shall have the authority, in addition to any other remedies and damages allowed by law, to seek to restrain or enjoin any person or entity, whether or not such person or entity is licensed or registered pursuant to this title, that is determined to be in violation of Code Section 33-20C-2 or 33-20C-3, and such person or entity shall be liable for attorney fees and litigation expenses incurred in the action to restrain or enjoin such violation."

**SECTION 2.**

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

Senator Burke of the 11th moved that the Senate agree to the House substitute to SB 158.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	C Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	C Unterman
C Gooch	E Ligon	Y VanNess
Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	E Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 43, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 158.

The following bill was taken up to consider House action thereto:

HB 904. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, so as to change certain contribution rates and credits; to change certain provisions relating to rate of employer contributions; to extend certain provisions relating to variations in the standard rate; to extend provisions relating to administrative assessments; to reduce the percentage of the administrative assessment to be assessed for a certain period; to provide exceptions; to change certain provisions relating to additional assessments for a new or newly covered employer; to extend the provision relating to automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senator McKoon of the 29th asked unanimous consent that the Senate discharge the Conference Committee to HB 904 and that a Conference Committee #2 be appointed.

The consent was granted, and the President appointed as Conference Committee #2 the following Senators: McKoon of the 29th, Kirk of the 13th and Martin of the 9th.

Senator Kirk of the 13th was excused as a Conferee.

Senator Millar of the 40th was excused for business outside the Senate Chamber.

The following bill was taken up to consider House action thereto:

SB 193. By Senators Bethel of the 54th, Stone of the 23rd, Kennedy of the 18th, Parent of the 42nd, Unterman of the 45th and others:

A BILL to be entitled an Act to amend Code Section 16-5-23.1 of the Official Code of Georgia Annotated, relating to battery, so as to change penalty provisions relating to family violence battery; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 16-5-23.1 of the Official Code of Georgia Annotated, relating to battery, so as to change penalty provisions relating to family violence battery; to provide for a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 16-5-23.1 of the Official Code of Georgia Annotated, relating to battery, is amended by revising subsection (f) as follows:

"(f)(1) As used in this subsection, the term 'household member' means ~~If the offense of battery is committed between~~ past or present spouses, persons who are parents of the same child, parents and children, stepparents and stepchildren, foster parents and foster children, or other persons living or formerly living in the same household, ~~then such offense.~~

(2) If the offense of battery is committed between household members, it shall constitute the offense of family violence battery and shall be punished as follows:

~~(1)(A)~~ Upon a first conviction of family violence battery, the defendant shall be guilty of and punished for a misdemeanor; provided, however, that if the defendant has previously been convicted of a forcible felony committed between household members under the laws of this state, of the United States, including the laws of its territories, possessions, or dominions, or any of the several states, or of any foreign nation recognized by the United States, which if committed in this state would have constituted a forcible felony committed between household members, he or she shall be guilty of a felony and shall be punished by imprisonment for not less than one nor more than five years; and

~~(2)(B)~~ Upon a second or subsequent conviction of family violence battery against the same or another victim, the defendant shall be guilty of a felony and shall be punished by imprisonment for not less than one nor more than five years.

(3) In no event shall this subsection be applicable to reasonable corporal punishment administered by parent to child."

**SECTION 2.**

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

Senator Bethel of the 54th moved that the Senate agree to the House substitute to SB 193.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	C Kirk	C Unterman
C Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	E Wilkinson
Y Heath	E Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 45, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 193.

Senator Harper of the 7th was excused as a Conferee.

The following bill was taken up to consider House action thereto:

SB 417. By Senators Mullis of the 53rd, Gooch of the 51st, Beach of the 21st and Ginn of the 47th:

A BILL to be entitled an Act to amend Chapter 7 of Title 50 of the Official Code of Georgia Annotated, relating to the Department of Economic Development, so as to create the "Georgia Film and Television Trail Act"; to provide for a short title; to provide for definitions; to provide for a purpose; to provide for the Department of Economic Development to plan and develop the trail; to provide for policies; to provide for the Department of Transportation to place trail signs designed in conjunction with the Department of Economic Development; to provide for certain immunities; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 45-7-21 of the Official Code of Georgia Annotated, relating to expense allowance and travel cost reimbursement for members of certain boards and

commissions, so as to revise the per diem and transportation costs received by members of boards whose membership is elected wholly by votes of the members of the House of Representatives and Senate; to amend Chapter 7 of Title 50 of the Official Code of Georgia Annotated, relating to the Department of Economic Development, so as to create the "Georgia Film and Television Trail Act"; to provide for a short title; to provide for definitions; to provide for a purpose; to provide for the Department of Economic Development to plan and develop the trail; to provide for policies; to provide for the Department of Transportation to place trail signs designed in conjunction with the Department of Economic Development; to provide for certain immunities; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 45-7-21 of the Official Code of Georgia Annotated, relating to expense allowance and travel cost reimbursement for members of certain board and commissions, is amended by deleting paragraph (6) of subsection (a) and designating such paragraph as reserved and adding a new subsection to read as follows:

"(a.1) Each member of any state board whose membership is elected wholly by votes of the members of the House of Representatives and Senate shall receive the same per diem and transportation costs as that received by a member of the General Assembly for each day of actual attendance at meetings of such board and the committee meetings of such boards."

**SECTION 2.**

Chapter 7 of Title 50 of the Official Code of Georgia Annotated, relating to the Department of Economic Development, is amended by adding a new article to read as follows:

"ARTICLE 9

50-7-110.

This article shall be known and may be cited as the 'Georgia Film and Television Trail Act.'

50-7-111.

In order to acknowledge the increasing production of films and television in this state, in order to promote the enjoyment and appreciation of the film and television industry in Georgia, and in order to provide public interest and enjoyment in visiting and viewing the location sites of films and television productions made in Georgia, a trail shall be developed to provide an opportunity for the public to be aware of these locations and visit film and television location sites throughout this state. Therefore, the purpose of this article is to provide for a Georgia Film and Television Trail.



50-7-112.

As used in this article, the term 'trail' means the Georgia Film and Television Trail provided for in this article.

50-7-113.

The Department of Economic Development shall have the responsibility of creating and developing a Georgia Film and Television Trail. In carrying out such responsibilities, it shall be the duty of the department to identify and plan the trail, to acquire or otherwise gain control over or rights to the use of the necessary land for the signs to identify the locations of certain film and television productions that the department determines are of interest to the general public and to work with the Department of Transportation to design appropriate signs. For the purpose of carrying out its primary duties as provided in this article, the department shall be authorized to exercise any powers heretofore provided by law for the department, except for the powers of eminent domain.

50-7-114.

The department shall be guided by the following policies in creating and administering the Georgia Film and Television Trail:

- (1) A balanced system of locations throughout the state should be sought;
- (2) Assistance and encouragement should be provided for local governments in the development of the trail;
- (3) The advice, cooperation, and assistance of other state agencies, local governments and agencies thereof, and private associations and organizations should be sought in developing and maintaining the signs;
- (4) The trail should be planned, constructed, and maintained on a long-term basis, and in connection therewith long-term control of the signs and marking of the trail; and
- (5) A program for the publicity and education of the public on the existence of the trail should be established.

50-7-115.

(a) The Department of Transportation is authorized and directed to place signs in this state at film and television production sites determined by the Department of Economic Development and approved by the Department of Transportation pursuant to this article.

(b) Nothing contained in this Code section shall be deemed or construed to prevent local governing authorities or private associations and organizations from placing signs or otherwise indicating the location of the film or television production sites in this state, provided that the power of eminent domain shall not be exercised for the acquisition or construction of such signs for film or television production location sites.

(c) Notwithstanding the provisions of any other statute concerning the improvement of land held in fee simple by the State of Georgia, the Department of Transportation shall be authorized to expend state funds, subject to appropriations, for construction, placement, and maintenance of the signs indicating the film or television production

locations designated by the department and may through purchase, easement, lease, or donation.

50-7-116.

(a) Any person who goes upon or through the premises, including, but not limited to, lands, waters, and private ways, of another with or without permission to sightsee, or for any other purpose, without the payment of monetary consideration, or with the payment of monetary consideration directly or indirectly on his or her behalf by an agency of the state or federal government, is not thereby entitled to any assurance that the premises are safe for such purpose. The owner of such premises does not assume responsibility for or incur liability for any injury to person or property caused by an act or failure to act of other persons using such premises.

(b) Nothing in this Code section shall be construed as affecting the existing case law of Georgia regarding liability of owners or possessors of premises with respect to business invitees in commercial establishments or to invited guests, nor shall this Code section be construed so as to affect the attractive nuisance doctrine. In addition, nothing in this Code section shall excuse the owner or occupant of premises from liability for injury to persons or property caused by the malicious or illegal acts of the owner or occupant.

50-7-117.

The Department of Economic Development is authorized to adopt and promulgate such rules and regulations as may be necessary to carry out this article."

### **SECTION 3.**

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

Senator Mullis of the 53rd moved that the Senate agree to the House substitute to SB 417.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	C Kirk	C Unterman
C Gooch	E Ligon	Y VanNess

Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Watson
C Harper	Y McKoon	E Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 43, nays 2; the motion prevailed, and the Senate agreed to the House substitute to SB 417.

The following bill was taken up to consider House action thereto:

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRiccia of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the collection of such excise tax; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senator Mullis of the 53rd asked unanimous consent that the Senate adhere to its amendment to HB 727 and that a Conference Committee be appointed.

The consent was granted, and the President appointed as a Conference Committee the following Senators: Watson of the 1st, Mullis of the 53rd and Harper of the 7th.

The following bill was taken up to consider House action thereto:

SB 331. By Senators Thompson of the 14th, Hill of the 32nd, Cowser of the 46th, McKoon of the 29th, Ligon, Jr. of the 3rd and others:

A BILL to be entitled an Act to amend Code Section 15-11-2 and Title 19 of the Official Code of Georgia Annotated, relating to definitions for the Juvenile Code and domestic relations, respectively, so as to provide that causing a child to be conceived as a result of violating certain prohibitions relating to certain offenses is an additional ground for terminating parental rights; to revise

definitions; to provide that causing a child to be conceived as a result of violating certain prohibitions relating to certain offenses is an additional ground for losing parental rights and is relevant in certain adoption proceedings; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 15-11-2 and Title 19 of the Official Code of Georgia Annotated, relating to definitions for the Juvenile Code and domestic relations, respectively, so as to provide how causing a child to be conceived as a result of rape is involved in terminating parental rights; to revise a definition; to provide that causing a child to be conceived as a result of rape is relevant in legitimation and adoption proceedings; to provide for a stay of discovery under certain circumstances; to amend Code Section 53-2-4 of the Official Code of Georgia Annotated, relating to inheritance from children born out of wedlock, so as to change provisions relating to a father making a sworn statement in order to inherit from his child; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 15-11-2 of the Official Code of Georgia Annotated, relating to definitions for the Juvenile Code, is amended by revising paragraph (5) as follows:

"(5) 'Aggravated circumstances' means the parent has:

- (A) Abandoned a child;
- (B) Aided or abetted, attempted, conspired, or solicited to commit murder or voluntary manslaughter of another child of such parent;
- (C) Subjected a child or his or her sibling to torture, chronic abuse, sexual abuse, or sexual exploitation;
- (D) Committed the murder or voluntary manslaughter of his or her child's other parent or has been convicted of aiding or abetting, attempting, conspiring, or soliciting the murder or voluntary manslaughter of his or her child's other parent;
- (E) Committed the murder or voluntary manslaughter of another child of such parent; ~~or~~
- (F) Committed an assault that resulted in serious bodily injury to his or her child or another child of such parent; or
- (G) Caused his child to be conceived as a result of having nonconsensual sexual intercourse with the mother of his child or when the mother is less than ten years of age."

**SECTION 2.**

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended by revising subsection (c) of Code Section 19-7-22, relating to a petition for legitimation of a child, as follows:

"(c)(1) Upon the presentation and filing of ~~the~~ a legitimation petition, the court may ~~pass issue~~ issue an order declaring the father's relationship with the child to be legitimate, ~~and that.~~ If the court grants such petition, the father and child shall be capable of inheriting from each other in the same manner as if born in lawful wedlock, ~~and specifying~~ the court shall specify the name by which the child shall be known.

(2)(A) If the court determines by clear and convincing evidence that the father caused his child to be conceived as a result of having nonconsensual sexual intercourse with the mother of his child or when the mother is less than ten years of age, or an offense which consists of the same or similar elements under federal law or the laws of another state or territory of the United States, it shall create a presumption against legitimation.

(B) Notwithstanding Code Section 53-2-3, if the court denies a legitimation petition under this paragraph, the child shall be capable of inheriting from or through his or her father. Notwithstanding Code Section 53-2-4, if the court denies a legitimation petition under this paragraph, the father shall not be capable of inheriting from or through his child.

(C) If there is a pending criminal proceeding in connection with an allegation made pursuant to subparagraph (A) of this paragraph, the court shall stay discovery in the legitimation action until the completion of such criminal proceeding."

**SECTION 3.**

Said title is further amended by revising subsection (a) of Code Section 19-8-10, relating to when the surrender or termination of parental rights is not required in the context of adoption, as follows:

"(a) Surrender or termination of rights of a parent pursuant to subsection (a) of Code Section 19-8-4, 19-8-5, 19-8-6, or 19-8-7 shall not be required as a prerequisite to the filing of a petition for adoption of a child of that parent pursuant to Code Section 19-8-13 ~~where~~ when the court determines by clear and convincing evidence that the:

- (1) Child has been abandoned by that parent;
- (2) Parent cannot be found after a diligent search has been made;
- (3) Parent is insane or otherwise incapacitated from surrendering such rights; ~~or~~
- (4) Parent caused his child to be conceived as a result of having nonconsensual sexual intercourse with the mother of his child or when the mother is less than ten years of age; or

~~(4)~~(5) Parent has failed to exercise proper parental care or control due to misconduct or inability, as set out in paragraph (3), (4), or (5) of subsection (a) of Code Section 15-11-310,

and the court is of the opinion that the adoption is in the best interests of that child, after considering the physical, mental, emotional, and moral condition and needs of the child

who is the subject of the proceeding, including the need for a secure and stable home."

#### SECTION 4.

Said title is further amended by revising paragraph (3) of subsection (a) of Code Section 19-8-11, relating to petitioning the superior court to terminate parental rights, as follows:

"(3) Parental rights may be terminated pursuant to paragraph (1) or (2) of this subsection ~~where~~ when the court determines by clear and convincing evidence that the:

- (A) Child has been abandoned by that parent;
- (B) Parent of the child cannot be found after a diligent search has been made;
- (C) Parent is insane or otherwise incapacitated from surrendering such rights; ~~or~~
- (D) Parent caused his child to be conceived as a result of having nonconsensual sexual intercourse with the mother of his child or when the mother is less than ten years of age; or
- ~~(D)~~(E) Parent has failed to exercise proper parental care or control due to misconduct or inability, as set out in paragraph (3), (4), or (5) of subsection (a) of Code Section 15-11-310,

and the court shall set the matter down to be heard in chambers not less than 30 and not more than 60 days following the receipt by such remaining parent of the notice under subsection (b) of this Code section and shall enter an order terminating such parental rights if it so finds and if it is of the opinion that adoption is in the best interests of the child, after considering the physical, mental, emotional, and moral condition and needs of the child who is the subject of the proceeding, including the need for a secure and stable home."

#### SECTION 5.

Code Section 53-2-4 of the Official Code of Georgia Annotated, relating to inheritance from children born out of wedlock, is amended by revising paragraph (3) of subsection (b) as follows:

"(3) The father has, during the lifetime of the child, executed a sworn statement signed by the father attesting to the parent-child relationship; provided, however, that when the court determines by clear and convincing evidence that the father caused his child to be conceived as a result of having nonconsensual sexual intercourse with the mother of his child or when the mother is less than ten years of age, such sworn statement shall be insufficient for purposes of this subsection;"

#### SECTION 6.

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

Senator Thompson of the 14th moved that the Senate agree to the House substitute to SB 331.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer (PRS)
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	C Kirk	C Unterman
Y Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 48, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 331.

The President resumed the Chair.

The following bill was taken up to consider House action thereto:

SB 350. By Senators Mullis of the 53rd, Watson of the 1st, Harper of the 7th, Shafer of the 48th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of consumer fireworks, so as to dedicate moneys collected from the excise tax on the sale of consumer fireworks for trauma care, fire services, and local public safety purposes; to provide for related matters; to provide for an effective date contingent on a certain ratification of the Constitution of Georgia; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 7 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of consumer fireworks, so as to dedicate moneys collected from the excise tax on the sale of consumer fireworks for trauma care, fire services, and local public safety purposes; to provide for related matters; to provide for an effective date contingent on a certain ratification of the Constitution of Georgia; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 7 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of consumer fireworks, is amended by revising Code Section 48-13-131, relating to excise tax imposed, rate of taxation, and payment, as follows:

"48-13-131.

(a) An excise tax, in addition to all other taxes of every kind imposed by law, is imposed upon the sale of consumer fireworks and any items provided for in paragraph (2) of subsection (b) of Code Section 25-10-1 in this state at a rate of 5 percent per item sold.

(b) Moneys collected from the excise tax on the sale of consumer fireworks as provided for under subsection (a) of this Code section, and pursuant to Article III, Section IX, Paragraph VI of the Constitution of Georgia, shall be used as follows:

(1) The amount of 55 percent shall be provided to the Georgia Trauma Care Network Commission for purposes provided for under Code Section 31-11-102;

(2) The amount of 40 percent shall be provided to the Georgia Firefighter Standards and Training Council to be exclusively used for the implementation of a grant program to improve the equipping and training of firefighters and to improve the rating of fire departments in this state by the Insurance Services Office; and

(3) The amount of 5 percent shall be provided to local governments to be used solely for public safety purposes consisting of the operation of 9-1-1 systems under Part 4 of Article 2 of Chapter 5 of Title 46. The commissioner shall include such amount as a part of the 9-1-1 distribution made on or before October 15 of each year to such local governments.

~~(b)~~(c) The excise tax imposed by this article shall be paid by the seller and due and payable in the same manner as would be otherwise required under Article 1 of Chapter 8 of this title."

**SECTION 2.**

This Act shall become effective on January 1, 2017, only if there is ratified at the 2016 general election an amendment to the Constitution of Georgia which authorizes the General Assembly to provide for the use, dedication, and deposit of revenues raised by an



excise tax on the sale of fireworks or consumer fireworks for purposes of trauma care, fire services, and local public safety.

### SECTION 3.

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

Senator Mullis of the 53rd moved that the Senate agree to the House substitute to SB 350.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
C Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	C Kirk	C Unterman
Y Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 47, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 350.

The following bill was taken up to consider House action thereto:

SB 346. By Senators Beach of the 21st and Mullis of the 53rd:

A BILL to be entitled an Act to amend Code Section 12-16-3 of the Official Code of Georgia Annotated, relating to definitions relative to the "Environmental Policy Act," so as to exempt projects for the construction or improvement of public roads from environmental effects reports in certain instances; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 16 of Title 12 of the Official Code of Georgia Annotated, the "Environmental Policy Act," so as to exempt certain projects for the construction or improvement of public roads or airports from environmental evaluation and environmental effects reports in certain instances; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 1 of Chapter 16 of Title 12 of the Official Code of Georgia Annotated, the "Environmental Policy Act," is amended by adding a new Code section to read as follows:

"12-16-9.

When a project of a department, municipality, county, or authority to construct or improve a public road or airport does not exceed \$100 million in costs, such project shall not constitute a proposed governmental action which may significantly adversely affect the quality of the environment and the requirements of this article shall not be applicable, except that an environmental evaluation shall be considered in the decision-making process, consistent with paragraph (3) of Code Section 12-16-2, when it is probable to expect significant adverse impact on historical sites or buildings and cultural resources."

**SECTION 2.**

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

Senator Beach of the 21st moved that the Senate agree to the House substitute to SB 346.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	N James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B

Y Dugan	N Jones, H	Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	C Kirk	Y Unterman
Y Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 43, nays 7; the motion prevailed, and the Senate agreed to the House substitute to SB 346.

The following bill was taken up to consider House action thereto:

SB 255. By Senators Stone of the 23rd, Bethel of the 54th, Millar of the 40th, Albers of the 56th, Ligon, Jr. of the 3rd and others:

A BILL to be entitled an Act to amend Title 18 of the Official Code of Georgia Annotated, relating to debtor and creditor, so as to modernize, reorganize, and provide constitutional protections in garnishment proceedings; to provide for definitions; to provide for an affidavit and summons of garnishment, contents, and procedure for garnishment; to provide for property being subject to and exempt from garnishment; to provide for a defendant's and third party's claim and plaintiff's traverse and the procedure for claims and traverses; to provide for procedures only applicable to financial institutions; to provide for and require the use of certain forms for garnishment proceedings; to amend Code Sections 44-7-50 and 53-12-80 of the O.C.G.A., relating to demand for possession and spendthrift provisions, respectively, so as to correct cross-references; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 18 of the Official Code of Georgia Annotated, relating to debtor and creditor, so as to modernize, reorganize, and provide constitutional protections in garnishment proceedings; to provide for definitions; to provide for an affidavit and summons of garnishment, contents, and procedure for garnishment; to provide for property being subject to and exempt from garnishment; to provide for a garnishee's

answer to a summons of garnishment; to provide for garnishee expenses; to provide for a defendant's and third party's claim and plaintiff's traverse to a garnishment proceeding; to provide for procedure for claims and traverses; to provide for default judgment and opening of default judgments; to provide for procedures only applicable to financial institutions; to provide for release of garnishment; to provide for continuing garnishments; to provide for continuing garnishment for support of family members; to provide for and require the use of certain forms for garnishment proceedings; to amend Code Sections 44-7-50 and 53-12-80 of the Official Code of Georgia Annotated, relating to demand for possession and spendthrift provisions, respectively, so as to correct cross-references; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 18 of the Official Code of Georgia Annotated, relating to debtor and creditor, is amended by repealing Chapter 4, relating to garnishment proceedings, and enacting a new Chapter 4 to read as follows:

"CHAPTER 4  
ARTICLE 1

18-4-1.

As used in this chapter, the term:

(1) 'Disposable earnings' means that part of the earnings of an individual remaining after the deduction for federal income tax, state income tax, withholdings for the Federal Insurance Contributions Act (FICA), and other mandatory deductions required by law.

(2) 'Earnings' means compensation paid or payable for personal services, whether denominated as wages, salary, commission, fee, bonus, tips, overtime, or severance pay, including recurring periodic payments from pensions or retirement plans, including, but not limited to, the United States Department of Veterans Affairs, Railroad Retirement Board, Keoghs, and individual retirement accounts.

(3) 'Entity' means a public corporation or a corporation, limited liability company, partnership, limited partnership, professional corporation, firm, or other business organization other than a natural person.

(4) 'Financial institution' means every federal or state chartered commercial or savings bank, including savings and loan associations and cooperative banks, federal or state chartered credit unions, benefit associations, insurance companies, safe-deposit companies, trust companies, any money market mutual fund, or other organization held out to the public as a place of deposit of funds or medium of savings or collective investment.

(5) 'Garnishee answer' or 'garnishee's answer' means the response filed by a garnishee

responding to a summons of garnishment detailing the money or other property of the defendant that is in the possession of the garnishee or declaring that the garnishee holds no such money or other property of the defendant.

(6) 'Public corporation' means any department, agency, branch of government, or political subdivision, as such term is defined in Code Section 50-15-1, or any public board, bureau, commission, or authority created by the General Assembly.

#### 18-4-2.

(a) The procedure in garnishment cases shall be uniform in all courts throughout this state that have jurisdiction to preside over garnishment proceedings.

(b) In all cases when a money judgment was obtained in a court of this state or a federal court or is being enforced in this state as provided in Article 5 of Chapter 12 of Title 9, the 'Uniform Foreign-Country Money Judgments Recognition Act,' or Article 6 of Chapter 12 of Title 9, the 'Uniform Enforcement of Foreign Judgments Law,' the plaintiff shall be entitled to the process of garnishment.

(c) Except as otherwise provided in this chapter, Chapter 11 of Title 9 shall apply in garnishment proceedings.

(d) Any affidavit, garnishee answer, or pleading required or permitted by this chapter shall be amendable at any time before judgment is entered or before money or other property subject to garnishment is distributed by the court.

#### 18-4-3.

(a) The plaintiff, the plaintiff's attorney, or the plaintiff's agent shall make, on personal knowledge or belief, an affidavit setting forth that the plaintiff has a judgment against a named defendant, the amount remaining due on the judgment, the name of the court which rendered the judgment, and the case number thereof.

(b) Upon the filing of the affidavit described in subsection (a) of this Code section with the clerk of any court having jurisdiction to preside over garnishment proceedings, such clerk shall cause a summons of garnishment to issue, provided that the plaintiff's affidavit is:

(1) Made before any officer authorized to administer oaths, a notary public, such clerk, or the deputy clerk of the court in which the garnishment is filed; and

(2) Submitted to and approved by any judge of the court in which the garnishment is filed or submitted to and approved by any clerk or deputy clerk of such court if the court has promulgated rules authorizing the clerk or deputy clerk of such court to review and approve affidavits of garnishment.

(c) An affidavit of garnishment may be electronically submitted to the clerk or deputy clerk of the court if the court has promulgated rules authorizing such submission.

(d) The form for an affidavit of garnishment is set forth in Code Section 18-4-71.

#### 18-4-4.

(a) All obligations owed by the garnishee to the defendant at the time of service of the summons of garnishment upon the garnishee and all obligations accruing from the

garnishee to the defendant throughout the garnishment period shall be subject to the process of garnishment. No payment made by the garnishee to the defendant or on his or her behalf, or by any arrangement between the defendant and the garnishee, after the date of service of the summons of garnishment upon the garnishee shall defeat the lien of such garnishment.

(b) All money or other property of the defendant in the possession or control of the garnishee at the time of service of the summons of garnishment upon the garnishee or coming into the possession or control of the garnishee throughout the garnishment period shall be subject to the process of garnishment, provided that, in the case of collateral securities in the hands of a creditor, such securities shall not be subject to garnishment so long as there is an amount owed on the debt for which the securities were given as collateral.

(c) The garnishment period shall begin on the day of service of the summons of garnishment and, for:

(1) A continuing garnishment, shall include the next 179 days;

(2) Garnishments, other than a continuing garnishment or continuing garnishment for support, served on a financial institution, shall include the next five days;

(3) A continuing garnishment for support, shall remain for so long as the defendant is employed by the garnishee and shall not terminate until the original arrearage is retired; and

(4) All other garnishments, shall include the next 29 days.

#### 18-4-5.

(a)(1) Subject to the limitations set forth in Code Sections 18-4-6 and 18-4-53, the maximum part of disposable earnings for any work week which is subject to garnishment shall not exceed the lesser of:

(A) Twenty-five percent of the defendant's disposable earnings for that week; or

(B) The amount by which the defendant's disposable earnings for that week exceed \$217.00.

(2) In case of earnings for a period other than a week, a multiple of \$7.25 per hour shall be used.

(b) The limitation on garnishment set forth in subsection (a) of this Code section shall apply although the garnishee may receive a summons of garnishment in more than one garnishment case naming the same defendant unless the garnishee has received a summons of continuing garnishment for support as provided in Article 3 of this chapter.

(c) No employer shall discharge an employee by reason of the fact that such employee's earnings have been subjected to garnishment for any one obligation, even though more than one summons of garnishment may be served upon such employer with respect to the obligation.

#### 18-4-6.

(a)(1) Certain earnings or property of the defendant may be exempt from the process of garnishment.

(2) Funds or benefits from an individual retirement account or from a pension or retirement program shall be exempt from the process of garnishment until paid or otherwise distributed to a member of such program or beneficiary thereof. Such funds or benefits, when paid or otherwise distributed to such member or beneficiary, shall be exempt from the process of garnishment only to the extent of the limitations provided in Code Section 18-4-5 for other disposable earnings, unless a greater exemption is otherwise provided by law.

(3) Funds in an unfunded plan maintained by an employer primarily for the purpose of providing deferred compensation for a select group of management or highly compensated employees shall not be exempt from the process of garnishment.

(4) Exempt property shall not be considered disposable earnings for purposes of Code Section 18-4-5 or subsection (b) of Code Section 18-4-53.

(b) Not later than ten days after the effective date of this Code section, the Attorney General shall create and maintain on the Department of Law's website a list of exemptions that a defendant may be allowed by law to claim in relation to a garnishment of his or her earnings or property. The Attorney General shall revise such list when exemptions are repealed, revised, or created by law. The Attorney General shall transmit a copy of such list to each clerk of court in this state who issues summonses of garnishment and transmit a revised list when a change is made to such list.

(c) Each clerk of court in this state who issues summonses of garnishment shall post and update such list of exemptions as promulgated by the Attorney General and shall provide such list to individuals upon request.

(d) A defendant may claim an exemption as provided in Code Section 18-4-15.

(e) The fact that an exemption is not identified by the Attorney General shall not preclude a defendant from claiming an exemption.

18-4-7.

(a) The amount shown on the summons of garnishment shall not exceed the amount the defendant owes the plaintiff pursuant to a judgment.

(b)(1) A summons of garnishment, or an attachment thereto, shall state on its face with particularity all of the following information, to the extent reasonably available to the plaintiff:

(A) The name of the defendant and, to the extent such would reasonably enable the garnishee to properly respond to the summons of garnishment, all known configurations, nicknames, aliases, former or maiden names, trade names, or variations thereof;

(B) The service address and the current address of the defendant and, to the extent such would reasonably enable the garnishee to properly respond to the summons of garnishment and such is reasonably available to the plaintiff, the past addresses of the defendant; and

(C) The social security number or federal tax identification number of the defendant; provided, however, that if such summons is filed with a court, the court

filing shall be redacted in accordance with Code Section 9-11-7.1 or 15-10-54, as applicable. The defendant's full social security number or federal tax identification number shall be made known to the garnishee and defendant in accordance with Code Section 9-11-7.1 or 15-10-54, as applicable, to the extent such information is reasonably available to the plaintiff.

(2) A summons of garnishment on a financial institution shall not be used for a continuing garnishment or continuing garnishment for support. A summons of garnishment on a financial institution, or an attachment thereto, shall also state with particularity the defendant's account, identification, or tracking numbers known to the plaintiff used by the garnishee in the identification or administration of the defendant's funds or property; provided, however, that if such summons is filed with a court, the court filing shall be redacted in accordance with Code Section 9-11-7.1 or 15-10-54, as applicable. The defendant's account, identification, or tracking numbers shall be made known to the garnishee and defendant in accordance with Code Section 9-11-7.1 or 15-10-54, as applicable, to the extent such information is known to the plaintiff.

(3) A misspelling of any information required by this subsection, other than the surname of a natural person defendant, shall not invalidate a summons of garnishment, so long as such information is not misleading in a search of the garnishee's records.

(c) The form for a summons of garnishment is set forth in Code Section 18-4-74, and the optional attachment thereto is set forth in Code Section 18-4-75. The form for a summons of garnishment on a financial institution is set forth in Code Section 18-4-76, and the attachment thereto is set forth in Code Section 18-4-77. The form for a summons of garnishment on a financial institution shall not be used for a continuing garnishment or continuing garnishment for support.

(d) When a plaintiff uses the incorrect form for a summons of garnishment of any type, the garnishment shall not be valid and the garnishee shall be relieved of all liability.

18-4-8.

(a) The plaintiff shall serve the garnishee, as provided in Code Section 9-11-4, or, when the garnishment is filed in a magistrate court, the plaintiff may serve the garnishee by using the constable of the magistrate court in the manner set forth in Code Section 9-11-4, with a copy of the affidavit of garnishment, summons of garnishment, Notice to Defendant of Right Against Garnishment of Money, Including Wages, and Other Property, and Defendant's Claim Form. The plaintiff shall fill in the style of the case, except for the civil action file number, and the garnishment court information on such notice and claim form. Such notice and claim form are set forth in Code Section 18-4-82.

(b)(1) Not more than three business days after service of the summons of garnishment on the garnishee, the plaintiff shall cause a copy of the affidavit of garnishment, a copy of the summons of garnishment, a copy of the Notice to Defendant of Right Against Garnishment of Money, Including Wages, and Other Property, and a copy of the Defendant's Claim Form as described in subsection (a) of



this Code section, using one of the following methods:

(A)(i) To be sent to the defendant at the defendant's last known address by:

(I) Regular mail; and

(II) Registered or certified mail or statutory overnight delivery, return receipt requested.

(ii) The return receipt indicating receipt by the defendant, the envelope bearing the official notification from the United States Postal Service of the defendant's refusal to accept delivery of such registered or certified mail, the envelope bearing the official notification from a commercial firm of the defendant's refusal to accept such statutory overnight delivery, or an official written notice from the United States Postal Service of the defendant's refusal to accept delivery of such registered or certified mail shall be filed with the clerk of the court in which the garnishment is pending.

(iii) The defendant's refusal to accept or failure to claim such registered or certified mail or statutory overnight delivery addressed to such defendant shall be deemed notice to such defendant;

(B)(i) To be delivered personally to the defendant by:

(I) An individual who is not a party and is not younger than 18 years of age;

(II) An individual who has been appointed by the court to serve process or is a permanent process server;

(III) The sheriff of the county where the action is brought or where the defendant is found or by such sheriff's deputy;

(IV) The marshal or sheriff of the court or by such official's deputy;

(V) The constable of the magistrate court, when the garnishment is filed in a magistrate court, or by the constable's deputy; or

(VI) A certified process server as provided in Code Section 9-11-4.1.

(ii) A certification by the person making the delivery shall be filed with the clerk of the court in which the garnishment is pending; or

(C) To be sent to the defendant by regular mail at the address at which the defendant was served as shown on the return of service in the action resulting in the judgment when it shall appear by affidavit to the satisfaction of the clerk of the court that the defendant resides out of this state, has departed this state, cannot, after due diligence, be found within this state, or has concealed his or her place of residence from the plaintiff. A certificate of such mailing shall be filed with the clerk of the court in which the garnishment is pending by the person mailing such notice.

(2) The methods of notification specified in this subsection shall be cumulative and may be used in any sequence or combination. When it appears that a plaintiff has reasonably, diligently, and in good faith attempted to use one method, another method thereafter may be utilized; for the time during which the attempt was being made, the time limit shall be tolled for the subsequent method.

(3) No money or other property paid or delivered to the court by the garnishee shall be distributed nor shall any judgment be rendered against the garnishee until:

(A) Ten days have elapsed from the date of compliance with at least one method of notification provided by this subsection; and

(B) If a garnishee answer was filed:

(i) Twenty days have elapsed from the filing of the garnishee's answer without a claim having been filed by any defendant or third party and without a traverse having been filed by the plaintiff; or

(ii) All traverses filed prior to the twenty-first day from the filing of the garnishee's answer have been adjudicated and all claims have been adjudicated.

18-4-9.

(a) Summonses of garnishment may issue from time to time until the judgment is paid or the garnishment proceeding is otherwise terminated.

(b) No new summons of garnishment on the same affidavit of garnishment shall be issued after two years from the date of the original filing of such affidavit. The garnishment proceeding based on such affidavit shall automatically stand dismissed unless there are funds remaining in the registry of the court or a new summons of garnishment has been issued in the preceding 30 days.

18-4-10.

(a) The summons of garnishment shall state that if the garnishee fails to file a garnishee's answer to such summons in a timely manner, a judgment by default shall be entered against the garnishee for the amount remaining due on a judgment as shown in the plaintiff's affidavit of garnishment.

(b) The summons of garnishment shall be directed to the garnishee, commanding the garnishee to respond and state what money or other property is subject to garnishment. Except as provided in subsection (c) of this Code section and Articles 2 and 3 of this chapter, the garnishee's answer shall be filed with the court issuing the summons not sooner than 30 days and not later than 45 days after service of the summons, and the money or other property subject to garnishment shall be paid to or delivered to the court concurrently with such garnishee's answer.

(c) When the garnishee is a financial institution and the garnishment is not a continuing garnishment or continuing garnishment for support, such garnishee's answer shall be filed with the court issuing the summons of garnishment not sooner than five days and not later than 15 days after the date of service of the summons, and the money or other property subject to garnishment shall be paid to or delivered to the court concurrently with such garnishee's answer. If the defendant does not have an active account with and is not the owner of any money or other property in the possession of such financial institution, then the garnishee may immediately file the garnishee's answer; provided, however, that such garnishee's answer shall be filed not later than 15 days after the date of service of the summons.

18-4-11.

(a) Within the time prescribed by Code Section 18-4-10, the garnishee shall file a garnishee answer. Along with the garnishee's answer, the garnishee shall pay or deliver

to the court the money or other property admitted in the garnishee's answer to be subject to garnishment.

(b) If in responding to the summons of garnishment the garnishee shall state that the property of the defendant includes property in a safe-deposit box or similar property, the garnishee shall respond to the court issuing the summons of garnishment as to the existence of such safe-deposit box and shall restrict access to any contents of such safe-deposit box until the earlier of:

(1) Further order of such court regarding the disposition of the contents of such safe-deposit box; or

(2) The elapsing of 120 days from the date of filing of the garnishee answer unless such time has been extended by the court.

(c) If the garnishee has been served with a summons in more than one garnishment case involving the same defendant, the garnishee shall state in each garnishee answer that the money or other property is being paid or delivered to a specifically named court subject to the demands of other cases and shall give the numbers of all such cases in each garnishee answer.

(d) If the garnishee is unable to respond with the specific information required by this Code section, the garnishee's inability shall be stated in the garnishee's answer, together with all the facts plainly, fully, and distinctly set forth, so as to enable the court to give judgment thereon.

(e) The form for a garnishee answer is set forth in Code Section 18-4-84, and the form for a financial institution garnishee answer is set forth in Code Section 18-4-85.

18-4-12.

(a) When a garnishment proceeding is filed in a court under any provision of this chapter involving an entity as garnishee, the execution and filing of a garnishee answer may be done by an entity's authorized officer or employee and shall not constitute the practice of law. If a claim or traverse is filed to such entity's garnishee answer in a court of record, an attorney shall be required to represent such entity in further garnishment proceedings.

(b) An entity's payment into court of any money or other property of the defendant, or money or other property which is admitted to be subject to garnishment, may be done by an entity's authorized officer or employee and shall not constitute the practice of law.

18-4-13.

(a) All garnishee answers shall, concurrently with filing, be served by the garnishee upon the plaintiff or the plaintiff's attorney and the defendant or the defendant's attorney.

(b)(1) Service of the garnishee's answer upon the plaintiff shall be shown by the:

(A) Written acknowledgment of the plaintiff or the plaintiff's attorney; or

(B) Certificate of the garnishee or the garnishee's attorney, attached to the garnishee's answer, that a copy of the garnishee's answer was mailed to the plaintiff

or the plaintiff's attorney.

(2) No service upon the plaintiff shall be required unless the name and address of the plaintiff or the plaintiff's attorney shall legibly appear on the face of the summons of garnishment.

(3) If the garnishee fails to serve the plaintiff, the plaintiff shall be allowed 20 days from the time the plaintiff receives actual notice of the garnishee's answer to traverse the garnishee's answer.

(c)(1) Service of the garnishee's answer upon the defendant shall be shown by the:

(A) Written acknowledgment of the defendant or the defendant's attorney; or

(B) Certificate of the garnishee or the garnishee's attorney, attached to the garnishee's answer, that a copy of the garnishee's answer was mailed to the:

(i) Defendant's attorney; or

(ii) Defendant at the last address known to the garnishee.

(2) No service upon the defendant shall be required by a financial institution garnishee if the defendant does not have an active account with and is not the owner of any money or other property in the possession of such financial institution.

(d) The garnishee shall provide the defendant, by regular mail at the defendant's last address known to the garnishee, with the Notice to Defendant of Right Against Garnishment of Money, Including Wages, and Other Property and the Defendant's Claim Form that it received from the plaintiff as set forth in subsection (a) of Code Section 18-4-8.

18-4-14.

(a) The garnishee shall be entitled to the garnishee's actual reasonable expenses, including attorney's fees, in preparing and filing a garnishee's answer. The amount of expenses incurred shall be taxed in the bill of costs and shall be paid by the party upon whom the cost is cast, as costs are cast in other cases. The garnishee may deduct \$50.00 or 10 percent of the amount paid into court, whichever is greater, not to exceed \$100.00, as reasonable attorney's fees or expenses.

(b) If the garnishee can show that the garnishee's actual attorney's fees or expenses exceed the amount provided for in subsection (a) of this Code section, the garnishee shall petition the court for a hearing at the time of filing the garnishee's answer without deducting from the amount paid into court. Upon hearing from the parties, the court may enter an order for payment of actual attorney's fees or expenses proven by the garnishee to have been incurred reasonably in preparing and filing the garnishee's answer.

(c) In the event the garnishee makes the deduction permitted in subsection (a) of this Code section but the costs are later cast upon the garnishee, the garnishee shall forthwith refund to the defendant the funds deducted; if the costs are later cast against the plaintiff, the court shall enter judgment in favor of the defendant and against the plaintiff for the amount of the deductions made by the garnishee.

(d) Nothing in this Code section shall limit the reimbursement of costs incurred by a financial institution as provided in Code Section 7-1-237.

18-4-15.

(a) A garnishment proceeding is an action between the plaintiff and garnishee; provided, however, that at any time before a judgment is entered or before money or other property subject to garnishment is distributed, the defendant may become a party to the garnishment by filing a claim with the clerk of court and may use the form set forth in Code Section 18-4-82. A defendant's claim shall assert the basis upon which he or she claims that his or her money or other property is exempt from garnishment. Money or other property may be exempt from garnishment for a variety of reasons, including, but not limited to, the limitations on garnishment as provided in Code Sections 18-4-5 and 18-4-53, exemptions as provided in Code Section 18-4-6, the plaintiff not having a judgment against the defendant, the amount claimed due by the plaintiff being erroneous, such money or other property being subject to a claim held by a third party that is superior to the judgment described in the affidavit of garnishment, or other legal or statutory defenses. Even when earnings are held at a financial institution, such money may be exempt from garnishment due to the limitations on garnishment as provided in Code Sections 18-4-5 and 18-4-53, exemptions as provided in Code Section 18-4-6, or other reasons.

(b) The defendant shall serve a copy of his or her claim upon the plaintiff and garnishee. The clerk of court shall transmit a copy of the defendant's claim to the plaintiff and garnishee. If the defendant's claim alleges that money or other property in the possession of the court may be subject to a claim held by a third party that is superior to the judgment described in the affidavit of garnishment, the defendant shall serve a copy of his or her claim upon the third party named in such claim.

(c) The defendant shall become a party to all proceedings by filing a claim pursuant to this Code section.

(d) Upon the filing of the defendant's claim, a judge of the court in which the garnishment is pending shall order a hearing to be held not more than ten days from the date the claim is filed. The form for the order for such hearing is set forth in Code Section 18-4-83. Such hearing shall be available to the defendant as a matter of right after filing his or her claim, and no further summons of garnishment shall issue nor shall any money or other property paid or delivered to the court as subject to garnishment be disbursed until the hearing shall be held.

(e) The validity of the judgment upon which a garnishment is based shall only be challenged in accordance with Chapter 11 of Title 9, and no such challenge shall be entertained in the garnishment case. However, when the court finds that the defendant has attacked the validity of the judgment upon which the garnishment is based in an appropriate forum, the judge may order the garnishment be stayed until the validity of the judgment has been determined in such forum.

(f) The filing of a claim by the defendant shall not relieve the garnishee of the duties of filing a garnishee answer, of withholding money or other property subject to garnishment, or of paying or delivering to the court any money or other property subject to garnishment.

(g) A party's failure to include the civil action file number on a defendant's claim shall

not affect the validity of such claim.

18-4-16.

Within 20 days after the plaintiff has been served with the garnishee's answer, the plaintiff may file a traverse stating that the garnishee's answer is untrue or legally insufficient. Such statement places in issue all questions of law and fact concerning the garnishee's answer. The form for a plaintiff's traverse is set forth in Code Section 18-4-87.

18-4-17.

At any time before judgment is entered on the garnishee's answer or money or other property subject to garnishment is distributed, any person may file a third-party claim in writing under oath stating that he or she has a claim superior to that of the plaintiff to the money or other property in the hands of the garnishee subject to the process of garnishment, and the third-party claimant shall be a party to all further proceedings upon the garnishment. A third-party claimant shall serve his or her claim upon the plaintiff, defendant, and garnishee. The form for a third-party claim is set forth in Code Section 18-4-88.

18-4-18.

When money or other property in court is subject to a third-party claim or to more than one garnishment case, the party with the oldest entered judgment shall have priority to such money or other property and any interested party to any one of the garnishment cases may make a motion to the court where such money or other property has been deposited for the distribution of such money or other property. Each party of interest in each case and the clerk of court shall be served with a copy of the motion. Upon hearing the motion, the court shall enter an order directing that the clerk be paid the court cost of each garnishment proceeding first, and all remaining money or other property shall be distributed in accordance with the laws governing the relative priority of claims, judgments, and liens.

18-4-19.

(a) After the garnishee's answer is filed, the defendant's claim shall be tried first, the plaintiff's traverse shall be tried second, and third-party claims shall be tried last; provided, however, that the court shall retain the money or other property subject to garnishment until the completion of the trial of all claims and traverses which are filed under this chapter. The court may consolidate or bifurcate such actions for trial in the court's discretion.

(b) If a claim or traverse has been filed, all parties of record may introduce evidence to establish their respective interests in the money or other property in court, and the court shall direct that such money or other property be distributed in accordance with the laws governing the relative priority of claims, judgments, and liens.

(c) When the defendant prevails upon the trial of his or her claim:

- (1) That the plaintiff does not have a judgment against the defendant or that the plaintiff's affidavit of garnishment is untrue or is legally insufficient, the garnishment case shall be dismissed by the court, and any money or other property belonging to the defendant in the possession of the court shall be restored to the defendant unless another claim or traverse thereto has been filed;
- (2) That the amount shown to be due on the plaintiff's affidavit of garnishment is incorrect, the court may allow the summons of garnishment to be amended to the amount proven to be owed, and if such amount is less than the amount shown to be due by the plaintiff, any money or other property belonging to the defendant in the possession of the court in excess of the amount due shall be restored to the defendant unless another claim or traverse thereto has been filed;
- (3) That the money or other property belonging to the defendant in the possession of the court is exempt from garnishment, such exempt money or other property shall be restored directly to the defendant. The court shall order such restoration within 48 hours; and
- (4) Based on any legal or statutory defense or that money or other property in the possession of the court may be subject to a claim held by a third party that is superior to the judgment described in the affidavit of garnishment, the court shall determine the disposition of the money or other property belonging to the defendant in the possession of the court.
- (d) On the trial of the plaintiff's traverse, if the court finds the garnishee has failed to respond properly to the summons of garnishment, the court shall disallow any expenses demanded by the garnishee and shall enter a judgment for any money or other property paid or delivered to the court with the garnishee's answer, plus any money or other property the court finds subject to garnishment which the garnishee has failed to pay or deliver to the court; provided, however, that the total amount of such judgment shall not exceed the amount shown to be due by the plaintiff, together with the costs of the garnishment proceeding.

18-4-20.

When no claim has been filed and no traverse has been filed within 20 days after the garnishee's answer is filed:

- (1) If money is paid or delivered to the court by the garnishee, the clerk of the court shall pay the money to the plaintiff or the plaintiff's attorney upon application, and the garnishee shall be automatically discharged from further liability with respect to the summons of garnishment so answered;
- (2) If property is delivered to the court by the garnishee, the sheriff, marshal, constable, or like officer of the court shall sell the property in the manner provided by law for the sale of property levied under an execution, and the garnishee shall be automatically discharged from further liability with respect to the summons of garnishment so answered. The proceeds of such sale shall be paid or delivered to the plaintiff or the plaintiff's attorney upon application; or
- (3) If money or other property admitted to be subject to the garnishment is not paid or

delivered to the court, judgment shall be entered for the plaintiff and against the garnishee for such money or other property and execution shall issue on the judgment.

18-4-21.

Except as provided in Code Section 18-4-22, when a garnishee fails or refuses to file a garnishee answer by the forty-fifth day after service of the summons of garnishment, such garnishee shall automatically be in default. The default may be opened as a matter of right by the filing of a garnishee answer within 15 days of the day of default and payment of costs. If the case is still in default after the expiration of the period of 15 days, judgment by default may be entered at any time thereafter against such garnishee for the amount remaining due on the judgment obtained against the defendant as shown in the plaintiff's affidavit of garnishment.

18-4-22.

When a garnishee is a financial institution and fails or refuses to file a garnishee answer by the fifteenth day after the date of service of the summons of garnishment, such garnishee shall automatically be in default. The default may be opened as a matter of right by the filing of a garnishee answer within 15 days of the day of default and payment of costs. If the case is still in default after the expiration of the period of 15 days, judgment by default may be entered at any time thereafter against such garnishee for the amount remaining due on the judgment obtained against the defendant as shown in the plaintiff's affidavit of garnishment.

18-4-23.

(a) A garnishee may be relieved from liability for failure to file a garnishee answer if the plaintiff failed to provide the information required by paragraph (2) of subsection (b) of Code Section 18-4-7 that would reasonably enable the garnishee to respond properly to the summons of garnishment and a good faith effort to locate the requested property was made by the garnishee based on the information provided by the plaintiff. In determining whether a garnishee may be relieved of liability, the court shall consider and compare the accuracy and quantity of the information supplied by the plaintiff pursuant to paragraph (2) of subsection (b) of Code Section 18-4-7 with the manner in which such garnishee maintains and locates its records, the compliance by such garnishee with its own procedures, and the conformity of the record systems and procedures with reasonable commercial standards prevailing in the area in which such garnishee is located.

(b) A garnishee and a plaintiff shall not be subject to liability to any party or nonparty to the garnishment at issue arising from the attachment of a lien or the freezing, payment, or delivery into court of money or other property reasonably believed to be that of the defendant if such attachment, freezing, payment, or delivery is reasonably required by a good faith effort to comply with the summons of garnishment. In determining whether such compliance by a garnishee is reasonable, the court shall consider and compare the accuracy and quantity of the information supplied by the



plaintiff pursuant to paragraph (2) of subsection (b) of Code Section 18-4-7 with the manner in which such garnishee maintains and locates its records, the compliance by such garnishee with its own procedures, and the conformity of the record systems and procedures with reasonable commercial standards prevailing in the area in which such garnishee is located.

(c)(1) As used in this subsection, the term:

(A) 'Association account' means any account or safe-deposit box or similar property maintained by a corporation, statutory close corporation, limited liability company, partnership, limited partnership, limited liability partnership, foundation, trust, national, state, or local government or quasi-government entity, or other incorporated or unincorporated association.

(B) 'Fiduciary account' means any account or safe-deposit box maintained by any party in a fiduciary capacity for any other party other than the defendant in garnishment. Without limiting the foregoing, such term shall include any trust account as defined in Code Section 7-1-810, any account created pursuant to a transfer governed by Code Section 44-5-119, and any agency account or safe-deposit box governed by a power of attorney or other written designation of authority.

(2)(A) A garnishee shall not be liable for failure to pay or deliver to the court money or other property in an association account that may be subject to garnishment by reason of the fact that a defendant is an authorized signer on such association account, unless the summons of garnishment alleges that the association account is being used by the defendant for an improper or unlawful purpose.

(B) A garnishee shall not be liable for failure to pay or deliver to the court money or other property in a fiduciary account that may be subject to garnishment if such fiduciary account specifically is exempted from garnishment as set forth in Code Section 18-4-6.

(C) A garnishee shall not be liable for failure to pay or deliver to the court money or other property in a fiduciary account that may be subject to garnishment by reason of the fact that a defendant is a fiduciary of the fiduciary account, unless the summons of garnishment is against the defendant in the defendant's capacity as a fiduciary of the fiduciary account or the summons of garnishment alleges that the fiduciary account is being used by the defendant for an improper or unlawful purpose.

18-4-24.

(a) When a default judgment is rendered against a garnishee under Code Section 18-4-21, 18-4-22, or 18-4-43, the plaintiff shall serve the garnishee, as provided in Code Section 9-11-4, or, when the garnishment is filed in a magistrate court, the plaintiff may serve the garnishee by using the constable of the magistrate court in the manner set forth in Code Section 9-11-4, with a copy of such default judgment. On a motion filed not later than 90 days from the date the garnishee was served with such default judgment, the garnishee may, upon payment of all accrued costs of court, have such

default judgment modified so that the amount of such default judgment shall be reduced to an amount equal to the greater of \$50.00 or \$50.00 plus 100 percent of the amount by which the garnishee was indebted to the defendant from the time of service of the summons of garnishment through and including the last day on which a timely garnishee answer could have been made for all money or other property belonging to the defendant which came into the garnishee's hands from the time of service of the summons through and including the last day on which a timely answer could have been made and less any exemption allowed the defendant.

(b) On the trial of a motion to modify a default judgment, the burden of proof shall be upon any plaintiff who objects to the timeliness of the motion to establish that such motion was not filed within the time provided for by this Code section.

18-4-25.

(a) A release of a summons of garnishment:

(1) Shall relieve the garnishee from any obligation to file a garnishee answer to any summons of garnishment pending on the date of the release and shall authorize the garnishee to pay or deliver to the defendant any money or other property in the garnishee's possession belonging to the defendant; and

(2) Shall not operate as a dismissal of the garnishment proceeding.

(b) It shall be the duty of the clerk of the court in which garnishment proceedings are pending to issue a release of garnishment if:

(1) The plaintiff or the plaintiff's attorney requests a release in writing;

(2) The amount shown to be due on the plaintiff's affidavit of garnishment together with the costs of the garnishment proceeding are paid into court;

(3) A judge enters an order, after a hearing required by this chapter, directing that the garnishment be released; or

(4) The garnishment is dismissed.

(c) The form for a release of garnishment is set forth in Code Section 18-4-89.

18-4-26.

(a) Money due officials or employees of a municipal corporation or county of this state or of the state government, or any department or institution thereof, as salary for services performed for or on behalf of the municipal corporation or county of this state or the state, or any department or institution thereof, shall be subject to garnishment, except that in no event shall the officials' or employees' salary for services performed for or on behalf of any municipal corporation or county of this state or the state, or any department or institution thereof, be garnisheed when the judgment serving as a basis for the issuance of the summons of garnishment arises out of the liability incurred in the scope of the officials' or employees' governmental employment while responding to an emergency. In such cases, the summons of garnishment shall be directed to such political entity and served upon the person authorized by law to draw the warrant on the treasury of the government or to issue a check for such salary due, or upon the chief administrative officer of the political subdivision, department, agency, or

instrumentality; and such entity shall be required to respond to such summons in accordance with the mandate thereof and as provided by this chapter.

(b) For purposes of this Code section only, the state and its political subdivisions, departments, agencies, and instrumentalities shall be deemed private persons; and jurisdiction for the purpose of issuing a summons of garnishment shall be restricted to a court located in the county in which the warrant is drawn on the treasury of the government or in which the check is issued for the salary due the official or employee of the state or its political subdivisions, departments, agencies, or instrumentalities.

## ARTICLE 2

18-4-40.

(a) In addition to garnishment proceedings otherwise available under this chapter, in all cases when a money judgment was obtained in a court of this state or a federal court or is being enforced in this state as provided in Article 5 of Chapter 12 of Title 9, the 'Uniform Foreign-Country Money Judgments Recognition Act,' or Article 6 of Chapter 12 of Title 9, the 'Uniform Enforcement of Foreign Judgments Law,' a plaintiff shall be entitled to the process of continuing garnishment against any garnishee who is an employer of the defendant against whom the judgment has been obtained.

(b) Unless otherwise specifically provided in this article, Article 1 of this chapter shall apply to this article.

18-4-41.

(a) In addition to the information required by subsection (a) of Code Section 18-4-3, an affidavit of continuing garnishment shall state that the plaintiff believes that the garnishee is or may be an employer of the defendant and subject to continuing garnishment.

(b) Only one summons of continuing garnishment shall issue on one affidavit of continuing garnishment.

(c) The plaintiff shall serve a summons of continuing garnishment and provide notice of exemptions in the same manner as provided for in Code Section 18-4-8.

(d) The form for an affidavit of continuing garnishment is set forth in Code Section 18-4-72. The form for a summons of continuing garnishment is set forth in Code Section 18-4-78, and the optional attachment thereto is set forth in Code Section 18-4-79.

18-4-42.

(a) As used in this Code section, the term 'previous garnishee answer date' means the date upon which the immediately preceding garnishee answer was filed.

(b) If the garnishee owes the defendant any sum for wages earned as the garnishee's employee, the garnishee answer shall state specifically when the wages were earned by the defendant, whether the wages were earned on a daily, weekly, or monthly basis, the rate of pay and hours worked, and the basis for computation of earnings.

(c) The summons of continuing garnishment shall be directed to the garnishee,

commanding the garnishee:

(1) To file a first garnishee answer with the court issuing such summons not sooner than 30 days and not later than 45 days after service of the summons of continuing garnishment, for the period of time from the date of service through and including the day of the first garnishee answer;

(2) To file subsequent garnishee answers with such court for the remaining period covered by the summons of continuing garnishment; and

(3) To accompany all such garnishee answers with any money subject to continuing garnishment.

(d)(1) Subsequent garnishee answers shall be filed not later than 45 days after the previous garnishee answer date stating what money of the defendant is subject to continuing garnishment from the previous garnishee answer date through and including the date on which the next garnishee answer is filed.

(2) Subsequent garnishee answers shall not be required on a summons of continuing garnishment if the preceding garnishee answer filed states what money of the defendant is subject to continuing garnishment from the previous garnishee answer date to and including the one hundred seventy-ninth day after service of the summons of continuing garnishment.

(3) Notwithstanding the other provisions of this subsection, the last garnishee answer shall be filed not later than the one hundred ninety-fifth day after service of the summons of continuing garnishment.

(e) The summons of continuing garnishment shall state that if the garnishee fails to file a garnishee's answer to such summons in a timely manner, a judgment by default shall be entered against the garnishee for the amount remaining due on a judgment as shown in the plaintiff's affidavit of continuing garnishment.

(f)(1) If the employment relationship between the garnishee and the defendant does not exist at the time of service of the summons of continuing garnishment, the garnishee shall state in the garnishee answer that such relationship does not exist and may immediately file the garnishee's answer; provided, however, that such garnishee's answer shall be filed not later than 45 days after service of the summons of continuing garnishment.

(2) When the defendant has been an employee of the garnishee, and if the defendant is no longer employed by the garnishee, the garnishee may immediately file the garnishee's answer; provided, however, that such garnishee's answer shall be filed not later than 45 days after service of the summons of continuing garnishment.

(3) If the employment relationship between the garnishee and the defendant terminates on or after service of the summons of continuing garnishment, the garnishee shall state in the garnishee answer that such relationship has been terminated, giving the date of termination, and may immediately file the garnishee's answer; provided, however, that such garnishee's answer shall be filed not later than 45 days after service of the summons of continuing garnishment.

(4) Upon the termination of employment of the defendant by the garnishee, the garnishee shall be required to file a final garnishee answer stating the date of the

defendant's termination.

(g) When a garnishee answer is made pursuant to subsection (f) of this Code section, no claim has been filed, and no traverse has been filed within 20 days after such garnishee answer is filed, the garnishee shall be discharged from further liability and obligation in the same manner as set forth under Code Section 18-4-20 for that summons with respect to the period of continuing garnishment remaining after the employment relationship is terminated.

(h) The form for a garnishee's answer to a continuing garnishment is set forth in Code Section 18-4-86.

18-4-43.

(a) When a garnishee fails or refuses to file a garnishee answer at least once every 45 days, such garnishee shall automatically be in default. The default may be opened as provided in Code Section 18-4-21. If the case is still in default after the expiration of the period of 15 days, judgment by default may be entered at any time thereafter against such garnishee for the amount remaining due on the judgment obtained against the defendant as shown in the plaintiff's affidavit of continuing garnishment.

(b) A garnishee may obtain relief from a default judgment upon the same conditions as provided in Code Section 18-4-24.

### ARTICLE 3

18-4-50.

As used in this article, the term:

(1) 'Earnings' shall have the same meaning as set forth in Code Section 18-4-1 and shall include disability or retirement benefits that are received from the Social Security Administration pursuant to Title II of the federal Social Security Act, disability benefits that are received pursuant to the federal Veterans' Benefits Act of 2010, 38 U.S.C. Section 101, et seq., workers' compensation benefits, whether temporary or permanent, and unemployment insurance benefits.

(2) 'Judgment' means an order for periodic support obtained:

(A) In a court of this state;

(B) In a court of another state which has been registered pursuant to Code Section 19-11-77 under the 'Uniform Reciprocal Enforcement of Support Act' or as provided in Article 3 of Chapter 11 of Title 19, the 'Uniform Interstate Family Support Act,' or Article 6 of Chapter 12 of Title 9, the 'Uniform Enforcement of Foreign Judgments Law';

(C) By a final administrative order for support issued by the Department of Human Services; or

(D) By a final administrative order issued by a governmental agency of another state.

(3) 'Periodic support' means money required to be paid regularly on a daily, weekly, monthly, or other similar specified frequency for the support of a minor child of the defendant or a spouse or former spouse of the defendant.

18-4-51.

(a) In addition to garnishment proceedings otherwise available under this chapter, in all cases when a judgment was obtained or is being enforced, a plaintiff shall be entitled to the process of continuing garnishment for support against any garnishee who is an employer of the defendant against whom the judgment has been obtained.

(b) Unless otherwise specifically provided in this article, Articles 1 and 2 of this chapter shall apply to this article.

18-4-52.

(a) In addition to the information required by subsection (a) of Code Sections 18-4-3 and 18-4-41, the plaintiff shall attach a certified copy of the judgment to be enforced to the affidavit of continuing garnishment for support and shall state the following in such affidavit:

(1) That the defendant is in arrears on the obligation of support in an amount equal to or in excess of one month's obligation as decreed in such judgment;

(2) The amount of arrearage which exists under such judgment as of the date of the execution of the affidavit;

(3) The amount of support due under the judgment for each obligee named therein, taking into account the possible attainment of majority or emancipation or death of any minor child named in such judgment; and

(4) The date of the termination of the obligation of support of each obligee named in the judgment, based upon the terms of such judgment, or, as to any obligee who is a minor child, the date each such obligee shall attain the age of 18 years.

(b) Such affidavit may be amended from time to time by subsequent affidavits of any party showing a modification or other amendment to the original judgment being enforced. Such amended or subsequent affidavits shall include a certified copy of any such modification or amendment and shall contain the information required by paragraphs (1) through (4) of subsection (a) of this Code section.

(c) The plaintiff shall serve the summons of continuing garnishment for support and provide notice of exemptions in the same manner as provided for in Code Section 18-4-8.

(d) The form for an affidavit of continuing garnishment for support is set forth in Code Section 18-4-73.

18-4-53.

(a) A summons of continuing garnishment for support shall contain a notice to the garnishee that such garnishment is based on a judgment governed by this article. The form for a summons of continuing garnishment for support is set forth in Code Section 18-4-80, and the optional attachment thereto is set forth in Code Section 18-4-81.

(b) Subject to the limitations set forth in Code Section 18-4-6, the maximum part of disposable earnings for any work week which shall be subject to continuing garnishment for support shall not exceed 50 percent of the defendant's disposable earnings for that week.

(c) Funds or benefits from an individual retirement account or from a pension or retirement program shall not be exempt from the process of continuing garnishment for support except as provided in subsection (b) of this Code section for other disposable earnings, unless a greater exemption is otherwise provided by law.

18-4-54.

(a) The money paid into court with the initial garnishee answer, after deduction for costs, shall be first applied to the support payment required to be paid on a periodic basis that has accrued on a daily basis, by converting the periodic amount to an annual amount and dividing by 365, from the date of the plaintiff's affidavit of continuing garnishment for support to the date of the initial garnishee answer. All sums in excess of such payment shall be applied to the original arrearage. As used in this subsection, the term 'original arrearage' means the sum of arrears existing as of the date of the making of the plaintiff's affidavit of continuing garnishment for support, plus any amounts includable pursuant to subsection (c) of this Code section.

(b) If the amount claimed as original arrearage as of the date of the making of the plaintiff's affidavit of continuing garnishment for support is not satisfied by the money payable into court under the initial garnishee answer, after application of the funds as set forth in subsection (a) of this Code section, the garnishee shall file further garnishee answers no later than 45 days after the previous garnishee answer date, stating the earnings accrued and the basis of their accrual and tendering such money accruing in such period. The amounts paid into court pursuant to subsequent garnishee answers, over and above the periodic payment accruing within such period, shall be applied to the original arrearage until the same is retired.

(c) If the money paid into court pursuant to any garnishee answer is less than the sums due under the support requirement accruing over the same period of time, after allowance for any costs deductible from same, the resulting difference shall be added to the amount due as original arrearage until the same is retired by subsequent payments.

(d) The garnishee shall file additional garnishee answers until the original arrearage is retired and all support payments are current.

(e) Upon the termination of employment of the defendant by the garnishee, the garnishee shall be required to file a final garnishee answer stating the date of the defendant's termination.

18-4-55.

The continuing garnishment for support described in this article shall attach for so long as the defendant is employed by the garnishee and shall not terminate until the original arrearage is retired and all support payments are current. The garnishee may rely upon the information as to the termination date of the duty of support of any individual claimed in the affidavit of continuing garnishment for support, the amount of the duty of support to be paid, any sums paid by the defendant between the date of the filing of such affidavit and the date of the initial garnishee answer, and the amount of the original arrearage existing as of the date of such affidavit, unless the defendant files a

claim against such affidavit or the garnishee's answer and the court enters any finding otherwise.

ARTICLE 4

18-4-70.

(a) For the purpose of this chapter, the forms contained in this article shall be required to be used; provided, however, that a party may use its own format so long as it contains all of the information in the form. A defendant may use the form provided in Code Section 18-4-82 to file a claim or may use the defendant's own pleading. When a case involves more than one plaintiff or defendant or necessitates the inclusion of additional information, the form may be expanded to allow for the information pertaining to all parties and such additional information to be displayed.

(b) The certificates of service provided within the forms in this article are included as examples. A party may modify a certificate of service in accordance with the circumstances of the case, including, but not limited to, transmission by e-mail as provided in subsection (b) of Code Section 9-11-5 or by court rule.

(c) A court may combine multiple forms.

18-4-71.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

	)	
<b><u>Plaintiff:</u></b>	)	
_____	)	
<u>Name</u>	)	
	)	
<b><u>Plaintiff's contact information:</u></b>	)	
_____	)	
<u>Name</u>	)	
_____	)	<b><u>Civil Action File No.</u></b> _____
<u>Street Address</u>	)	
_____	)	
<u>City</u> <u>State</u> <u>ZIP Code</u>	)	
_____	)	
<u>E-mail Address</u>	)	
_____	)	
<u>Phone Number</u>	)	
_____	)	
<u>Bar Number</u>	)	
	)	
<b><u>v.</u></b>	)	



Defendant: )  
 \_\_\_\_\_ )  
Name )  
 \_\_\_\_\_ )  
Street Address )  
 \_\_\_\_\_ )  
City      State      ZIP Code )  
 \_\_\_\_\_ )  
Garnishee: )  
 \_\_\_\_\_ )  
Name )  
 \_\_\_\_\_ )  
Street Address )  
 \_\_\_\_\_ )  
City      State      ZIP Code )

**AFFIDAVIT OF GARNISHMENT**

**Check this box if the Garnishee is a financial institution.**

**Check this box if garnishment is for the collection of child support or alimony.**  
**See O.C.G.A. § 18-4-50, et seq.**

Personally appeared \_\_\_\_\_, who on oath says:  
(Print name)

1. I am the (Plaintiff) (Attorney at Law for Plaintiff) (Agent for Plaintiff). [Circle one]
2. The Plaintiff obtained a judgment against the Defendant in Case Number \_\_\_\_\_  
in the \_\_\_\_\_ Court of \_\_\_\_\_ County, \_\_\_\_\_,  
State

and no agreement requires forbearance from the garnishment which is applied for currently.

3. \$ \_\_\_\_\_ is the balance due, which consists of the sum of \$ \_\_\_\_\_  
Principal, \$ \_\_\_\_\_ Postjudgment interest, and \$ \_\_\_\_\_ Other (e.g.,  
prejudgment interest, attorney's fees, costs [exclusive of the cost of this action]).

4. Upon the Affiant's personal knowledge or belief, the sum stated herein is unpaid.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Affiant

\_\_\_\_\_  
Print name of Affiant



\_\_\_\_\_)
City State ZIP Code )

AFFIDAVIT OF CONTINUING GARNISHMENT

DO NOT USE THIS FORM FOR A CONTINUING GARNISHMENT FOR CHILD SUPPORT OR ALIMONY. SEE O.C.G.A. § 18-4-73.

Personally appeared \_\_\_\_\_, who on oath says:

(Print name)

- 1. I am the (Plaintiff) (Attorney at Law for Plaintiff) (Agent for Plaintiff). [Circle one]
2. The Plaintiff obtained a judgment against the Defendant in Case Number \_\_\_\_\_ in the \_\_\_\_\_ Court of \_\_\_\_\_ County, \_\_\_\_\_ State

and no agreement requires forbearance from the garnishment which is applied for currently.

- 3. \$ \_\_\_\_\_ is the balance due, which consists of the sum of \$ \_\_\_\_\_ Principal, \$ \_\_\_\_\_ Postjudgment interest, and \$ \_\_\_\_\_ Other (e.g., prejudgment interest, attorney's fees, costs [exclusive of the cost of this action]).
4. Upon the Affiant's personal knowledge or belief, the sum stated herein is unpaid.
5. The Affiant believes that the Garnishee is an employer of the Defendant.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_
Affiant
Print name of Affiant

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_'
Notary Public or Deputy Clerk of Court'

18-4-73.

IN THE COURT OF COUNTY
STATE OF GEORGIA

Plaintiff:

\_\_\_\_\_)
Name )

**Plaintiff's contact information:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City        State        ZIP Code

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Bar Number

**v.**

**Defendant:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City        State        ZIP Code

**Garnishee:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City        State        ZIP Code

\_\_\_\_\_  
**Civil Action File No.**

**AFFIDAVIT OF CONTINUING GARNISHMENT FOR SUPPORT**

Personally appeared \_\_\_\_\_, who on oath says:

(Print name)

1. I am the (Plaintiff) (Attorney at Law for Plaintiff) (Agent for Plaintiff). [Circle one]

2. The Plaintiff obtained a judgment against the Defendant in Case Number \_\_\_\_\_  
in the \_\_\_\_\_ Court of \_\_\_\_\_ County, \_\_\_\_\_  
State

and no agreement requires forbearance from the garnishment which is applied for  
currently.

3. The Affiant states that the Defendant is in arrears on the obligation for support in an

amount equal to or in excess of one month's obligation as decreed in the judgment for support and provides the following information:

\$ \_\_\_\_\_ is the amount of arrearage which exists under the judgment as of the execution of this affidavit.

**Check one of the boxes below and complete the requested information:**

A.  Periodic support is owed for one obligee, or the judgment sets forth a total amount of periodic support for multiple obligees as follows:

\$ \_\_\_\_\_ is the total amount of periodic support due for \_\_\_\_\_,

Name of obligee

\_\_\_\_\_, and \_\_\_\_\_ . Such periodic

Name of obligee Name of obligee  
support is payable on a \_\_\_\_\_ basis.

E.g., weekly, monthly

The termination date of the obligation for periodic support is \_\_\_\_\_.

Date

B.  Periodic support is owed for multiple obligees, and the judgment sets forth a different amount of periodic support for each obligee as follows:

\$ \_\_\_\_\_ is the total amount of periodic support due for \_\_\_\_\_,

Name of obligee

payable on a \_\_\_\_\_ basis, and the termination date of such

E.g., weekly, monthly

obligation is \_\_\_\_\_.

Date

\$ \_\_\_\_\_ is the total amount of periodic support due for \_\_\_\_\_,

Name of obligee

payable on a \_\_\_\_\_ basis, and the termination date of such

E.g., weekly, monthly

obligation is \_\_\_\_\_.

Date

\$ \_\_\_\_\_ is the total amount of periodic support due for \_\_\_\_\_,

Name of obligee

payable on a \_\_\_\_\_ basis, and the termination date of such

E.g., weekly, monthly

obligation is \_\_\_\_\_.

Date

4.  Check this box and attach a certified copy of the judgment for support hereto.

5. Upon the Affiant's personal knowledge or belief, the sum stated herein is unpaid.

6. The Affiant believes that the Garnishee is an employer of the Defendant.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Affiant

\_\_\_\_\_  
Print name of Affiant

Sworn to and subscribed before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public or Deputy Clerk of Court'

18-4-74.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

**Plaintiff:**

\_\_\_\_\_  
Name

**Plaintiff's contact information:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State ZIP Code

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Bar Number

v.

**Defendant:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State ZIP Code

**Civil Action File No.** \_\_\_\_\_

**Garnishment Court information:**

\_\_\_\_\_  
Street Address

\_\_\_\_\_, Georgia

\_\_\_\_\_  
City ZIP Code

\_\_\_\_\_  
Phone Number

**Garnishee:**

Name )  
 \_\_\_\_\_ )  
Street Address )  
 \_\_\_\_\_ )  
City      State      ZIP Code )

**SUMMONS OF GARNISHMENT**

**Check this box if this is a garnishment for child support or alimony. If this is intended to be a continuing garnishment for support, use the form set forth in O.C.G.A. § 18-4-80.**

**TO THE ABOVE-NAMED GARNISHEE:**

Total amount claimed due by the Plaintiff ..... \$ \_\_\_\_\_  
 Plus court costs due on this summons ..... \$ \_\_\_\_\_  
 Total garnishment claim ..... \$ \_\_\_\_\_

**COURT OF JUDGMENT**

**JUDGMENT CASE NO.**

**YOU ARE HEREBY COMMANDED** to immediately hold all money, including wages, and other property, except what is known to be exempt, including property in safe-deposit boxes or similar property that you hold, belonging to the Defendant or obligations owed to the Defendant named above beginning on the day of service of this summons and including the next 29 days. You are **FURTHER COMMANDED** to file your answer, in writing, not sooner than 30 days and not later than 45 days from the date you were served with this summons, with the Clerk of this Court and serve a copy of your answer upon the Plaintiff or Plaintiff's Attorney named above and the Defendant named above, or the Defendant's Attorney, if known, at the time of making such answer. Your answer shall state what money, including wages, or other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold beginning on the day of service of this summons and including the next 29 days. Money, including wages, or other property admitted in an answer to be subject to garnishment must be paid or delivered to the Court concurrently with your answer.

If, in answering this summons, you state that the property of the Defendant includes property in a safe-deposit box or similar property, you shall answer to the Court issuing this summons as to the existence of such safe-deposit box or similar property and shall restrict access to any contents of such safe-deposit box or similar property until further order of such Court regarding the disposition of such contents or 120 days from the date of filing your answer to this summons unless such time has been extended by the Court, whichever is sooner.

Should you fail to file a Garnishee Answer as required by this summons, a judgment by default will be rendered against you for the amount remaining due on a judgment as shown in the Plaintiff's Affidavit of Garnishment.

**WITNESS**, the Honorable \_\_\_\_\_, Judge of said Court.  
This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_, Clerk of Court

By: \_\_\_\_\_  
Deputy Clerk, \_\_\_\_\_ Court'

18-4-75.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

**Civil Action File No.** \_\_\_\_\_

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Garnishee**

**ATTACHMENT FOR SUMMONS OF GARNISHMENT**

Other known names of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Current and past addresses of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Social security number or federal tax identification number of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**THIS PLEADING SHALL NOT BE FILED WITH THE COURT'**



18-4-76.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

**Plaintiff:**

\_\_\_\_\_  
Name

**Plaintiff's contact information:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City      State      ZIP Code

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Bar Number

**v.**

**Defendant:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City      State      ZIP Code

**Garnishee:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City      State      ZIP Code

**Civil Action File No.** \_\_\_\_\_

**Garnishment Court information:**

\_\_\_\_\_  
Street Address

\_\_\_\_\_, Georgia

\_\_\_\_\_  
City                                  ZIP Code

\_\_\_\_\_  
Phone Number

**SUMMONS OF GARNISHMENT ON A FINANCIAL INSTITUTION**

**DO NOT USE THIS FORM IF THIS IS A CONTINUING GARNISHMENT (SEE O.C.G.A. §§ 18-4-72 and 18-4-78) OR CONTINUING GARNISHMENT FOR CHILD SUPPORT OR ALIMONY (SEE O.C.G.A. §§ 18-4-73 and 18-4-80).**

**Check this box if other allegations are made against a nonjudgment Defendant pursuant to O.C.G.A. § 18-4-23.**

**Check this box if this is a garnishment for child support or alimony.**

**TO THE ABOVE-NAMED GARNISHEE:**

Total amount claimed due by the Plaintiff . . . . .	\$ _____
Plus court costs due on this summons . . . . .	\$ _____
Total garnishment claim . . . . .	\$ _____

**COURT OF JUDGMENT**

**JUDGMENT CASE NO.**

**YOU ARE HEREBY COMMANDED** to immediately hold all money, including wages, and other property, except what is known to be exempt, including property in safe-deposit boxes or similar property that you hold, belonging to the Defendant named above beginning on the day of service of this summons and including the next five days. **YOU ARE FURTHER COMMANDED** to file your answer, in writing, not sooner than five days and not later than 15 days after the date you were served with this summons, with the Clerk of this Court and serve a copy of your answer upon the Plaintiff or Plaintiff's Attorney named above and the Defendant named above, or the Defendant's Attorney, if known, at the time of making such answer. Your answer shall state what money, including wages, or other property, except what is known to be exempt, belonging to the Defendant you hold beginning on the day of service of this summons and including the next five days. Money, including wages, or other property admitted in an answer to be subject to garnishment must be paid or delivered to the Court concurrently with your answer.

If, in answering this summons, you state that the property of the Defendant includes property in a safe-deposit box or similar property, you shall answer to the Court issuing this summons as to the existence of such safe-deposit box or similar property and shall restrict access to any contents of such safe-deposit box or similar property until further order of such Court regarding the disposition of such contents or 120 days from the date of filing your answer to this summons unless such time has been extended by the Court, whichever is sooner.

Should you fail to file a Garnishee Answer as required by this summons, a judgment by default will be rendered against you for the amount remaining due on the judgment as shown in the Plaintiff's Affidavit of Garnishment.

WITNESS, the Honorable \_\_\_\_\_, Judge of said Court.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_, Clerk of Court

By: \_\_\_\_\_

Deputy Clerk, \_\_\_\_\_ Court'

18-4-77.

**IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

) **Civil Action File No.** \_\_\_\_\_

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Garnishee**

**ATTACHMENT FOR SUMMONS OF GARNISHMENT**  
**ON A FINANCIAL INSTITUTION**

Other known names of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Current and past addresses of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Social security number or federal tax identification number of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Account or identification numbers of accounts of the Defendant used by the Garnishee:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Other allegations pursuant to O.C.G.A. § 18-4-23:

\_\_\_\_\_  
\_\_\_\_\_

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**THIS PLEADING SHALL NOT BE FILED WITH THE COURT'**

18-4-78.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

**Plaintiff:**

\_\_\_\_\_  
Name

**Plaintiff's contact information:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State ZIP Code

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Phone Number

\_\_\_\_\_  
Bar Number

**v.**

**Defendant:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State ZIP Code

**Garnishee:**

\_\_\_\_\_  
Name

\_\_\_\_\_  
Street Address

\_\_\_\_\_  
City State ZIP Code

**Civil Action File No.** \_\_\_\_\_

**Garnishment Court information:**

\_\_\_\_\_  
Street Address

\_\_\_\_\_, Georgia \_\_\_\_\_

City \_\_\_\_\_ ZIP Code

\_\_\_\_\_  
Phone Number

**SUMMONS OF CONTINUING GARNISHMENT**

**TO THE ABOVE-NAMED GARNISHEE:**

Total amount claimed due by the Plaintiff .....	\$
Plus court costs due on this summons .....	\$
Total garnishment claim .....	\$

**COURT OF JUDGMENT**

**JUDGMENT CASE NO.**

**YOU ARE HEREBY COMMANDED** to immediately hold all money, including wages, and other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant named above beginning on the day of service of this summons and including the next 179 days. You are **FURTHER COMMANDED** to file your answer, in writing, not later than 45 days from the date you were served with this summons, with the Clerk of this Court and serve a copy of your answer upon the Plaintiff or Plaintiff's Attorney named above and the Defendant named above, or the Defendant's Attorney, if known, at the time of making such answer. Your answer shall state what money, including wages, or other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold or owe beginning on the day of service of this summons and between the time of such service and the time of making your first answer. Thereafter, you are required to file further answers no later than 45 days after your last answer. Every further answer shall state what money, including wages, and other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold or owe at and from the time of the last answer to the time of the current answer. The last answer required by this summons shall be filed no later than the 195th day after you receive this summons. Money, including wages, or other property admitted in an answer to be subject to continuing garnishment must be paid or delivered to the Court concurrently with each answer.

Should you fail to file Garnishee Answers as required by this summons, a judgment by default will be rendered against you for the amount remaining due on a judgment as shown in the Plaintiff's Affidavit of Continuing Garnishment.

WITNESS, the Honorable \_\_\_\_\_, Judge of said Court.  
This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_, Clerk of Court

By: \_\_\_\_\_  
Deputy Clerk, \_\_\_\_\_ Court'

18-4-79.

**'IN THE** \_\_\_\_\_ **COURT OF** \_\_\_\_\_ **COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

\_\_\_\_\_ **Civil Action File No.**

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Garnishee**

)  
)  
)  
)  
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)  
)

**ATTACHMENT FOR SUMMONS**  
**OF CONTINUING GARNISHMENT**

Other known names of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Current and past addresses of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Social security number or federal tax identification number of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**THIS PLEADING SHALL NOT BE FILED WITH THE COURT'**

18-4-80.

**'IN THE** \_\_\_\_\_ **COURT OF** \_\_\_\_\_ **COUNTY**  
**STATE OF GEORGIA**

**Plaintiff:**

\_\_\_\_\_  
**Name**

**Plaintiff's contact information:**

\_\_\_\_\_  
**Name**

)  
)  
)  
)  
)  
)  
)  
)  
)  
)  
)

\_\_\_\_\_ ) **Civil Action File No.** \_\_\_\_\_  
Street Address )  
 \_\_\_\_\_ )  
City      State      ZIP Code )  
 \_\_\_\_\_ )  
E-mail Address )  
 \_\_\_\_\_ )  
Phone Number )  
 \_\_\_\_\_ )  
Bar Number )  
 \_\_\_\_\_ )  
**v.** )

**Defendant:**

**Garnishment Court information:**

\_\_\_\_\_ )  
Name ) Street Address  
 \_\_\_\_\_ ) \_\_\_\_\_, Georgia  
Street Address ) City      ZIP Code  
 \_\_\_\_\_ )  
City      State      ZIP Code ) Phone Number  
 \_\_\_\_\_ )

**Garnishee:**

\_\_\_\_\_ )  
Name )  
 \_\_\_\_\_ )  
Street Address )  
 \_\_\_\_\_ )  
City      State      ZIP Code )

**SUMMONS OF CONTINUING GARNISHMENT FOR SUPPORT  
GOVERNED BY ARTICLE 3 OF CHAPTER 4 OF TITLE 18**

**TO THE ABOVE-NAMED GARNISHEE:**

Total amount claimed due by the Plaintiff . . . . . \$ \_\_\_\_\_  
 Plus court costs due on this summons . . . . . \$ \_\_\_\_\_  
 Total garnishment claim . . . . . \$ \_\_\_\_\_

**COURT OF JUDGMENT**

**JUDGMENT CASE NO.** \_\_\_\_\_

**YOU ARE HEREBY COMMANDED** to immediately hold all money, including wages, and other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant named above beginning on the day of

service of this summons until the original arrearage is retired and all periodic support payments are current or until the termination of the garnishment. You are **FURTHER COMMANDED** to file your answer, in writing, not later than 45 days from the date you were served with this summons, with the Clerk of this Court and serve a copy of your answer upon the Plaintiff or Plaintiff's Attorney named above and the Defendant named above, or the Defendant's Attorney, if known, at the time of making such answer. Your answer shall state what money, including wages, or other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold or owe beginning on the day of service of this summons and between the time of such service and the time of making your first answer. Thereafter, you are required to file further answers no later than 45 days after your last answer. Every further answer shall state what money, including wages, and other property, except what is known to be exempt, belonging to the Defendant or obligations owed to the Defendant you hold or owe at and from the time of the last answer to the time of the current answer. YOU MUST FILE ADDITIONAL ANSWERS UNTIL THE ORIGINAL ARREARAGE IS RETIRED AND ALL PERIODIC SUPPORT PAYMENTS ARE CURRENT. Money, including wages, or other property admitted in an answer to be subject to continuing garnishment must be paid or delivered to the Court concurrently with each answer. The Plaintiff and the Defendant are required by law to serve you with a copy of any amendment or modification to the original judgment.

Should you fail to file Garnishee Answers as required by this summons, a judgment by default will be rendered against you for the amount remaining due on a judgment as shown in the Plaintiff's Affidavit of Continuing Garnishment.

WITNESS, the Honorable \_\_\_\_\_, Judge of said Court.  
This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_, Clerk of Court

By: \_\_\_\_\_  
 Deputy Clerk, \_\_\_\_\_ Court'

18-4-81.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

\_\_\_\_\_  
**Defendant**

)  
)  
)  
)  
)  
)  
)  
)  
)  
)

**Civil Action File No. \_\_\_\_\_**





v. )  
 )  
**Defendant:** )  
 )  
 \_\_\_\_\_ )  
Name )  
 \_\_\_\_\_ )  
Street Address )  
 \_\_\_\_\_ )  
City      State      ZIP Code )  
 )  
**Garnishee:** )  
 )  
 \_\_\_\_\_ )  
Name )  
 \_\_\_\_\_ )  
Street Address )  
 \_\_\_\_\_ )  
City      State      ZIP Code )

**NOTICE TO DEFENDANT OF RIGHT AGAINST GARNISHMENT  
 OF MONEY, INCLUDING WAGES, AND OTHER PROPERTY**

You received this notice because money, including wages, and other property belonging to you have been garnished to pay a court judgment against you. HOWEVER, YOU MAY BE ABLE TO KEEP YOUR MONEY, INCLUDING WAGES, OR OTHER PROPERTY. READ THIS NOTICE CAREFULLY.

State and federal law protects some money, including wages, from garnishment even if it is in a bank. Some common exemptions are benefits from social security, supplemental security income, unemployment, workers' compensation, the Veterans' Administration, state pension, retirement funds, and disability income. This list of exemptions does not include all possible exemptions. A more detailed list of exemptions is available at the Clerk of Court's office located at \_\_\_\_\_ (Name of Court), \_\_\_\_\_ (Address), \_\_\_\_\_ (City), Georgia \_\_\_\_\_ (ZIP Code), and on the website for the Attorney General ([www.law.ga.gov](http://www.law.ga.gov)).

Garnishment of your earnings from your employment is limited to the lesser of 25 percent of your disposable earnings for a week or the amount by which your disposable earnings for a week exceed \$217.00. More than 25 percent of your disposable earnings may be taken from your earnings for the payment of child support or alimony or if a Chapter 13 bankruptcy allows a higher amount.

**TO PROTECT YOUR MONEY, INCLUDING WAGES, AND OTHER PROPERTY FROM BEING GARNISHED, YOU MUST:**

1. Complete the Defendant's Claim Form as set forth below; and
2. File this completed claim form with the Clerk of Court's office located at \_\_\_\_\_ (Name of Court), \_\_\_\_\_ (Address), \_\_\_\_\_ (City), Georgia \_\_\_\_\_ (ZIP Code).

FILE YOUR COMPLETED CLAIM FORM AS SOON AS POSSIBLE. You may lose your right to claim an exemption if you do not file your claim form within 20 days after the Garnishee's Answer is filed or if you do not mail or deliver a copy of your completed claim form to the Plaintiff and the Garnishee at the addresses listed on this notice.

The Court will schedule a hearing within ten days from when it receives your claim form. The Court will mail you the time and date of the hearing at the address that you provide on your claim form. You may go to the hearing with or without an attorney. You will need to give the Court documents or other proof that your money is exempt.

The Clerk of Court cannot give you legal advice. IF YOU NEED LEGAL ASSISTANCE, YOU SHOULD SEE AN ATTORNEY. If you cannot afford a private attorney, legal services may be available.

**DEFENDANT'S CLAIM FORM**

**I CLAIM EXEMPTION from garnishment. Some of my money or property held by the garnishee is exempt because it is: (check all that apply)**

- 1. Social security benefits.
- 2. Supplemental security income benefits.
- 3. Unemployment benefits.
- 4. Workers' compensation.
- 5. Veterans' benefits.
- 6. State pension benefits.
- 7. Disability income benefits.
- 8. Money that belongs to a joint account holder.
- 9. Child support or alimony.
- 10. Exempt wages, retirement, or pension benefits.
- 11. Other exemptions as provided by law.

Explain: \_\_\_\_\_

I further state: (check all that apply)

- 1. The Plaintiff does not have a judgment against me.
- 2. The amount shown due on the Plaintiff's Affidavit of Garnishment is incorrect.
- 3. The Plaintiff's Affidavit of Garnishment is untrue or legally insufficient.

Send the notice of the hearing on my claim to me at:

Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_

E-mail Address: \_\_\_\_\_

The statements made in this claim form are true to the best of my knowledge and belief.

\_\_\_\_\_, 20\_\_\_\_\_  
Defendant's signature    Date

\_\_\_\_\_  
Print name of Defendant

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney and the Garnishee in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Defendant or Defendant's Attorney'

18-4-83.

'IN THE    COURT OF    COUNTY  
STATE OF GEORGIA

\_\_\_\_\_)  
\_\_\_\_\_)  
**Plaintiff**)  
\_\_\_\_\_ v.) **Civil Action File No.** \_\_\_\_\_  
\_\_\_\_\_ )  
**Defendant**)  
\_\_\_\_\_ )  
**Garnishee**)

**ORDER FOR HEARING ON DEFENDANT'S CLAIM**

It is hereby ordered that a hearing be held upon the Defendant's claim before this court on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ : \_\_\_\_ M., and that the Clerk of Court shall transmit a copy of the Defendant's Claim Form and this order to the Plaintiff, the Defendant, and the Garnishee.



amount of \$ \_\_\_\_\_.

3. \$ \_\_\_\_\_ is the amount herewith paid into court.

4. The Garnishee further states: \_\_\_\_\_.

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney and the Defendant or Defendant's Attorney in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee'

18-4-85.

**'IN THE COURT OF \_\_\_\_\_ COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
Plaintiff

v.

\_\_\_\_\_  
Civil Action File No.

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Garnishee

**FINANCIAL INSTITUTION GARNISHEE ANSWER**

1. At the time of service of the Summons of Garnishment on a Financial Institution and including the next five days, the Garnishee had in its possession the following

described money and property of the Defendant:

\_\_\_\_\_  
\_\_\_\_\_

- 2. \$ \_\_\_\_\_ is the amount herewith paid into court.
- 3.  **Check this box if the Defendant is not presently an account holder of the Garnishee.**
- 4. The Garnishee further states: \_\_\_\_\_.

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney and the Defendant or Defendant's Attorney in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee'

18-4-86.

**IN THE COURT OF \_\_\_\_\_ COUNTY**  
**STATE OF GEORGIA**

_____	)	
<b><u>Plaintiff</u></b>	)	
	)	
<b><u>v.</u></b>	)	<b><u>Civil Action File No.</u></b> _____
	)	
_____	)	
<b><u>Defendant</u></b>	)	
	)	
_____	)	
<b><u>Garnishee</u></b>	)	

**GARNISHEE ANSWER TO CONTINUING GARNISHMENT**

1. From the time of service of the Summons of Continuing Garnishment, if this is the first Garnishee Answer to such summons, otherwise from the time of the last Garnishee Answer to the Summons of Continuing Garnishment until the time of this Garnishee Answer, the Garnishee had in the Garnishee's possession the following described property of the Defendant:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

2. From the time of service of the Summons of Continuing Garnishment, if this is the first Garnishee Answer to such summons, otherwise from the time of the last Garnishee Answer to the Summons of Continuing Garnishment until the time of this Garnishee Answer, all obligations accruing from the Garnishee to the Defendant are in the amount of \$ \_\_\_\_\_.

3. \$ \_\_\_\_\_ of the amount named in paragraph 2 were wages earned at the rate of \$ \_\_\_\_\_ per \_\_\_\_\_ for the period beginning \_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_

Date

through the time of making this Garnishee Answer. The amount of wages which is subject to this garnishment is computed as follows:

\$ \_\_\_\_\_ Gross earnings

\$ \_\_\_\_\_ Total social security and withholding tax and other mandatory deductions required by law

\$ \_\_\_\_\_ Total disposable earnings

\$ \_\_\_\_\_ Amount of wages subject to garnishment.

4. \$ \_\_\_\_\_ is the amount herewith paid into court.

**5.  Check this box if the Defendant is not presently employed by the Garnishee.**

**6.  Check this box if the Defendant was employed by the Garnishee on or after service of the Summons of Continuing Garnishment but was terminated as of \_\_\_\_\_, 20\_\_\_\_.**

Date

**7.  Check this box if this is the last Garnishee Answer this Garnishee is required to file to the presently pending Summons of Garnishment in the above-styled case.**

8. The Garnishee further states: \_\_\_\_\_.

\_\_\_\_\_

Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee



**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney and the Defendant or Defendant's Attorney in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Garnishee,  
Garnishee's Attorney, or  
officer or employee of an entity Garnishee'

18-4-87.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Garnishee**

)  
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**Civil Action File No.** \_\_\_\_\_

**PLAINTIFF'S TRAVERSE**

Now comes the Plaintiff in the above-styled case and traverses the Garnishee Answer by saying the same is untrue or legally insufficient. The Plaintiff further states:

\_\_\_\_\_  
\_\_\_\_\_.

\_\_\_\_\_  
Plaintiff or Plaintiff's Attorney

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Defendant and the Garnishee in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Plaintiff or Plaintiff's Attorney'

18-4-88.

**'IN THE COURT OF COUNTY  
STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

**Civil Action File No.** \_\_\_\_\_

\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Garnishee**

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**THIRD-PARTY CLAIM**

Personally appeared \_\_\_\_\_, who on oath says that he or she  
(Print name)

has a claim superior to that of the Plaintiff to the money or other property in the hands  
of the Garnishee subject to the process of garnishment.

The Affiant further states: (check applicable box and complete the information  
requested)

The Affiant obtained a judgment against the Defendant in the \_\_\_\_\_ Court of  
\_\_\_\_\_ County, \_\_\_\_\_, in Case Number \_\_\_\_\_  
State

on \_\_\_\_\_, and the unpaid balance of such judgment is in the amount of  
Date \$ \_\_\_\_\_.

The basis of the Affiant's claim is \_\_\_\_\_  
\_\_\_\_\_.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Affiant

\_\_\_\_\_  
Print name of Affiant

Sworn to and subscribed before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public or Deputy Clerk of Court

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney, the Defendant, and the Garnishee in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Third-party Claimant or Third-party Claimant's Attorney'

18-4-89.

**'IN THE COURT OF COUNTY**  
**STATE OF GEORGIA**

\_\_\_\_\_  
**Plaintiff**

**v.**

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) **Civil Action File No.** \_\_\_\_\_  
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\_\_\_\_\_  
**Defendant**

\_\_\_\_\_  
**Garnishee**

**RELEASE OF GARNISHMENT**

To: \_\_\_\_\_  
Garnishee

This is to notify you that you have been released from filing a Garnishee Answer to any and all Summons of Garnishment or Summons of Continuing Garnishment pending as of this date in the above-styled case.

This release authorizes you to pay or deliver to the Defendant in garnishment any money or other property in your possession belonging to the Defendant.

This release does not terminate the garnishment proceedings, nor does this release relieve you of any obligation placed on you by the service of a Summons of Garnishment subsequent to this date.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Clerk,  
Court of \_\_\_\_\_ County

### **CERTIFICATE OF SERVICE**

This is to certify that I have this day served the Plaintiff or Plaintiff's Attorney, the Defendant, and the Garnishee in the foregoing matter with a copy of this pleading by depositing it in the United States Mail in a properly addressed envelope with adequate postage thereon.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Deputy Clerk of Court"

### **SECTION 3.**

Code Section 44-7-50 of the Official Code of Georgia Annotated, relating to demand for possession, is amended by revising subsection (a) as follows:

"(a) In all cases where a tenant holds possession of lands or tenements over and beyond the term for which they were rented or leased to the tenant or fails to pay the rent when it becomes due and in all cases where lands or tenements are held and occupied by any tenant at will or sufferance, whether under contract of rent or not, when the owner of the lands or tenements desires possession of the lands or tenements, the owner may, individually or by an agent, attorney in fact, or attorney at law, demand the possession of the property so rented, leased, held, or occupied. If the tenant refuses or fails to deliver possession when so demanded, the owner or the agent, attorney at law, or attorney in fact of the owner may immediately go before the judge of the superior court, the judge of the state court, or the clerk or deputy clerk of either court, or the judge or the clerk or deputy clerk of any other court with jurisdiction over the subject matter, or a magistrate in the district where the land lies and make an affidavit under oath to the facts. The affidavit may likewise be made before a notary public, subject to the same requirements for judicial approval specified in Code Section ~~18-4-61, relating to garnishment affidavits~~ 18-4-3."

### **SECTION 4.**

Code Section 53-12-80 of the Official Code of Georgia Annotated, relating to spendthrift provisions, is amended by revising subsection (d) as follows:

"(d) A spendthrift provision shall not be valid as to the following claims against a beneficiary's right to a current distribution to the extent the distribution would be subject to garnishment under Article 2 1 of Chapter 4 of Title 18 if the distribution were disposable earnings:

- (1) Alimony or child support;
- (2) Taxes or other governmental claims;
- (3) Tort judgments;
- (4) Judgments or orders for restitution as a result of a criminal conviction of the beneficiary; or
- (5) Judgments for necessities.

The ability of a creditor or assignee to reach a beneficiary's interest under this subsection shall not apply to the extent that it would disqualify the trust as a special needs trust established pursuant to 42 U.S.C. Sections 1396p(d)(4)(A) or 1396p(d)(4)(C)."

#### **SECTION 5.**

This Act shall become effective 30 days after its approval by the Governor or 30 days after its becoming law without such approval.

#### **SECTION 6.**

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

Senator Stone of the 23rd moved that the Senate agree to the House substitute to SB 255.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer
Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	C Kirk	Y Unterman
Y Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson

N Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 45, nays 2; the motion prevailed, and the Senate agreed to the House substitute to SB 255.

Senator Hill of the 6th asked unanimous consent that HB 862, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 862, having been taken from the Table, was put upon its passage.

HB 862. By Representatives Knight of the 130th, Powell of the 171st, Harrell of the 106th, Hitchens of the 161st and Houston of the 170th:

A BILL to be entitled an Act to amend Code Section 48-5-48 of the Official Code of Georgia Annotated, relating to the homestead exemption for disabled veterans, so as to clarify the definition of disabled veteran; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Hill of the 6th.

The Senate Committee on Finance offered the following substitute to HB 862:

A BILL TO BE ENTITLED  
AN ACT

To amend provisions of the Official Code of Georgia Annotated relating to disabled veterans; to amend Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to registration and licensing of motor vehicles, so as to clarify the definition of disabled veteran; to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to clarify the definition of disabled veteran; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to registration and licensing of motor vehicles, is amended by revising subsection (a) of Code Section 40-2-69, relating to free license plates and revalidation decals for disabled veterans, as follows:

"(a) Any disabled veteran who is a citizen and resident of this state shall, upon application therefor, be issued a free motor vehicle license plate. As used in this Code section, the term 'disabled veteran' means ~~any veteran who was discharged under honorable conditions and who has been adjudicated by the United States Department of Veterans Affairs as being 100 percent totally disabled or as being less than 100 percent totally disabled but is compensated at the 100 percent level due to individual unemployability and is entitled to receive a statutory award from the United States Department of Veterans Affairs for:~~

- ~~(1) Loss or permanent loss of use of one or both feet;~~
- ~~(2) Loss or permanent loss of use of one or both hands;~~
- ~~(3) Loss of sight in one or both eyes; or~~
- ~~(4) Permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends on angular distance no greater than 20 degrees in the better eye shall have the same meaning as that term is defined in paragraph (1) of subsection (a) of Code Section 48-5-48.~~

## SECTION 2.

Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, is amended by revising paragraph (1) of subsection (a) of Code Section 48-5-48, relating to the homestead exemption for disabled veterans, as follows:

"(a) As used in this Code section, the term 'disabled veteran' means:

- (1) Any veteran who is a citizen and a resident of this state who was discharged under honorable conditions and who has been adjudicated by the United States Department of Veterans Affairs as having a service related disability that renders such veteran as being 100 percent totally disabled or as being less than 100 percent totally disabled but is compensated at the 100 percent level due to individual unemployability ~~and~~ or is entitled to receive a statutory award from the United States Department of Veterans Affairs for:
  - (A) Loss or permanent loss of use of one or both feet;
  - (B) Loss or permanent loss of use of one or both hands;
  - (C) Loss of sight in one or both eyes; or
  - (D) Permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends on angular distance no greater than 20 degrees in the better eye;"

## SECTION 3.

Said chapter is further amended by revising subsection (a) of Code Section 48-5-478, relating to the exemption from ad valorem taxation for motor vehicles owned or leased by

a disabled veteran, as follows:

"(a) A motor vehicle owned by or leased to a disabled veteran who is a citizen and resident of this state and on which such disabled veteran actually places the free disabled veteran motor vehicle license plate he or she receives pursuant to Code Section 40-2-69 is hereby exempted from all ad valorem taxes for state, county, municipal, and school purposes. As used in this Code section, the term 'disabled veteran' ~~means any veteran who was discharged under honorable conditions and who has been adjudicated by the United States Department of Veterans Affairs as being 100 percent totally disabled or as being less than 100 percent totally disabled but is being compensated at the 100 percent level due to individual unemployability and is entitled to receive service connected benefits and any veteran who is receiving or who is entitled to receive a statutory award from the United States Department of Veterans Affairs for:~~

- ~~(1) Loss or permanent loss of use of one or both feet;~~
- ~~(2) Loss or permanent loss of use of one or both hands;~~
- ~~(3) Loss of sight in one or both eyes; or~~
- ~~(4) Permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends an angular distance no greater than 20 degrees in the better eye shall have the same meaning as that term is defined in paragraph (1) of subsection (a) of Code Section 48-5-48.~~

#### SECTION 4.

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

#### SECTION 5.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer



Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 50, nays 0.

HB 862, having received the requisite constitutional majority, was passed by substitute.

Senator Unterman of the 45th asked unanimous consent that HB 885, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 885, having been taken from the Table, was put upon its passage.

HB 885. By Representatives Jones of the 47th, Price of the 48th, Beskin of the 54th, Raffensperger of the 50th, Willard of the 51st and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 31 of the Official Code of Georgia Annotated, relating to county boards of health, so as to repeal a statute relating to the option for certain counties to create a county board of health and wellness by ordinance; to provide for an effective date; to provide for transition to county boards of health; to provide for related matters; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Unterman of the 45th.

The Senate Committee on Health and Human Services offered the following substitute to HB 885:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 3 of Title 31 of the Official Code of Georgia Annotated, relating to county boards of health, so as to repeal a statute relating to the option for certain counties

to create a county board of health and wellness by ordinance; to provide for an effective date; to provide for transition to county boards of health; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 3 of Title 31 of the Official Code of Georgia Annotated, relating to county boards of health, is amended by repealing in its entirety Code Section 31-3-2.1, relating to the option for certain counties to create a board of health and wellness by ordinance.

**SECTION 2.**

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval; provided, however, that for any county board of health and wellness which was established by county ordinance pursuant to the former provisions of Code Section 31-3-2.1 and which is still in existence as of the effective date of this Act, the members of such board shall remain in office and such board shall remain in existence until a county board of health is constituted pursuant to Code Section 31-3-2 for such county or until June 30, 2017, whichever occurs first.

**SECTION 3.**

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Parent
Y Bethel	Y Hufstetler	N Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	N James	N Sims
Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Kirk	Y Unterman

Y Gooch	Y Ligon	Y VanNess
Y Harbin	N Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 35, nays 15.

HB 885, having received the requisite constitutional majority, was passed by substitute.

The following communication was received by the Secretary:

3/24/2016

Due to business outside the Senate Chamber, I missed the vote on HB 885. Had I been present, I would have voted "Yes".

/s/ Gail Davenport  
District 44

The following Senators were excused for business outside the Senate Chamber:

Cowsert of the 46th            Watson of the 1st

The following bill was taken up to consider House action thereto:

SB 168. By Senators Jones of the 25th and Harper of the 7th:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the Old Governor's Mansion as the official state historic house; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the adoptable dog as the official state dog; to provide legislative findings and declarations; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

The General Assembly finds and declares as follows:

- (1) The National Council on Pet Population Study and Policy estimates that a majority of animals taken into shelters are euthanized;
- (2) Thousands of dogs and cats are currently available for adoption in Georgia animal shelters, humane societies, and private rescue groups;
- (3) Responsible pet ownership that includes spay and neuter of dogs and cats not being actively bred by owners will reduce the number of unwanted dogs and cats that are euthanized in Georgia every year;
- (4) The State of Georgia wishes to promote responsible stewardship of dogs and cats; and
- (5) The State of Georgia wishes to promote animal rescue and adoption.

**SECTION 2.**

Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, is amended by adding a new Code section to read as follows:

"50-3-87.

(a) As used in this Code section:

- (1) 'Adoptable dog' means any dog in the custody of any animal shelter, humane society, or public or private animal refuge that is available for adoption by the general public.
- (2) 'Animal shelter' shall have the same meaning as set forth in Code Section 4-14-2.
- (3) 'Humane society' shall have the same meaning as set forth in Code Section 4-14-2.
- (4) 'Public or private animal refuge' shall have the same meaning as set forth in Code Section 4-14-2.

(b) The adoptable dog is designated as the official Georgia state dog."

**SECTION 3.**

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

Senator Jones of the 25th moved that the Senate agree to the House substitute to SB 168.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Hill, Jack	Y Orrock
Y Beach	Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
N Black	N Jackson, B	Y Seay
N Burke	Y Jackson, L	Shafer
Y Butler	James	Y Sims

E Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
N Dugan	Y Jones, H	Thompson, C
Y Fort	N Kennedy	Tippins
Y Ginn	N Kirk	Y Unterman
N Gooch	N Ligon	Y VanNess
N Harbin	Y Lucas	Walker
Y Harbison	Y Martin	E Watson
N Harper	Y McKoon	N Wilkinson
N Heath	N Millar	Y Williams, M
Y Henson	Miller	Williams, T
Y Hill, H	N Mullis	

On the motion, the yeas were 30, nays 14; the motion prevailed, and the Senate agreed to the House substitute to SB 168.

Senator Bethel of the 54th was excused for business outside the Senate Chamber.

Senator Albers of the 56th asked unanimous consent that HB 408, having been placed on the Table on Tuesday, March 22, 2016, be taken from the Table.

The consent was granted, and pursuant to Senate Rule 4-2.10(a), HB 408, having been taken from the Table, was put upon its passage.

HB 408. By Representatives Willard of the 51st, Raffensperger of the 50th, Geisinger of the 48th and Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Article 3 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to an excise tax on rooms, lodging, and accommodations, so as to clarify the application of certain provisions to certain municipalities; to provide for conditions and limitations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Albers of the 56th.

The Senate Committee on Finance offered the following substitute to HB 408:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 3 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to an excise tax on rooms, lodging, and accommodations, so as to clarify the

application of certain provisions to certain municipalities; to provide for conditions and limitations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 3 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to an excise tax on rooms, lodging, and accommodations, is amended by revising paragraph (5) of subsection (a) of Code Section 48-13-51, relating to county and municipal levies on public accommodations, as follows:

"(5)(A)(i) Notwithstanding any other provision of this subsection, a county (within the territorial limits of the special district located within the county) or municipality is authorized to levy a tax under this Code section at a rate of 7 percent. A county or municipality levying a tax pursuant to this paragraph shall expend an amount equal to at least 51.4 percent of the total taxes collected prior to July 1, 1990, at the rate of 7 percent and an amount equal to at least 32.14 percent of the total taxes collected on or after July 1, 1990, at the rate of 7 percent for the purpose of: (I) promoting tourism, conventions, and trade shows; (II) supporting a facility owned or operated by a state authority for convention and trade show purposes or any other similar or related purposes; (III) supporting a facility owned or operated by a local authority or local government for convention and trade show purposes or any other similar or related purposes, if a written agreement to provide such support was in effect on January 1, 1987, and if such facility is substantially completed and in operation prior to July 1, 1987; (IV) supporting a facility owned or operated by a local government or local authority for convention and trade show purposes or any other similar or related purposes if construction of such facility is funded or was funded in whole or in part by a grant of state funds; or (V) for some combination of such purposes. Amounts so expended shall be expended only through a contract or contracts with the state, a department of state government, a state authority, or a private sector nonprofit organization or through a contract or contracts with some combination of such entities, except that amounts expended for those purposes specified in subdivisions (III) and (IV) of this division may be so expended in any otherwise lawful manner.

(ii) In addition to the amounts required to be expended under division (i) of this subparagraph, a county or municipality levying a tax pursuant to this paragraph shall further expend (in each fiscal year during which the tax is collected under this paragraph) an amount equal to 14.3 percent of the total taxes collected prior to July 1, 1990, at the rate of 7 percent and an amount equal to 39.3 percent of the total taxes collected on or after July 1, 1990, at the rate of 7 percent toward funding a multipurpose domed stadium facility. Amounts so expended shall be expended only through a contract originally with the state, a department or agency of the state, or a state authority or through a contract or contracts with some

combination of the above. Any tax levied pursuant to this paragraph shall terminate not later than December 31, 2020, unless extended as provided in subparagraph (B) of this paragraph, provided that during any period during which there remains outstanding any obligation which is incurred prior to January 1, 1991, issued to fund a multipurpose domed stadium as contemplated by this paragraph, and secured in whole or in part by a pledge of a tax authorized under this Code section, or any such obligation which is incurred to refund such an obligation incurred before January 1, 1991, the powers of the counties and municipalities to impose and distribute the tax imposed by this paragraph shall not be diminished or impaired by the state and no county or municipality levying the tax imposed by this paragraph shall cease to levy the tax in any manner that will impair the interest and rights of the holders of any such obligation. This proviso shall be for the benefit of the holder of any such obligation and, upon the issuance of any such obligation by an authority of the state, shall constitute a contract with the holder of such obligations.

(B) Notwithstanding the termination date stated in division (ii) of subparagraph (A) of this paragraph, notwithstanding paragraph (6) of this subsection, and notwithstanding subsection (b) of this Code section, a tax levied under this paragraph may be extended by resolution of the levying county or municipality and continue to be collected through December 31, 2050, if a state authority certifies: (i) that the same portion of the proceeds will be used to fund a successor facility to the multipurpose domed facility as is currently required to fund the multipurpose domed facility under division (ii) of subparagraph (A) of this paragraph; (ii) that such successor facility will be located on property owned by the state authority; and (iii) that the state authority has entered into a contract with a national football league team for use of the successor facility by the national football league team through the end of the new extended period of the tax collection. During the extended period of collection provided for in this subparagraph, the county or municipality levying the tax shall continue to comply with the expenditure requirements of division (i) of subparagraph (A) of this paragraph. During the extended period of collection, the county or municipality shall further expend (in each fiscal year during which the tax is collected during the extended period of collection) an amount equal to 39.3 percent of the total taxes collected at the rate of 7 percent toward funding the successor facility certified by the state authority. Amounts so expended shall be expended only through a contract with the certifying state authority. Any tax levied pursuant to this paragraph shall terminate not later than December 31, 2050, provided that during any period during which there remains outstanding any obligation which is incurred to fund the successor facility certified by the state authority, and secured in whole or in part by a pledge of a tax authorized under this Code section, or any such obligation which is incurred to refund such an obligation, the powers of the counties and municipalities to impose and distribute the tax imposed by this paragraph shall not be diminished or impaired by the state and no county or municipality levying the tax imposed by this paragraph shall cease

to levy the tax in any manner that will impair the interest and rights of the holders of any such obligation. This proviso shall be for the benefit of the holder of any such obligation and, upon the issuance of any such obligation by an authority of the state, shall constitute a contract with the holder of such obligations.

(C) Notwithstanding any provision of the law to the contrary, and subject to the limitations contained in this subparagraph, a municipality levying a tax a percentage of which is dedicated to financing a multipurpose domed stadium pursuant to division (ii) of subparagraph (A) of this paragraph shall be further authorized to expend in each fiscal year during which the tax is collected under this paragraph an amount equal to 39.3 percent of the total taxes collected at the rate of 7 percent toward funding any of the purposes permitted for tourism product development contained in paragraph (6) of Code Section 48-13-50.2. Any funding pursuant to this paragraph shall not commence until the municipality has terminated its obligations under division (ii) of subparagraph (A) of this paragraph and so long as there remains outstanding any obligation which is incurred prior to January 1, 1991, issued to fund a multipurpose domed stadium as contemplated by this paragraph, and secured in whole or in part by a pledge of a tax authorized under this Code section, or any such obligation which is incurred to refund such an obligation incurred before January 1, 1991."

## SECTION 2.

This Act shall become effective on July 1, 2016.

## SECTION 3.

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

On the adoption of the substitute, there were no objections, and the committee substitute was adopted.

The report of the committee, which was favorable to the passage of the bill by substitute, was agreed to.

On the passage of the bill, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	N Jackson, L	Y Shafer
Y Butler	James	Y Sims
E Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	N Jones, E	Y Thompson, B



Y Dugan	Y Jones, H	Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
N Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the passage of the bill, the yeas were 38, nays 10.

HB 408, having received the requisite constitutional majority, was passed by substitute.

The following bill was taken up to consider House action thereto:

SB 191. By Senators Tippins of the 37th, Jeffares of the 17th, Gooch of the 51st, McKoon of the 29th, Thompson of the 5th and others:

A BILL to be entitled an Act to amend Chapter 9 of Title 25 of the Official Code of Georgia Annotated, relating to blasting or excavating near utility facilities, so as to prohibit local governing authorities from adopting or enforcing ordinances which mandate marking requirements or standards which are different from those contained in state law or the rules and regulations of certain departments of this state; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

**A BILL TO BE ENTITLED  
AN ACT**

To amend Chapter 9 of Title 25 of the Official Code of Georgia Annotated, relating to blasting or excavating near utility facilities, so as to change certain provisions relating to notice to be given prior to blasting or excavating; to prohibit local governing authorities from enforcing ordinances or resolutions which impose certain fines for violating ordinances or resolutions setting forth certain marking or location requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

**SECTION 1.**

Chapter 9 of Title 25 of the Official Code of Georgia Annotated, relating to blasting or excavating near utility facilities, is amended by revising subsection (c) of Code Section

25-9-6, relating to prerequisites to blasting or excavating and marking of sites, as follows:

"(c) Except as otherwise provided in this subsection, notice given pursuant to subsection (a) of this Code section shall expire ~~24~~ 30 calendar days following the date of such notice, and no blasting or excavating undertaken pursuant to this notice shall continue after such time has expired. In the event that the blasting or excavating which is the subject of the notice given pursuant to subsection (a) of this Code section will not be completed within ~~24~~ 30 calendar days following the date of such notice, an additional notice must be given in accordance with subsection (a) of this Code section for the locate request to remain valid. Additional notices for an existing request shall not expand the tract or parcel of land upon which the blasting or excavation is to take place."

### SECTION 2.

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

"25-9-11.1.

No local governing authority shall enforce any ordinance or resolution which imposes fines for a violation of a local ordinance or resolution that establishes requirements for white lining, marking of utility facilities, re-marking of utility facilities, or otherwise locating utility facilities or sewer laterals for any locate request or large project."

### SECTION 3.

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

Senator Tippins of the 37th moved that the Senate agree to the House substitute to SB 191.

On the motion, a roll call was taken and the vote was as follows:

Albers	Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
E Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	N Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	N Martin	Y Watson

Y Harper  
 Y Heath  
 Y Henson  
 Y Hill, H

N McKoon  
 Y Millar  
 Y Miller  
 Y Mullis

Y Wilkinson  
 N Williams, M  
 Y Williams, T

On the motion, the yeas were 41, nays 7; the motion prevailed, and the Senate agreed to the House substitute to SB 191.

The following bill was taken up to consider House action thereto:

SB 379. By Senators Ginn of the 47th, Wilkinson of the 50th, Harper of the 7th, Mullis of the 53rd, Albers of the 56th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from sales and use taxes, so as to provide an exemption for fire districts which have elected governing bodies and are supported by ad valorem taxes; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
 AN ACT

To amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to change a definition; to provide a clarification of an existing exception to a breach of covenant for bona fide conservation use property; to provide for a new exception to a breach of covenant for bona fide conservation use property; to provide an exemption for fire districts which have elected governing bodies and are supported by ad valorem taxes; to provide for a limited period of time an exemption from state sales and use tax only with respect to certain sales to a qualified job training organization; to provide for procedures, conditions, and limitations; to provide for a sunset date; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is amended in Code Section 48-5-2, relating to definitions concerning ad valorem taxation of property, by revising paragraph (3) as follows:

"(3) 'Fair market value of property' means the amount a knowledgeable buyer would pay for the property and a willing seller would accept for the property at an arm's length, bona fide sale. The income approach, if actual income and expense data is

available are supplied by the property owner, shall be considered applied in determining the fair market value of income-producing property. For purposes of this paragraph, income and expense data prepared by the commissioner pursuant to Code Section 48-5-269 may be used in addition to actual income and expense data. Notwithstanding any other provision of this chapter to the contrary, the transaction amount of the most recent arm's length, bona fide sale in any year shall be the maximum allowable fair market value for the next taxable year. With respect to the valuation of equipment, machinery, and fixtures when no ready market exists for the sale of the equipment, machinery, and fixtures, fair market value may be determined by resorting to any reasonable, relevant, and useful information available, including, but not limited to, the original cost of the property, any depreciation or obsolescence, and any increase in value by reason of inflation. Each tax assessor shall have access to any public records of the taxpayer for the purpose of discovering such information."

## SECTION 2.

Said title is further amended in Code Section 48-5-7.4, relating to bona fide conservation use property, residential transitional property, application procedures, penalties for breach of covenant, classification on tax digest, and annual report, by revising subsection (o) and by revising subsection (p) by deleting "or" at the end of paragraph (8), by deleting the period and inserting "; or" at the end of paragraph (9), and by adding a new paragraph to read as follows:

"(o) The transfer of a part of the property subject to a covenant for a bona fide conservation use shall not constitute a breach of a covenant if:

(1) The part of the property so transferred is used for single-family residential purposes, starting within one year of the date of transfer and continuing for the remainder of the covenant period, and the residence is occupied within 24 months from the date of the start by a person who is related within the fourth degree of civil reckoning to an owner of the property subject to the covenant; and

(2) The part of the property so transferred, taken together with any other part of the property so transferred to the same relative during the covenant period, does not exceed a total of five acres;

and in any such case the property so transferred shall not be eligible for a covenant for bona fide conservation use, but shall, if otherwise qualified, be eligible for current use assessment as residential transitional property and the remainder of the property from which such transfer was made shall continue under the existing covenant until a terminating breach occurs or until the end of the specified covenant period."

"(10) Allowing all or part of the property subject to the covenant to be used to host a not for profit rodeo event to which spectator admission and participant entry fees are charged in an amount that in aggregate does not exceed the cost of hosting such event."

**SECTION 3.**

Said title is further amended in Code Section 48-8-3, relating to exemptions from sales and use taxes, by revising paragraph (1) and by deleting "or" at the end of paragraph (95), by deleting the period and adding "; or" at the end of paragraph (96), and by adding a new paragraph to read as follows:

"(1) Sales to the United States government, this state, any county or municipality of this state, fire districts which have elected governing bodies and are supported by, in whole or in part, ad valorem taxes, or any bona fide department of such governments when paid for directly to the seller by warrant on appropriated government funds;"

"(97)(A) For the period beginning July 1, 2017 and ending June 30, 2020, sales of tangible personal property and services to a qualified job training organization when such organization obtains an exemption determination letter from the commissioner.

(B) For the purposes of this paragraph, the term 'qualified job training organization' means an organization which:

(i) Is located in this state;

(ii) Is exempt from income taxation under Section 501(c)(3) of the Internal Revenue Code;

(iii) Specializes in the retail sale of donated items;

(iv) Provides job training and employment services to individuals with workplace disadvantages and disabilities, including, but not limited to, reentry citizens who shall be persons released from incarceration, persons with disabilities, and veterans; and

(v) Uses a majority of its revenues for job training and placement programs.

(C)(i) For the purposes of this paragraph, the term 'local sales and use tax' means any sales tax, use tax, or local sales and use tax which is levied and imposed in an area consisting of less than the entire state, however authorized, including, but not limited to, such taxes authorized by or pursuant to constitutional amendment; by or pursuant to Section 25 of an Act approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended, the 'Metropolitan Atlanta Rapid Transit Authority Act of 1965'; or by or pursuant to Article 2, Article 2A, Part 1 or Part 2 of Article 3, Article 4, or Article 5 of this chapter.

(ii) The exemption provided for in subparagraph (A) of this paragraph shall not apply to any local sales and use tax levied or imposed at any time.

(D) Any qualified job training organization which is granted an exemption under this paragraph shall provide an annual report to the department which contains, but is not limited to, the following:

(i) The number of individuals trained in the program;

(ii) The number of individuals employed by the organization after receiving such training; and

(iii) The number of individuals employed in full-time positions outside the organization after such training.

Such data shall be compiled by the department and presented to the House Committee on Ways and Means for consideration prior to any renewal or extension

of the exemption provided by this paragraph.

(E) The commissioner shall promulgate any rules and regulations necessary to implement and administer this paragraph."

#### SECTION 4.

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

Senator Jeffares of the 17th asked unanimous consent that he be excused from voting on SB 379 pursuant to Senate Rule 5-1.8(d). The consent was granted, and Senator Jeffares was excused.

Senator Ginn of the 47th moved that the Senate agree to the House substitute to SB 379.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
E Cowsert	E Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	N Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	N Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	N Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 36, nays 10; the motion prevailed, and the Senate agreed to the House substitute to SB 379.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 51. By Representatives Benton of the 31st, Stephens of the 164th and Werkheiser of the 157th:

A BILL to be entitled an Act to amend Article 3 of Chapter 4 of Title 48 of the Official Code of Georgia Annotated, relating to redemption of property sold for taxes, so as to change provisions relating to the amount payable at redemption; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 364. By Representatives Knight of the 130th, Harbin of the 122nd, Harrell of the 106th, Stephens of the 164th, Powell of the 171st and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 48 of the Official Code of Georgia Annotated, relating to taxation of intangibles, so as to change certain provisions regarding the real estate transfer tax; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1060. By Representatives Jasperse of the 11th, Meadows of the 5th, Powell of the 32nd, Ballinger of the 23rd, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the O.C.G.A., relating to carrying and possession of firearms; to amend Article 3 of Chapter 5 of Title 17 of the O.C.G.A., relating to disposition of property seized; to amend Code Section 35-3-34 of the O.C.G.A., relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System; to amend Chapter 1 of Title 51 of the O.C.G.A., relating to general provisions regarding torts; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendment to the following Bill of the House:

HB 54. By Representatives Waites of the 60th, Powell of the 32nd, Scott of the 76th, Jones of the 53rd and Fludd of the 64th:

A BILL to be entitled an Act to amend Subpart 7 of Part 3 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to grants to children of law enforcement officers, firefighters, and prison guards, so as to provide for undergraduate full tuition grants to children of law enforcement officers, firefighters, prison guards, and Highway Emergency Response Operators of the Department of Transportation who

were killed in the line of duty who attend institutions of the University System of Georgia and who meet certain eligibility requirements; to provide a definition; to provide for voluntary donations through state income tax returns and drivers' licenses for funding; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 1030. By Representatives Watson of the 172nd, Houston of the 170th, England of the 116th, Corbett of the 174th and LaRiccica of the 169th:

A BILL to be entitled an Act to amend Chapter 4 of Title 2 of the Official Code of Georgia Annotated, relating to the Georgia Seed Development Commission, so as to change certain provisions relating to the Georgia Seed Development Commission and its membership; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1070. By Representatives Dempsey of the 13th, Houston of the 170th, Willard of the 51st, Thomas of the 39th, Oliver of the 82nd and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 19 of the Official Code of Georgia Annotated, relating to adoption, so as to permit the department to use certain information in the department's records concerning the adopted child's biological parents; to repeal conflicting laws; and for other purposes.

Mr. President:

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

SB 145. By Senator McKoon of the 29th:

A BILL to be entitled an Act to amend Code Section 31-2-3 of the Official Code of Georgia Annotated, relating to the Board of Community Health, so as to provide that at least one member of the board is also a member of the state health benefit plan; to provide that current members carry out their respective terms; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.



The House has agreed to the Senate substitute to the following Resolution of the House:

HR 1052. By Representative Cheokas of the 138th:

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

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 555. By Representatives Chandler of the 105th, Taylor of the 173rd, Cantrell of the 22nd, Setzler of the 35th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to provide for the reporting of certain statistics regarding juveniles seeking abortions without parental notice; to amend Article 5 of Chapter 12 of Title 16 of the O.C.G.A., relating to abortion, so as to make reporting requirements applicable to all abortions performed; to amend Chapter 9A of Title 31 of the O.C.G.A., relating to the "Woman's Right to Know Act," so as to make reporting requirements applicable to all abortions performed; to amend Part 1 of Article 1 of Chapter 18 of Title 45 of the O.C.G.A., relating to State Employees' Health Insurance Plan, so as to clarify that elective abortions are not covered under the state health insurance plan; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House adheres to its position in insisting on its substitute, and has appointed a Committee of Conference on the part of the House to confer with a like committee on the part of the Senate on the following Bill of the Senate:

SB 199. By Senators Jeffares of the 17th, Mullis of the 53rd, Jones of the 25th, Dugan of the 30th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, so as to provide a definition; to prohibit certain activities within close proximity to polling places; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Speaker has appointed on the part of the House, Representatives Gravley of the 67th, Fleming of the 121st, and Rynders of the 152nd.

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 943. By Representatives Rogers of the 29th, Pak of the 108th and Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Chapter 8 of Title 13 of the Official Code of Georgia Annotated, relating to illegal and void contracts generally, so as to provide for additional limitations on indemnification and duty to defend clauses which are void and unenforceable in contracts for engineering or architectural services; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 949. By Representatives Powell of the 32nd, Tarvin of the 2nd, Jasperse of the 11th, Lumsden of the 12th and Epps of the 144th:

A BILL to be entitled an Act to amend Article 3 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to illegal use of financial transaction cards, and Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, municipal corporations, and other governmental entities, so as to revise a definition; to revise provisions of law relating to government purchasing cards and government credit cards; to provide for the issuance of government purchasing cards and government credit cards; to provide for the conditions for such issuance; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has disagreed to the Senate amendment, to the House amendment, to the Senate substitute, to the following Bill of the House:

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRiccia of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the

collection of such excise tax; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 736. By Representatives Atwood of the 179th, Jones of the 167th, Petrea of the 166th, Stephens of the 164th, Wilkinson of the 52nd and others:

A BILL to be entitled an Act to amend Code Section 40-2-86 of the Official Code of Georgia Annotated, relating to special license plates promoting certain beneficial projects and supporting certain worthy agencies, funds, or nonprofit corporations, so as to provide for a special license plate promoting marine habitat conservation; to provide for related matters; to require a two-thirds' majority vote for passage in accordance with constitutional requirements; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate amendment to the House substitute to the following Bill of the Senate:

SB 307. By Senators Beach of the 21st, Williams of the 19th, Butler of the 55th, Parent of the 42nd and Gooch of the 51st:

A BILL to be entitled an Act to amend Code Section 32-6-51 of the Official Code of Georgia Annotated, relating to erection, placement, or maintenance of unauthorized structures within rights of way of public roads and authorization of commercial advertisements by a transit agency, so as to provide for definitions relative to advertising; to provide for related matters; to repeal conflicting laws; and for other purposes.

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

SB 388. By Senator Lucas of the 26th:

A BILL to be entitled an Act to amend Article 3 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to bona fide coin operated amusement machines, so as to prohibit the removal of a sticker without authorization; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Mr. President:

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

SB 385. By Senator Hill of the 32nd:

A BILL to be entitled an Act to amend Article 2 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to medical practice relative to physicians, assistants, and others, so as to provide for certain requirements for advertisement or publication of representations of board certification by physicians; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitute to the following Bill of the House:

HB 216. By Representatives Gravley of the 67th, Hitchens of the 161st, Powell of the 32nd, Watson of the 172nd, Waites of the 60th and others:

A BILL to be entitled an Act to amend Part 1 of Article 8 of Chapter 9 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions relative to compensation for occupational diseases, so as to define certain terms; to provide for a rebuttable presumption that certain medical conditions suffered by firefighters are occupational diseases; to provide for applicability; to provide for benefits; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitute to the following Bill of the House:

HB 1004. By Representatives Jasperse of the 11th, Weldon of the 3rd, Powell of the 32nd, Maxwell of the 17th and Ballinger of the 23rd:

A BILL to be entitled an Act to amend Titles 15 and 44 of the O.C.G.A., relating to courts and property, respectively, so as to provide requirements for maps, plats, and plans to be filed for record; to provide for filing of electronic images of maps, plats, and plans; to provide for delivery of plats to the clerk of superior court; to change certain provisions relating to recordation and notations of plats; to provide an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 659. By Representatives Belton of the 112th, Dudgeon of the 25th, Caldwell of the 20th, Nix of the 69th, Glanton of the 75th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, so as to provide transparency of financial information of local school systems and schools, to the greatest extent practicable; to provide for legislative intent; to provide for definitions; to provide for accessibility to certain financial data of a local board of education; to provide for school level budget and expenditure data; to require local school systems and schools to provide certain information on their websites; to provide for certain data and reports; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House insists on its position in disagreeing to the Senate amendment, to the House amendment, to the Senate substitute, and has appointed a Committee of Conference to confer with a like committee on the part of the Senate on the following Bill of the House:

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRiccia of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the collection of such excise tax; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Speaker has appointed on the part of the House, Representatives Battles of the 15th, Maxwell of the 17th, and Turner of the 21st.

Mr. President:

The House has agreed to the Senate amendment, as amended by the House, to the following Bill of the House:

HB 811. By Representatives Williamson of the 115th, Powell of the 171st, Brockway of the 102nd, Morris of the 156th, England of the 116th and others:

A BILL to be entitled an Act to extensively amend Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, so as to update, modernize, and streamline numerous Code sections to provide for efficient regulation of banks, trust companies, credit unions, merchant acquirer limited purpose banks, and the mortgage lending industry; to update and eliminate certain provisions to comply with federal law; to update certain provisions to comply with federal court decisions; to revise powers and duties of the Department of Banking and Finance; to delete all appearances of and references to the term "building and loan associations"; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 59. By Representatives Willard of the 51st, Efstoration of the 104th, Powell of the 171st, Atwood of the 179th, Pak of the 108th and others:

A BILL to be entitled an Act to amend Chapter 21 of Title 50 of the Official Code of Georgia Annotated, relating to waiver of sovereign immunity as to actions ex contractu and state tort claims, so as to provide for waiver of sovereign immunity for declaratory judgment or injunctive relief; to provide for an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 954. By Representatives Efstoration of the 104th, Cooper of the 43rd, Abrams of the 89th, England of the 116th, Trammell of the 132nd and others:

A BILL to be entitled an Act to amend Title 29 of the O.C.G.A., relating to guardian and ward, so as to enact the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act; to provide for a short title; to provide for definitions; to repeal conflicting laws; and for other purposes.

HB 1025. By Representatives Taylor of the 79th, Willard of the 51st, Drenner of the 85th, Henson of the 86th, Kendrick of the 93rd and others:

A BILL to be entitled an Act to amend Article 4 of Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to violation of ordinances of counties and state authorities, so as to change provisions relating to service of accusations of or citations for violations of ordinances under certain circumstances; to provide for judgments when service is perfected under such circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendment to the House substitute to the following Bill of the Senate:

SB 270. By Senators Martin of the 9th, Hill of the 32nd, Harper of the 7th, Unterman of the 45th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Part 3 of Article 4 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to carrying and possession of firearms, so as to authorize persons who are qualified retired law enforcement officers to carry a handgun anywhere within this state; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 769. By Representatives Hawkins of the 27th, Rogers of the 29th, Houston of the 170th, Dunahoo of the 30th, Jones of the 167th and others:

A BILL to be entitled an Act to amend Part 7 of Article 10 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to watercraft held in inventory, so as to make permanent an exemption from ad valorem taxation for certain watercraft held in inventory for sale or resale; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

HB 941. By Representatives Golick of the 40th, Atwood of the 179th, Pak of the 108th and Abrams of the 89th:

A BILL to be entitled an Act to amend Chapter 12 of Title 15, Chapter 7 of Title 17, and Chapter 11 of Title 45 of the O.C.G.A., relating to juries,

pretrial proceedings, and miscellaneous offenses concerning public officers and employees, respectively, so as to provide for procedure for review of incidents involving a peace officer's use of deadly force that results in death or serious bodily injury; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following bill was taken up to consider House action thereto:

HB 100. By Representatives Dickson of the 6th, Epps of the 144th, Greene of the 151st, England of the 116th and Coleman of the 97th:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to change provisions relating to the date by which a child must reach a certain age in order to be eligible for enrollment in certain educational programs; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend HB 100 (LC 33 6627S) by striking lines 1 through 64 and inserting in lieu thereof the following:*

To amend Part 4 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to financing elementary and secondary education, so as to provide for requirements relating to virtual instruction provided to students enrolled in a local school system and residing in another local school system; to provide for automatic repeal of a provision; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 4 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to financing elementary and secondary education, is amended by adding a new Code section to read as follows:

"20-2-167.1.

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

(1) 'Out-of-system student' means a student who is enrolled in a local school system and receives virtual instruction from a virtual school within the local school system, but who resides in another local school system.

(2) 'Virtual instruction' means online instruction for grades kindergarten through 12. Such term shall not include virtual instruction received through the Georgia Virtual School established pursuant to Code Section 20-2-319.1 or the clearing-house



established pursuant to Code Section 20-2-319.3, or through a state charter school which provides virtual instruction.

(3) 'Virtual school' means a school within a local school system which provides virtual instruction.

(b) A local school system that provides virtual instruction through a virtual school whose total student enrollment is composed of more than 5 percent out-of-system students shall:

(1) Ensure that 90 percent of funds earned pursuant to this article for out-of-system students are expended for costs for virtual instruction for such out-of-system students and shall return any excess funds to the state treasury which are not expended for such purposes;

(2) Include in the virtual school and local school system's College and Career Ready Performance Index data academic achievement results for out-of-system students; and

(3) Not provide virtual instruction to out-of-system students in the current academic year if the local school system has a College and Career Ready Performance Index for the most recently available previous academic year that is below the state average for such previous year, and shall not provide virtual instruction to out-of-system students in the current academic year through a virtual school within the local school system that has a College and Career Ready Performance Index for the most recently available previous academic year that is below the state average for such previous year. This paragraph shall stand repealed in its entirety on June 30, 2019.

(c) This Code section shall not be subject to waiver pursuant to Code Section 20-2-82 for a strategic waivers school system, Code Section 20-2-2063.2 for a charter system, Code Section 20-2-2065 for a charter school, or Code Section 20-2-244."

Senator Tippins of the 37th moved that the Senate agree to the House amendment to the Senate substitute to HB 100.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
E Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
N Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess

N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 44, nays 6; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 100.

The following resolution was taken up to consider House action thereto:

SR 1027. By Senators Mullis of the 53rd, Miller of the 49th, Cowsert of the 46th, Tate of the 38th and Jackson of the 24th:

A RESOLUTION creating the Joint Music Economic Development Study Committee; and for other purposes.

The House substitute was as follows:

#### A RESOLUTION

Creating the Joint Music Economic Development Study Committee; and for other purposes.

WHEREAS, the music industry in Georgia, through the creativity and effort of many talented and dedicated performers, producers, promoters, technicians, and others working in many different musical genres and styles, has entertained and given great pleasure to millions of people worldwide; and

WHEREAS, the music industry contributes substantially to the quality of life and economic welfare of citizens of this state; and

WHEREAS, in light of the above, it is highly desirable to encourage and promote the continued growth and success of the music industry in this state; and

WHEREAS, it is fitting and proper to examine the following aspects of the music industry in Georgia:

- (1) The economic impact of the music industry in Georgia and ways to measure, expand, and promote the music economy statewide and foster integration with other creative industries including film, digital media and gaming;
- (2) The current mix of music content creators in Georgia and ways to retain and attract talent while expanding music content as a net cultural export;

- (3) The current state of the music and sound recording sector in Georgia and ways to support and promote that sector;
- (4) The current state of music tourism including live music and performance, music festivals and music attractions and ways to support and promote that sector;
- (5) The current state of music technology and entrepreneurship and explore ways to support and promote innovation and enterprise investment;
- (6) The musical tour and theatrical production in Georgia and ways to develop and promote that sector of the industry;
- (7) The current state of post-secondary music education opportunities in Georgia and ways to ensure a consistent, trained and reliable future workforce and alignment with private sector needs;
- (8) The business side of music in Georgia, taking into account various industry clusters, and ways to strengthen and expand the business of music; and
- (9) The Georgia Music Hall of Fame and its awards ceremony and ways that the institution can promote music in Georgia while providing for continued economic development.

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

- (1) **Creation of joint study committee.** There is created the Joint Music Economic Development Study Committee.
- (2) **Members and officers.**
  - (A) The committee shall be composed of 13 members.
  - (B) The President of the Senate shall appoint three members of the Senate as members of the committee and shall designate one of such members as cochairperson. The President of the Senate shall also appoint an additional three members of the committee from the music business.
  - (C) The Speaker of the House of Representatives shall appoint three members of the House of Representatives as members of the committee and shall designate one of such members as cochairperson. The Speaker of the House of Representatives shall also appoint an additional three members of the committee from the music business.
  - (D) The commissioner of economic development, or his or her designee, shall be a member of the committee.
- (3) **Powers and duties.** The committee shall undertake a study of the conditions, needs, issues, and problems mentioned above or related thereto and recommend any action or legislation which the committee deems necessary or appropriate.
- (4) **Meetings.** The cochairpersons shall call all meetings of the committee. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution.
- (5) **Allowances, expenses, and funding.**
  - (A) The legislative members of the committee shall receive the allowances

provided for in Code Section 28-1-8 of the Official Code of Georgia Annotated.

(B) Members of the committee who are state officials, other than legislative members, or state employees shall receive no compensation for their services on the committee, but they may be reimbursed for expenses incurred by them in the performance of their duties as members of the committee in the same manner as they are reimbursed for expenses in their capacities as state officials or employees.

(C) Members of the committee who are not legislators, state officials, or state employees shall receive a daily expense allowance in an amount the same as that specified in subsection (b) of Code Section 45-7-21 of the Official Code of Georgia Annotated, as well as the mileage or transportation allowance authorized for state employees.

(D) The allowances and expenses authorized by this resolution shall not be received by any member of the committee for more than five days unless additional days are authorized. Funds necessary to carry out the provisions of this resolution shall come from funds appropriated to the Senate and the House of Representatives; except that funds for the reimbursement of the expenses of state officials, other than legislative members, and state employees shall come from funds appropriated to or otherwise available to their respective agencies.

**(6) Report.**

(A) In the event the committee adopts any specific findings or recommendations that include suggestions for proposed legislation, the cochairpersons shall file a report of the same prior to the date of abolishment specified in this resolution, subject to subparagraph (C) of this paragraph.

(B) In the event the committee adopts a report that does not include suggestions for proposed legislation, the cochairpersons shall file the report, subject to subparagraph (C) of this paragraph.

(C) No report shall be filed unless the same has been approved prior to the date of abolishment specified in this resolution by majority vote of a quorum of the committee. A report so approved shall be signed by the cochairpersons of the committee and filed with the Secretary of the Senate and the Clerk of the House of Representatives.

(D) In the absence of an approved report, the cochairpersons may file with the Secretary of the Senate and the Clerk of the House of Representatives copies of the minutes of the meetings of the committee in lieu thereof.

**(7) Abolishment.** The committee shall stand abolished on December 1, 2016.

Senator Mullis of the 53rd moved that the Senate agree to the House substitute to SR 1027.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
E Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 50, nays 3; the motion prevailed, and the Senate agreed to the House substitute to SR 1027.

The following bill was taken up to consider House action thereto:

SB 262. By Senator Stone of the 23rd:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to change provisions relating to when a judge, judicial officer, grand juror, or trial juror may be disqualified from presiding or serving, as applicable, due to being related by consanguinity or affinity to a party; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to change provisions relating to courts and court management; to change provisions relating to when a judge, judicial officer, grand juror, or trial juror may be disqualified from presiding or serving, as applicable, due to being related by consanguinity or affinity to a party; to provide for filing of documents in superior and state courts by electronic means; to change provisions relating to filing documents by electronic means in magistrate courts; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended by revising paragraph (2) of subsection (a) of Code Section 15-1-8, relating to when a judge or judicial officer is disqualified, as follows:

"(2) Preside, act, or serve in any case or matter when such judge is related by consanguinity or affinity within the ~~sixth~~ third degree as computed according to the civil law to any party interested in the result of the case or matter; or"

**SECTION 2.**

Said title is further amended by revising Code Section 15-6-11, which was previously reserved, as follows:

"15-6-11.

By court rule or standing order, any superior court may provide for the filing of pleadings and any other documents and for the acceptance of payments and remittances by electronic means. Nothing in this Code section shall be construed to prevent a clerk's acceptance of payments and remittances by electronic means under the clerk's own authority. Reserved."

**SECTION 3.**

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

"15-7-5.

By court rule or standing order, any state court may provide for the filing of pleadings and any other documents and for the acceptance of payments and remittances by electronic means. Nothing in this Code section shall be construed to prevent a clerk's acceptance of payments and remittances by electronic means under the clerk's own authority."

**SECTION 4.**

Said title is further amended by revising subsection (i) and adding a new subsection to Code Section 15-10-53, relating to filing documents by electronic means, to read as follows:

"(i) Any pleading or document filed electronically shall be deemed filed as of the time ~~the clerk of court gains electronic control of the document~~ of its receipt by the electronic filing service provider."

"(l) When a filing involves the transfer of funds, the court may establish a procedure for making such transactions by electronic means."

**SECTION 5.**

Said title is further amended by revising Code Section 15-12-70, relating to disqualification for relationship to interested party, as follows:

"15-12-70.

All grand jurors in the courts of this state shall be disqualified to act or serve in any case or matter when such jurors are related by consanguinity or affinity to any party interested in the result of the case or matter within the ~~sixth~~ third degree as computed according to the civil law. Relationship more remote shall not be a disqualification."

#### SECTION 6.

Said title is further amended by revising subsection (a) of Code Section 15-12-135, relating to disqualification for relationship to interested party, as follows:

"(a) All trial jurors in the courts of this state shall be disqualified to act or serve in any case or matter when such jurors are related by consanguinity or affinity to any party interested in the result of the case or matter within the ~~sixth~~ third degree as computed according to the civil law. Relationship more remote shall not be a disqualification."

#### SECTION 7.

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

Senator Stone of the 23rd moved that the Senate agree to the House substitute to SB 262.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
N Bethel	N Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
E Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	N Ligon	VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Watson
Y Harper	N McKoon	N Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	N Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 39, nays 12; the motion prevailed, and the Senate agreed to the House substitute to SB 262.

The following bill was taken up to consider House action thereto:

SB 377. By Senators Jeffares of the 17th and VanNess of the 43rd:

A BILL to be entitled an Act to provide for the creation of one or more community improvement districts in Newton County; to provide for related matters; to provide for an effective date and for severability; to repeal conflicting laws; and for other purposes.

The House amendment was as follows:

*Amend SB 377 (LC 28 7824ER) by inserting "consultants," after "architects," on line 70.*

*By deleting "contiguous" on line 95.*

*By inserting "consultants, accountants," after "attorneys," on line 384.*

Senator Jeffares of the 17th moved that the Senate agree to the House amendment to SB 377.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Burke	Y Jackson, L	Y Shafer
Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Thompson, B
Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 44, nays 2; the motion prevailed, and the Senate agreed to the House amendment to SB 377.



Senator Watson of the 1st was excused for business outside the Senate Chamber.

The following resolution was taken up to consider House action thereto:

SR 1038. By Senator Mullis of the 53rd:

A RESOLUTION creating the Joint Alternative Fuels Infrastructure Study Committee; and for other purposes.

The House substitute was as follows:

#### A RESOLUTION

Creating the Joint Alternative Fuels Infrastructure and Vehicles Study Committee; and for other purposes.

WHEREAS, as fuel economy and emissions standards become increasingly stringent, alternative fuels are quickly becoming an attractive alternative to traditional gasoline and diesel fuel; and

WHEREAS, vehicles fueled by alternative fuels are desirable and effective only if refueling infrastructure is readily available to meet consumer needs; and

WHEREAS, because the consumer market is not yet established, station operators are unwilling to invest in infrastructure equipment up front; and

WHEREAS, providing incentives for investors and operators to install the necessary infrastructure for the efficient refueling of vehicles powered by alternative fuels may be necessary to bring this nascent consumer market to fruition in Georgia and provide its citizens with additional options; and

WHEREAS, it would be beneficial to study how providing market incentives for installation of refueling infrastructure for alternative fuel vehicles would serve as a catalyst for the realization of cheap and clean fueling options for the public and to study whether increased market incentives for the purchase or lease of alternative fuel vehicles may drive development of infrastructure.

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

(1) **Creation of joint study committee.** There is created the Joint Alternative Fuels Infrastructure and Vehicles Study Committee.

(2) **Members and officers.** The committee shall be composed of the following ten members:

(A) The President of the Senate shall appoint five members of the Senate as members of the committee and shall designate one of such members as cochairperson.

(B) The Speaker of the House of Representatives shall appoint five members of the House of Representatives as members of the committee and shall designate one of such members as cochairperson.

(3) **Powers and duties.** The committee shall undertake a study of the conditions, needs, issues, and problems mentioned above or related thereto and recommend any action or legislation which the committee deems necessary or appropriate.

(4) **Meetings.** The cochairpersons shall call all meetings of the committee. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution.

(5) **Allowances and funding.** The legislative members of the committee shall receive the allowances provided for in Code Section 28-1-8 of the Official Code of Georgia Annotated. The allowances authorized by this resolution shall not be received by any member of the committee for more than five days unless additional days are authorized. Funds necessary to carry out the provisions of this resolution shall come from funds appropriated to the Senate and the House of Representatives.

(6) **Report.**

(A) In the event the committee adopts any specific findings or recommendations that include suggestions for proposed legislation, the cochairpersons shall file a report of the same prior to the date of abolishment specified in this resolution, subject to subparagraph (C) of this paragraph.

(B) In the event the committee adopts a report that does not include suggestions for proposed legislation, the cochairpersons shall file the report, subject to subparagraph (C) of this paragraph.

(C) No report shall be filed unless the same has been approved prior to the date of abolishment specified in this resolution by majority vote of a quorum of the committee. A report so approved shall be signed by the cochairpersons of the committee and filed with the Secretary of the Senate and the Clerk of the House of Representatives.

(D) In the absence of an approved report, the cochairpersons may file with the Secretary of the Senate and the Clerk of the House of Representatives copies of the minutes of the meetings of the committee in lieu thereof.

(7) **Abolishment.** The committee shall stand abolished on December 1, 2016.

Senator Mullis of the 53rd moved that the Senate agree to the House substitute to SR 1038.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay

Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Kirk	Unterman
Y Gooch	Ligon	VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	E Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Hill, H	Y Mullis	

On the motion, the yeas were 45, nays 3; the motion prevailed, and the Senate agreed to the House substitute to SR 1038.

The following message was received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 884. By Representatives Taylor of the 173rd, Atwood of the 179th, Smith of the 134th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 56 of Title 33 of the Official Code of Georgia Annotated, relating to risk-based capital levels, so as to revise the definition of company action level event to include a health organization with certain total adjusted capital levels; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 952. By Representatives Nimmer of the 178th, Dickey of the 140th, Rogers of the 10th, Coomer of the 14th and Carter of the 175th:

A BILL to be entitled an Act to amend Title 43 of the Official Code of Georgia Annotated, relating professions and businesses, so as to enact the "Georgia Professional Regulation Reform Act"; to provide for executive oversight of licensing boards; to establish state policy for the regulation of certain professions and businesses; to provide for legislative intent; to

provide for definitions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following bill was taken up to consider House action thereto:

SB 347. By Senator Bethel of the 54th:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for extensive changes to the captive insurance company provisions of this title; to provide for definitions for types of captive insurance companies; to provide for creation and regulation of different types of captive insurance companies; to provide for certain exemptions; to change certain requirements; to provide for regulation by the Commissioner; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to provide for extensive changes to the captive insurance company provisions of this title; to provide for definitions for types of captive insurance companies; to provide for creation and regulation of different types of captive insurance companies; to provide for certain exemptions; to change certain requirements; to provide for regulation by the Commissioner; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended by revising Chapter 41, relating to captive insurance companies, as follows:

"CHAPTER 41

33-41-1.

This chapter shall be known and may be cited as the 'Georgia Captive Insurance Company Act.'

33-41-2.

Terms not otherwise defined in this chapter shall have the same meaning ascribed to them in this title. As used in this chapter, unless the context otherwise requires, the term:

(1) 'Affiliate' means an individual, partnership, corporation, limited liability company, trust, or estate that directly, or indirectly through one or more intermediaries, controls, is controlled by, or is under common control with one or more of the shareholders or members of a captive insurance company. Affiliates shall also include employees of any shareholder or member, or any affiliate thereof, of a captive insurance company. For the purpose of the foregoing definition of affiliate, 'control' means:

(A) Ownership of shares of a corporation possessing 50 percent or more of the total voting power of all classes of shares entitled to vote or possessing 50 percent or more of the total value of the outstanding shares of the corporation; and

(B) Ownership of 50 percent or more by value of the beneficial or membership interests in a partnership, trust, limited liability company, or estate.

(2) 'Agency captive insurance' company means:

(A) An insurance company that is owned or controlled by an insurance agency, brokerage, managing general agent, or reinsurance intermediary, or an affiliate thereof, or under common ownership or control with such agency, brokerage, managing general agent, or reinsurance intermediary, and that only reinsures the risk of insurance or annuity contracts placed by or through such agency, brokerage, managing general agent, or reinsurance intermediary; or

(B) An insurance company that is owned or controlled by a marketer, producer, administrator, issuer, or provider of service contracts or warranties and that only reinsures the contractual liability arising out of such service contracts or warranties sold through such marketer, producer, administrator, issuer, or provider.

~~(2)~~(3) 'Association' means any membership organization whose members consist of a group of individuals, corporations, partnerships, or other entities or associations who engage in similar or related professional, trade, or business activities and who collectively own, control, or hold with power to vote all of the outstanding voting interests of an association captive insurance company or of a ~~corporation~~ person that is the sole shareholder of an association captive insurance company.

~~(3)~~(4) 'Association captive insurance company' means any domestic insurance company granted a certificate of authority under this chapter to insure or reinsure the similar or related risks of members and affiliates of members of its association.

~~(4)~~(5) 'Captive insurance company' means any pure captive insurance company, association captive insurance company, agency captive insurance company, industrial insured captive insurance company, or risk retention group captive insurance company.

~~(5)~~(6) 'Controlled unaffiliated business' means:

(A) A person:

(i) That is not an affiliate of the parent;

(ii) That has an existing contractual relationship with an affiliate of the parent under which the affiliate bears a potential financial loss; and

(iii) The risks of which are managed by a captive insurance company under an arrangement approved by the Commissioner; or

(B) A reinsurance pooling arrangement with other captive insurance companies that is approved by the Commissioner.

~~(6)~~(7) 'Industrial insured' means an insured:

(A) Who procures the insurance of any risk or risks through the use of the services of a full-time employee who acts as an insurance manager, risk manager, or insurance buyer or through the services of a person licensed as a property and casualty agent, broker, or counselor in such person's state of domicile;

(B) Whose aggregate annual premiums for insurance on all risks total at least \$25,000.00; and

(C) Who either:

(i) Has at least 25 full-time employees;

(ii) Has gross assets in excess of \$3 million; or

(iii) Has annual gross revenues in excess of \$5 million.

~~(7)~~(8) 'Industrial insured captive insurance company' means any domestic insurance company granted a certificate of authority under this chapter to insure or reinsure the risks of industrial insureds and their affiliates and which has as its shareholders or members only industrial insureds that are insured or reinsured by the industrial insured captive insurance company or which has as its sole shareholder or sole member ~~a corporation~~ an entity whose only ~~shareholders~~ owners are industrial insureds that are insured or reinsured by the industrial insured captive insurance company.

~~(8)~~(9) 'Parent' means ~~a corporation~~ an entity which directly owns shares representing more than 50 percent of the total outstanding voting power and value of a pure captive insurance company.

~~(9)~~(10) 'Pure captive insurance company' means any domestic insurance company granted a certificate of authority under this chapter to insure or reinsure the risks of its parent and affiliates of its parent, and controlled unaffiliated business.

~~(10)~~(11) 'Risk retention group captive insurance company' is any ~~pure, association, or industrial insured~~ captive insurance company which has been granted a certificate of authority under this chapter and determined by the Commissioner to be established and maintained as a 'risk retention group' as defined under the federal Liability Risk Retention Act of 1986, as amended. A risk retention group may be chartered and licensed either under this chapter or under Chapter 40 of this title.

~~(11)~~(12) 'Transact,' as used in this chapter, shall not include the organizational activities associated with the preliminary formation, incorporation, petitioning for a certificate of authority, and initial capitalization of a captive insurance company.

33-41-3.

(a) Subject to the provisions of subsection (c) of this Code section and the other provisions of this chapter, a captive insurance company, where permitted by its ~~charter~~ articles of incorporation, may engage in the business of any of the following kinds of insurance or reinsurance:

(1) Casualty, as described in Code Section 33-7-3 but excluding accident and

sickness insurance as defined in Code Section 33-7-2, except for a pure captive insurance company, which may engage in the business of accident and sickness insurance as defined in Code Section 33-7-2;

(2) Marine and transportation, as described in Code Section 33-7-5;

(3) Property, as described in Code Section 33-7-6; and

(4) Surety, as described in Code Section 33-7-7.

(b) Insurance policies and bonds issued by a captive insurance company for workers' compensation insurance and motor vehicle accident insurance shall be in conformity with all minimum requirements for coverages and coverage amounts established by the state for such types of insurance. Such insurance policies and bonds issued by a captive insurance company shall constitute satisfactory proof that the motor vehicle owners or employers, as applicable, insured under such policies or bonds have satisfied the requirements for motor vehicle accident insurance prescribed by Code Section 33-34-4 and for workers' compensation insurance prescribed by Code Section 34-9-121.

(c) Except as otherwise provided in subsection (d) of this Code section:

(1) A captive insurance company ~~may~~ shall not insure or reinsure any risks resulting from:

(A) Any personal, familial, or household responsibilities; or

(B) Activities other than risks resulting from responsibilities arising out of any business, whether profit or nonprofit; trade; product; services, including professional or fiduciary services; or commercial premises or commercial operations;

(2) A captive insurance company may only cede reinsurance as provided in Code Section 33-41-14;

(3) A pure captive insurance company may only insure or reinsure the risks of its parent, ~~and~~ affiliates of its parent, and its controlled unaffiliated business;

(4) An association captive insurance company may only insure or reinsure the risks of the members of its association and their affiliates;

(5) An industrial insured captive insurance company may only insure or reinsure the risks of the industrial insureds, and their affiliates, that are its shareholders or shareholders of its sole shareholder; and

(6) A risk retention group captive insurance company may only insure or reinsure the risks of its group members.

(d) A captive insurance company may reinsure the risks insured or reinsured either directly or indirectly by:

(1) Any other captive insurance company; or

(2) Any foreign or alien insurance company which satisfies the ownership or membership requirements of a captive insurance company under this chapter; provided, however, that the risks insured or reinsured from the foreign or alien insurance company are solely those of its owners or members or their affiliates.

33-41-4.

No captive insurance company may transact any insurance in this state unless:

- (1) It first obtains from the Commissioner a certificate of authority authorizing it to transact insurance in this state;
- (2) It maintains its principal place of business in this state;
- (3) Any organization providing the principal administrative or management services to such captive insurance company shall ~~maintain its principal place of business in this state and shall~~ be approved by the Commissioner; and
- (4) Its board of directors holds at least one meeting each year in this state.

## 33-41-5.

- (a) A pure captive insurance company or an agency captive insurance company must be incorporated as a stock insurer with its capital divided into shares.
- (b) An association captive insurance company, or an industrial insured captive insurance company, or a risk retention group captive insurance company ~~must~~ shall be incorporated:
  - (1) As a stock insurer with its capital divided into shares; or
  - (2) As a mutual insurer without capital stock, the governing body of which is elected by its members.
- (c) The applicable statutes of this state relating to the powers and procedures of domestic corporations ~~formed for profit~~ shall apply to captive insurance companies, except where in conflict with the express provisions of this chapter or regulations promulgated hereunder; provided, however, that captive insurance companies are exempt from the requirements of subsection (b) of Code Section 33-14-5.
- (d) The incorporation procedures of Code Sections 33-14-4 through 33-14-6, inclusive, and the amendment procedures of Code Section 33-14-8 shall apply to captive insurance companies; provided, however, that captive insurance companies are exempt from the publishing and probate court certification requirements of Code Sections 33-14-5 and 33-14-8.

## 33-41-6.

- (a) A captive insurance company shall not use any name which is either similar, misleading, or confusing with respect to any other name already in use by any other captive insurance company, domestic mutual or stock insurance company, corporation, or association organized or doing business in this state. ~~The Secretary of State Commissioner shall not issue a charter to~~ approve the articles of incorporation of an applicant attempting to use such a name nor shall the Commissioner approve an application for a certificate of authority from such applicant.
- (b)(1) With the exception of risk retention group captive insurance companies, the name of a captive insurance company shall include the words 'captive insurance company.' ~~company' and have such word or words, abbreviation, suffix, or prefix included in the name or attached to it in such a manner as to clearly indicate that it is a corporation.~~
- (2) The name of a risk retention group captive insurance company shall include the words 'risk retention group captive insurance company.' ~~company' and have such~~



~~word or words, abbreviation, suffix, or prefix included in the name or attached to it in such a manner as to clearly indicate that it is a corporation.~~

(c) If the captive insurance company is a mutual insurer, the word 'mutual' shall also be a part of the name.

33-41-7.

(a) The affairs of every captive insurance company shall be managed by not less than three directors.

(b) At least one of the directors of every captive insurance company shall be a resident of this state, and a majority of the directors shall be citizens of the United States.

(c) Every captive insurance company shall report to the Commissioner within 30 days after any change in its directors including in its report a statement of the business and professional background and affiliations of any new director.

33-41-8.

(a) The amount of minimum capital or surplus required for each captive insurance company shall be determined on an individual basis, however:

(1) A pure captive insurance company shall maintain at least \$250,000.00 in surplus;

(2) An association captive insurance company shall maintain at least \$500,000.00 in surplus;

(3) An agency captive insurance company shall maintain at least \$250,000.00 in surplus;

~~(3)~~(4) An industrial insured captive insurance company shall maintain at least \$500,000.00 in surplus; and

~~(4)~~(5) A risk retention group shall maintain at least \$500,000.00 in surplus.

The Commissioner may require additional capital or surplus of any captive insurance company in an amount he or she deems appropriate under the circumstances based on the captive insurance company's business plan as described in paragraph (2) of subsection (a) of Code Section 33-41-10. Additional capital or surplus may be required if the captive insurance company's business plan indicates that an increase is required in order for the captive insurance company to meet its contractual obligations to its policyholders or to maintain its solvency.

(b) Minimum capital or surplus of up to \$500,000.00 shall be maintained in any of the following:

(1) Cash;

(2) Certificates of deposit or similar certificates or evidences of deposits in banks or trust companies but only to the extent that the certificates or deposits are insured by the Federal Deposit Insurance Corporation; ~~or~~

(3) Savings accounts, certificates of deposit, or similar certificates or evidences of deposit in savings and loan associations and building and loan associations but only to the extent that the same are insured by the Federal Savings and Loan Insurance Corporation; or

(4) Promissory notes or other obligations of shareholders secured by one or more

letters of credit, as described in Code Section 33-41-9.

(c) One hundred thousand dollars of the minimum capital or surplus of an association captive insurance company, an industrial insured captive insurance company, or a risk retention group captive insurance company must be deposited with the state prior to the issuance of a certificate of authority.

(d) Any additional capital or surplus in excess of \$500,000.00 required by the Commissioner pursuant to subsection (a) of this Code section may be provided and maintained in any of the following:

- (1) Any eligible investments of minimum capital or surplus authorized under Code Section 33-11-5;
- (2) Promissory notes or other obligations of shareholders secured by one or more letters of credit, as described in Code Section 33-41-9; or
- (3) Any other investments approved by the Commissioner that do not impair the financial solvency of the captive insurance company.

33-41-9.

(a) Any letter of credit used to meet the requirements set forth in Code Sections 33-41-8, 33-41-12, and 33-41-14 shall be:

- (1) ~~Must be clean,~~ Clean, irrevocable, and unconditional;
- (2) ~~Must be issued~~ Issued by a bank approved by the Commissioner, which is either a bank chartered by the State of Georgia or a national bank which is a member of the Federal Reserve System;
- (3) ~~Must provide that it is presentable~~ Presentable and payable within the State of Georgia; and
- (4) ~~Must be provided~~ Provided in conformity with any other requirements established by the Commissioner.

(b) The Commissioner may require any captive insurance company to draw upon its letters of credit at any time, in amounts determined by the Commissioner, if the Commissioner determines that such action is necessary for the protection of the interests of the captive insurance company's policyholders.

33-41-10.

(a) The application for an original certificate of authority for a captive insurance company must be filed with the Commissioner and shall contain the following:

- (1) A ~~certified~~ copy of the captive insurance company's adopted or proposed articles of incorporation and bylaws;
- (2) A business plan which shall contain the following:
  - (A) A plan of operation or a feasibility study describing the anticipated activities and results of the captive insurance company which shall include:
    - (i) A description of the coverages, coverage limits and deductibles, and premium rating systems for the lines of insurance or reinsurance that the captive insurance company intends to offer;
    - (ii) Historical and expected loss experience of the risks to be insured or reinsured

- by the captive insurance company;
- (iii) Pro forma financial statements and projections of the proposed business operations of the captive insurance company;
  - (iv) An analysis of the adequacy of the captive insurance company's proposed premiums and capital and surplus levels relative to the risks to be insured or reinsured by the captive insurance company;
  - (v) A statement of the captive insurance company's net retained limit of liability on any contract of insurance or reinsurance it intends to issue and the nature of any reinsurance it intends to cede;
  - (vi) A statement certifying that the captive insurance company's investment policy is in compliance with this title and specifying the type of investments to be made pursuant to Code Section 33-41-18;
  - (vii) A statement identifying the geographic areas in which the captive insurance company intends to operate;
  - (viii) A statement identifying the persons or organizations who will perform the captive insurance company's major operational functions, including management, underwriting, accounting, investment of assets, claims adjusting and loss control, and the adequacy of the expertise, experience, and character of such persons or organizations; and
  - (ix) Whenever required by the Commissioner, an appropriate opinion by a qualified independent casualty actuary regarding the adequacy of the captive insurance company's proposed capital, surplus, and premium levels; and
- (B) Such other items deemed relevant by the Commissioner in ascertaining whether the proposed captive insurance company will be able to meet its contractual obligations.
- (b) In determining whether to approve an application for an original or renewal certificate of authority to a captive insurance company, the Commissioner shall examine the items submitted to him pursuant to subsections (a), (e), and (f) of this Code section. The Commissioner may rely upon and accept the reports of independent agents who may include licensed insurance counselors, brokers, agents, or adjusters discussed under Chapter 23 of this title, certified actuarial consultants, certified public accountants, risk managers, and examiners of insurance companies in order to facilitate his examination of the application for a certificate of authority by a captive insurance company. The expenses and charges of such independent agents shall be paid directly by the captive insurance company.
- (c) Each captive insurance company shall pay to the Commissioner an amount equal to all costs of examining, investigating, and processing its application for an original or renewal certificate of authority. In addition, it shall pay a fee for the initial year of registration and a renewal fee for each year thereafter in the amount periodically imposed under this title upon other domestic insurance companies.
- (d) Pursuant to Code Section 33-3-15, if the Commissioner is satisfied that the documents and statements filed by the captive insurance company comply with the provisions of this chapter, he shall notify the captive insurance company of his intention

to issue a certificate of authority.

(e) After the captive insurance company has been notified pursuant to subsection (d) of this Code section, the captive insurance company shall provide the Commissioner with:

(1) Evidence satisfactory to the Commissioner that the minimum capital or surplus required for the particular captive insurance company under Code Section 33-41-8 has been paid in and that the appropriate amount thereof has been deposited with the state; and

(2) A financial statement showing the assets and liabilities of the captive insurance company which is certified by its president and calculated in accordance with the accounting standards set out in Chapter 10 of this title, except as modified by this chapter.

Thereafter, the Commissioner shall promptly issue a certificate of authority authorizing the captive insurance company to transact insurance in this state until the thirtieth day of June thereafter.

(f) Any material change in the items required under subsection (a) of this Code section shall require the prior approval of the Commissioner. Any material change which is not disapproved by the Commissioner within 30 days after its submission shall be deemed approved.

33-41-11.

(a) The certificate of authority of a captive insurance company to transact insurance in this state may be refused, or suspended, or not be renewed pursuant to Code Sections 33-3-17 through 33-3-19, inclusive.

(b) A certificate of authority shall expire, be renewed, and be amended by the Commissioner pursuant to Code Section 33-3-16; provided, however, that captive insurance companies shall not be subject to the publishing requirements of such Code section.

33-41-12.

For the purposes of determining the financial condition of a captive insurance company, including, but not limited to, the maintenance of adequate reserves pursuant to Code Section 33-41-13, the reporting of business affairs pursuant to Code Section 33-41-15, and the examinations and investigations pursuant to Code Section 33-41-16, there shall be allowed as assets of a captive insurance company:

(1) Those assets described in Code Section 33-10-1;

(2) Those assets otherwise authorized by Code Sections 33-41-8 and 33-41-14; ~~and~~

(3) Obligations for premium payments, provided that such obligations are secured by letters of credit, as described in Code Section 33-41-9; and

(4) Assets that are approved by the Commissioner as admitted assets under rules adopted pursuant to this chapter.

33-41-13.

(a) Every captive insurance company shall maintain reserves in an amount estimated in the aggregate to provide for the payment of all unpaid losses and claims incurred,

whether reported or unreported, for which such captive insurance company may be liable, together with the expenses of adjustment or settlement of such losses and claims. Every captive insurance company shall keep a complete and itemized record, in a form satisfactory to the Commissioner, showing all losses and claims on which it has received notice.

(b) If the loss experience of a captive insurance company shows that its loss reserves, however estimated, are inadequate, the Commissioner shall require the captive insurance company to maintain increased amounts of loss reserves as are needed to make its loss reserves adequate.

(c) Every captive insurance company shall maintain an unearned premium reserve on all policies in force which shall never be less in the aggregate than the captive insurance company's actual liability to all its insureds for the return of gross unearned premiums computed pursuant to the method commonly referred to as the monthly pro rata method.

33-41-14.

(a) A captive insurance company may cede any part of its risks to a reinsurer pursuant to a written reinsurance agreement and may take credit as an asset or a deduction from its liabilities for the amount of reinsurance premiums recoverable under such reinsurance agreement:

(1) If the reinsurer is in compliance with Code Section 33-7-14;

(2) To the extent that assets are deposited or withheld from the reinsurer under a written trust or escrow agreement approved by the Commissioner pursuant to an express provision in the reinsurance agreement as security for the payment of the reinsurer's obligations thereunder, provided that:

(A) The assets deposited or withheld are held subject to withdrawal by, and under the control of, the ceding captive insurance company; or

(B) The assets deposited or withheld are placed in a trust or escrow account for such purposes in a bank which is either chartered by the State of Georgia or a national bank which is a member of the Federal Reserve System and withdrawals cannot be made without the express written consent of the ceding captive insurance company;

(3) To the extent of the amount of a letter of credit, as described in Code Section 33-41-9, given pursuant to an express provision in the reinsurance agreement as security for the payment of the reinsurer's obligations thereunder; or

(4) When the Commissioner shall otherwise authorize such credits or deductions.

(b) Any assets deposited or withheld under paragraph (2) of subsection (a) of this Code section must be in the form of cash, as defined in Code Section 33-11-6, or securities which must have a market value equal to or greater than the credit taken and are qualified as allowed assets for a domestic insurer under Chapter 11 of this title.

(c) No credit shall be allowed for reinsurance in any unauthorized assuming reinsurer unless such reinsurer designates the Commissioner as agent for service of process in any action arising out of, or in connection with, such reinsurance.

33-41-15.

Each captive insurance company shall be required to file annual and other reports of its business affairs and operations as prescribed by Code Section 33-3-21.

33-41-16.

(a) The Commissioner or his or her designated agent may visit each captive insurance company at any time and examine its affairs in order to ascertain its financial condition, its ability to fulfill its contractual obligations, and its compliance with this chapter. For these purposes, the Commissioner or his or her designated agent shall have free access to all of the books and records relating to the business of the captive insurance company. The expenses and charges of any examination conducted pursuant to this Code section shall be paid directly by the captive insurance company examined.

(b) When necessary or desirable to assist in any examination under this Code section, the Commissioner may retain such independent agents as described in subsection (b) of Code Section 33-41-10, as the Commissioner deems appropriate, in order to facilitate his or her examination under this Code section. The expenses and charges of such persons so retained or designated shall be paid directly by the captive insurance company. The provision of subsection (g) of Code Section 33-2-14 shall apply to examinations of any captive insurance company.

(c) All portions of license applications reasonably designated confidential by or on behalf of an applicant pure or agency captive insurance company, all information and documents, and any copies of the foregoing, produced or obtained by or submitted or disclosed to the Commissioner pursuant to this chapter that are reasonably designated confidential by a pure or agency captive insurance company, and all examination reports, preliminary examination reports, working papers, recorded information, other documents, and any copies of any of the foregoing, produced or obtained by or submitted or disclosed to the Commissioner pursuant to this chapter shall be given confidential treatment, except as to disclosures consented to by the pure or agency captive insurance company, and shall not be subject to subpoena, shall not be made public by the Commissioner, and shall not be provided or disclosed to any other person at any time except to:

(1) Insurance commissioners of any state or of any foreign country or jurisdiction, provided that:

(A) Such receiving party shall agree in writing to maintain the confidentiality of such information; and

(B) The laws of the receiving party require such information to be and to remain confidential; or

(2) A law enforcement official or agency of this state, any other state, or the United States of America so long as such official or agency agrees in writing to hold it confidential and in a manner consistent with this Code section.

33-41-17.

The Commissioner may impose fines as prescribed by Code Section 33-3-20.

33-41-18.

Except as provided in Code Section 33-41-8:

- (1) ~~An~~ Risk retention group captive insurance companies, industrial insured captive insurance companies, and association captive insurance company companies shall comply with the investment requirements contained in Article 2 of Chapter 11 of this title; and
- (2) ~~No pure~~ Pure captive insurance company or industrial insured companies and agency captive insurance company companies shall not be subject to any restrictions on eligible investments whatever, including those limitations contained in Chapter 11 of this title; provided, however, that the Commissioner may prohibit or limit any investment that threatens the solvency or liquidity of any such captive insurance company.

33-41-19.

- (a) No captive insurance company shall be required to join or use the rates, rating systems, underwriting rules, or policy or bond forms of a rating or advisory organization as defined in Code Section 33-9-2.
- (b) No captive insurance company shall be required to file its premium rates or policy forms with, or seek approval of such rates or forms from, the Commissioner or any other authority of this state. However, the Commissioner shall impose minimum premiums upon association captive insurance companies which write motor vehicle liability insurance coverage required by law and do not participate in the Georgia Insurers Insolvency Pool.
- (c) Each captive insurance company shall provide the following notice in ten-point type on the front page and declaration page on all policies and on the front page of all applications for policies:

'This captive insurance company is not subject to all of the insurance laws and regulations of the State of Georgia. State insurers insolvency guaranty funds are not available to the policyholders of this captive insurance company.'

33-41-20.

- (a)(1) No captive insurance company other than an association or industrial insured captive insurance company issuing workers' compensation insurance contracts shall be permitted to join or contribute financially to the Georgia Insurers Insolvency Pool under Chapter 36 of this title or any other plan, pool, or association guaranty or insolvency fund in this state. Other than an association or industrial insured captive insurance company issuing workers' compensation insurance contracts, no captive insurance company, or its insureds or claimants against its insureds, nor its parent or any affiliated company shall receive any benefit from the Georgia Insurers Insolvency Pool or any other plan, pool, or association guaranty or insolvency fund for claims arising out of the operations of such captive insurance company.
- (2) No captive insurance company shall be required to participate in any FAIR Plan established and maintained in this state under Chapter 33 of this title.

(3) No captive insurance company shall be required to participate in any joint underwriting association established and maintained in this state under Chapter 9 of this title.

(b) Captive insurance companies shall be assessed on the same basis as self-insurers for the purpose of payments to the Subsequent Injury Trust Fund as described in Chapter 9 of Title 34.

33-41-20.1.

(a) On and after January 1, 2008, every association and industrial insured captive insurance company issuing workers' compensation insurance contracts shall become a member of the Georgia Insurers Insolvency Pool under Chapter 36 of this title as to workers' compensation only. Such captive insurance companies shall be liable for assessments pursuant to Code Section 33-36-7 and for all other obligations imposed pursuant to Chapter 36 of this title as to workers' compensation only.

(b) Except as provided for in Code Section 33-36-20, the Georgia Insurers Insolvency Pool shall not be liable for any claims incurred by any captive insurance company before January 1, 2008.

33-41-21.

The provisions of Chapter 37 of this title shall apply to and govern the rehabilitation, reorganization, conservation, and liquidation of captive insurance companies.

33-41-22.

In lieu of any other taxes imposed by this title, all captive insurance companies licensed under this chapter shall pay the following taxes:

(1) A tax at the rate of 0.4 percent on the first \$20 million and 0.3 percent on each dollar thereafter on its direct premiums collected, after deducting from the direct premiums subject to the tax the amounts paid to policyholders as return premiums which must include dividends on unabsorbed premiums or premium deposits returned or credited to policyholders;

(2) A tax at the rate of 0.225 percent on the first \$20 million of assumed reinsurance premium, and 0.150 percent on the next \$20 million and 0.050 percent on the next \$20 million, and 0.025 percent of each dollar thereafter. However, no reinsurance tax applies to premiums for risks or portions of risks that are subject to taxation on a direct basis pursuant to paragraph (1) of this Code section. No reinsurance premium tax shall be payable in connection with the receipt of assets in exchange for the assumption of loss reserves and other liabilities of another insurer under common ownership and control, provided that the Commissioner verifies that such transaction is part of a plan to discontinue the operations of such other insurer, and if the intent of the parties to such transaction is to renew or maintain such business with the captive insurance company;

(3) If the aggregate taxes to be paid by a captive insurance company calculated under paragraphs (1) and (2) of this Code section amount to more than \$100,000.00 in any



year, the captive insurance company shall pay a maximum tax of \$100,000.00 for that year;

(4) Two or more captive insurance companies under common ownership and control shall be taxed as though they were a single captive insurance company; and

(5) The tax provided for in paragraphs (1) and (2) of this Code section shall be calculated on an annual basis, notwithstanding policies or contracts of insurance or contracts of reinsurance issued on a multiyear basis. In the case of multiyear policies or contracts, the premium shall be prorated for purposes of determining the tax due.

33-41-23.

The Commissioner may establish such rules and regulations and issue such interpretive rulings as may be necessary to carry out the provisions of this chapter.

33-41-24.

Any provisions of this title which are inconsistent with the provisions of this chapter shall not apply to captive insurance companies; provided, however, that pure and agency captive insurance companies shall not be subject to the requirements of Chapter 13 of this title."

## SECTION 2.

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

Senator Shafer of the 48th asked unanimous consent that he be excused from voting on SB 347 pursuant to Senate Rule 5-1.8(d). The consent was granted, and Senator Shafer was excused.

Senator Bethel of the 54th moved that the Senate agree to the House substitute to SB 347.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	E Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker

Y Harbison	Martin	E Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 49, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 347.

The following bill was taken up to consider House action thereto:

SB 327. By Senators Hill of the 32nd, Hill of the 6th, McKoon of the 29th, Crane of the 28th, Thompson of the 14th and others:

A BILL to be entitled an Act to amend Part 1 of Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia Annotated, relating to general authority, duties, and procedure relative to state purchasing, so as to prohibit the state, including all of its subdivisions and instrumentalities, from entering into certain contracts with an individual or company unless such contracts contain a certification that such individual or company does not presently conduct a boycott of Israel and will not conduct such a boycott for the duration of such contract; to exclude certain contracts from these requirements; to provide for definitions; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Part 1 of Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia Annotated, relating to general authority, duties, and procedure relative to state purchasing, so as to prohibit the state from entering into certain contracts with an individual or company unless such contracts contain a certification that such individual or company does not presently conduct a boycott of Israel and will not conduct such a boycott for the duration of such contract; to exclude certain contracts from these requirements; to provide for definitions; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 1 of Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia Annotated, relating to general authority, duties, and procedure relative to state purchasing, is amended by adding a new Code section to read as follows:

"50-5-85.

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

(1) 'Boycott of Israel' means engaging in refusals to deal with, terminating business activities with, or other actions that are intended to limit commercial relations with Israel or individuals or companies doing business in Israel or in Israeli-controlled territories, when such actions are taken:

(A) In compliance or adherence to calls for a boycott of Israel other than those boycotts to which 50 U.S.C. App. Section 2407(c), as it existed on January 1, 2016, applies; or

(B) In a manner that discriminates on the basis of nationality, national origin, religion, or other unreasonable basis that is not founded on a valid business reason.

(2) 'Company' means any sole proprietorship, organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company, or other entity or business association, including all wholly owned subsidiaries, majority owned subsidiaries, parent companies, or affiliates of such entities or business associations, that exists for the purpose of making profit.

(b) The state shall not enter into a contract with an individual or company if the contract is related to construction or the provision of services, supplies, or information technology unless the contract includes a written certification that such individual or company is not currently engaged in, and agrees for the duration of the contract not to engage in, a boycott of Israel.

(c) Subsection (a) of this Code section shall not apply to contracts with a total value of less than \$1,000.00."

## SECTION 2.

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

Senator Hill of the 32nd moved that the Senate agree to the House substitute to SB 327.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Parent
Y Bethel	Y Hufstetler	N Rhett
Black	Y Jackson, B	Y Seay
Y Burke	N Jackson, L	Y Shafer
Y Butler	N James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman

Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 41, nays 8; the motion prevailed, and the Senate agreed to the House substitute to SB 327.

The following bill was taken up to consider House action thereto:

SB 304. By Senators Parent of the 42nd and Jones II of the 22nd:

A BILL to be entitled an Act to amend Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to disclosure and dissemination of criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System, so as to allow for the preservation of a person's involuntary hospitalization information received by the Georgia Crime Information Center; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions for law enforcement officers and agencies, so as to provide requirements for submitting certain evidence collected from a forensic medical examination to the Georgia Bureau of Investigation; to provide for definitions; to provide for procedure; to provide for reporting; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Pursuing Justice for Rape Victims Act."

**SECTION 2.**

Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions for law enforcement officers and agencies, is amended by revising Code Section 35-1-2, which was previously reserved, as follows:

"35-1-2.

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

(1) 'Division' means the Division of Forensic Sciences of the Georgia Bureau of Investigation.

(2) 'Medical examination' means an examination pursuant to subsection (c) of Code Section 16-6-1 or subsection (c) of Code Section 16-6-2.

(b) When a forensic medical examination is performed, evidence is collected, and the alleged victim has requested that law enforcement officials be notified, the individual performing such exam, or his or her designee, shall notify the appropriate law enforcement agency of the collection of such evidence. Law enforcement officials shall take possession of such evidence no later than 96 hours of being notified.

(c) It shall be the duty of every law enforcement officer who takes possession of the evidence as provided in subsection (b) of this Code section to ensure that such evidence is submitted to the division within 30 days of it being collected, in accordance with the procedures established by the division.

(d) When a forensic medical examination was performed before July 1, 2016, evidence was collected, and the alleged victim requested that law enforcement officials be notified, the individual who performed such exam, or his or her designee, shall notify the appropriate law enforcement agency of the collection of such evidence on or before July 15, 2016, and law enforcement officials shall take possession of such evidence on or before July 31, 2016. It shall be the duty of every law enforcement officer who takes possession of the evidence as provided in this Code section to ensure that such evidence is submitted to the division by August 31, 2016, in accordance with the procedures established by the division.

(e) It shall be the duty of every law enforcement agency to create a list of evidence resulting from a forensic medical examination that is in such agency's possession on August 1, 2016, identifying such evidence as needing to be tested and submitting such listing of information to the division by August 15, 2016.

(f) A failure to comply with the provisions of this Code section shall not affect the admissibility of evidence collected from a forensic medical examination.

(g) Beginning December 1, 2016, the division shall issue an annual report detailing the number of cases for which it has tested evidence pursuant to this Code section and the number of cases that are awaiting testing. Such report shall be provided to the executive counsel of the Governor, the Speaker of the House of Representatives, the Lieutenant Governor, the members of the House Committee on Judiciary, Non-civil, the members of the Senate Judiciary, Non-civil Committee, and posted online at the Georgia Bureau of Investigation's website. Reserved."

**SECTION 3.**

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

Senator Unterman of the 45th moved that the Senate agree to the House substitute to SB 304 as amended by the following amendment:

*Amend the House substitute to SB 304 (LC 29 7133S) by deleting lines 1 through 52 and inserting in lieu thereof the following:*

To amend Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions for law enforcement officers and agencies, so as to provide requirements for submitting certain evidence collected from a forensic medical examination to the Georgia Bureau of Investigation; to provide for definitions; to provide for procedure; to provide for reporting; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Compassionate Care for Victims of Sexual Assault Act."

**SECTION 2.**

Chapter 1 of Title 35 of the Official Code of Georgia Annotated, relating to general provisions for law enforcement officers and agencies, is amended by revising Code Section 35-1-2, which was previously reserved, as follows:

"35-1-2.

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

(1) 'Division' means the Division of Forensic Sciences of the Georgia Bureau of Investigation.

(2) 'Medical examination' means an examination pursuant to subsection (c) of Code Section 16-6-1 or subsection (c) of Code Section 16-6-2.

(b) When a forensic medical examination is performed, evidence is collected, and the alleged victim has requested that law enforcement officials be notified, the individual performing such exam, or his or her designee, shall notify the appropriate law enforcement agency of the collection of such evidence and provide a summary of all rights guaranteed to the alleged victim pursuant to the Crime Victims' Bill of Rights established pursuant to Code Section 17-17-1, et seq., as provided by the Criminal Justice Coordinating Council. At the time of the examination, no alleged victim shall be required to assign or waive any rights afforded to them in the Crime Victims' Bill of Rights or that might prevent the alleged victim from seeking relief from the Crime Victims Compensation Board. Law enforcement officials shall take possession of such evidence no later than 96 hours of being notified.

(c) It shall be the duty of every law enforcement officer who takes possession of the

evidence as provided in subsection (b) of this Code section to ensure that such evidence is submitted to the division within 30 days of it being collected, in accordance with the procedures established by the division.

(d) When a forensic medical examination was performed before July 1, 2016, evidence was collected, and the alleged victim requested that law enforcement officials be notified, the individual who performed such exam, or his or her designee, shall notify the appropriate law enforcement agency of the collection of such evidence on or before July 15, 2016, and law enforcement officials shall take possession of such evidence on or before July 31, 2016. It shall be the duty of every law enforcement officer who takes possession of the evidence as provided in this Code section to ensure that such evidence is submitted to the division by August 31, 2016, in accordance with the procedures established by the division.

(e) It shall be the duty of every law enforcement agency to create a list of evidence resulting from a forensic medical examination that is in such agency's possession on August 1, 2016, identifying such evidence as needing to be tested and submitting such listing of information to the division by August 15, 2016.

(f) A failure to comply with the provisions of this Code section shall not affect the admissibility of evidence collected from a forensic medical examination.

(g) Beginning December 1, 2016, the division shall issue an annual report detailing the number of cases for which it has tested evidence pursuant to this Code section and the number of cases that are awaiting testing. Such report shall be provided to the executive counsel of the Governor, the Speaker of the House of Representatives, the Lieutenant Governor, the members of the House Committee on Judiciary, Non-civil, the members of the Senate Judiciary, Non-civil Committee, the House Committee on Health and Human Services, and the Senate Health and Human Services Committee and posted online at the Georgia Bureau of Investigation's website. Reserved."

### SECTION 3.

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

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins

Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 55, nays 1; the motion prevailed, and the Senate agreed to the House substitute to SB 304 as amended by the Senate.

The following communication was received by the Secretary:

3/24/2016

I inadvertently voted "No" on SB 304. Please reflect in the Journal that my intent was to vote "Yes".

/s/ Marty Harbin  
District 16

Senator Jones of the 25th was excused for business outside the Senate Chamber.

The following bill was taken up to consider House action thereto:

SB 383. By Senators Ginn of the 47th, Mullis of the 53rd, Black of the 8th, Williams of the 27th, Sims of the 12th and others:

A BILL to be entitled an Act to amend Chapter 6 of Title 32 of the O.C.G.A., relating to the regulation of maintenance and use of public roads, so as to provide for the purpose of the Roadside Enhancement and Beautification Council; to provide for the issuance of permits for the removal or trimming of vegetation on state rights of way when such vegetation obstructs the target viewing zone of a building, sign, or structure upon commercial property; to provide for procedures, conditions, and limitations for the issuance of such permits; to provide for the department to set standards for applications and fees for such permits; to prohibit the removal or certain types of vegetation; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:



A BILL TO BE ENTITLED  
AN ACT

To amend Part 2 of Article 3 of Chapter 6 of Title 32 of the Official Code of Georgia Annotated, relating to the regulation of signs and signals within the state highway system, so as to allow agritourism facilities to obtain tree trimming permits for advertising signs; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 2 of Article 3 of Chapter 6 of Title 32 of the Official Code of Georgia Annotated, relating to the regulation of signs and signals within the state highway system, is amended by adding a new Code section to read as follows:

"32-6-75.4.

(a) For purposes of this Code section, the term 'agritourism facility' means any operation charging admission for persons to visit, view, or participate in the operation of a farm or dairy farm or production of farm or dairy products for entertainment or educational purposes or any operation selling farm or dairy products to persons who visit such operation.

(b) An agritourism facility may apply for and obtain a permit pursuant to Code Section 32-6-75.3 for a lawfully erected outdoor advertising sign promoting such facility, so long as such sign is located on the premises of such facility and comports with local ordinances. The provisions of subsection (b) of Code Section 32-6-75.3 shall not apply to the application for a permit made in accordance with this Code section."

**SECTION 2.**

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

Senator Ginn of the 47th moved that the Senate agree to the House substitute to SB 383.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Y Parent
N Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	E Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C

Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the motion, the yeas were 51, nays 3; the motion prevailed, and the Senate agreed to the House substitute to SB 383.

The following bill was taken up to consider House action thereto:

SB 420. By Senators Tippins of the 37th, Hill of the 32nd, Unterman of the 45th, Jones of the 25th and Thompson of the 14th:

A BILL to be entitled an Act to amend Chapter 1 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties, so as to require referendum approval prior to the expenditure of public funds for the establishment of a fixed guideway transit; to provide for definitions; to provide for submission of the question to qualified voters; to provide for ballot language; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment was as follows:

*Amend SB 420 (SB 420/CSFA/1) by deleting lines 73 through 79 and inserting in lieu thereof the following:*

of 1965,' for which any referendum required under such Act shall control, or to any project within a county or between counties which have approved such sales and use tax, provided that such project is wholly within the territorial boundaries of such county or counties.

Senator Tippins of the 37th moved that the Senate agree to the House amendment to SB 420.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
N Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	Y Rhett

Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	E Jones, B	N Tate
N Davenport	Y Jones, E	Y Thompson, B
Y Dugan	N Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	Y Lucas	Y Walker
Y Harbison	N Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the motion, the yeas were 39, nays 13; the motion prevailed, and the Senate agreed to the House amendment to SB 420.

The following communication was received by the Secretary:

3/24/2016

I inadvertently voted the "yes" on SB 420. Please reflect in the Journal that my intent was to vote "No".

/s/ Gloria Butler  
District 55

The following resolution was taken up to consider House action thereto:

SR 954. By Senators Jeffares of the 17th, Jones of the 25th, Kennedy of the 18th, Kirk of the 13th, Bethel of the 54th and others:

A RESOLUTION authorizing the granting of nonexclusive easements for the construction, operation, and maintenance of facilities, utilities, roads, and ingress and egress in, on, over, under, upon, across, or through property owned by the State of Georgia in the counties of Bartow, Bulloch, Carroll, Chatham, Columbia, Coweta, DeKalb, Emanuel, Gordon, Henry, Marion, Murray, Paulding, Sumter, Ware, and Whitfield; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

### A RESOLUTION

Authorizing the granting of nonexclusive easements for the construction, operation, and maintenance of facilities, utilities, roads, and ingress and egress in, on, over, under, upon, across, or through property owned by the State of Georgia in the counties of Bartow, Bulloch, Carroll, Chatham, Columbia, Coweta, DeKalb, Emanuel, Gordon, Henry, Marion, Murray, Paulding, Sumter, Ware, and Whitfield; to provide for an effective date; to repeal conflicting laws; and for other purposes.

WHEREAS, the State of Georgia is the owner of certain real property located in the counties of Bartow, Bulloch, Carroll, Chatham, Columbia, Coweta, DeKalb, Emanuel, Gordon, Henry, Marion, Murray, Paulding, Sumter, Ware, and Whitfield; and

WHEREAS, the Department of Transportation; Excelsior Electric Membership Corporation; Flint Electric Membership Corporation; Georgia Power Company; Snapping Shoals Electric Membership Corporation; and Transcontinental Gas Pipe Line Company, LLC desire to operate and maintain facilities, utilities, roads, and ingress and egress in, on, over, under, upon, across, or through a portion of said property; and

WHEREAS, these nonexclusive easements, facilities, utilities, roads, and ingress and egress in, on, over, under, upon, across, or through the above-described state property have been requested or approved by the Department of Defense, Department of Natural Resources, Technical College System of Georgia, and State Properties Commission.

NOW, THEREFORE, BE IT RESOLVED AND ENACTED  
BY THE GENERAL ASSEMBLY OF GEORGIA:

### **ARTICLE I** **SECTION 1.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in the 1209th District, G.M., City of Statesboro, Bulloch County, Georgia, commonly known as Ogeechee Technical College, and that the property is in the custody of the Technical College System of Georgia, which by official action dated August 6, 2015, did not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

### **SECTION 2.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement to construct, install, operate, and maintain underground distribution lines and associated

equipment to serve the new natural resources building (TCSG-269) at Ogeechee Technical College. The easement area is located in Bulloch County, and is more particularly described as follows:

That approximately 1.7 acres, lying and being in the 1209th District, G.M., City of Statesboro, Bulloch County, Georgia, and that portion only as shown on a drawing furnished by the Georgia Power Company, and being on file in the offices of the State Properties Commission,  
and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

### **SECTION 3.**

That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining underground distribution lines and associated equipment.

### **SECTION 4.**

That Georgia Power Company shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, installation, operation, and maintenance of said distribution lines and associated equipment.

### **SECTION 5.**

That, after Georgia Power Company has put into use the distribution lines and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power Company, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the distribution lines and associated equipment shall become the property of the State of Georgia, or its successors and assigns.

### **SECTION 6.**

That no title shall be conveyed to Georgia Power Company and, except as herein specifically granted to Georgia Power Company, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia Power Company.

### **SECTION 7.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent

nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and Georgia Power Company shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, Georgia Power Company provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

#### **SECTION 8.**

That the easement granted to Georgia Power Company shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 9.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state highway system, of a county with respect to the county road system, or of a municipality with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

#### **SECTION 10.**

That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interests of the State of Georgia.

#### **SECTION 11.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Bulloch County and a recorded copy shall promptly be forwarded to the State Properties Commission.

#### **SECTION 12.**

That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective.

**SECTION 13.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE II  
SECTION 14.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in the 6th District, G.M., City of Savannah, Chatham County, Georgia, commonly known as Wormsloe Historic Site, and that the property is in the custody of the Department of Natural Resources, which by official action dated January 29, 2016, did not object to the granting of an easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 15.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement to construct, install, operate, and maintain underground distribution lines and associated equipment, together with the right of ingress and egress over the above-described property owned by the State of Georgia to serve structures of the University of Georgia. The easement area is located in Chatham County, and is more particularly described as follows:

That approximately 3.256 acres, lying and being in the 6th District, G.M., City of Savannah, Chatham County, Georgia, and that portion only as shown on a drawing furnished by the Georgia Power Company, and being on file in the offices of the State Properties Commission, and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 16.**

That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining underground distribution lines, and associated equipment.

**SECTION 17.**

That Georgia Power Company shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, installation, operation, and maintenance of said distribution lines and associated equipment.

**SECTION 18.**

That, after Georgia Power Company has put into use the distribution lines and associated equipment this easement is granted for, a subsequent abandonment of the use thereof

shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power Company, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the distribution lines and any associated equipment shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 19.**

That no title shall be conveyed to Georgia Power Company and, except as herein specifically granted to Georgia Power Company, all rights, title, and interest in and to said easement area are reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia Power Company.

#### **SECTION 20.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and Georgia Power Company shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, Georgia Power Company provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

#### **SECTION 21.**

That the easement granted to Georgia Power Company shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best interest of the State of Georgia, and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 22.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state



highway system, of a county with respect to the county road system, or of a municipality with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 23.**

That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interests of the State of Georgia.

**SECTION 24.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Chatham County and a recorded copy shall promptly be forwarded to the State Properties Commission.

**SECTION 25.**

That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective.

**SECTION 26.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE III**

**SECTION 27.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in the 1285th District, G.M., City of Grovetown, Columbia County, Georgia, commonly known as Augusta Technical College, and that the property is in the custody of the Technical College System of Georgia, which by official action dated April 2, 2015, did not object to the granting of an easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 28.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement to construct, install, operate, and maintain underground distribution lines and associated equipment, together with the right of ingress and egress over the above-described property owned by the State of Georgia to serve an outdoor electronic sign at Augusta Technical College. The easement area is located in Columbia County and is more particularly described as follows:

That approximately .1 acre, lying and being in the 1285th District, G.M., City of Grovetown, Columbia County, Georgia, and that portion only as shown on a drawing furnished by Georgia Power Company, and being on file in the offices of the State Properties Commission,  
and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 29.**

That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining underground distribution lines and associated equipment.

**SECTION 30.**

That Georgia Power Company shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, installation, operation, and maintenance of said distribution lines and associated equipment.

**SECTION 31.**

That, after Georgia Power Company has put into use the distribution lines and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power Company, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the distribution lines and any associated equipment shall become the property of the State of Georgia, or its successors and assigns.

**SECTION 32.**

That no title shall be conveyed to Georgia Power Company and, except as herein specifically granted to Georgia Power Company, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia Power Company.

**SECTION 33.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and

Georgia Power Company shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, Georgia Power Company provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

**SECTION 34.**

That the easement granted to Georgia Power Company shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best interest of the State of Georgia, and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 35.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state highway system, of a county with respect to the county road system, or of a municipality with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 36.**

That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

**SECTION 37.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Columbia County and a recorded copy shall promptly be forwarded to the State Properties Commission.

**SECTION 38.**

That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective.

**SECTION 39.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE IV  
SECTION 40.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in Land Lot 252, 15th Land District, City of Decatur, DeKalb County, Georgia, commonly known as Georgia National Guard Decatur Armory (Decatur Armory), and that the property is in the custody of the Department of Defense, which by official action dated September 10, 2012, did not object to the granting of this easement and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 41.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement to construct, install, operate, and maintain underground transmission lines and associated equipment to serve new facilities of the Decatur Armory. The easement area is located in DeKalb County, and is more particularly described as follows:

That approximately .04 acres, lying and being in the Land Lot 252, 15th Land District, City of Decatur, DeKalb County, Georgia, and that portion only as shown on a drawing furnished by the Georgia Power Company, and being on file in the offices of the State Properties Commission,

and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 42.**

That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining underground transmission lines and associated equipment.

**SECTION 43.**

That Georgia Power Company shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, installation, operation, and maintenance of said transmission lines and associated equipment.

**SECTION 44.**

That, after Georgia Power Company has put into use the transmission lines and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all

the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power Company, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the transmission lines and associated equipment shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 45.**

That no title shall be conveyed to Georgia Power Company and, except as herein specifically granted to Georgia Power Company, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia Power Company.

#### **SECTION 46.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and Georgia Power Company shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, Georgia Power Company provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

#### **SECTION 47.**

That the easement granted to Georgia Power Company shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 48.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state highway system, of a county with respect to the county road system, or of a municipality

with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 49.**

That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interests of the State of Georgia.

**SECTION 50.**

That this grant of easement shall be recorded by the grantee in the Superior Court of DeKalb County and a recorded copy shall promptly be forwarded to the State Properties Commission.

**SECTION 51.**

That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective.

**SECTION 52.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE V**  
**SECTION 53.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in the 1560th District, G.M., City of Twin City, Emanuel County, Georgia, commonly known as George L. Smith State Park, and that the property is in the custody of the Department of Natural Resources, which by official action dated September 23, 2015, did not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 54.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Excelsior Electric Membership Corporation (Excelsior), or its successors and assigns, a nonexclusive easement to construct, install, operate, and maintain transmission lines and associated equipment to serve new group shelters at George L. Smith State Park. The easement area is located in Emanuel County, and is more particularly described as follows:

That approximately .16 acres, lying and being in the 1560th District, G.M., City of Twin City, Emanuel County, Georgia, and that portion only as shown on a drawing

furnished by Excelsior, and being on file in the offices of the State Properties Commission,  
and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 55.**

That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining transmission lines and associated equipment.

**SECTION 56.**

That Excelsior shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, installation, operation, and maintenance of said transmission lines and associated equipment.

**SECTION 57.**

That, after Excelsior has put into use the transmission lines and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Excelsior, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the transmission lines and associated equipment shall become the property of the State of Georgia, or its successors and assigns.

**SECTION 58.**

That no title shall be conveyed to Excelsior and, except as herein specifically granted to Excelsior, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Excelsior.

**SECTION 59.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and Excelsior shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, Excelsior provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole

discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

**SECTION 60.**

That the easement granted to Excelsior shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 61.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state highway system, of a county with respect to the county road system, or of a municipality with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 62.**

That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

**SECTION 63.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Emanuel County and a recorded copy shall promptly be forwarded to the State Properties Commission.

**SECTION 64.**

That the authorization in this resolution to grant the above-described easement to Excelsior shall expire three years after the date that this resolution becomes effective.

**SECTION 65.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE VI**

**SECTION 66.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in Land Lots 148 and 149, 15th Land District, Gordon County, Georgia, commonly



known as the Western and Atlantic Railroad, and that the property is in the custody of the State Properties Commission, which does not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 67.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Department of Transportation, or its successors and assigns, a nonexclusive easement area for road widening project PI 662510 on the South Calhoun Bypass from SR53 at CR13 East to SR53 at CR64, which will bridge over existing railroad right of way. The easement area is located in Gordon County and is more particularly described as follows:

That approximately 0.12 acre, lying and being in Land Lots 148 and 149, 15th District, Gordon County, Georgia (Parcel 168-A), and that portion only as shown on a drawing furnished by the Department of Transportation, and being on file in the offices of the State Properties Commission, and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 68.**

That the above-described premises shall be used solely for the purpose of a road widening project and the construction and maintenance of a bridge in the easement area.

**SECTION 69.**

That the Department of Transportation shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction of the bridge and road widening project.

**SECTION 70.**

That, after the Department of Transportation has put into use the easement area, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the Department of Transportation, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the easement area shall become the property of the State of Georgia, or its successors and assigns.

**SECTION 71.**

That no title shall be conveyed to the Department of Transportation and, except as herein specifically granted to the Department of Transportation, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the Department of Transportation.

**SECTION 72.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and the Department of Transportation shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, the Department of Transportation provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

**SECTION 73.**

That the easement granted to the Department of Transportation shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 74.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state highway system, of a county with respect to the county road system, or of a municipality with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 75.**

That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interests of the State of Georgia.

**SECTION 76.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Gordon County and a recorded copy shall promptly be forwarded to the State Properties Commission.

**SECTION 77.**

That the authorization in this resolution to grant the above-described easement to the Department of Transportation shall expire three years after the date that this resolution becomes effective.

**SECTION 78.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE VII****SECTION 79.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in Land Lot 136, 7th Land District, City of McDonough, Henry County, Georgia, commonly known as Southern Crescent Technical College, and that the property is in the custody of the Technical College System of Georgia, which by official action dated May 3, 2012, did not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 80.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Snapping Shoals Electric Membership Corporation (SSEMC), or its successors and assigns, a nonexclusive easement for the construction, installation, operation, and maintenance of distribution lines and associated equipment to serve the new Henry County campus of Southern Crescent Technical College (TCSG-248). The easement area is located in Henry County and is more particularly described as follows:

That approximately 1.51 acres, lying and being in Land Lot 136, 7th Land District, Henry County, Georgia, and that portion only as shown on a drawing furnished by SSEMC, and being on file in the offices of the State Properties Commission, and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 81.**

That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining underground distribution lines and associated equipment.

**SECTION 82.**

That SSEMC shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, installation, operation, and maintenance of said distribution lines and associated equipment.

**SECTION 83.**

That, after SSEMC has put into use the distribution lines and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, SSEMC, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the distribution lines and associated equipment shall become the property of the State of Georgia, or its successors and assigns.

**SECTION 84.**

That no title shall be conveyed to SSEMC and, except as herein specifically granted to SSEMC, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to SSEMC.

**SECTION 85.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and SSEMC shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, SSEMC provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

**SECTION 86.**

That the easement granted to SSEMC shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best

interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 87.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state highway system, of a county with respect to the county road system, or of a municipality with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 88.**

That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interests of the State of Georgia.

**SECTION 89.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Henry County and a recorded copy shall promptly be forwarded to the State Properties Commission.

**SECTION 90.**

That the authorization in this resolution to grant the above-described easement to SSEMC shall expire three years after the date that this resolution becomes effective.

**SECTION 91.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE VIII**

**SECTION 92.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in Land Lot 96, 11th Land District, Marion County, Georgia, commonly known as the Chattahoochee Fall Line Wildlife Management Area, and that the property is in the custody of the Department of Natural Resources, which by official action does not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 93.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Flint Electric Membership Corporation (Flint Energies), or its successors and

assigns, a nonexclusive easement for the construction, installation, operation, and maintenance of underground distribution lines and associated equipment to serve a new building at the Chattahoochee Fall Line Wildlife Management Area. The easement area is located in Marion County and is more particularly described as follows:

That approximately .03 acres, lying and being in Land Lot 96, 11th Land District, Marion County, Georgia, and that portion only as shown on a drawing furnished by Flint Energies, and being on file in the offices of the State Properties Commission, and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

#### **SECTION 94.**

That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining underground distribution lines and associated equipment.

#### **SECTION 95.**

That Flint Energies shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, installation, operation, and maintenance of said distribution lines and associated equipment.

#### **SECTION 96.**

That, after Flint Energies has put into use the distribution lines and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Flint Energies, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the distribution lines and associated equipment shall become the property of the State of Georgia.

#### **SECTION 97.**

That no title shall be conveyed to Flint Energies and, except as herein specifically granted to Flint Energies, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Flint Energies.

#### **SECTION 98.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission

shall in its discretion determine to be in the best interest of the State of Georgia, and Flint Energies shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, Flint Energies provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

#### **SECTION 99.**

That the easement granted to Flint Energies shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 100.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state highway system, of a county with respect to the county road system, or of a municipality with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

#### **SECTION 101.**

That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interests of the State of Georgia.

#### **SECTION 102.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Marion County and a recorded copy shall promptly be forwarded to the State Properties Commission.

#### **SECTION 103.**

That the authorization in this resolution to grant the above-described easement to Flint Energies shall expire three years after the date that this resolution becomes effective.

#### **SECTION 104.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE IX**  
**SECTION 105.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in Land Lot 81, 27th Land District, Sumter County, Georgia, commonly known as South Georgia Technical College, and that the property is in the custody of the Technical College System of Georgia, which by official action dated June 4, 2015, did not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 106.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Department of Transportation, or its successors and assigns, a nonexclusive easement for the construction of a storm water drainage system and road improvement project. The easement area is located at the South Georgia Technical College and is more particularly described as follows:

That approximately 0.25 acre, lying and being in Land Lot 81, 27th Land District, Sumter County, Georgia, and that portion only as shown on a drawing furnished by the Department of Transportation (PI 0011438), and being on file in the offices of the State Properties Commission,  
and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 107.**

That the above-described premises shall be used solely for the construction of a storm water drainage system and road improvement project.

**SECTION 108.**

That the Department of Transportation shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction of the drainage system and road improvement project.

**SECTION 109.**

That, after the Department of Transportation has put into use the drainage system and road this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the Department of Transportation, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the drainage system and road shall become the property of the State of Georgia, or its successors and assigns.



**SECTION 110.**

That no title shall be conveyed to the Department of Transportation and, except as herein specifically granted to the Department of Transportation, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the Department of Transportation.

**SECTION 111.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and the Department of Transportation shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, the Department of Transportation provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

**SECTION 112.**

That the easement granted to the Department of Transportation shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 113.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state highway system, of a county with respect to the county road system, or of a municipality with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 114.**

That the consideration for such easement shall be \$7,000.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interests of the State of Georgia.

**SECTION 115.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Sumter County and a recorded copy shall promptly be forwarded to the State Properties Commission.

**SECTION 116.**

That the authorization in this resolution to grant the above-described easement to the Department of Transportation shall expire three years after the date that this resolution becomes effective.

**SECTION 117.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE X**  
**SECTION 118.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in the Land Lot 105, City of Waycross, Ware County, Georgia, commonly known as the Laura S. Walker State Park, and that the property is in the custody of the Department of Natural Resources, which by official action dated April 22, 2015, did not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 119.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Georgia Power Company, or its successors and assigns, a nonexclusive easement for the construction, installation, operation, and maintenance of underground distribution lines and associated equipment to serve six new cabins at Laura S. Walker State Park. The easement area is located in Ware County, and is more particularly described as follows:

That approximately 0.3 acre, lying and being in Land Lot 105, City of Waycross, Ware County, Georgia, as shown on a drawing furnished by Georgia Power Company, and being on file in the offices of the State Properties Commission, and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 120.**

That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining underground distribution lines and associated equipment.

**SECTION 121.**

That Georgia Power Company shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, installation, operation, and maintenance of said distribution lines and associated equipment.

**SECTION 122.**

That, after Georgia Power Company has put into use the distribution lines and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Georgia Power Company, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the distribution lines and associated equipment shall become the property of the State of Georgia, or its successors and assigns.

**SECTION 123.**

That no title shall be conveyed to Georgia Power Company and, except as herein specifically granted to Georgia Power Company, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Georgia Power Company.

**SECTION 124.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and Georgia Power Company shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, Georgia Power Company provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a

substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

**SECTION 125.**

That the easement granted to Georgia Power Company shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 126.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state highway system, of a county with respect to the county road system, or of a municipality with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 127.**

That, given the public purpose of the project, the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interests of the State of Georgia.

**SECTION 128.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Ware County and a recorded copy shall promptly be forwarded to the State Properties Commission.

**SECTION 129.**

That the authorization in this resolution to grant the above-described easement to Georgia Power Company shall expire three years after the date that this resolution becomes effective.

**SECTION 130.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE XI**  
**SECTION 131.**

That the State of Georgia is the owner of the hereinafter described real property lying and being in Bartow, Carroll, Coweta, Gordon, Murray, Paulding, and Whitfield Counties,

and that the property is in the custody of the Department of Natural Resources, which by official action dated December 1, 2015, did not object to the granting of this easement and that, in all matters relating to the easement, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 132.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to Transcontinental Gas Pipe Line Company, LLC (Transco), or its successors and assigns, a nonexclusive easement for the construction, installation, operation, and maintenance of a natural gas pipeline and associated equipment under and over land and navigable waters of the state. The easement area is located in Bartow, Carroll, Coweta, Gordon, Murray, Paulding, and Whitfield Counties and is more particularly described as follows:

That approximately 0.69 acres, lying and being in Land Lots 193, 960, and 961, 17th, 3rd, and 4th Districts, 3rd Section, Bartow County; 0.33 acres lying and being in Land Lots 73 and 214, 3rd and 4th Districts, Carroll and Coweta Counties; 0.22 acres, lying and being in Land Lot 144, 7th District, 3rd Section, Gordon County; 0.26 acres, lying and being in Land Lot 102, 8th District, 3rd Section, Murray County; 1.1 acres, lying and being in Land Lots 20 and 21, 13th District, 3rd Section, Murray and Whitfield Counties; and 10.47 acres, lying and being in Land Lots 1, 2, 3, 1010, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1149, 1150, 1151, 1152, 1153, 1154, 1155, 1222, 1223, 1224, 1225, 1226, 1227, 1294, 1295, 1296, 1115, 1116, 1117, 1118, 1119, 1120, 1184, 1185, 1186, 1188, 1189, 1190, 1191, 1192, 1193, 1257, 1258, 1259, 1260, 1261, and 1262, 2nd, 3rd, 18th, and 19th Districts, 3rd Section, Paulding County as shown on a Transco survey and being on file in the offices of the State Properties Commission, and may be more particularly described by a plat of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 133.**

That the above-described premises shall be used solely for the purpose of constructing, installing, operating, and maintaining a natural gas pipeline and associated equipment.

**SECTION 134.**

That Transco shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, installation, operation, and maintenance of said pipeline and associated equipment.

**SECTION 135.**

That, after Transco has put into use the pipeline and associated equipment this easement is granted for, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, Transco, or its successors and assigns,

shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the pipelines and associated equipment shall become the property of the State of Georgia, or its successors and assigns.

**SECTION 136.**

That no title shall be conveyed to Transco and, except as herein specifically granted to Transco, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to Transco.

**SECTION 137.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia, and Transco shall remove or relocate its facilities to the alternate easement area at its sole cost and expense without reimbursement from the State of Georgia unless, in advance of any construction being commenced, Transco provides a written estimate for the cost of such removal and relocation and the State Properties Commission determines, in its sole discretion, that the requested removal or relocation is to be for the sole benefit of the State of Georgia. Upon written request from the grantee or any third party, the State Properties Commission, in its sole discretion, may grant a substantially equivalent nonexclusive easement within the property for the relocation of the facilities without cost, expense, or reimbursement from the State of Georgia.

**SECTION 138.**

That the easement granted to Transco shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem to be in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 139.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Georgia Department of Transportation with respect to the state highway system, of a county with respect to the county road system, or of a municipality with respect to the city street system. The grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 140.**

That the consideration for such easement shall be for fair market value, but not less than \$650.00, and such further consideration and provisions as the State Properties Commission may determine to be in the best interests of the State of Georgia.

**SECTION 141.**

That this grant of easement shall be recorded by the grantee in the Superior Courts of Bartow, Carroll, Coweta, Gordon, Murray, Paulding, and Whitfield Counties and a recorded copy shall promptly be forwarded to the State Properties Commission.

**SECTION 142.**

That the authorization in this resolution to grant the above-described easement to Transco shall expire three years after the date that this resolution becomes effective.

**SECTION 143.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE XII****SECTION 144.**

That this resolution shall become effective as law upon its approval by the Governor or upon its becoming law without such approval.

**SECTION 145.**

That all laws and parts of laws in conflict with this resolution are repealed.

Senator Jeffares of the 17th moved that the Senate agree to the House substitute to SR 954.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Kennedy	Y Tippins

Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	N Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 46, nays 4; the motion prevailed, and the Senate agreed to the House substitute to SR 954.

The following resolution was taken up to consider House action thereto:

SR 955. By Senators Jeffares of the 17th, VanNess of the 43rd, Jones of the 25th, Kennedy of the 18th and Hill of the 6th:

A RESOLUTION authorizing the conveyance and lease of various state owned real properties; to provide an effective date; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

#### A RESOLUTION

Authorizing the conveyance and lease of various state owned real properties; authorizing the ground lease of certain state owned real property located in Bacon County; authorizing the ground lease of certain state owned real property located in Barrow County; authorizing the exchange by conveyance of certain state owned real property located in Camden County; authorizing the conveyance of certain state owned real property located in Evans County; authorizing the exchange of certain leased property located in Fulton County; authorizing the conveyance of certain state owned real property located in Greene County; authorizing the conveyance of certain state owned real property located in Gwinnett County; authorizing the exchange by conveyance of certain state owned real property located in Gwinnett County; authorizing the ground lease of certain state owned real property located in McIntosh County; authorizing the conveyance of certain state owned real property located in Paulding County; authorizing the conveyance of certain state owned real property located in Spalding County; authorizing the ground lease of certain state owned real property located in White County; to provide an effective date; to repeal conflicting laws; and for other purposes.

#### WHEREAS:

(1) The State of Georgia is the owner of a certain parcel of improved real property located in Bacon County, Georgia; and



- (2) Said real property is all that parcel or tract being approximately 0.26 of an acre lying and being at 426 and 428 West 12th Street, in part of City Block 81 in Alma, Bacon County, Georgia acquired by virtue of a General Warranty Deed between the Downtown Development Authority of Alma, Georgia, as Grantor, and the State of Georgia, as grantee, dated December 19, 2001 for consideration of One Hundred and Eighty Two Thousand Dollars and No/100 (\$182,000.00), as recorded in Deed Book 311, Pages 265-267, and on a plat recorded in Plat Book A, Page 10-G in the Office of the Clerk of Superior Court of Bacon County, Georgia and being on file in the offices of the State Properties Commission inventoried as Real Property Record (RPR) # 09566, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and
- (3) Said improved property is in the custody of the Technical College System of Georgia and was acquired for Okefenokee Technical College in Alma, Bacon County; and
- (4) Bacon County is desirous of leasing the property for three years at \$1.00 per year with one option to renew for an additional three years for \$1.00 per year; and
- (5) The Technical College System of Georgia has no objection to the leasing of the above-described improved property; and

**WHEREAS:**

- (1) The State of Georgia is the owner of a certain parcel of real property located in Barrow County; and
- (2) Said real property is all of those parcels or tracts of consisting of approximately 1,801 acres described as Fort Yargo State Park located in Barrow County, Georgia; and
- (3) An approximately 65 acre portion of Fort Yargo State Park is the subject of a 1970 ground lease, as amended, with Barrow County for the operation of, at the County's expense, recreational facilities for a term of 50 years, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and
- (4) Barrow County is desirous of terminating the 1970 ground lease and entering into a new 25 year ground lease for approximately 102 acres of Fort Yargo State Park for the County's operation and maintenance of recreation facilities on the above-described property, and the above-described property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and
- (5) Consideration for the ground lease would be the payment of \$10.00 per year and the retention of any proceeds of any timber sale on the above-described property by the Department of Natural Resources; and
- (6) The Department of Natural Resources has no objection to and supports the leasing of the above-described property; and

## WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of real property located in Camden County, Georgia; and
- (2) Said real property is all of that parcel or tract being approximately 27.72 acres lying and being in the 31st Georgia Militia District, Camden County, Georgia, said real property acquired by virtue of a General Warranty Deed (of Gift) from the Camden County Joint Development Authority dated February 22, 2013 for consideration of one dollar (\$1.00), as recorded in Deed Book 1655, Pages 674-677 and Plat Drawer 26, Map 3 in the Office of the Clerk of Superior Court of Camden County, Georgia, and being on file in the offices of the State Properties Commission inventoried as Real Property Record (RPR) # 11211, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and
- (3) Said real property is under the custody of the Technical College System of Georgia as a future campus of Coastal Pines Technical College (formerly Altamaha Technical College); and
- (4) The Technical College System of Georgia declared the approximately 27.72 acres of property surplus to the needs of the State and requested authorization to convey the property; and

## WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of real property located in Evans County, Georgia; and
- (2) Said real property is all that parcel or tract being approximately 6.88 acres lying and being in the 1736th Georgia Militia District, acquired by virtue of a General Warranty Deed from the Evans County Industrial Development Authority (now known as the Economic Development Authority of Claxton-Evans County), as Grantor, and the State of Georgia, as Grantee, dated May 20, 2003 for consideration of one dollar (\$1.00), as recorded in Deed Book 222, Pages 544-546 and Plat Drawer 6, Page 347, in the Office of the Clerk of Superior Court of Evans County, Georgia, and being on file in the offices of the State Properties Commission inventoried as Real Property Record (RPR) #09853, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and
- (3) Said real property is under the custody of the Technical College System of Georgia; and
- (4) On December 8, 2015 the Economic Development Authority of Claxton-Evans County passed a resolution to seek acquisition of the property from the State; and
- (5) The Technical College System of Georgia declared the above-described real property surplus to the needs of the State and requested authorization to convey the property to the Economic Development Authority of Claxton-Evans County for future industrial development; and

## WHEREAS:

- (1) The State of Georgia is the owner of certain leasehold interest in improved real property located in Fulton County, Georgia; and
- (2) Said leasehold interest is comprised of three tracts of improved real property located at Fulton County Airport-Brown Field (aka "Charlie Brown Airport") with an address of 4005 Fulton Industrial Boulevard totaling approximately 10.86103 acres and being described as Tract 1 consisting of approximately 8.59655 acres known as "Lots 5 and 6" lying and being in Land Lots 16 and 17 of the 14th-FF District, Tract 2 consisting of approximately 0.75327 of an acre lying and being in Land Lot 16 of the 14th-FF Land District and Tract 3 consisting of approximately 1.51121 acres lying and being in Land Lot 16 of the 14th-FF District, said Tracts 1, 2 and 3 are described on that survey for Bellsouth Telecommunications, Inc. dated November 22, 1993, revised December 21, 1993, prepared by Watts & Browning Engineers, Inc., (G.M. Gillespie, Georgia Registered Land Surveyor 2121), and said improved real property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and
- (3) Said leasehold interest in the improved real property was acquired by an agreement dated November 30, 2007 between the Department of Transportation and Bellsouth Corporate Aviation and Travel Services, LLC; and
- (4) By virtue of an assignment dated July 1, 2012, the leasehold interest in said real property is under the custody of the Georgia Department of Public Safety; and
- (5) The Department of Public Safety has declared said leasehold interest in said real property surplus to the needs of the State and desires to exchange said leasehold interest for another leasehold interest at Charlie Brown Airport; and

## WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of improved real property located in Greene County, Georgia; and
- (2) Said improved real property is all that parcel or tract being approximately 1.13 acres lying and being in 141st G.M.D., Greene County, Georgia acquired by virtue of Warranty Deed between Mr. S.C. Martin and Louise E. Martin, as Grantor, and the State of Georgia as grantee, dated May 7, 1965 for consideration of One Dollar and No/100 (\$1.00) as recorded in Deed Book 50, Page 322 and an accompanying survey as recorded in Plat Book 4, Page 103 in the Office of the Clerk of Superior Court of Greene County, Georgia and being on file in the offices of the State Properties Commission inventoried as Real Property Record (RPR) # 03269, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and
- (3) Said improved property is under the custody of the Georgia Forestry Commission and was operated as the Commission's Green County Unit until that office was relocated; and

(4) By resolution dated July 16, 2015, the Georgia Forestry Commission declared the approximately 1.13 acres of improved real property surplus to its current and future needs, and resolved to surplus the above-described property; and

WHEREAS:

(1) The State of Georgia is the owner of a certain parcel of improved real property located in Gwinnett County, Georgia; and

(2) Said improved real property is all that parcel or tract being approximately 9.99 acres and approximately 0.634 of an acre of right of way for access on Hi-Hope Lane lying and being in Land Lot 13 of the 7th Land District, Gwinnett County, Georgia acquired by virtue of Warranty Deed between Gwinnett County, as Grantor, and the State of Georgia as grantee, dated July 27, 1978 for consideration of Ten Dollars and No/100 (\$10.00) as recorded in Deed Book 1531, Page 350, and Plat Book 8, Page 215 in the Office of the Clerk of Superior Court of Gwinnett County, Georgia and being on file in the offices of the State Properties Commission inventoried as Real Property Record (RPR) # 06509, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and

(3) Said improved real property is under the custody of the Georgia Department of Juvenile Justice and was formerly operated as a Regional Youth Detention Center; and

(4) By resolution dated May 28, 2015, the Georgia Department of Juvenile Justice declared the approximately 9.99 acres of improved real property and the approximately 0.634 of an acre right of way for access surplus to its current and future needs, and resolved to surplus the above-described property; and

WHEREAS:

(1) The State of Georgia is the owner of a certain parcel of real property located in Gwinnett County, Georgia; and

(2) Said real property is all that parcel or tract being approximately 51 acres lying and being in Land Lots 341-342 and 344-345 in the 7th Land District, Gwinnett County, Georgia, said real property acquired by Limited Warranty Deed from The Trust for Public Land dated November 28, 2001 for consideration of \$1.5 million as recorded in Deed Book 25786, starting at Page 35 in the Office of the Clerk of Superior Court of Gwinnett County, Georgia, and being on file in the offices of the State Properties Commission inventoried as Real Property Record (RPR) # 09794; and

(3) Said real property is under the custody of the Georgia Department of Natural Resources as a Gwinnett portion of the Chattahoochee River Greenway Park; and

(4) The Department has never used an approximately 3.696 acre portion of the above-described property in Land Lot 341, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and

(5) An adjacent fee simple property of approximately 67.847 acres is owned by Melissa Bowen, Allison Bowen Cape, and Elizabeth Bowen Phelps ("the Bowen

property"), being in the 341st and 342nd Land Lots of the 7th District, Gwinnett County, Georgia, and recorded as Lot 4 in Deed Book 48631, Pages 892-893, and in Plat Book 175, Plat Page I-70; and

(6) A 3.696 acre portion of the Bowen property is available for an exchange of like or better value to the State and is closer to the Chattahoochee River, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and

(7) The Department of Natural Resources has declared the State's approximately 3.696 acres of real property to be surplus to the needs of the State and requested the authorization to convey the approximately 3.696 acres of real property to Melissa Bowen, Allison Bowen Cape, and Elizabeth Bowen Phelps in exchange for the acquisition of the approximately 3.696 acres of the Bowen property by the State of Georgia; and

**WHEREAS:**

(1) The State of Georgia is the owner of a certain parcel of improved real property located in McIntosh County, Georgia; and

(2) Said improved real property is a portion of that tract being approximately 1,888 acres lying and being in the 1312th Georgia Militia District, McIntosh County, Georgia, acquired by virtue of that Limited Warranty Deed dated December 21, 1976 and recorded in Deed Book 78, Pages 380-388, and described as Tract 2-I and identified on a plat recorded in Plat Book 3, Page 33 in the Office of the Clerk of Superior Court of McIntosh County, Georgia and being on file in the offices of the State Properties Commission inventoried as Real Property Record (RPR) # 06307; and

(3) Said improved property is in the custody of the Department of Natural Resources and is located at Sapelo Island in McIntosh County, Georgia; and

(4) The State of Georgia has leased approximately 231 square feet of the improved real property to the United States Post Office since 1981 as a center for mail delivery service to residents of the island, and said leased property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and

(5) The United States Post Office is desirous of leasing the approximately 231 square foot improved real property for an initial term of five years for a rental rate of \$10.00 per year and reimbursement to the Department of Natural Resources of an amount of \$1,600.00 per year for expenses related to the Department's upkeep and maintenance of the leased property, with the option to renew for an additional five years for a rental rate of \$10.00 per year and reimbursement to the Department of Natural Resources of an amount of \$1,756.00 per year for expenses related to the Department's upkeep and maintenance of the leased property; and

(6) By resolution dated October 28, 2015, the Board of Natural Resources has no objection to the leasing of the above-described improved property; and

## WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of improved real property located in Paulding County, Georgia; and
- (2) Said improved real property is all that parcel or tract being approximately 2.12 acres at 112 Industrial Way North, Dallas, Georgia 30132, lying and being in Land Lot 54, 2nd District, 3rd Section of Paulding County, Georgia acquired by virtue of a Fee Simple Deed without Warranty between Paulding County, Georgia, as Grantor, and the State of Georgia, as grantee, dated July 10, 1990 for consideration of the construction of a new Georgia Forestry Commission office and recorded in Deed Book 202, Page 177-180 and an accompanying survey as recorded in Plat Book 20, Page 79 in the Office of the Clerk of Superior Court of Paulding County, Georgia and being on file in the offices of the State Properties Commission inventoried as Real Property Record (RPR) # 08023, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and
- (3) Said improved property is under the custody of the Georgia Forestry Commission; and
- (4) By resolution dated August 8, 2013, the Georgia Forestry Commission declared the approximately 2.12 acres of improved real property surplus to its current and future needs, and resolved to surplus the above-described property; and

## WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of improved real property located in Spalding County, Georgia; and
- (2) Said improved real property is all that parcel or tract being approximately 6.21 acres at 1498 D.F. Fuller Drive, Griffin, Georgia, lying and being in Land Lot 110, 2nd District of Spalding County (originally in Monroe County), Georgia, acquired by virtue of a Fee Simple Deed between Spalding County, Georgia, as Grantor, and the State of Georgia, as grantee, dated November 2, 1982, and recorded in Deed Book 679, Pages 102-105 and an accompanying survey as recorded in Plat Book 14, Page 386 in the Office of the Clerk of Superior Court of Spalding County, Georgia and being on file in the offices of the State Properties Commission, inventoried as Real Property Record (RPR) # 07119, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and
- (3) Said improved real property is under the custody of the Georgia Department of Corrections and is known as the Griffin Probation Office/Day Reporting Center; and
- (4) By resolution dated December 3, 2015, the Georgia Department of Corrections declared the approximately 6.21 acres of improved real property surplus to its current and future needs, and resolved to surplus the above-described property; and

## WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of improved real property located in White County, Georgia; and

- (2) Said improved real property is all that tract being approximately 3,025 square feet of real property in Land Lot 60 of the 3rd District together with appurtenant easements consisting of a 50 foot wide ingress-egress easement in Land Lot 60, a 20 foot wide easement in Land Lots 37, 38, and 60, and a 384 foot radius guywire easement, and said property may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval; and
- (3) Said improved real property was acquired by the State subject to a 1992 ground lease of that tract to Bell South Mobility, Inc. for a term of up to 25 years; and
- (4) As successor to Bell South Mobility, Inc., New Cingular Wireless PCS, LLC, a Delaware limited liability company, by its Manager AT&T Mobility Corporation, a Delaware corporation, is desirous of ground leasing the tract for fair market value and of obtaining the ability to grant subleases for fair market value and such other consideration as determined by the State Properties Commission, for a term commencing May 19, 2017 through December 31, 2027; and
- (5) Said improved real property is in the custody of the Department of Natural Resources, managed by the North Georgia Mountains Authority, and is a portion of Smithgall Woods State Park, White County, Georgia; and
- (6) By letter dated January 29, 2016, from the Commissioner of the Department of Natural Resources, the Board of Natural Resources has no objection to the leasing of the above-described premises.

NOW, THEREFORE, BE IT RESOLVED AND ENACTED  
BY THE GENERAL ASSEMBLY OF GEORGIA:

**ARTICLE I**  
**SECTION 1.**

That the State of Georgia is the owner of the above-described real property located in Bacon County and that in all matters relating to the leasing of the improved real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 2.**

That the State of Georgia, acting by and through its State Properties Commission, is authorized to ground lease the above-described real property to the Bacon County Board of Commissioners for a term of three years with one three-year renewal option, and annual rent of \$1.00 per year, and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

**SECTION 3.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such lease, including the execution of all necessary documents.

**SECTION 4.**

That the ground lease shall be recorded by the lessee in the Superior Court of Bacon County, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 5.**

That the authorization to lease the above-described real property shall expire three years after the date this resolution becomes effective.

**SECTION 6.**

That custody of the above-described real property shall remain in the Technical College System of Georgia.

**ARTICLE II****SECTION 7.**

That the State of Georgia is the owner of the above-described real property located in Barrow County and that in all matters relating to the leasing of the real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 8.**

That the State of Georgia, acting by and through its State Properties Commission, is authorized to ground lease the above-described property to Barrow County for a term of 25 years and six months commencing on or about July 1, 2016, for the construction, operation, and maintenance of recreational facilities for a consideration of \$10.00 per year and the retention of any proceeds from timber sale on the above-described property by the Department of Natural Resources, and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

**SECTION 9.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such ground lease, including the execution of all necessary documents.

**SECTION 10.**

That the ground lease shall be recorded by the lessee in the Superior Court of Barrow County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 11.**

That the authorization to ground lease the above-described property shall expire three years after the date this resolution becomes effective.



**SECTION 12.**

That custody of the above-described property shall remain in the custody of the Georgia Department of Natural Resources.

**ARTICLE III  
SECTION 13.**

That the State of Georgia is the owner of the above-described real property in Camden County and that in all matters relating to the conveyance of the real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 14.**

That the above-described real property may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, by competitive bid for fair market value; or to a local government or State entity for fair market value; or to a local government or State entity for a consideration of \$10.00 so long as the property is used for public purpose and other consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 15.**

That the authorization in this resolution to convey the above-described real property shall expire three years after the date this resolution becomes effective.

**SECTION 16.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 17.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Camden County, Georgia, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 18.**

That custody of the above-described real property shall remain in the Technical College System of Georgia until the property is conveyed.

**ARTICLE IV  
SECTION 19.**

That the State of Georgia is the owner of the above-described real property in Evans County and that in all matters relating to the conveyance of the real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 20.**

That the above-described real property may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, by competitive bid for fair market value; or to a local government or State entity for fair market value; or to a local government or State entity for a consideration of \$10.00 so long as the property is used for public purpose and other consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 21.**

That the authorization in this resolution to convey the above-described real property shall expire three years after the date this resolution becomes effective.

**SECTION 22.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 23.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Evans County, Georgia, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 24.**

That custody of the above-described property shall remain in the Technical College System of Georgia until the property is conveyed.

**ARTICLE V**  
**SECTION 25.**

That the State of Georgia is the owner of the above-described leasehold interest in the above-described improved real property in Fulton County and that in all matters relating to the conveyance or exchange of the above-described leasehold interest in the above-described improved real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 26.**

That the above-described leasehold interest in the above-described improved real property may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, as a conveyance for fair market value or for the consideration of an exchange to the State of Georgia of a like or better leasehold interest at the same airport, and such further consideration, terms, and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

**SECTION 27.**

That the authorization in this resolution to convey the above-described leasehold interest in the above-described improved real property by conveyance or by exchange shall expire three years after the date this resolution becomes effective.

**SECTION 28.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance or exchange.

**SECTION 29.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Fulton County, Georgia, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 30.**

That custody of the above-described real property shall remain in the Department of Public Safety until the property is conveyed.

**ARTICLE VI**  
**SECTION 31.**

That the State of Georgia is the owner of the above-described real property in Greene County and that in all matters relating to the conveyance of the real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 32.**

That the above-described real property may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, by competitive bid for fair market value; or to a local government or State entity for fair market value; or to a local government or State entity for a consideration of \$10.00 so long as the property is used for public purpose and other consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 33.**

That the authorization in this resolution to convey the above-described real property shall expire three years after the date this resolution becomes effective.

**SECTION 34.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 35.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Greene County, Georgia, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 36.**

That custody of the above-described real property shall remain in the Georgia Forestry Commission until the property is conveyed.

**ARTICLE VII****SECTION 37.**

That the State of Georgia is the owner of the above-described real property in Gwinnett County and that in all matters relating to the conveyance of the real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 38.**

That the above-described real property and right of way for access may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, by competitive bid for fair market value; or to a local government or State entity for fair market value; or to a local government or State entity for a consideration of \$10.00 so long as the property is used for public purpose and other consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 39.**

That the authorization in this resolution to convey the above-described real property and right of way for access shall expire three years after the date this resolution becomes effective.

**SECTION 40.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 41.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Gwinnett County, Georgia, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 42.**

That custody of the above-described real property and right of way for access shall remain in the Georgia Department of Juvenile Justice until the property and right of way are conveyed.

**ARTICLE VIII**  
**SECTION 43.**

That the State of Georgia is the owner of the above-described real property in Gwinnett County and that in all matters relating to the conveyance of the real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 44.**

That the above-described real property may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, for a consideration of conveyance to the State of Georgia of a like or better property and other provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 45.**

That the authorization in this resolution to convey the above-described real property by exchange shall expire three years after the date this resolution becomes effective.

**SECTION 46.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance and exchange.

**SECTION 47.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Gwinnett County, Georgia, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 48.**

That custody of the above-described real property shall remain in the Department of Natural Resources until the property is conveyed.

**ARTICLE IX**  
**SECTION 49.**

That the State of Georgia is the owner of the above-described real property in McIntosh County and that in all matters relating to the leasing of the real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 50.**

That the State of Georgia, acting by and through its State Properties Commission, is authorized to ground lease approximately 231 square feet of the above-described real property to the United States of America for use as a mail delivery center for residents of Sapelo Island for a term of five years commencing on July 1, 2017 and the payment of

rent of \$10.00 per year and reimbursement to the Department of Natural Resources of \$1,600.00 per year for expenses with one, five-year option to renew said ground lease for the payment of rent of \$10.00 per year and reimbursement to the Department of Natural Resources of \$1,756.00 per year for expenses, and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

**SECTION 51.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such ground lease, including the execution of all necessary documents.

**SECTION 52.**

That the ground lease of the above-described real property shall be recorded by the lessee in the Superior Court of McIntosh County, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 53.**

That the authorization to ground lease the above-described real property shall expire three years after the date this resolution becomes effective.

**SECTION 54.**

That custody of the above-described real property shall remain in the Georgia Department of Natural Resources.

**ARTICLE X**

**SECTION 55.**

That the State of Georgia is the owner of the above-described real property in Paulding County and that in all matters relating to the conveyance of the real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 56.**

That the above-described real property may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, by competitive bid for fair market value; or to a local government or State entity for fair market value; or to a local government or State entity for a consideration of \$10.00 so long as the property is used for public purpose and other consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 57.**

That the authorization in this resolution to convey the above-described real property shall expire three years after the date this resolution becomes effective.

**SECTION 58.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 59.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Paulding County, Georgia, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 60.**

That custody of the above-described real property shall remain in the Georgia Forestry Commission until the property is conveyed.

**ARTICLE XI****SECTION 61.**

That the State of Georgia is the owner of the above-described real property in Spalding County and that in all matters relating to the conveyance of the real property, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 62.**

That the above-described real property may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, by competitive bid for fair market value; or to a local government or State entity for fair market value; or to a local government or State entity for a consideration of \$10.00 so long as the property is used for public purpose and other consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 63.**

That the authorization in this resolution to convey the above-described real property shall expire three years after the date this resolution becomes effective.

**SECTION 64.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 65.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Spalding County, Georgia, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 66.**

That custody of the above-described real property shall remain in the custody of the Georgia Department of Corrections until the property is conveyed.

**ARTICLE XII****SECTION 67.**

The State of Georgia is the owner of the above-described real property in White County and that in all matters relating to the ground lease of said real property and grant of any appurtenant easements of the above-described real property during the term of any such ground lease, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 68.**

That the above-described real property may be ground leased to New Cingular Wireless PCS, LLC, a Delaware limited liability company, through its Manager AT&T Mobility Corporation, a Delaware corporation, for fair market value and such further consideration, terms and conditions as determined by the State Properties Commission in its discretion to be in the best interest of the State of Georgia.

**SECTION 69.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such ground lease.

**SECTION 70.**

That the ground lease of the above-described real property shall be recorded by the lessee in the Superior Court of White County, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 71.**

That the authorization in this resolution to so grant the above-described ground lease shall expire three years after the date this resolution becomes effective.

**SECTION 72.**

That custody of the above-described real property shall remain in the Georgia Department of Natural Resources.

**ARTICLE XIII****SECTION 73.**

That this resolution shall become effective as law upon its approval by the Governor or upon its becoming law without such approval.



**SECTION 74.**

That all laws and parts of laws in conflict with this resolution are repealed.

Senator Jeffares of the 17th moved that the Senate agree to the House substitute to SR 955.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 52, nays 2; the motion prevailed, and the Senate agreed to the House substitute to SR 955.

The following bill was taken up to consider House action thereto:

HB 555. By Representatives Chandler of the 105th, Taylor of the 173rd, Cantrell of the 22nd, Setzler of the 35th, Clark of the 101st and others:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to provide for the reporting of certain statistics regarding juveniles seeking abortions without parental notice; to amend Article 5 of Chapter 12 of Title 16 of the O.C.G.A., relating to abortion, so as to make reporting requirements applicable to all abortions performed; to amend Chapter 9A of Title 31 of the O.C.G.A., relating to the "Woman's Right to Know Act," so as to make reporting requirements applicable to all abortions

performed; to amend Part 1 of Article 1 of Chapter 18 of Title 45 of the O.C.G.A., relating to State Employees' Health Insurance Plan, so as to clarify that elective abortions are not covered under the state health insurance plan; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 555 (HB 555/SCSFA/1) by deleting lines 3 through 5 and inserting in lieu thereof the following:*

parental notice; to provide for related matters; to repeal conflicting laws; and for other purposes.

*By deleting lines 27 through 34.*

Senator Thompson of the 14th moved that the Senate agree to the House amendment to the Senate substitute to HB 555.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 50, nays 3; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 555.

Senator Ligon, Jr. of the 3rd was excused for business outside the Senate Chamber.

The following resolution was taken up to consider House action thereto:

SR 892. By Senators Walker III of the 20th, Hill of the 4th, Kennedy of the 18th, Lucas of the 26th, Black of the 8th and others:

A RESOLUTION recognizing Governor Sonny Perdue and dedicating a road in his honor; and for other purposes.

The House substitute was as follows:

#### A RESOLUTION

Dedicating certain portions of the state highway system; and for other purposes.

#### PART I

WHEREAS, Governor Sonny Perdue has long been recognized by the citizens of this state for the vital role he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, a graduate of Warner Robins High School, Governor Perdue earned a doctorate in veterinary medicine from the University of Georgia; and

WHEREAS, he served his country with honor as a Captain in the United States Air Force and went on to become a successful and well-respected businessman and participant in civic and church affairs before beginning his political career; and

WHEREAS, Governor Perdue was elected to the Georgia Senate in 1990, attaining the office of President Pro Tempore and serving in that body until he began his first successful campaign for Governor and was elected in 2002; and

WHEREAS, Governor Perdue was sworn in as Georgia's 81st governor on January 13, 2003, the first Republican to occupy the governor's mansion since the Reconstruction era; and

WHEREAS, his two terms as governor were marked by reformation of the state budget by cutting wasteful spending and turning the state's budget deficit into a substantial surplus and leading the state as it created more than 200,000 new jobs and posted the highest graduation rate and SAT scores in state history; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a road in his honor.

**PART II**

WHEREAS, Mr. Bob Bryant was widely recognized by the citizens of this state for the vital role that he played in leadership and his deep personal commitment to the welfare of the citizens of Georgia; and

WHEREAS, Mr. Bryant earned a bachelor's degree from Columbia College and served as a guardian of this nation's freedom and liberty with the United States Armed Forces for more than 20 years; and

WHEREAS, he worked for the City of Savannah as a sanitation superintendent for three years and as a facility maintenance supervisor from 1991 to 2001; he also served as an operations/general manager for radio station WEAS FM and an office manager for the Allen and Perry Law Firm; and

WHEREAS, Mr. Bryant served for many years as an honorary council member and two terms as Mayor Pro Tem on the Garden City Council; and

WHEREAS, Mr. Bryant diligently and conscientiously devoted his time, talents, and energy to his constituents as a member of the House of Representatives, where he served on the House Committees on Appropriations, Economic Development and Tourism, Industry and Labor, Transportation, and Ways and Means; and

WHEREAS, it is abundantly fitting and proper that the extraordinary life of this distinguished Georgian be recognized by dedicating a bridge in his honor.

**PART III**

WHEREAS, our nation's security continues to rely on patriotic men and women who put their personal lives on hold in order to place themselves in harm's way to protect the freedoms that all United States citizens cherish; and

WHEREAS, Sergeant First Class Victor A. Anderson demonstrated a deep personal commitment to protecting democracy and a willingness to sacrifice his own personal safety and comfort to ensure the well-being of his fellow man; and

WHEREAS, he served as a guardian of this nation's freedom and liberty with the United States Army and Army National Guard for 22 years and was killed in action while serving in Iraq; and

WHEREAS, Sergeant First Class Anderson's commendations include the Bronze Star, Purple Heart, Combat Infantryman's Badge, Army Commendation Medal, Army Achievement Medal, Army Good Conduct Medal, Army Reserve Component Achievement Medal, National Defense Service Medal, Armed Forces Expeditionary Medal, Southwest Asia Service Medal, Iraqi Campaign Medal, Global War on Terrorism

Expeditionary Medal, Global War on Terrorism Service Medal, Armed Forces Service Medal, Armed Forces Reserve Medal, NCO Professional Development Ribbon, Army Service Ribbon, Army Overseas Service Ribbon, United Nations Medal, NATO Medal-Former Republic of Yugoslavia, Kuwait Liberation Medal-Saudi Arabia, Kuwait Liberation Medal-Kuwait, Georgia Special Operations Ribbon, and Georgia State Active Duty Ribbon; and

WHEREAS, he served as a police officer and deputy sheriff in his hometown of Ellaville and as a deputy sheriff in Sumter County; and

WHEREAS, Sergeant First Class Anderson embodied the spirit of service, willing to find meaning in something greater than himself, and it is abundantly fitting and proper that this remarkable and distinguished American be recognized appropriately by dedicating a road in his memory.

#### **PART IV**

NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA that Interstate 75 in Houston County from the Peach County line to the Dooly County line is dedicated as the Governor Sonny Perdue Highway.

BE IT FURTHER RESOLVED that the bridge on GA 21/GA 421/GA 25/Interstate 516 at the intersection of State Route 25 and State Route 26 Connector/Burnsed Blvd. in Chatham County is dedicated as the Bob Bryant Memorial Bridge.

BE IT FURTHER RESOLVED AND ENACTED that the portion of Highway 19 from Schley County mile marker 0 to Sumter County mile marker 15.7 and continuing to the northern city limits of Americus at mile marker 14 is dedicated as the SFC Victor A. Anderson Memorial Highway.

BE IT FURTHER RESOLVED that the Department of Transportation is authorized and directed to erect and maintain appropriate signs dedicating the road facilities named in this resolution.

BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed to make appropriate copies of this resolution available for distribution to Governor Sonny Perdue, to the family of Mr. Bob Bryant and Sergeant First Class Victor A. Anderson, and to the Department of Transportation.

Senator Walker III of the 20th moved that the Senate agree to the House substitute to SR 892.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 51, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SR 892.

The following bill was taken up to consider House action thereto:

SB 275. By Senators Williams of the 27th, Ligon, Jr. of the 3rd, Burke of the 11th, Gooch of the 51st, Martin of the 9th and others:

A BILL to be entitled an Act to amend Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding counties, municipal corporations, and other governmental entities, so as to provide that the governing body of any county, consolidated government, or municipality; local board of education; or any other governmental entity shall not adopt or maintain any policy, rule, or other provision that has the effect of preventing the free exercise of the right of freedom of speech by the members of the governing body and the ability of members of the governing body to discuss freely the policies and actions of such entity; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding counties, municipal corporations, and other governmental entities, so as to provide that a local board of education shall not adopt or follow any code of ethics which prevents the members of the board from discussing freely the policies and actions of such board outside of a board meeting; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 80 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding counties, municipal corporations, and other governmental entities, is amended by revising Code Section 36-80-1, which was previously reserved, as follows:

"36-80-1.

A local board of education shall not adopt or follow any code of ethics which prevents the members of such board from discussing freely the policies and actions of such board outside of a board meeting. This Code section shall not apply to any matter or matters discussed in executive session as defined in subsection (a) of Code Section 50-14-1 or which are exempt from disclosure under Code Section 50-18-72. Reserved."

**SECTION 2.**

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

Senator Williams of the 27th moved that the Senate agree to the House substitute to SB 275.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Unterman

Y Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Walker
Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Millar	Y Williams, M
Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 45, nays 1; the motion prevailed, and the Senate agreed to the House substitute to SB 275.

The following bill was taken up to consider House action thereto:

SB 332. By Senators Kennedy of the 18th, VanNess of the 43rd, Dugan of the 30th, Cowsert of the 46th, Walker III of the 20th and others:

A BILL to be entitled an Act to amend Code Section 16-11-130 of the Official Code of Georgia Annotated, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, so as to clarify the judges and Justices who are exempt from various weapons carry laws and prohibitions; to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to provide for the issuance of personal identification cards to certain judges and Justices of the federal and state judiciary who are exempt from various weapons carry laws and prohibitions; to provide for rules and regulations; to provide for fees; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 16-11-130 of the Official Code of Georgia Annotated, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, so as to clarify the judges and Justices who are exempt from various weapons carry laws and prohibitions; to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to provide for the issuance of personal identification cards to certain judges and Justices of the federal and state judiciary who are exempt from various weapons carry laws and prohibitions; to provide for duties of the judges of the probate court and The Council of Probate Court Judges of Georgia with regard to such personal identification cards; to provide for rules and regulations; to provide for fees; to provide for related matters; to repeal conflicting laws; and for other purposes.



BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 16-11-130 of the Official Code of Georgia Annotated, relating to exemptions from Code Sections 16-11-126 through 16-11-127.2, is amended by revising paragraphs (12), (12.1), and (12.2) of subsection (a) as follows:

"(12) ~~State and federal judges, judges of~~ Federal judges, Justices of the Supreme Court, Judges of the Court of Appeals, judges of superior, state, probate, juvenile, and magistrate courts, full-time judges of municipal and city courts, and permanent part-time judges of municipal and city courts, and administrative law judges;

(12.1) ~~Former state and federal judges, judges of~~ federal judges, Justices of the Supreme Court, Judges of the Court of Appeals, judges of superior, state, probate, juvenile, and magistrate courts, full-time judges of municipal and city courts, and permanent part-time judges of municipal courts, and administrative law judges who are retired from their respective offices, provided that such judge or Justice would otherwise be qualified to be issued a weapons carry license;

(12.2) ~~Former state and federal judges, judges of~~ federal judges, Justices of the Supreme Court, Judges of the Court of Appeals, judges of superior, state, probate, juvenile, and magistrate courts, full-time judges of municipal and city courts, and permanent part-time judges of municipal courts, and administrative law judges who are no longer serving in their respective office, provided that he or she served as such judge or Justice for more than 24 months; and provided, further, that such judge or Justice would otherwise be qualified to be issued a weapons carry license;"

**SECTION 2.**

Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended by adding a new paragraph to subsection (k) of Code Section 15-9-60, relating to fees, to read as follows:

"(13.1) For issuance of personal identification cards to judges or Justices  
The fee shall be determined by The Council of Probate Court Judges of Georgia pursuant to Code Section 15-25-3."

**SECTION 3.**

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

"CHAPTER 25

15-25-1.

Nothing in this chapter shall be construed to grant any additional privileges under the law, including, but not limited to, for the carrying of firearms. The issuance of a personal identification card under this chapter shall be construed as a representation of rights and privileges which exist elsewhere in the law.

15-25-2.

(a)(1) The judge of the probate court of each county shall issue personal identification cards to each judge or Justice as provided for under paragraphs (12), (12.1), and (12.2) of subsection (a) of Code Section 16-11-130 who makes application to the judge of the probate court in the county of his or her domicile in accordance with rules and regulations prescribed by The Council of Probate Court Judges of Georgia; provided, however, that it shall be permissible for a person elected or appointed as such judge or Justice to make application to the judge of the probate court upon his or her election or appointment but prior to his or her taking an oath for the issuance of such personal identification card upon taking oath; and provided, further, that a judge of the probate court shall make application to the judge of the probate court of a neighboring county of his or her domicile for the issuance of a personal identification card to himself or herself. The Council of Probate Court Judges of Georgia may work with judicial offices of the federal courts, the clerk of the Supreme Court, the clerk of the Court of Appeals, and the various other councils of court judges as provided for under this title to facilitate the submission of applications or the surrender of personal identification cards under this chapter.

(2) When a judge or Justice is required to otherwise be qualified to be issued a weapons carry license for the exemptions of Code Section 16-11-130 to apply to such judge or Justice, the judge of the probate court shall verify such qualifications of such judge or Justice and shall base his or her verification of qualifications on a fingerprint based criminal history records check from the Georgia Crime Information Center and the Federal Bureau of Investigation and other information ordinarily required of applicants for a weapons carry license.

(b)(1) Every personal identification card issued under this chapter shall incorporate overt and covert security features which shall be blended with the personal data printed on such identification card to form a significant barrier to imitation, replication, and duplication. There shall be a minimum of three different ultraviolet colors used to enhance the security of such identification card, incorporating variable data, color shifting characteristics, and front edge only perimeter visibility. The personal identification card shall have a color photograph viewable under ambient light on both the front and back of such identification card. Such identification card shall incorporate custom optical variable devices featuring the great seal of the State of Georgia as well as matching demetalized optical variable devices viewable under ambient light from the front and back of such identification card, incorporating microtext and unique alphanumeric serialization specific to the cardholder. Such identification card shall be of similar material, size, and thickness of a credit card and have a holographic laminate to secure and protect such identification card for the duration of the personal identification card period.

(2) Every personal identification card issued under this chapter shall include the following information of the judge or Justice identified on the front of such identification card:

(A) A recent photograph;

- (B) Full legal name;
- (C) Address of residence;
- (D) Birth date;
- (E) Date such identification card was issued;
- (F) Sex;
- (G) Height;
- (H) Weight;
- (I) Eye color;
- (J) His or her signature or facsimile thereof; and
- (K) The term 'FEDERAL COURT JUDGE', 'FORMER FEDERAL COURT JUDGE', 'SUPREME COURT JUSTICE', 'FORMER SUPREME COURT JUSTICE', 'COURT OF APPEALS JUDGE', 'FORMER COURT OF APPEALS JUDGE', 'SUPERIOR COURT JUDGE', 'FORMER SUPERIOR COURT JUDGE', 'STATE COURT JUDGE', 'FORMER STATE COURT JUDGE', 'PROBATE COURT JUDGE', 'FORMER PROBATE COURT JUDGE', 'JUVENILE COURT JUDGE', 'FORMER JUVENILE COURT JUDGE', 'MAGISTRATE COURT JUDGE', 'FORMER MAGISTRATE COURT JUDGE', 'MUNICIPAL COURT JUDGE', 'FORMER MUNICIPAL COURT JUDGE', 'CITY COURT JUDGE', 'FORMER CITY COURT JUDGE', 'ADMINISTRATIVE LAW JUDGE', or 'FORMER ADMINISTRATIVE LAW JUDGE', or a coherent abbreviation of such terms, respectively, as the case may be, in distinctive, bold font.

The back of such identification card shall include the following: 'Pursuant to O.C.G.A. Section 16-11-130, the provisions of Code Sections 16-11-126 through 16-11-127.2 pertaining to carrying a weapon and weapons offenses DO NOT apply to or affect the judge or Justice whose name, photograph, and signature appear upon the face of this card.'

- (3) Every personal identification card issued under this chapter shall bear the signatures of the Chief Justice of the Supreme Court and the Governor and shall bear an identification card number.
- (4) Using the physical characteristics of the license set forth in paragraphs (1) through (3) of this subsection, The Council of Probate Court Judges of Georgia shall design, create specifications for, produce, and issue personal identification cards as provided for under this chapter.
- (c) Every personal identification card issued under this chapter shall be valid for a period of four years and shall be renewable for as long as such person meets the qualifications of paragraph (12), (12.1), or (12.2) of subsection (a) of Code Section 16-11-130; provided, however, that upon such person becoming a former judge or Justice, he or she shall surrender the personal identification card that designates him or her as a judge or Justice and may submit an application for a personal identification card which shall reflect his or her status as a former judge or Justice.
- (d) The Council of Probate Court Judges of Georgia shall require appropriate documentation from judges or Justices, and provide for any further design of the personal identification card under this chapter, such that, to the extent practicable while

meeting requirements under this chapter, such personal identification card may meet the requirements of acceptable identification by the Transportation Security Administration of the United States Department of Homeland Security.

15-25-3.

(a) The judge of the probate court shall collect a fee as determined by The Council of Probate Court Judges of Georgia for any issuance of a personal identification card under this chapter; provided, however, that such fee shall not be less than the cost of producing such personal identification cards.

(b)(1) Every personal identification card issued under this chapter shall be renewed on or before its expiration upon application and payment of the required fee as provided for under subsection (a) of this Code section.

(2) Any replacement of a personal identification card issued under this chapter for any purpose, including, but not limited to, loss or change of the cardholder's name or address, shall be subject to the payment of the required fee as provided for under subsection (a) of this Code section; provided, however, that such replacement of a personal identification card shall be valid only for the remaining period for which the personal identification card being replaced was originally issued."

#### **SECTION 4.**

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

Senator Kennedy of the 18th moved that the Senate agree to the House substitute to SB 332.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson

Y Heath  
Y Henson  
Y Hill, H

Y Millar  
Miller  
Y Mullis

Y Williams, M  
Y Williams, T

On the motion, the yeas were 53, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 332.

The following bill was taken up to consider House action thereto:

SB 302. By Senators Martin of the 9th, Burke of the 11th, Unterman of the 45th, Watson of the 1st and Parent of the 42nd:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to require health carriers to maintain accurate provider directories; to provide for definitions; to provide for electronic and printed provider directories; to require certain information in provider directories; to grant enforcement authority to the Commissioner; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to require certain insurers to maintain accurate provider directories; to provide for definitions; to provide for electronic and printed provider directories; to require certain information in provider directories; to provide for related matters; to provide for exemptions; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

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

"CHAPTER 20C

33-20C-1.

As used in this chapter, the term:

(1) 'Covered person' means a policyholder, subscriber, enrollee or other individual participating in a health benefit plan.

(2) 'Facility' means an institution providing physical, mental, or behavioral health

care services or a health care setting, including, but not limited to, hospitals; licensed inpatient centers; ambulatory surgical centers; skilled nursing facilities; residential treatment centers; diagnostic, treatment, or rehabilitation centers; imaging centers; and rehabilitation and other therapeutic health settings.

(3) 'Health benefit plan' means a policy, contract, certificate, or agreement entered into, offered by, or issued by an insurer to provide, deliver, arrange for, pay for, or reimburse any of the costs of health care services, including a standalone dental plan.

(4) 'Health care professional' means a physician or other health care practitioner licensed, accredited, or certified to perform specified physical, mental, or behavioral health care services consistent with his or her scope of practice under state law.

(5) 'Health care provider' or 'provider' means a health care professional, pharmacy, or facility.

(6) 'Health care services' means services for the diagnosis, prevention, treatment, cure, or relief of a physical, mental, or behavioral health condition, illness, injury, or disease, including mental health and substance abuse disorders.

(7) 'Insurer' means an entity subject to the insurance laws and regulations of this state, or subject to the jurisdiction of the Commissioner, that contracts, offers to contract, or enters into an agreement to provide, deliver, arrange for, pay for, or reimburse any of the costs of health care services, including an accident and sickness insurance company, a health maintenance organization, a nonprofit hospital and health service corporation, a health care plan, or any other entity providing a health insurance plan, a health benefit plan, or health care services.

(8) 'Network' means the group or groups of participating health care providers providing services under a network plan.

(9) 'Network plan' means a health benefit plan of an insurer that either requires a covered person to use health care providers managed by, owned by, under contract with, or employed by the insurer or that creates incentives, including financial incentives, for a covered person to use such health care providers.

(10) 'Standalone dental plan' means a plan of an insurer that provides coverage substantially all of which is for treatment of the mouth, including any organ or structure within the mouth, which is provided under a separate policy, certificate, or contract of insurance or is otherwise not an integral part of a group benefit plan.

(11) 'Tiers' or 'tiered network' means a network that identifies and groups some or all types of providers and facilities into specific groups to which different provider reimbursement, covered person cost sharing, or provider access requirements, or any combination thereof, apply for the same services.

### 33-20C-2.

(a)(1) An insurer shall post on its website a current and accurate electronic provider directory for each of its network plans with the information described in Code Section 33-20C-4. Such online provider directory shall be easily accessible in a standardized, downloadable, searchable, and machine readable format.

(2) In making the provider directory available online, the insurer shall ensure that the

general public is able to view all of the current providers for a network plan through a clearly identifiable link or tab and without creating or accessing an account or entering a policy or contract number.

(3) The insurer shall update each network plan on the online provider directory no less than every 30 days.

(b) An insurer shall provide a print copy of a current provider directory, or a print copy of the requested directory information, with the information described in Code Section 33-20C-5 upon request by a covered person or a prospective covered person.

(c) For each network plan, an insurer shall include in plain language, in both the online and print directory, the following general information:

(1) A description of the criteria the insurer has used to build its provider network;

(2) If applicable, a description of the criteria the insurer has used to tier providers;

(3) If applicable, how the insurer designates the different provider tiers or levels, such as by name, symbols, or grouping, in the network and for each specific provider in the network, which tier each is placed in order for a covered person or a prospective covered person to be able to identify the provider tier; and

(4) If applicable, a notice that authorization or referral may be required to access some providers.

(d) The insurer shall make clear for both its online and print directories the provider directory that applies to each network plan by identifying the specific name of the network plan as marketed and issued in this state.

(e) The insurer shall make available through its online and print directories the source of the information required pursuant to Code Sections 33-20C-4 and 33-20C-5 pertaining to each health care provider and any limitations, if applicable.

(f) Provider directories, whether in electronic or print format, shall be accessible to individuals with disabilities and individuals with limited English proficiency as defined in 45 C.F.R. Section 92.201 and 45 C.F.R. Section 155.205(c).

### 33-20C-3.

(a) The insurer shall include in both its online and print directories a clearly identifiable telephone number and either a dedicated email address or a link to a dedicated webpage that covered persons or the general public may use to report to the insurer inaccurate information listed in the provider directory. Whenever an insurer receives such a report, it shall promptly investigate such report and no later than 30 days following receipt of such report either verify the accuracy of the information or update the information, as applicable.

(b)(1) An insurer shall take appropriate steps to ensure the accuracy of the information concerning each provider listed in the insurer's provider directory and shall, no later than January 1, 2017, review and update the entire provider directory for each network plan offered. Thereafter, the insurer shall, at least annually, audit at least a reasonable sample size of its provider directories for accuracy, retain documentation of such an audit to be made available to the Commissioner upon request, and based on the results of such an audit, verify the accuracy of the

information or update the information, if applicable.

(2) The insurer shall notify any provider in its network that has not submitted claims to the insurer or otherwise communicated intent to continue participation in the insurer's network within a 12 month period. Such notice shall be accomplished in accordance with provisions of the contract entered into between the insurer and the provider regarding notice, if applicable. If the insurer does not receive a response from the provider within 30 days of such notification confirming that the information regarding the provider is current and accurate or, as an alternative, updating any information, the insurer shall remove the provider from the network; provided, however, that prior to removal, the insurer may use any other available information or means to determine if the provider is still participating in the insurer's network, including any means delineated in the contract entered into between the insurer and the provider.

(c) The insurer shall report to the Commissioner, in accordance with timeframes and requirements established by the Commissioner:

(1) The number of reports received pursuant to subsection (a) of this Code section, the timeliness of the insurer's response, and the corrective actions taken; and

(2) All auditing reports conducted by the insurer pursuant to subsection (b) of this Code section.

(d) In circumstances where the Commissioner finds that a covered person reasonably relied upon materially inaccurate information contained in an insurer's provider directory, the Commissioner may require the insurer to provide coverage for all covered health care services provided to the covered person and to reimburse the covered person for any amount that he or she would have paid, had the services been delivered by an in-network provider under the insurer's network plan; provided, however, that the Commissioner shall take into consideration that insurers are relying on health care providers to report changes to their information prior to requiring any reimbursement to a covered person. Prior to requiring reimbursement in these circumstances, the Commissioner shall conclude that the services received by the insurer were covered services under the covered person's network plan. In such circumstances, the fact that the services were rendered or delivered by a noncontracting or out-of-network provider shall not be used as a basis to deny reimbursement to the covered person.

33-20C-4.

(a) The insurer shall make available through an online provider directory, for each network plan, the following information, in a searchable format:

(1) For health care professionals:

(A) Name;

(B) Gender;

(C) Contact information;

(D) Participating office location or locations;

(E) Specialty, if applicable;

(F) Board certifications, if applicable;



- (G) Medical group affiliations, if applicable;
- (H) Participating facility affiliations, if applicable;
- (I) Languages spoken other than English by the health care professional or clinical staff, if applicable;
- (J) Tier; and
- (K) Whether they are accepting new patients;

(2) For hospitals:

- (A) Hospital name;
- (B) Hospital type, such as acute, rehabilitation, children's, or cancer;
- (C) Participating hospital location;
- (D) Hospital accreditation status; and
- (E) Telephone number; and

(3) For facilities other than hospitals:

- (A) Facility name;
- (B) Facility type;
- (C) Types of services performed;
- (D) Participating facility location or locations; and
- (E) Telephone number.

(b) Paragraphs (2) and (3) of subsection (a) of this Code section shall not apply to standalone dental plans.

33-20C-5.

(a) The insurer shall make available in print, upon request, the following provider directory information for the applicable network plan:

(1) For health care professionals:

- (A) Name;
- (B) Contact information;
- (C) Participating office location or locations;
- (D) Specialty, if applicable;
- (E) Languages spoken other than English, if applicable; and
- (F) Whether accepting new patients;

(2) For hospitals:

- (A) Hospital name;
- (B) Hospital type, such as acute, rehabilitation, children's, or cancer; and
- (C) Participating hospital location and telephone number; and

(3) For facilities other than hospitals:

- (A) Facility name;
- (B) Facility type;
- (C) Types of services performed; and
- (D) Participating facility location or locations and telephone number.

(b) The insurer shall include a disclosure in the print directory that the information in subsection (a) of this Code section and included in the directory is accurate as of the date of printing and that covered persons or prospective covered persons should consult

the insurer's electronic provider directory on its website or call a specified customer service telephone number to obtain current provider directory information.

33-20C-6.

This chapter shall not apply to the provision of health care services pursuant to a contract entered into by an insurer and the Department of Community Health for recipients of Medicaid or PeachCare for Kids and the state health benefit plan under Article 1 of Chapter 18 of Title 45."

## SECTION 2.

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

Senator Martin of the 9th moved that the Senate agree to the House substitute to SB 302.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 50, nays 2; the motion prevailed, and the Senate agreed to the House substitute to SB 302.

The following bill was taken up to consider House action thereto:

SB 128. By Senators Kennedy of the 18th, Bethel of the 54th, Hill of the 32nd, Jones II of the 22nd and Parent of the 42nd:

A BILL to be entitled an Act to amend Article 8 of Chapter 2 of Title 14 of the O.C.G.A., relating to directors and officers, so as to enact reforms consistent with the Model Act; to change provisions relating to the functions of a board of directors; to change provisions relating to elections of directors; to change provisions relating to terms for directors; to change provisions relating to actions without meetings; to change provisions relating to committees; to change provisions relating to derivative actions; to change provisions relating to officers; to change provisions relating to functions of officers; to change provisions relating to resignation and removal of officers; to enact provisions relating to business opportunities; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 8 of Chapter 2 of Title 14 of the Official Code of Georgia Annotated, relating to directors and officers, so as to enact reforms consistent with the Model Act; to change provisions relating to the functions of a board of directors; to change provisions relating to elections of directors; to change provisions relating to terms for directors; to change provisions relating to actions without meetings; to change provisions relating to committees; to change provisions relating to derivative actions; to change provisions relating to officers; to change provisions relating to functions of officers; to change provisions relating to resignation and removal of officers; to enact provisions relating to business opportunities; to amend Title 14 of the Official Code of Georgia Annotated, relating to corporations, partnerships, and associations, so as to change certain provisions relating to definitions, registered agent, and service of process; to provide for certain definitions applicable to business corporations, nonprofit corporations, partnerships, and the "Georgia Revised Uniform Limited Partnership Act"; to change certain provisions relating to who may serve as a registered agent for certain domestic and foreign entities, including corporations, nonprofit corporations, limited liability partnerships, limited partnerships, and limited liability companies; to provide for one copy of a process, notice, or demand to be served upon the Secretary of State when he or she is acting as an agent for service of process for certain entities; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**PART I**  
**SECTION 1-1.**

Article 8 of Chapter 2 of Title 14 of the Official Code of Georgia Annotated, relating to directors and officers, is amended by revising subsections (a) and (b) of Code Section 14-2-801, relating to the requirement for and duties of board of directors, as follows:

"(a) ~~Except Each corporation must have a board of directors, except~~ as provided in Article 9 of this chapter or in a written agreement meeting the requirements of Code Section 14-2-732, each corporation must have a board of directors.

(b) All corporate powers shall be exercised by or under the authority of the board of directors of the corporation, and the business and affairs of the corporation shall be managed by or under the direction, and subject to oversight, of; its board of directors, subject to any limitation set forth in the articles of incorporation, in rights, options, or warrants permitted by paragraph (2) of subsection (d) of Code Section 14-2-624, or except as provided in an agreement among the shareholders meeting the requirements of Code Section 14-2-732."

**SECTION 1-2.**

Said article is further amended by revising subsection (b) of Code Section 14-2-803, relating to number and election of directors, as follows:

"(b) The number of directors may be increased or decreased from time to time by amendment to, or in the manner provided in, the articles of incorporation or the bylaws. ~~The articles of incorporation or bylaws may authorize the shareholders or the board of directors to fix or change the number of directors or may establish a variable range for the size of the board of directors by fixing a minimum and maximum number of directors. If a variable range is established, the number of directors may be fixed or changed from time to time, within the minimum and maximum, by the shareholders or, if the articles or bylaws so provide, by the board of directors.~~"

**SECTION 1-3.**

Said article is further amended by revising Code Section 14-2-806, relating to staggered terms for directors, as follows:

"14-2-806.

(a) The articles of incorporation or a bylaw adopted by the shareholders may provide for staggering the terms of ~~the~~ directors by dividing the total number of directors into two or three groups, ~~with each group containing one-half or one-third of the total, as near as may be.~~ In that event, the terms of directors in the first group expire at the first annual shareholders' meeting after their election, the terms of the second group expire at the second annual shareholders' meeting after their election, and the terms of the third group, if any, expire at the third annual shareholders' meeting after their election. At each annual shareholders' meeting held thereafter, directors shall be chosen for a term of two years or three years, as the case may be, to succeed those whose terms expire.

(b) ~~If directors have staggered terms and the number of directors is thereafter changed:~~

- (1) ~~Any increase or decrease in the number of directors shall be so apportioned among the classes as to make all classes as nearly equal in number as possible; and~~  
 (2) When the number of directors is increased and any newly created directorships are filled by the board, the terms of the additional directors shall expire at the next annual election of directors by the shareholders."

#### SECTION 1-4.

Said article is further amended by revising Code Section 14-2-821, relating to action without meeting, as follows:

"14-2-821.

(a) Except to the extent ~~Unless~~ the articles of incorporation or bylaws ~~provide otherwise~~ require that action by the board of directors be taken at a meeting, action required or permitted by this chapter to be taken ~~at a~~ by the board of ~~directors' meeting~~ directors may be taken without a meeting if ~~the action is taken by all members of the board. The action must be evidenced by one or more consents in writing or by electronic transmission describing the action taken, signed by each director, and delivered to the corporation for inclusion in the minutes or filing with the corporate records~~ each director signs a consent describing the action to be taken or ratified and delivers it to the corporation.

(b) A director's consent may be withdrawn by a revocation signed by the director and delivered to the corporation prior to delivery to the corporation of unrevoked written consents signed by all the directors.

(c) Action taken under this Code section is the act of the board of directors when one or more consents signed by all the directors are delivered to the corporation. The consent may specify the time at which the action taken thereunder is to be effective.

~~(b)(d)~~ (d) A consent signed and delivered by a director under this Code section has the effect of action taken at a meeting ~~vote~~ of the board of directors and may be described as such in any document."

#### SECTION 1-5.

Said article is further amended by revising Code Section 14-2-825, relating to committees, as follows:

"14-2-825.

(a) Unless this chapter, the articles of incorporation, or the bylaws provide otherwise, a board of directors may create one or more committees and appoint members of the board of directors to serve on ~~them~~ any such committee. Each committee may have one or more members, who serve at the pleasure of the board of directors.

(b) Code Sections 14-2-820 through 14-2-824, ~~which govern meetings, action without meetings, notice and waiver of notice, and quorum and voting requirements~~ apply both to committees of the board of directors, apply to committees and to their members as well.

(c) To the extent specified by the board of directors or in the articles of incorporation or bylaws, each committee may exercise the authority powers of the board of directors

under Code Section 14-2-801.

(d) A committee may not, however:

- (1) Approve or propose to shareholders action that this chapter requires to be approved by shareholders;
- (2) Fill vacancies on the board of directors or, subject to subsection (f) of this Code section, on any of its committees;
- (3) Amend articles of incorporation pursuant to Code Section 14-2-1002 except that a committee may, to the extent authorized ~~in a resolution or resolutions adopted by action of~~ the board of directors, amend the articles of incorporation to fix the designations, preferences, limitations, and relative rights of shares pursuant to Code Section 14-2-602 or to increase or decrease the number of shares contained in a series of shares established in accordance with Code Section 14-2-602 but not below the number of such shares then issued; or
- (4) Adopt, amend, or repeal bylaws; ~~or~~
- (5) ~~Approve a plan of merger not requiring shareholder approval.~~

(e) The creation of, delegation of authority to, or action by a committee does not alone constitute compliance by a director with the standards of conduct described in Code Section 14-2-830.

(f) The board of directors may appoint one or more directors as alternate members of any committee to replace any absent or disqualified member during the member's absence or disqualification. Unless the articles of incorporation or the bylaws or the board action creating the committee or appointing one or more directors as alternate members provide otherwise, in the event of the absence or disqualification of a member of a committee, the member or members of the committee present at any meeting and not disqualified from voting, unanimously, may appoint another director to act in place of the absent or disqualified member."

#### SECTION 1-6.

Said article is further amended by revising subsection (a) of Code Section 14-2-831, relating to derivative actions, as follows:

"(a) Subject to Code Sections 14-2-830 and 14-2-842, a A derivative proceeding, as defined in ~~subsection (a) paragraph (1)~~ of Code Section 14-2-740, may be brought by a shareholder, or an action may be brought by the corporation, against one or more directors or officers of the corporation to procure for the benefit of the corporation a judgment for the following relief:

- (1) Subject to any provision of the articles of incorporation authorized pursuant to paragraph (4) of subsection (b) of Code Section 14-2-202, to ~~To~~ compel the defendant to account for official conduct or to decree any other relief called for by his or her official conduct in the following cases:
  - (A) The neglect of, failure to perform, or other violation of his or her duties in the management of the corporation or in the disposition of corporate assets;
  - (B) The acquisition, transfer to others, loss, or waste of corporate assets due to any neglect of, failure to perform, or other violation of duties; or

- (C) The appropriation, in violation of his or her duties, of any business opportunity of the corporation;
- (2) To enjoin a proposed unlawful conveyance, assignment, or transfer of corporate assets or other unlawful transaction where there is sufficient evidence that it will be made; and
- (3) To set aside an unlawful conveyance, assignment, or transfer of corporate assets where the transferee knew of its unlawfulness and is made a party to the action."

#### SECTION 1-7.

Said article is further amended by revising subsections (b) and (c) of Code Section 14-2-840, relating to required officers, as follows:

- "(b) The board of directors may elect individuals to fill one or more offices of the corporation. A duly appointed officer may appoint one or more officers ~~or assistant officers~~ if authorized by the bylaws or the board of directors.
- (c) The bylaws or the board of directors shall ~~delegate~~ assign to one of the officers responsibility for preparing the minutes of the directors' and shareholders' meetings and for maintaining and authenticating records of the corporation required to be kept under subsections (a) of Code Sections 14-2-1601 and 14-2-1602."

#### SECTION 1-8.

Said article is further amended by revising Code Section 14-2-841, relating to duties of officers, as follows:

"14-2-841.

Each officer has the authority and shall perform the ~~duties~~ functions set forth in the bylaws or, to the extent consistent with the bylaws, the ~~duties~~ functions prescribed by the board of directors or by direction of an officer authorized by the board of directors to prescribe the ~~duties~~ functions of other officers. Unless the articles of incorporation, bylaws, or a ~~resolution~~ action of the board of directors of a corporation provide otherwise, the chief executive officer (or the president if no person has been designated as chief executive officer) of a corporation shall have authority to conduct all ordinary business on behalf of such corporation and may execute and deliver on behalf of a corporation any contract, conveyance, or similar document not requiring approval by the board of directors or shareholders as provided in this chapter."

#### SECTION 1-9.

Said article is further amended by revising Code Section 14-2-843, relating to resignation and removal of officers, as follows:

"14-2-843.

- (a) An officer may resign at any time by delivering notice ~~in writing or by electronic transmission~~ to the corporation. A resignation is effective when the notice is ~~effective~~ delivered unless the notice specifies a future later effective ~~date~~ time. A copy of the notice of resignation as delivered to the corporation may be filed with the Secretary of State.

~~(b) A board of directors may remove any officer at any time with or without cause. Unless the bylaws provide otherwise, any officer or assistant officer appointed by an authorized officer pursuant to subsection (b) of Code Section 14-2-840 may be removed at any time with or without cause by any officer having authority to appoint such officer or assistant officer. An officer may be removed at any time with or without cause by:~~

~~(1) The board of directors;~~

~~(2) The officer who appointed such officer, unless the bylaws or the board of directors provide otherwise; or~~

~~(3) Any other officer if authorized by the bylaws or the board of directors."~~

#### **SECTION 1-10.**

Said article is further amended by revising paragraph (1) of subsection (f) of Code Section 14-2-859, relating to application of part, as follows:

"(1) To advance funds to pay for or reimburse expenses in accordance with Code Section 14-2-853 or subsection (c) of Code Section 14-2-856 to the fullest extent permitted by law; and"

#### **SECTION 1-11.**

Said article is further amended by adding a new part to read as follows:

#### "Part 7

##### 14-2-870.

(a) A corporation may disclaim, in its articles of incorporation or bylaws or by action of its shareholders or board of directors, any interest of the corporation in, or in being offered, or in excluding directors or officers from taking advantage of or participating in, specific business opportunities or classes or categories of business opportunities that are, have been, or may be in the future presented to the corporation or to one or more of its directors or officers. For purposes of this part, the terms 'director' and 'directors' include a person or persons other than directors to the extent discretion or powers of the board of directors are vested in such person or persons pursuant to Code Sections 14-2-732, 14-2-920, or 14-2-922.

(b) A director's or officer's taking advantage of, or participating in, directly or indirectly, a specific business opportunity may not be the subject of equitable relief, or give rise to an award of damages or other sanctions against the director or officer, in a proceeding by a shareholder or by or in the right of the corporation on the ground that such opportunity should have been first offered to the corporation or that the corporation had an interest in, or in being offered, or in excluding the director or officer from taking advantage of or participating in, such opportunity, to the extent the corporation has disclaimed any such interest with respect to such business opportunity pursuant to subsection (a) of this Code section, either with respect to the specific business opportunity or with respect to a class or category of business opportunities that



includes such opportunity.

(c) Action by the shareholders or board of directors of the corporation approving a disclaimer pursuant to subsection (a) of this Code section that applies to a director with respect to a specific past, present, or future business opportunity shall be effective for all purposes if the director brings such opportunity to the attention of the corporation (if such opportunity is not known to the corporation) and:

(1) Such disclaimer is approved by qualified directors in compliance with the procedures set forth in Code Section 14-2-862, as if the decision being made concerned a director's conflicting interest transaction; or

(2) Such disclaimer is approved by shareholders' action taken in compliance with the procedures set forth in Code Section 14-2-863, as if the decision being made concerned a director's conflicting interest transaction;

except that, rather than making 'required disclosure' as defined in Code Section 14-2-860, in each case the director shall have made prior disclosure to those approving such disclaimer on behalf of the corporation of all material facts concerning the business opportunity that are then known to the director, subject to subsection (e) of this Code section, and that a 'qualified director' is a director who, at the time action is to be taken under paragraph (1) of subsection (c) of this Code section, would be a qualified director under subsection (d) of Code Section 14-2-862 if the business opportunity were a director's conflicting interest transaction.

(d) Action by the board of directors or shareholders of the corporation approving a disclaimer pursuant to subsection (a) of this Code section that applies to an officer with respect to a specific past, present, or future business opportunity shall be effective for all purposes if the officer brings such opportunity to the attention of the corporation (if such opportunity is not known to the corporation) and such disclaimer is approved by the board of directors or shareholders in compliance with the procedures set forth in Code Section 14-2-864, as if the decision being made concerned an officer's conflicting interest transaction, except that, rather than making 'required disclosure' as defined in Code Section 14-2-864, in each case the officer shall have made prior disclosure to those approving such disclaimer on behalf of the corporation of all material facts concerning the business opportunity that are then known to the officer, subject to subsection (e) of this Code section.

(e) Notwithstanding subsections (c) or (d) of this Code section, a director or officer is not obligated to make prior disclosure to those approving a disclaimer on behalf of the corporation pursuant to subsection (c) or (d) of this Code section of all material facts concerning the business opportunity subject to such disclaimer that are then known to the director or officer to the extent that the director or officer reasonably believes that doing so would violate a duty imposed under law, a legally enforceable obligation of confidentiality, or a professional ethics rule, provided that such director or officer discloses to those acting on behalf of the corporation:

(1) All information required to be disclosed that is not so violative; and

(2) The nature of the director's or officer's duty not to disclose the confidential information.

(f) In any proceeding seeking equitable relief or other remedies based upon an alleged improper taking advantage of or participation in a business opportunity by a director or officer, directly or indirectly, the fact that the director or officer did not employ the procedures described in this Code section before taking advantage of the opportunity shall not:

- (1) Create an inference that the opportunity should have been first presented to the corporation, that the corporation had an interest in, or in being offered, or in excluding the director or officer from taking advantage of or participating in, such opportunity or that the director or officer has or will have appropriated the opportunity in violation of his or her duties by taking advantage of or participating in the opportunity; or
- (2) Alter the burden of proof otherwise applicable to establish that the director or officer breached a duty to the corporation in the circumstances."

## **PART II**

### **SECTION 2-1.**

Title 14 of the Official Code of Georgia Annotated, relating to corporations, partnerships, and associations, is amended in Code Section 14-2-140, relating to code definitions applicable to business corporations, by adding two new paragraphs to read as follows:

"(13.1) 'Foreign limited liability company' means a limited liability company formed under the laws of a jurisdiction other than this state."

"(16.1) 'Limited liability company' means any limited liability company formed under Chapter 11 of this title."

### **SECTION 2-2.**

Said title is further amended in Code Section 14-3-140, relating to definitions applicable to nonprofit corporations, by adding two new paragraphs to read as follows:

"(16.1) 'Foreign limited liability company' means a limited liability company formed under the laws of a jurisdiction other than this state."

"(19.1) 'Limited liability company' means any limited liability company formed under Chapter 11 of this title."

### **SECTION 2-3.**

Said title is further amended in Code Section 14-8-2, relating to definitions applicable to partnerships, by adding two new paragraphs to read as follows:

"(4.1) 'Foreign limited liability company' means a limited liability company formed under the laws of a jurisdiction other than this state."

"(6.1) 'Limited liability company' means any limited liability company formed under Chapter 11 of this title."

### **SECTION 2-4.**

Said title is further amended in Code Section 14-9-101, relating to definitions applicable to the "Georgia Revised Uniform Limited Partnership Act," by adding two new

paragraphs to read as follows:

"(3.1) 'Foreign limited liability company' means a limited liability company formed under the laws of a jurisdiction other than this state."

"(6.1) 'Limited liability company' means any limited liability company formed under Chapter 11 of this title."

### **PART III SECTION 3-1.**

Said title is further amended by revising Code Section 14-2-501, relating to registered office and registered agent applicable to business corporations, as follows:

"14-2-501.

Each corporation must continuously maintain in this state:

- (1) A registered office that may be the same as any of its places of business; and
- (2) A registered agent, who may be:
  - (A) A person who resides in this state and whose business office is identical with the registered office;
  - (B) A domestic corporation, ~~or~~ nonprofit domestic corporation, or domestic limited liability company whose business office is identical with the registered office; or
  - (C) A foreign corporation, ~~or~~ nonprofit foreign corporation, or foreign limited liability company authorized to transact business in this state whose business office is identical with the registered office."

### **SECTION 3-2.**

Said title is further amended by revising Code Section 14-2-1507, relating to registered office and registered agent of foreign corporation applicable to business corporations, as follows:

"14-2-1507.

Each foreign corporation authorized to transact business in this state must continuously maintain in this state:

- (1) A registered office that may be the same as any of its places of business; and
- (2) A registered agent, who may be:
  - (A) An individual who resides in this state and whose business office is identical with the registered office;
  - (B) A domestic corporation, ~~or~~ nonprofit domestic corporation, or domestic limited liability company whose business office is identical with the registered office; or
  - (C) A foreign corporation, ~~or~~ foreign or nonprofit corporation, or foreign limited liability company authorized to transact business in this state whose business office is identical with the registered office."

### **SECTION 3-3.**

Said title is further amended by revising Code Section 14-3-501, relating to registered office and registered agent applicable to nonprofit corporations, as follows:

"14-3-501.

Each corporation must continuously maintain in this state:

- (1) A registered office with the same address as that of the registered agent; and
- (2) A registered agent, who may be:
  - (A) A person who resides in this state and whose office is identical with the registered office;
  - (B) A domestic business or nonprofit corporation or domestic limited liability company formed under this chapter or under Chapter 2 of this title whose office is identical with the registered office; or
  - (C) A foreign business or nonprofit corporation or foreign limited liability company authorized to transact business in this state whose office is identical with the registered office."

#### **SECTION 3-4.**

Said title is further amended by revising Code Section 14-3-1507, relating to registered office and registered agent of foreign corporation applicable to nonprofit corporations, as follows:

"14-3-1507.

Each foreign corporation authorized to transact business in this state must continuously maintain in this state:

- (1) A registered office that may be the same as any of its places of business; and
- (2) A registered agent, who may be:
  - (A) An individual who resides in this state and whose business office is identical with the registered office;
  - (B) A domestic corporation, ~~or domestic business corporation,~~ or domestic limited liability company whose business office is identical with the registered office; or
  - (C) A foreign corporation, ~~or foreign business corporation,~~ or foreign limited liability company authorized to transact business in this state whose business office is identical with the registered office."

#### **SECTION 3-5.**

Said title is further amended by revising subsection (b) of Code Section 14-8-46, relating to registered office and registered agent required for foreign limited liability partnership, as follows:

"(b) A registered agent must be an individual resident of this state, a domestic corporation, professional corporation, or limited liability company, or a foreign corporation or limited liability company authorized to do business in this state."

#### **SECTION 3-6.**

Said title is further amended by revising subsection (b) of Code Section 14-9-902.1, relating to registered agent and office under the "Georgia Revised Uniform Limited Partnership Act," as follows:

"(b) An agent for service of process must be an individual resident of this state, a

domestic corporation, professional corporation, or limited liability company, or a foreign corporation or limited liability company authorized to do business in this state."

#### **SECTION 3-7.**

Said title is further amended by revising subsection (b) of Code Section 14-11-209, relating to registered office and registered agent applicable to limited liability companies, as follows:

"(b) A registered agent must be an individual resident of this state, a corporation, another limited liability company, or a foreign corporation or a foreign limited liability company having a certificate of authority to transact business in this state."

#### **SECTION 3-8.**

Said title is further amended by revising subsection (b) of Code Section 14-11-703, relating to registered office and registered agent applicable to foreign limited liability companies, as follows:

"(b) A registered agent must be an individual resident of this state, a corporation, limited liability company, or a foreign corporation or another foreign limited liability company having a certificate of authority to transact business in this state."

### **PART IV**

#### **SECTION 4-1.**

Said title is further amended by revising subsection (i) of Code Section 14-8-46, relating to registered office and registered agent required for foreign limited liability partnership, Secretary of State as agent for service of process, and venue, as follows:

"(i) Whenever a foreign limited liability partnership required to procure a certificate of authority to do business in this state shall fail to appoint or maintain a registered agent in this state, or whenever its registered agent cannot with reasonable diligence be found at the registered office, the Secretary of State shall be an agent of such foreign limited liability partnership upon whom any process, notice, or demand may be served. Service on the Secretary of State of any such process, notice, or demand shall be made by delivering to and leaving with the Secretary of State or with any persons designated by the Secretary of State to receive such service ~~two copies~~ a copy of such process, notice, or demand. The plaintiff or his or her attorney shall certify in writing to the Secretary of State that the foreign limited liability partnership failed either to maintain a registered office or appoint a registered agent in this state and that he or she has forwarded by registered mail or statutory overnight delivery such process, service, or demand to the last registered agent at the last registered office listed on the records of the Secretary of State and that service cannot be effected at such office."

#### **SECTION 4-2.**

Said title is further amended by revising subsection (f) of Code Section 14-11-209, relating to registered office and registered agent relative to limited liability companies, as follows:

"(f) Whenever a limited liability company shall fail to appoint or maintain a registered agent in this state or whenever its registered agent cannot with reasonable diligence be found at the registered office, then the Secretary of State shall be an agent of such limited liability company upon whom any process, notice, or demand may be served. Service on the Secretary of State of any such process, notice, or demand shall be made by delivering to and leaving with him or her or with any other person or persons designated by the Secretary of State to receive such service ~~two copies~~ a copy of such process, notice, or demand. The plaintiff or his or her attorney shall certify in writing to the Secretary of State that the limited liability company failed either to maintain a registered office or appoint a registered agent in this state and that he or she has forwarded by registered or certified mail or statutory overnight delivery such process, notice, or demand to the most recent registered office listed on the records of the Secretary of State and that service cannot be effected at such office."

#### **SECTION 4-3.**

Said title is further amended by revising subsection (h) Code Section 14-11-703, relating to registered office and registered agent and service on Secretary of State relative to foreign limited liability companies, as follows:

"(h) Whenever a foreign limited liability company required to procure a certificate of authority to transact business in this state shall fail to appoint or maintain a registered agent in this state, or whenever its registered agent cannot with reasonable diligence be found at the registered office, then the Secretary of State shall be an agent of such foreign limited liability company upon whom any process, notice, or demand may be served. Service on the Secretary of State of any such process, notice, or demand shall be made by delivering to and leaving with him or her or with any other person or persons designated by the Secretary of State to receive such service ~~two copies~~ a copy of such process, notice, or demand. The plaintiff or his or her attorney shall certify in writing to the Secretary of State that the foreign limited liability company failed either to maintain a registered office or appoint a registered agent in this state and that he or she has forwarded by registered or certified mail or statutory overnight delivery such process, notice, or demand to the last registered agent at the most recent registered office listed on the records of the Secretary of State and that service cannot be effected at such office."

#### **PART V SECTION 5-1.**

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

Senator Kennedy of the 18th moved that the Senate agree to the House substitute to SB 128.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Shafer
Y Butler	Y James	Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Kirk	Unterman
Y Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Williams, T
Hill, H	Y Mullis	

On the motion, the yeas were 46, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 128.

The following bill was taken up to consider House action thereto:

SB 320. By Senators Watson of the 1st, Harper of the 7th, Beach of the 21st, Ginn of the 47th, Miller of the 49th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to issuance, expiration, and renewal of licenses, so as to revise the exemptions afforded to nonresidents who have in their immediate possession a valid driver's license issued to them in their home state or country; to provide for certain presumptions of validity of a driver's license issued by the driver's licensing authority of a foreign county; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To revise provisions relating to the regulation of transportation for hire; to amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles, so as to clarify inspections of limousine carriers; to provide for the registration of taxi services; to revise insurance requirements for taxi services; to revise the exemptions afforded to nonresidents who have in their immediate possession a valid driver's license issued to them in their home state or country; to remove the requirement for proof of insurance in order to obtain a for-hire endorsement; to provide for enhanced penalties for a second or subsequent conviction under Code Section 40-5-81; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles, is amended by revising Code Section 40-1-154, relating to regulation of carriers on safety of equipment and annual inspections, as follows:

"40-1-154.

~~(a) It shall be the duty of the department to regulate limousine carriers with respect to the safety of equipment.~~

~~(b) The department shall require safety and mechanical inspections at least on an annual basis for each vehicle owned or operated by a limousine carrier. The department shall provide, by rule or regulation, for the scope of such inspections, the qualifications of persons who may conduct such inspections, and the manner by which the results of such inspections shall be reported to the department.~~

~~(c) In addition to the requirements of this Code section, limousine Limousine carriers shall comply with the applicable provisions of Code Section 40-1-8."~~

**SECTION 2.**

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

"40-1-193.1.

(a) Each taxi service doing business or operating in this state shall register with the department. Upon receipt of registration by the department, the department shall issue a license to such taxi service which shall be renewed on an annual basis. The department may charge a fee for such license and registration not to exceed \$100.00.

(b) Each taxi service doing business or operating in this state shall maintain a current list of all drivers utilized by such taxi service in this state, whether as employees or independent contractors. Such lists shall not be subject to inspection or disclosure under Article 4 of Chapter 18 of Title 50 but shall be made available for inspection by law enforcement officers and representatives of other government agencies upon request to ascertain compliance with this title.



(c) Each taxi service doing business or operating in this state shall:

(1) Take all necessary steps to determine that each driver utilized by such taxi service, whether as an employee or independent contractor, possesses and maintains any required permits or licenses required by the federal government or this state;

(2) Ensure that each driver utilized by such taxi service, whether as an employee or independent contractor, has a current for-hire license endorsement or current private background check certification pursuant to Code Section 40-5-39;

(3) Have a zero tolerance policy with regard to the use of drugs or alcohol while on duty in place for drivers utilized by such taxi service, whether as an employee or independent contractor;

(4) Obtain and maintain personal injury and property damage liability insurance, which shall provide for the protection of passengers and property carried and of the public against injury in the coverage amounts as required by law; and

(5) Comply with the provisions of Code Section 40-8-7. No vehicle inspections shall be required for vehicles used by taxi services.

(d) The department or any county, municipality, or consolidated government may require proof of insurance or proof of payment of such insurance in the coverage amounts as required by law and may verify such insurance when issuing or renewing a certificate of public necessity and convenience or medallion."

### **SECTION 3.**

Said title is further amended by revising paragraph (2) of subsection (a) of Code Section 40-5-21, relating to driver's license exemptions generally, as follows:

"(2) A nonresident who has in his or her immediate possession a valid driver's license issued to him or her in his or her home state or country; provided, however, that such person would otherwise satisfy all requirements to receive a Georgia driver's license and, if such nonresident driver's license is in a language other than English, the nonresident also has in his or her immediate possession a valid international driving permit which conforms to and has been issued in accordance with the provisions of the Convention on Road Traffic, 3 U.S.T. 3008, TIAS 2487, or any similar such treaty, international agreement, or reciprocal agreement between the United States and a foreign nation concerning driving privileges of nonresidents; and provided, further, that in the case of a driver's license issued by the driver's licensing authority of a foreign country, a law enforcement officer may consult such person's passport or visa to verify the validity of such license, if available."

### **SECTION 4.**

Said title is further amended by revising subsection (b) of Code Section 40-5-39, relating to requirements for operation of a motor vehicle for hire, for-hire license endorsements and eligibility, term, and background checks, as follows:

"(b) The department shall provide a for-hire license endorsement for any qualified person under this Code section. In order to be eligible for such endorsement, an applicant shall:

- (1) Be at least 18 years of age;
- (2) Possess a valid Georgia driver's license which is not limited as defined in Code Section 40-5-64;
- (3) Not have been convicted, been on probation or parole, or served time on a sentence for a period of seven years previous to the date of application for any felony or any other crime of moral turpitude or a pattern of misdemeanors that evidences a disregard for the law unless he or she has received a pardon and can produce evidence of same. For the purposes of this paragraph, a plea of nolo contendere shall be considered to be a conviction, and a conviction for which a person has been free from custody and free from supervision for at least seven years shall not be considered a conviction unless the conviction is for a dangerous sexual offense which is contained in Code Section 42-1-12 or the criminal offense was committed against a victim who was a minor at the time of the offense;
- (4) Submit at least one set of classifiable electronically recorded fingerprints to the department in accordance with the fingerprint system of identification established by the director of the Federal Bureau of Investigation. The department shall transmit the fingerprints to the Georgia Crime Information Center, which shall submit the fingerprints to the Federal Bureau of Investigation for a search of bureau records and an appropriate report and promptly conduct a search of state records based upon the fingerprints. After receiving the report from the Georgia Crime Information Center and the Federal Bureau of Investigation, the department shall determine whether the applicant may be certified; and
- (5) Be a United States citizen; or, if not a citizen, present federal documentation verified by the United States Department of Homeland Security to be valid documentary evidence of lawful presence in the United States under federal immigration law; and
- ~~(6) Provide proof of liability insurance coverage in such amounts as provided by law for the class of motor vehicle being operated for hire and the requirements for limousine carriers, ride share networks and drivers, and taxi services, as applicable."~~

#### SECTION 5.

Said title is further amended by revising subsection (d) of Code Section 40-5-81, relating to program optional, certification and approval of courses, and prohibited behavior by a clinic or program, as follows:

"(d) It shall be unlawful for the owner, agent, servant, or employee of any driver improvement clinic or DUI Alcohol or Drug Use Risk Reduction Program licensed by the department to directly or indirectly offer, for purposes of the enrollment or solicitation of any student or prospective student, any item of monetary value, including but not limited to United States legal tender, food, gasoline cards, debit gift cards, or merchant gift cards to any:

- (1) Student or agent or legal representative of a student;
- (2) Employee or agent of a private company which has contracted with a county, municipality, or consolidated government to provide probation services pursuant to

Article 6 of Chapter 8 of Title 42;

(3) Law enforcement officer; or

(4) Officer or employee of the judicial branch or a court.

A violation of this subsection shall be a misdemeanor. In addition to all other penalties available at law, any person convicted of a second or subsequent offense under this subsection shall have his or her license to operate a driver improvement clinic or DUI Alcohol or Drug Use Risk Reduction Program under this article revoked."

#### SECTION 6.

This Act shall become effective on January 1, 2017.

#### SECTION 7.

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

Senator Watson of the 1st moved that the Senate agree to the House substitute to SB 320.

On the motion, a roll call was taken and the vote was as follows:

Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
N Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	E Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 43, nays 7; the motion prevailed, and the Senate agreed to the House substitute to SB 320.

The following bill was taken up to consider House action thereto:

HB 910. By Representatives Frye of the 118th, Fleming of the 121st, Kelley of the 16th, Mabra of the 63rd, Weldon of the 3rd and others:

A BILL to be entitled an Act to amend Chapter 33 of Title 31 of the Official Code of Georgia Annotated, relating to health records, so as to provide that provisions relating to the costs of copying and mailing patient records apply to psychiatric, psychological, and other mental health records; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate amendment was as follows:

*Amend Senate Floor Amendment 1 to HB 910 by deleting all matter from line 1 through the end.*

Senator Watson of the 1st moved that the Senate agree to the House amendment to the Senate amendment to HB 910.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
N Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Burke	Y Jackson, L	Y Shafer
Y Butler	James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	E Ligon	VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 48, nays 3; the motion prevailed, and the Senate agreed to the House amendment to the Senate amendment to HB 910.

Senator Jones of the 25th was excused for business outside the Senate Chamber.

The following bill was taken up to consider House action thereto:

SB 208. By Senators Ramsey, Sr. of the 43rd, Jones of the 10th, Davenport of the 44th, Henson of the 41st and Butler of the 55th:

A BILL to be entitled an Act to incorporate the City of Stonecrest in DeKalb County; to provide for a charter for the City of Stonecrest; to provide for incorporation, boundaries, and powers of the city; to provide for severability; to provide an effective date; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To incorporate the City of Stonecrest in DeKalb County; to provide for a charter for the City of Stonecrest; to provide for incorporation, boundaries, and powers of the city; to provide for general powers and limitations on powers; to provide for a governing authority of such city and the powers, duties, authority, election, terms, method of filling vacancies, compensation, expenses, qualifications, prohibitions, and districts relative to members of such governing authority; to provide for inquiries and investigations; to provide for organization and procedures; to provide for ordinances; to provide for codes; to provide for a charter commission; to provide for the office of mayor and certain duties and powers relative to the office of mayor; to provide for administrative responsibilities; to provide for boards, commissions, and authorities; to provide for a city manager, a city attorney, a city clerk, a tax collector, a city accountant, and other personnel; to provide for a municipal court and the judge or judges thereof; to provide for practices and procedures; to provide for ethics and disclosures; to provide for taxation, licenses, and fees; to provide for franchises, service charges, and assessments; to provide for bonded and other indebtedness; to provide for accounting and budgeting; to provide for purchases; to provide for the creation of a community improvement district; to provide for homestead exemptions; to provide for bonds for officials; to provide for other matters relative to the foregoing; to provide for a referendum; to provide effective dates and transitional provisions governing the transfer of various functions and responsibilities from DeKalb County to the City of Stonecrest; to provide for severability; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

ARTICLE I  
CREATION, INCORPORATION, POWERS  
**SECTION 1.01.**  
Incorporation.

This Act shall constitute the charter of the City of Stonecrest, Georgia. The City of Stonecrest, Georgia, in the County of DeKalb, and the inhabitants thereof, are constituted and declared a body politic and corporate under the same name and style of the "City of Stonecrest" and by that name shall have perpetual succession, may sue and be sued, plead and be impleaded, in all courts of law and equity, and in all actions whatsoever, and may have and use a common seal.

### **SECTION 1.02.**

#### Corporate boundaries.

The boundaries of the City of Stonecrest shall be those set forth and described in Appendix A of this charter, and such Appendix A is incorporated into and made a part of this charter. The city clerk shall maintain a current map and written legal description of the corporate boundaries of the city, and such map and description shall incorporate any changes which may hereafter be made in such corporate boundaries.

### **SECTION 1.03.**

#### Powers and construction.

(a) This city shall have all powers possible for a city to have under the present or future Constitution and laws of this state as fully and completely as though they were specifically enumerated in this Act. This city shall have all the powers of self-government not otherwise prohibited by this Act or by general law.

(b) The powers of this city shall be construed liberally in favor of the city. The specific mention or failure to mention particular powers shall not be construed as limiting in any way the powers of this city. These powers shall include, but not be limited to, the following:

(1) Animal regulations. To regulate and license or to prohibit the keeping or running at large of animals and fowl, and to provide for the impoundment of same if in violation of any ordinance or lawful order; to provide for the disposition by sale, gift, or humane destruction of animals and fowl when not redeemed as provided by ordinance; and to provide punishment for violation of ordinances enacted hereunder;

(2) Appropriations and expenditures. To make appropriations for the support of the government of the city; to authorize the expenditure of money for any purposes authorized by this charter and for any purpose for which a municipality is authorized by the laws of the State of Georgia; and to provide for the payment of expenses of the city;

(3) Building regulation. To regulate and to license the erection and construction of buildings and all other structures; to adopt building, housing, plumbing, electrical, gas, and heating and air conditioning codes; and to regulate all housing and building trades to the extent permitted by general law;

(4) Business regulation and taxation. To levy and to provide for the collection of regulatory fees, franchise fees, and taxes on privileges, occupations, trades, and

professions as authorized by Title 48 of the O.C.G.A., or other such applicable laws as are or may hereafter be enacted; to permit and regulate the same; to provide for the manner and method of payment of such regulatory fees, franchise fees, and taxes; and to revoke such permits after due process for failure to pay any city taxes or fees;

(5)(A) Condemnation. To condemn property inside the corporate limits of the city for present or future use and for any public purpose deemed necessary by the city council utilizing procedures enumerated in Title 22 of the O.C.G.A., or such other applicable laws as are or may hereafter be enacted.

(B) The municipality shall have the right to condemn and cause to be remediated or removed any building, structure, or existing condition within its corporate limits that is dangerous to life, limb, or property, by reasons of decay, dilapidation, or unsanitary condition. Nothing in this subparagraph shall be construed to relieve the municipality of any duty to give owners or interested persons reasonable notice and opportunity to remedy the situation. Nothing in this subparagraph shall be construed as relieving the municipality of liability to any interested person for damages to person or property taken or destroyed in furtherance of this subparagraph. This subparagraph shall not be construed as authorizing the doing of any act or thing contrary to the Constitution of this state and the policy of the general laws of this state. The municipality shall have authority to adopt reasonable ordinances and resolutions for the purpose of carrying out this subparagraph;

(6) Contracts. To enter into contracts and agreements with other governmental entities and with private persons, firms, and corporations;

(7) Emergencies. To establish procedures for determining and proclaiming that an emergency situation exists within or without the city, and to make and carry out all reasonable provisions deemed necessary to deal with or meet such an emergency for the protection, safety, health, or well-being of the citizens of the city;

(8) Environmental protection. To protect and preserve the natural resources, environment, and vital areas of the city, the region, and the state through the enactment of ordinances that preserve and improve air quality, restore and maintain water resources, the control of erosion and sedimentation, manage storm water and establish a storm-water utility, manage solid and hazardous waste, and provide other necessary or beneficial actions for the protection of the environment. These ordinances shall include, without limitation, ordinances that protect, maintain, and enhance the public health, safety, environment, and general welfare and minimize public and private losses due to flood conditions in flood hazard areas, as well as protect the beneficial uses of flood plain areas for water quality protection, stream bank and stream corridor protection, wetlands preservation, and ecological and environmental protection. Such ordinances may require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction; may restrict or prohibit uses which are dangerous to health, safety, and property due to flooding or erosion hazards, or which increase flood heights, velocities, or erosion; may control filling, grading, dredging, and other development which may increase flood damage or erosion; may prevent or regulate

the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands; may limit the alteration of natural flood plains, stream channels, and natural protective barriers which are involved in the accommodation of flood waters; and may protect the storm-water management, water quality, stream bank protection, stream corridor protection, wetland preservation, and ecological functions of natural flood plain areas;

(9) Ethics. To adopt ethics ordinances and regulations governing such things including, but not limited to, the conduct of municipal elected officials, appointed officials, contractors, vendors, and employees; establishing procedures for ethics complaints; and setting forth penalties for violations of such rules and procedures;

(10) Fire regulations. To fix and establish fire limits and from time to time to extend, enlarge, or restrict the same; to prescribe fire safety regulations not inconsistent with general law, relating to both fire prevention and fire detection; and to prescribe penalties and punishment for violations thereof;

(11) Garbage fees. To levy, fix, assess, and collect a garbage, refuse, and trash collection and disposal and other sanitary service charge, tax, or fee for such services as may be necessary in the operation of the city from all individuals, firms, and corporations residing in or doing business therein benefiting from such services; to enforce the payment of such charges, taxes, or fees; and to provide for the manner and method of collecting such service charges, taxes, or fees;

(12) General health, safety, and welfare. To define, regulate, and prohibit any act, practice, conduct, or use of property which is detrimental to health, sanitation, cleanliness, welfare, and safety of the inhabitants of the city, and to provide for the enforcement of such standards;

(13) Gifts. To accept or refuse gifts, donations, bequests, or grants from any source for any purpose related to powers and duties of the city and the general welfare of its citizens, on such terms and conditions as the donor or grantor may impose;

(14) Health and sanitation. To prescribe standards of health and sanitation and to provide for the enforcement of such standards;

(15) Homestead Exemption. To establish and maintain procedures for offering homestead exemptions to residents of the city and maintaining current homestead exemptions of residents of the city as authorized by this charter and Act of the General Assembly;

(16) Jail sentences. To provide that persons given jail sentences in the city's court may work out such sentences in any public works or on the streets, roads, drains, and other public property in the city; to provide for commitment of such persons to any jail; to provide for the use of pretrial diversion and any alternative sentencing allowed by law; or to provide for commitment of such persons to any county work camp or county jail by agreement with the appropriate county officials;

(17) Motor vehicles. To regulate the operation of motor vehicles and exercise control over all traffic, including parking upon or across the streets, roads, alleys, and walkways of the city;

(18) Municipal agencies and delegation of power. To create, alter, or abolish



departments, boards, offices not specified in this charter, commissions, authorities, and agencies of the city, and to confer upon such agencies the necessary and appropriate authority for carrying out all the powers conferred upon or delegated to the same;

(19) Municipal debts. To appropriate and borrow money for the payment of debts of the city and to issue bonds for the purpose of raising revenue to carry out any project, program, or venture authorized by this charter or the laws of the State of Georgia;

(20) Municipal property ownership. To acquire, dispose of, lease, and hold in trust or otherwise any real, personal, or mixed property, in fee simple or lesser interest, inside or outside the property limits of the city;

(21) Municipal property protection. To provide for the preservation and protection of property and equipment of the city and the administration and use of same by the public; and to prescribe penalties and punishment for violations thereof;

(22) Municipal utilities. To acquire, lease, construct, operate, maintain, sell, and dispose of public utilities including, but not limited to, a system of waterworks, sewers and drains, sewage disposal, storm-water management, gasworks, electricity generating plants, cable television, internet and other telecommunications, transportation facilities, public airports, and any other public utility; to fix the taxes, charges, rates, fares, fees, assessments, regulations, and penalties; and to provide for the withdrawal of service for refusal or failure to pay the same;

(23) Nuisance. To define a nuisance and provide for its abatement whether on public or private property;

(24) Penalties. To provide penalties for violation of any ordinances adopted pursuant to the authority of this charter and the laws of the State of Georgia;

(25) Planning and zoning. To provide comprehensive city planning for city land use, signage and outside advertising, and development by zoning; and to provide subdivision regulations and the like as the city council deems necessary and reasonable to ensure a safe, healthy, and aesthetically pleasing community, provided that the city council shall not have the power to require special land use permits, special exceptions, or special administrative permits for the industrial use of properties within an industrial use zoning district;

(26) Police and fire protection. To exercise the power of arrest through duly appointed police officers, and to establish, operate, or contract for a police and a fire-fighting agency;

(27) Public hazards; removal. To provide for the destruction and removal of any building or other structure that is or may become dangerous or detrimental to the public;

(28) Public improvements. To provide for the acquisition, construction, building, operation, maintenance, or abolition of public ways, parks and playgrounds, recreational facilities, cemeteries, public buildings, libraries, public housing, parking facilities, and charitable, cultural, educational, recreational, conservation, sport, detentional, penal, and medical institutions, agencies, and facilities; to provide any other public improvements inside the corporate limits of the city and to regulate the

use of public improvements; and for such purposes, property may be acquired by condemnation under Title 22 of the O.C.G.A., or such other applicable laws as are or may hereafter be enacted;

(29) Public peace. To provide for the prevention and punishment of loitering, disorderly conduct, drunkenness, riots, and public disturbances;

(30) Public transportation. To organize and operate such public transportation systems as are deemed beneficial;

(31) Public utilities and services. To grant franchises or make contracts for, or impose taxes on, public utilities, cable companies, and public service companies; and to prescribe the rates, fares, regulations, and standards and conditions of service applicable to the service to be provided by the franchise grantee or contractor, insofar as not in conflict with valid regulations of the Public Service Commission;

(32) Regulation of roadside areas. To prohibit or regulate and control the erection, removal, and maintenance of signs, billboards, trees, shrubs, fences, buildings, and any and all other structures or obstructions upon or adjacent to the rights of way of streets and roads or within view thereof, within or abutting the corporate limits of the city; and to prescribe penalties and punishment for violation of such ordinances;

(33) Employee benefits. To provide and maintain a retirement plan, insurance, and such other employee benefits for appointed officers and employees of the city as are determined by the city council;

(34) Roadways. To lay out, open, extend, widen, narrow, establish, or change the grade of, abandon or close, construct, pave, curb, gutter, adorn with shade trees, or otherwise improve, maintain, repair, clean, prevent erosion of, and light the roads, alleys, and walkways within the corporate limits of the city; to grant franchises and rights of way throughout the streets and roads and over the bridges and viaducts for the use of public utilities; and to require real estate owners to repair and maintain in a safe condition the sidewalks adjoining their lots or lands and to impose penalties for failure to do so;

(35) Solid waste disposal. To provide for the collection and disposal of garbage, rubbish, and refuse and to regulate the collection and disposal of garbage, rubbish, and refuse by others; and to provide for the separate collection of glass, tin, aluminum, cardboard, paper, and other recyclable materials and to provide for the sale of such items;

(36) Special assessments. To levy and provide for the collection of special assessments to cover the costs for any public improvements, subject to referendum;

(37) Taxes; ad valorem. To levy and provide for the assessment, valuation, revaluation, and collection of taxes on all property subject to taxation; provided, however, that:

(A) The millage rate imposed for ad valorem taxes on real property shall not exceed 3.35 unless either (i) the millage rate is increased above such amount by resolution of the city council without voter approval through its exercise of home rule powers, or (ii) a higher limit is recommended by resolution of the city council and approved by a majority of the qualified electors of the City of Stonecrest voting on the issue,

provided that the amount of millage associated with general obligation bonds or the creation of special tax districts pursuant to Article IX, Section II, Paragraph VI of the Constitution of the State of Georgia shall not count as part of the 3.35 limit since such millage is already subject to approval by the electors of the city in a separate referendum; and

(B) For all years, the fair market value of all property subject to taxation shall be determined according to the tax digest of DeKalb County, as provided in Code Section 48-5-352 of the O.C.G.A.;

(38) Taxes: other. To levy and collect such other taxes and fees as may be allowed now or in the future by law;

(39) Taxicabs. To regulate and license vehicles operated for hire in the city; to limit the number of such vehicles; to require the operators thereof to be licensed; to require public liability insurance on such vehicles in the amounts to be prescribed by ordinance; to inspect such vehicles and mandate standards of safety and cleanliness; and to regulate the parking of such vehicles;

(40) Tourism, conventions, and trade shows. To provide for the structure, operation, or management of the Stonecrest Convention and Visitors Bureau created pursuant to Section 1.05 of this charter and to authorize the City of Stonecrest to contract with private sector nonprofit organizations or other governmental agencies to promote tourism, conventions, and trade shows;

(41) Urban redevelopment. To organize and operate an urban redevelopment program; and

(42) Other powers. To exercise and enjoy all other powers, functions, rights, privileges, and immunities necessary or desirable to promote or protect the safety, health, peace, security, good order, comfort, convenience, or general welfare of the city and its inhabitants; to exercise all implied powers necessary or desirable to carry into execution all powers granted in this charter as fully and completely as if such powers were fully stated herein; and to exercise all powers now or in the future authorized to be exercised by other municipal governments under other laws of the State of Georgia; and any listing of particular powers in this charter shall not be held to be exclusive of others or restrictive of general words and phrases granting powers, but shall be held to be in addition to such powers unless expressly prohibited to municipalities under the Constitution or applicable laws of the State of Georgia.

#### **SECTION 1.04.**

##### **Exercise of powers.**

All powers, functions, rights, privileges, and immunities of the city, its officers, agencies, or employees shall be carried into execution as provided by this Act. If this charter makes no provision, such shall be carried into execution as provided by ordinance or as provided by pertinent laws of the State of Georgia.

**SECTION 1.05.**

Tourism, conventions, and trade shows.

The Stonecrest Convention and Visitors Bureau is hereby created.

**SECTION 1.06.**

Stonecrest/Lithonia Industrial Park Community Improvement District.

(a) The purpose of this section is to provide for the creation of a community improvement district within the City of Stonecrest subject to the conditions prescribed in Article IX, Section VII, Paragraph III of the Constitution of the State of Georgia. Such district shall be created for the provision of such of the following governmental services and facilities as may be provided for in the resolution activating such district, or as may be adopted by resolutions of the majority of the electors and the majority of the equity electors as defined in this section:

- (1) Street and road construction and maintenance, including curbs, sidewalks, street lights, and devices to control the flow of traffic on streets and roads;
- (2) Parks and recreational areas and facilities;
- (3) Stormwater and sewage collection and disposal systems;
- (4) Development, storage, treatment, purification, and distribution of water;
- (5) Public transportation;
- (6) Terminal and dock facilities and parking facilities; and
- (7) Such other services and facilities as may be provided for by general law.

(b) Definitions. As used in this section, the term:

- (1) "Agricultural" means the growing of crops for sale or the raising of animals for sale or use, including the growing of field crops and fruit or nut trees, the raising of livestock or poultry, and the operation of dairies, horse boarding facilities, and riding stables.
- (2) "Board" means the governing body created for the governance of the community improvement district authorized by this section.
- (3) "Caucus of electors" means the meeting of electors as provided in this section at which the elected board members of the district are elected or at which the governmental services and facilities to be provided by the district are determined. A quorum at such caucus shall consist of no less than 25 percent of electors and no less than 25 percent of equity electors present in person or proxy, and a majority of those present and voting shall be necessary to take any action. Notice of such meeting shall be given to such electors and equity electors by publishing notice thereof in the legal organ of the City of Stonecrest at least once each week for four weeks prior to such meeting.
- (4) "Cost of the project" or "cost" of any project means and includes:
  - (A) All costs of acquisition by purchase or otherwise, construction, assembly, installation, modification, renovation, or rehabilitation incurred in connection with any project or any part of any project;

(B) All costs of real property, fixtures, or personal property used in or in connection with or necessary for any project or for any facilities related thereto, including, but not limited to, the cost of all land, estates for years, easements, rights, improvements, water rights, connections for utility services, fees, franchises, permits, approvals, licenses, and certificates; the cost of securing any such franchises, permits, approvals, licenses, or certificates; the cost of preparation of any application therefor; and the cost of all fixtures, machinery, equipment including all transportation equipment and rolling stock, furniture, and other property used in or in connection with or necessary for any project;

(C) All financing charges and loan fees and all interest on bonds, notes, or other obligations of a district which accrue or are paid prior to and during the period of construction of a project and during such additional period as the board may reasonably determine to be necessary to place such project in operation;

(D) All costs of engineering, surveying, architectural, and legal services and all expenses incurred by engineers, surveyors, architects, and attorneys in connection with any project;

(E) All expenses for inspection of any project;

(F) All fees of fiscal agents, paying agents, and trustees for bondholders under any trust agreement, indenture of trust, or similar instrument or agreement all expenses incurred by any such fiscal agents, paying agents, and trustees; and all other costs and expenses incurred relative to the issuances of any bonds, notes, or other obligations for any project;

(G) All expenses of or incidental to determining the feasibility or practicability of any project;

(H) All costs of plans and specifications for any project;

(I) All costs of title insurance and examinations of title with respect to any project;

(J) Repayment of any loans made for the advance payment of any part of the foregoing costs, including interest thereon and any other expenses of such loans;

(K) Administrative expenses of the board and such other expenses as may be necessary for or incidental to any project or the financing thereof or the placing of any project in operation; and

(L) The establishment of a fund or funds for the creation of a debt service reserve, a renewal and replacement reserve, or such other funds or reserves as the board may approve with respect to the financing and operation of any project and as may be authorized by any bond resolution, trust agreement, indenture of trust, or similar instrument or agreement pursuant to the provisions of which the issuance of any bonds, notes, or other obligations of the district may be authorized.

Any cost, obligation, or expense incurred for any of the foregoing purposes shall be a part of the cost of the project and may be paid or reimbursed as such out of the proceeds of bonds, notes, or other obligations issued by the district.

(5) "District" means the geographical area designated as such by the resolution of the city council consenting to the creation of the community improvement district or as thereafter modified by any subsequent resolution of the city council within which the

district is or is to be located, or a body corporate and politic being a community improvement district created and activated pursuant hereto, as the context requires or permits.

(6) "Electors" means the owners of real property used nonresidentially within the district which is subject to taxes, fees, and assessments levied by the board, as they appear on the most recent ad valorem real property tax return records of DeKalb County, or one officer or director of a corporate elector, one trustee of a trust which is an elector, one partner of a partnership elector, or one designated representative of an elector whose designation is made in writing. An owner of property that is subject to taxes, fees, or assessments levied by the board shall have one vote for an election based on numerical majority. An owner of multiple parcels has one vote, not one vote per parcel, for an election based on numerical majority. Multiple owners of one parcel have one vote for an election based on numerical majority which must be cast by one of their number who is designated in writing.

(7) "Equitably apportioned among the properties subject to such taxes, fees, and assessments according to the need for governmental services and facilities created by the degree of density of development of each such property", with reference to taxes, fees, and assessments levied by the board, means that the burden of the taxes, fees, and assessments shall be apportioned among the properties subject thereto based upon the values established in the most recent ad valorem tax reassessment of such properties certified by the chairperson of the DeKalb County Board of Tax Assessors, or with respect to fees and assessments may be apportioned among the properties subject thereto in direct or approximate proportion to the receipt of services or benefits derived from the improvements or other activities for which the taxes, fees, or assessments are to be expended, or with respect to fees and assessments may be apportioned in any other manner or combination of manners deemed equitable by the board, including, but not limited to, the recognition of differential benefits which may reasonably be expected to accrue to new land development in contrast to lands and improvements already in existence at the time of creation of the community improvement district.

(8) "Equity electors" means electors who cast votes equal to each \$1,000.00 in value of all owned real property within the district which is then subject to taxes, fees, and assessments levied by the board. The value of real property shall be the assessed value. In the event the owner shall have multiple owners or be a corporation, trust, partnership, limited liability company, or any other entity, one person shall be designated as elector and such designation shall be made in writing.

(9) "Forestry" means the planting and growing of trees for sale in a program which includes reforestation of harvested trees, regular underbrush and undesirable growth clearing, fertilizing, pruning, thinning, cruising, and marking which indicate an active tree-farming operation. It does not include the casual growing of trees on land otherwise idle or held for investment, even though some harvesting of trees may occur thereon.

(10) "Project" means the acquisition, construction, installation, modification,

renovation, or rehabilitation of land, interests in land, buildings, structures, facilities, or other improvements, including operation of facilities or other improvements, located or to be located within or otherwise providing service to the district and the acquisition, installation, modification, renovation, rehabilitation, or furnishing of fixtures, machinery, equipment, furniture, or other property of any nature whatsoever used on, in, or in connection with any such land, interest in land, building, structure, facility, or other improvement; the creation, provision, enhancement, or supplementing of public services such as fire, police, and other services, provided that same do not conflict with or duplicate existing public services; and all for the essential public purposes set forth in subsection (a) of this section.

(11) "Property owner" or "owner of real property" means any entity or person shown as a taxpayer for one or more parcels of real estate on the most recent ad valorem tax records of DeKalb County within the district. Ownership as shown by the most recent ad valorem real property tax records of DeKalb County shall be prima-facie proof of ownership. Multiple owners of one parcel shall constitute one property owner and shall designate in writing one of their number to represent the whole.

(12) "Property used nonresidentially" means property or any portion thereof used for neighborhood shopping, planned shopping center, general commercial, transient lodging facilities, tourist services, office or institutional, office services, light industry, heavy industry, central business district, parking, or other commercial or business use or vacant land zoned or approved for any of the aforementioned uses which do not include residential.

(13) "Residential" means a specific work or improvement undertaken primarily to provide single-family or multifamily dwelling accommodations for persons and families and such community facilities as may be incidental or appurtenant thereto.

(14) "Taxpayer" means an entity or person paying ad valorem taxes on real property whether on one or more parcels of property within the district. Multiple owners of one parcel shall constitute one taxpayer and shall designate in writing one of their number to represent the whole.

(c) Creation. Pursuant to Article IX, Section VII of the Constitution of the State of Georgia, there is created an administrative body being one community improvement district to be located wholly within the City of Stonecrest, to be known as the Stonecrest/Lithonia Industrial Park Community Improvement District, provided that the creation of the community improvement district shall be conditioned upon:

(1) The adoption of a resolution consenting to the creation of the community improvement district by the City of Stonecrest city council; and

(2) The written consent to the creation of the community improvement district by:

(A) A majority of the owners of real property within the district which will be subject to taxes, fees, and assessments levied by the administrative body of the community improvement district; and

(B) The owners of real property within the district which constitutes at least 75 percent by value of all real property within the district which will be subject to taxes, fees, and assessments levied by the administrative body of the community

improvement district. For this purpose, value shall be determined by the most recent approved DeKalb County ad valorem tax digest.

The written consent provided for in this paragraph shall be submitted to the tax commissioner of DeKalb County, who shall certify whether subparagraphs (A) and (B) of this paragraph have been satisfied with respect to each such proposed district.

Neither the community improvement district nor the administrative body created pursuant to this section shall transact any business or exercise any powers under this section until the foregoing conditions are met. A copy of such resolutions shall be filed with the Secretary of State, who shall maintain a record of the district activated under this section, and filed with the Department of Community Affairs.

(d) Administration, appointment, and election of the members of the administrative body.

(1) The district created pursuant to this section shall be administered by a board composed of seven board members to be appointed and elected as provided in this section. Two board members shall be appointed by the city council. Two board members shall be elected by the vote of electors, and three members shall be elected by the vote of equity electors. The members representing the electors and equity electors shall be elected to serve in post positions 1 through 5, respectively. Each elected board member shall receive a majority of the votes cast for the post for which he or she is a candidate. Votes for Posts 1 and 2 shall be cast by electors and votes for Posts 3, 4, and 5 shall be cast by equity electors. The initial term of office for the members representing Posts 1 and 4 shall be one year. The initial term of office for the members representing Posts 2 and 5 shall be two years, and the initial term of office of the members representing Post 3 shall be three years. Thereafter, all terms of office for the elected board members shall be for three years. The appointed board members shall serve at the pleasure of the city council.

(2) The initial board members to be elected as provided in subsection (a) of this section shall be elected in a caucus of electors which shall be held within 90 days after the adoption of the resolutions and obtaining the written consents herein provided at such time and place within the district as the city council shall designate after notice thereof shall have been given to said electors by publishing same in the legal organ of the City of Stonecrest. Thereafter, there shall be conducted biennially, not later than 60 days following the last day for filing ad valorem real property tax returns in DeKalb County, a caucus of electors at such time and place within the district as the board shall designate in such notice for the purpose of electing board members to those board member positions whose terms expire or are vacant. If a vacancy occurs in an elected position on the board the board shall, within 60 days thereof, call a special election to fill the same to be held within 60 days of the call unless such vacancy occurs within 180 days of the next regularly scheduled election, in which case a special election may, but need not, be called.

(3) Board members shall be subject to recall as any other elected public official by the electors defined by this section.

(4) Board members shall receive no compensation for their services, but shall be



reimbursed for reasonable expenses actually incurred in the performance of their duties. They shall elect one of their number as chairperson and another of their number as vice chairperson. They shall also elect a secretary and a treasurer, or a secretary-treasurer, either of whom may, but need not, be a member of the board or an elector.

(5) Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," shall not apply to the election of district board members. The district board may adopt such bylaws not inconsistent herewith to provide for any matter concerning such elections.

(e) Taxes, fees, and assessments.

(1) The board may levy taxes, fees, and assessments within the district only on real property used nonresidentially, specifically excluding all property exempt from ad valorem taxation under the Constitution or laws of the State of Georgia; all property used for residential, agricultural, or forestry purposes; and all tangible personal property and intangible property. Any tax, fee, or assessment so levied shall not exceed 0.5 percent of the aggregate assessed value of all such real property. The taxes, fees, and assessments levied by the board shall be equitably apportioned among the properties subject to such taxes, fees, and assessments according to the need for governmental services and facilities created by the degree of density of development of each such property. The proceeds of taxes, fees, and assessments levied by the board shall be used only for the purpose of providing governmental services and facilities which are specially required by the degree of density of development within the district and not for the purpose of providing those governmental services and facilities provided to the county or municipality as a whole. Any tax, fee, or assessment so levied shall be collected by DeKalb County in the same manner as taxes, fees, and assessments are levied by DeKalb County. Delinquent taxes shall bear the same interest and penalties as DeKalb County taxes and may be enforced and collected in the same manner. The proceeds of taxes, fees, and assessments so levied, less a fee to cover the costs of collection of 1 percent of such proceeds, but not more than \$25,000.00 at any one calendar year, shall be transmitted by DeKalb County to the board and shall be expended by the board only for the purposes authorized by this section.

(2) The board shall levy the taxes, fees, and assessments in subsection (a) of this section subsequent to the report of the assessed taxable values for the current calendar year and notify in writing DeKalb County so it may include the levy on its regular ad valorem tax bills. All taxes, fees, and assessments levied by the board and collected by DeKalb County shall be segregated, and neither the City of Stonecrest nor the DeKalb County Tax Commissioner shall expend such funds for any purpose not authorized by the board except as authorized in subsection (a) of this section.

(3) If, but for this provision, a parcel of real property is removed from the district or otherwise would become not subject to taxation, it shall continue to bear its tax millage then extant upon such event for bonded indebtedness of the district then outstanding until said bonded indebtedness then outstanding is paid or refunded.

(4) Each property owner paying taxes, fees, or assessments levied by the board for

any public facility as set forth in subsection (a) of this section may, upon application to the city council, receive a credit equal to the present value of all such taxes, fees, and assessments toward any impact fee as may be levied by the City of Stonecrest against such property for system improvements which are in the same category as said public facility in accordance with Chapter 71 of Title 36 of the O.C.G.A., the "Georgia Development Impact Fee Act." Application for such development impact fee credit may be granted by legislative action of the city council in its discretion.

(f) Boundaries of the district.

(1) The boundaries of the district shall be as designated as such by the city council as set forth in the resolution required in subsection (c) of this section, or as may thereafter be added as provided in this section.

(2) The boundaries of the district may be increased after the initial creation of the district pursuant to the following:

(A) Written consent of a majority of the owners of real property within the area sought to be annexed into the district and which will be subject to taxes, fees, and assessments levied by the board of the district;

(B) Written consent of owners of real property within the area sought to be annexed into the district which constitutes at least 75 percent by value of the property which will be subject to taxes, fees, and assessments levied by the board. For this purpose, value shall be determined by the most recent approved county ad valorem tax digest;

(C) The adoption of a resolution consenting to the annexation into the district by the board of the district; and

(D) The adoption of a resolution consenting to the annexation into the district by the city council.

(g) Debt. Except as otherwise provided in this section, each district may incur debt without regard to the requirements of Article IX, Section V of the Constitution of Georgia, or any other provision of law, prohibiting or restricting the borrowing of money or the creation of debt by political subdivisions of the State of Georgia, which debt shall be backed by the full faith and credit and taxing power of the district but shall not be an obligation of the State of Georgia, DeKalb County, the City of Stonecrest, or any other unit of government of the State of Georgia other than the district.

(h) Cooperation with the City of Stonecrest. The services and facilities provided pursuant to this section shall be provided for in a cooperation agreement executed jointly by the board and by the City of Stonecrest. The provisions of this section shall in no way limit the authority of the City of Stonecrest to provide services or facilities within the district; and the City of Stonecrest shall retain full and complete authority and control over any of its facilities located within its respective areas of any district. Such control shall include, but not be limited to, the modification of, access to, and degree and type of services provided through or by facilities of the county. Nothing contained in this section shall be construed to limit or preempt the application of any governmental laws, ordinances, resolutions, or regulations to the district or the services or facilities provided therein.

## (i) Powers.

(1) The district and its board created pursuant hereto shall have all of the powers necessary or convenient to carry out and effectuate the purposes and provisions of this section, including, without limiting the generality of the foregoing, the power:

(A) To bring and defend actions;

(B) To adopt and amend a corporate seal;

(C) To make and execute contracts, agreements, and other instruments necessary or convenient to exercise the powers of the board or to further the public purposes for which the district is created, including, but not limited to, contracts for construction of projects, leases of projects, contracts for sale of projects, agreements for loans to finance projects contracts with respect to the use of projects, and agreements with other jurisdictions of community improvement districts regarding multi-jurisdictional projects or services or for other cooperative endeavors to further the public purposes of the district;

(D) To acquire by purchase, lease, or otherwise and to hold, lease, and dispose of real and personal property of every kind and character, or any interest therein, in furtherance of the public purposes of the district;

(E) To finance by loan, grant, lease, or otherwise; to construct, erect, assemble, purchase, acquire, own, repair, remodel, renovate, rehabilitate, modify, maintain, extend, improve, install, sell, equip, expand, add to, operate, or manage projects; and to pay the cost of any project from the proceeds of the district or any other funds of the district, or from any contributions or loans by persons, corporations, partnerships, whether limited or general, or other entities, all of which the board is authorized to receive, accept, and use;

(F) To borrow money to further or carry out its public purposes and to execute bonds, notes, other obligations, leases, trust indentures, trust agreements, agreements for the sale of its bonds, notes or other obligations, loan agreements, security agreements, assignments, and such other agreements or instruments as may be necessary or desirable, in the judgment of the board, to evidence and to provide security for such borrowing;

(G) To issue bonds, notes, or other obligations of the district and use the proceeds for the purpose of paying all or any part of the cost of any project and otherwise to further or carry out the public purposes of the district and to pay all costs of the board incidental to, or necessary and appropriate to, furthering or carrying out such purposes;

(H) To make application directly or indirectly to any federal or county government or agency or to any other source, whether public or private, for loans, grants, guarantees, or other financial assistance in furtherance of the district's public purposes and to accept and use the same upon such terms and conditions as are prescribed by such federal, state, or county government or agency or other source;

(I) To enter into agreements with the federal government or any agency thereof to use the facilities or services of the federal government or any agency thereof in order to further or carry out the public purposes of the district;

(J) To contract for any period, not exceeding 50 years, with the State of Georgia, any institution or instrumentality of the State of Georgia, or any municipal corporation, county, or political subdivision of this state for the use by the district of any facilities or services of the state or any such institution or instrumentality of this state or any municipal corporation, county, or political subdivision of this state, or for the use by any institution or instrumentality of this state, any municipal corporation, county, or political subdivision of this state of any facilities or services of the district, provided that such contracts shall deal with such activities and transactions as the district and any such political subdivision with which the district contracts are authorized by law to undertake;

(K) To receive and use the proceeds of any tax levied by the county to pay the costs of any project or for any other purpose for which the board may use its own funds pursuant hereto;

(L) To receive and administer gifts, grants, and devises of money and property of any kind and to administer trusts;

(M) To use any real property, personal property, or fixtures or any interest therein or to rent or lease such property to or from others or make contracts with respect to the use thereof or to sell, lease, exchange, transfer, assign, pledge, or otherwise dispose of or grant options for any such property in any manner as it deems to be the best advantage of the district and the public purposes thereof;

(N) To appoint, select, and employ engineers, surveyors, architects, urban or city planners, fiscal agents, attorneys, and others and to fix their compensation and pay their expenses;

(O) To encourage and promote the improvement and development of the district and to make, contracts for, or otherwise cause to be made long-range plans or proposals for the district in cooperation with DeKalb County and the City of Stonecrest;

(P) To adopt bylaws governing the conduct of business by the board, the election and duties of officers of the board, and other matters which the board determines to deal with in its bylaws;

(Q) To exercise any power granted by the laws of this state to public or private corporations which is not in conflict with the public purposes of the district;

(R) To invest its funds, whether derived from the issuance of bonds or otherwise, in such manner as it may deem prudent and appropriate, without further restriction;

(S) To create, provide, enhance, or supplement public services such as fire, police, and other such services as may be deemed necessary, provided that said public services do not conflict with or duplicate existing DeKalb County or municipal services; and

(T) To do all things necessary or convenient to carry out the powers conferred by this section.

(2) The powers enumerated in each subparagraph of paragraph (1) of this subsection are cumulative of and in addition to those powers enumerated in this subsection and elsewhere in this section; and no such power limits or restricts any other power of the

board.

(3) The powers enumerated in each subparagraph of paragraph (1) of this subsection are conferred for an essential governmental function for a public purpose, and the revenues and debt of any district shall not be subject to taxation.

(j) Bonds-Generally.

(1) Notes or other obligations issued by a district other than general obligation bonds shall be paid solely from the property pledged to pay such notes or other obligations. General obligation bonds issued by any district shall constitute a general obligation of the district to the repayment of which the full faith and credit and taxing power of the district shall be pledged.

(2) All bonds, notes, and other obligations of any district shall be authorized by resolution of the board, adopted by a majority vote of the board members at a regular or special meeting.

(3) Bonds, notes, or other obligations shall bear such date or dates, shall mature at such time or times not more than 40 years from their respective dates, shall bear interest at such rate or rates which may be fixed or may fluctuate or otherwise change from time to time, shall be subject to redemption on such terms, and shall contain such other terms, provisions, covenants, assignments, and conditions as the resolution authorizing the issuance of such bonds, notes, or other obligations may permit or provide. The terms, provisions, covenants, assignments, and conditions contained in or provided or permitted by any resolution of the board authorizing the issuance of such bonds, notes, or other obligations shall bind the board members of the district then in office and their successors.

(4) The board shall have power from time to time and whenever it deems it expedient to refund any bonds by the issuance of new bonds, whether or not the bonds to be refunded have matured, and may issue bonds partly to refund bonds then outstanding and partly for any other purpose permitted by this section. The refunding bonds may be exchanged for the bonds to be refunded, with such cash adjustments as may be agreed upon, or may be sold and the proceeds applied to the purchase or redemption of the bonds to be refunded.

(5) There shall be no limitation upon the interest rates or any maximum interest rate or rates on any bonds, notes, or other obligations of any district, and the usury laws of this state shall not apply to bonds, notes, or other obligations of any district.

(6) Bonds issued by a district may be in such form, either coupon or fully registered, or both coupon and fully registered, and may be subject to such exchangeability and transferability provisions as the bond resolution authorizing the issuance of such bonds or any indenture or trust agreement may provide.

(7) All bonds issued by a district pursuant to this section shall be issued and validated under and in accordance with Article 3 of Chapter 82 of Title 36 of the O.C.G.A., the "Georgia Revenue Bond Law." The signature of the clerk of the Superior Court of DeKalb County may be made on the certificate of validation of such bonds by facsimile or by manual execution, stating the date on which such bonds were validated; and such entry shall be original evidence of the judgment of validation and

shall be received as original evidence in any court in this state.

(8) In lieu of specifying the actual rate or rates of interest, the principal amount, and the maturities of such bonds, the notice to the district attorney or the Attorney General; the notice to the public of the time, place, and date of the validation hearing; and the petition and complaint for validation may state that the bonds when issued will bear interest at a rate not exceeding a maximum per annum rate of interest which may be fixed or may fluctuate or otherwise change from time to time so specified and that the principal amount will not exceed a specified amount and the final maturity date will not be later a date specified in such notices and petition and complaint or may state that, in the event the bonds are to bear different rates of interest for different maturity dates, none of such rates will exceed the maximum rate which may be fixed or may fluctuate or otherwise change from time to time so specified; provided, however, that nothing in this subsection shall be construed as prohibiting or restricting the right of a board to sell such bonds at a discount, even if in doing so the effective interest cost resulting would exceed the maximum per annum interest rate specified in such notices and in the petition and complaint.

(9) The terms "cost of the project" and "cost of any project" shall have the meaning prescribed in this section whenever those terms are referred to in bond resolutions of a board; in bonds, notes, or other obligations of the district; or in notices or proceedings to validate such bonds, notes, or other obligations of a district.

(k) Authorized contents of agreements and instruments; use of proceeds of sale bonds, notes, and other obligations; subsequent issues of obligations.

(1) Subject to the limitations and procedures provided by this section and by subsection (j) of this section, the agreements or instruments executed by a board may contain such provisions not inconsistent with law as shall be determined by the board.

(2) The proceeds derived from the sale of all bonds, notes, and other obligations issued by a district shall be held and used for the ultimate purpose of paying, directly or indirectly as permitted by this section, all or part of the cost of any project, or for the purpose of refunding any bonds, notes, or other obligations issued in accordance with this section.

(3) Issuance by a board of one or more series of bonds, notes, or other obligations for one or more purposes shall not preclude it from issuing other bonds, notes, or other obligations in connection with the same project or with any other projects; but the proceeding wherein any subsequent bonds, notes, or other obligations are issued shall recognize and protect any prior loan agreement, security agreement, or other agreement or instrument made for any prior issue of bonds, notes, or other obligations, unless in the resolution authorizing such prior issue the right is expressly reserved to the board to issue subsequent bonds, notes, or other obligations on a parity with such prior issue.

(4) In the event that the district shall be terminated in accordance with this section, the board shall serve until December 31 of the year in which termination shall be approved for the purpose of concluding any ongoing matters and projects, but, if such cannot be concluded by December 31, then the city council shall assume the duties of

the administrative board and shall be expressly authorized to exercise the authority of the administrative board. In the alternative, the city council may, by resolution, assume all rights and obligations of the district, either bonds or otherwise, and the district shall cease to exist upon the adoption of such resolution.

(l) Construction; applicability of Chapter 5 of Title 10 of the O.C.G.A., the "Georgia Uniform Securities Act of 2008"; notice, proceeding, publication, referendum. This section shall be liberally construed to effect the purposes hereof. The offer, sale, or issuance of bonds, notes, or other obligations by a district shall not be subject to regulation under Chapter 5 of Title 10 of the O.C.G.A., the "Georgia Uniform Securities Act of 2008." No notice, proceeding, or publication except those required in this section shall be necessary to the performance of any action authorized hereby, nor shall any such action be subject to referendum.

(m) Dissolution.

(1) Any district activated under the provisions of this section may be dissolved. The conditions for such dissolution shall be:

(A) The adoption of a resolution approving of the dissolution of the community improvement district by the city council; and

(B) The written consent to the dissolution of the community improvement district by:

(i) Two-thirds of the owners of real property within the district which are subject to taxes, fees, and assessments levied by the board of the district; and

(ii) The owners of real property constituting at least 75 percent by value of all real property within the district which are subject to taxes, fees, and assessments levied by the board. For this purpose, value shall be determined by the most recent approved county ad valorem tax digest.

The written consent provided for in this subparagraph shall be submitted to the DeKalb County Tax Commissioner, who shall certify whether divisions (i) and (ii) of this subparagraph have been satisfied with respect to each proposed district dissolution.

(2) In the event that successful action is taken pursuant to this subsection to dissolve the district, the dissolution shall become effective at such time as all debt obligations of the district have been satisfied. Following a successful dissolution action and until the dissolution becomes effective, no new projects may be undertaken, obligations or debts incurred, or property acquired.

(3) Upon a successful dissolution action, all noncash assets of the district other than public facilities or land or easements to be used for such public facilities, as described in subsection (a) of this section, shall be reduced to cash and, along with all other cash on hand, shall be applied to the repayment of any debt obligation of the district. Any cash remaining after all outstanding obligations are satisfied shall be refunded to DeKalb County.

(4) When a dissolution becomes effective, the City of Stonecrest shall take title to all property previously in the ownership of the district and all taxes, fees, and assessments of the district shall cease to be levied and collected.

ARTICLE II  
GOVERNMENT STRUCTURE, ELECTIONS, AND LEGISLATIVE BRANCH  
**SECTION 2.01.**

City council creation; number; election.

(a) The legislative authority of the government of the City of Stonecrest, except as otherwise specifically provided in this charter, shall be vested in a city council of which the mayor shall be a voting member.

(b)(1) The city council of Stonecrest, Georgia, shall consist of five members plus the mayor.

(2) There shall be five council districts, designated Council Districts 1 through 5, as described in Appendix B of this Act, which is attached to and made a part of this charter.

(3) One councilmember shall be elected from each of the five council districts and shall hold Council District Posts 1, 2, 3, 4, and 5, respectively. Each person desiring to offer as a candidate for councilmember for such posts shall designate the council post for which he or she is offering. Councilmembers for such posts shall be elected by a majority vote of the qualified electors of the respective council districts voting at the elections of the city. In the event that no candidate for a council post obtains a majority vote of the qualified electors of the council district voting in the election, a run-off election shall be held. The candidates receiving the two highest numbers of votes in the election for such council post shall be included in the run-off election. The person receiving the highest number of votes of the qualified electors of the council district voting at such run-off election shall be elected. Each candidate for election to the city council shall reside in the district he or she seeks to represent.

(c) With the exception of the initial terms set forth in subsection (d) of this section, councilmembers shall be elected to terms of four years and until their successors are elected and qualified on a staggered basis in alternate election cycles.

(d) In order to assure staggered elections of the councilmembers, in the first election of the city council, the terms for the candidates elected for Council District Posts 1, 3, and 5 shall expire upon the administration of the oath of office to their successors elected in the regular elections held in November, 2017. The terms for the candidates elected for Council District Posts 2 and 4 shall expire upon the administration of the oath of office to their successors elected in the regular elections held in November, 2019. Thereafter, a successor to each councilmember shall be elected at the November election immediately preceding the end of such councilmember's term of office and the term of each councilmember shall expire upon the administration of the oath of office to his or her successor.

(e) With the exception of the initial term of office, the mayor of the City of Stonecrest, with the powers and duties specified herein, shall be elected to a term of four years and until his or her successor is elected and qualified. The mayor shall be elected by a majority vote of the qualified electors of the city at large voting at the elections of the city. In the event that no candidate for mayor obtains a majority vote of the qualified



electors of the city at large voting at the elections of the city, then a run-off election shall be held. The candidates receiving the two highest numbers of votes in the election shall be included in the run-off election and the candidate receiving the highest number of votes in the runoff of the qualified electors of the city at large voting at such runoff shall be elected. The term of the first elected mayor shall expire upon the administration of the oath of office to his or her successor elected in the regular election held in November, 2019, as provided in subsection (b) of Section 2.02 of this charter. Thereafter, the successor to each mayor shall be elected at the November election immediately preceding the end of such mayor's term of office and the term of each mayor shall expire upon the administration of the oath of office to his or her successor.

### **SECTION 2.02.**

Mayor and councilmembers; terms and qualifications for office.

(a) For all elections subsequent to the first election, the mayor and councilmembers shall serve for terms of four years and until their terms shall expire upon the administration of the oath of office to their successors. No person shall be eligible to serve as mayor or councilmember unless that person shall have been a resident of the City of Stonecrest for a continuous period of at least 12 months immediately prior to the date of the election for mayor or councilmember, shall continue to reside therein during that person's period of service, and shall continue to be registered and qualified to vote in municipal elections of the City of Stonecrest. In addition to the above requirements, no person shall be eligible to serve as a councilmember representing a council district unless that person has been a resident of the district such person seeks to represent for a continuous period of at least six months immediately prior to the date of the election for councilmember and continues to reside in such district during that person's period of service.

(b) An election shall be held in conjunction with the 2016 November general election to elect the first mayor and city council. At such election, the first mayor and council shall be elected to serve for the initial terms of office specified in subsections (d) and (e) of Section 2.01 of this charter. Thereafter, the time for holding regular municipal elections shall be on the Tuesday next following the first Monday in November of each odd-numbered year beginning in 2021.

(c) The number of successive terms an individual may hold a position as mayor or as a councilmember shall be unlimited.

### **SECTION 2.03.**

Vacancy; filling of vacancies; suspensions.

(a) Elected officials of the city shall not hold other elected or public offices. The elected offices of the city's government shall become vacant upon the member's death, resignation, removal, or forfeiture of office. The following shall result in an elected city official forfeiting his or her office:

(1) Violating the provisions of this charter;

(2) Being convicted of, or pleading guilty or "no contest" to, a felony or a crime of moral turpitude; or

(3) Failing to attend one-third of the regular meetings of the council in a three-month period without being excused by the council.

(b) The office of mayor shall become vacant upon the incumbent's death, resignation, forfeiture of office, or removal from office in any manner authorized by this Act or the general laws of the State of Georgia. A vacancy in the office of mayor shall be filled for the remainder of the unexpired term by a special election if such vacancy occurs 12 months or more prior to the expiration of the term of that office. If such vacancy occurs within 12 months of the expiration of the term of that office, the city council or those members remaining shall appoint a successor for the remainder of the term. This provision shall also apply to a temporary vacancy created by the suspension from office of the mayor.

(c) The office of a councilmember shall become vacant upon the incumbent's death, resignation, forfeiture of office, or removal from office in any manner authorized by this Act or the general laws of the State of Georgia. A vacancy in the office of a councilmember shall be filled for the remainder of the unexpired term by a special election if such vacancy occurs 12 months or more prior to the expiration of the term of that office. If such vacancy occurs within 12 months of the expiration of the term of that office, the mayor shall appoint a successor for the remainder of the term subject to the approval of the city council or those members remaining. This provision shall also apply to a temporary vacancy created by the suspension from office of a councilmember.

#### **SECTION 2.04.**

##### Nonpartisan elections.

Political parties shall not conduct primaries for city offices and all names of candidates for city offices shall be listed without party designation.

#### **SECTION 2.05.**

##### Election votes.

The candidates for mayor and city council who receive a majority vote of the qualified electors of the city pursuant to Section 2.01 of this charter at the elections of the city shall be elected to a term of office.

#### **SECTION 2.06.**

##### Applicability of general laws; qualifying; other provisions.

All elections shall be held and conducted in accordance with Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," as now or hereafter amended or otherwise provided by law. Except as otherwise provided by this Act, the city council shall, by ordinance or resolution, prescribe such rules and regulations as it deems appropriate

including, but not limited to, the establishment of qualifying fees, to fulfill any options and duties under Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," as now or hereafter amended or otherwise provided by law.

#### **SECTION 2.07.**

##### Compensation and expenses.

The annual salary of the mayor shall be \$20,000.00 and the annual salary for each councilmember shall be \$15,000.00. Such salaries shall be paid from municipal funds in monthly installments. The mayor shall be provided an annual expense allowance of \$5,000.00 and each councilmember shall be provided an annual expense allowance of \$3,000.00 for the reimbursement of reasonable expenses actually and necessarily incurred by the mayor and councilmembers in carrying out their duties as elected officials of the city.

#### **SECTION 2.08.**

##### Inquiries and investigations.

The city council may make inquiries and investigations into the affairs of the city and conduct of any department, office, or agency thereof and for this purpose may subpoena witnesses, administer oaths, take testimony, and require the production of evidence. Any person who fails or refuses to obey a lawful order issued in the exercise of these powers by the city council shall be punished as may be provided by ordinance.

#### **SECTION 2.09.**

##### Meetings, oath of office, and mayor pro tempore.

(a) The city council shall meet on the first working day in January immediately following each regular municipal election. The meeting shall be called to order by the mayor-elect and the oath of office shall be administered to the newly elected mayor and councilmembers collectively by a judicial officer authorized to administer oaths. The oath shall, to the extent that it comports with federal and state law, be as follows:

"I do solemnly swear or affirm that I will faithfully execute the office of [councilmember or mayor, as the case may be] of the City of Stonecrest, and will to the best of my ability support and defend the Constitution of the United States, the Constitution of Georgia, and the charter, ordinances, and regulations of the City of Stonecrest. I am not the holder of any unaccounted for public money due this state or any political subdivision or authority thereof. I am not the holder of any office of trust under the government of the United States, any other state, or any foreign state which I by the laws of the State of Georgia am prohibited from holding. I am otherwise qualified to hold said office according to the Constitution and laws of Georgia. I have been a resident of my district and the City of Stonecrest for the time required by the Constitution and laws of this state and by the municipal charter. I will perform the

duties of my office in the best interests of the City of Stonecrest to the best of my ability without fear, favor, affection, reward, or expectation thereof."

(b) Following the induction of the mayor and councilmembers, the city council, by a majority vote of the councilmembers, shall elect a councilmember to be mayor pro tempore, who shall serve for a term of two years and until a successor is elected and qualified. The number of successive terms an individual may hold the position of mayor pro tempore shall be unlimited.

(c) The mayor pro tempore shall assume the duties and powers of the mayor during the mayor's temporary disability, suspension, or absence. If the mayor pro tempore is absent because of sickness or disqualification, any one of the remaining councilmembers, chosen by a majority of the councilmembers present, shall be clothed with all the rights and privileges of the mayor as described herein and shall perform the mayor's duties in the same manner as the mayor pro tempore.

(d) The city council shall, at least once a month, hold regular meetings at such times and places as prescribed by ordinance. The city council may recess any regular meeting and continue such meeting on any day or hour it may fix and may transact any business at such continued meeting as may be transacted at any regular meeting.

(e) Special meetings of the city council may be held on the call of either the mayor and one councilmember or three councilmembers. Notice of such special meetings shall be delivered to all councilmembers, the mayor, and the city manager personally, by registered mail, or by electronic means at least 24 hours in advance of the meeting. Such notice of any special meeting may be waived by the mayor, a councilmember, or the city manager in writing before or after such a meeting and attendance at the meeting shall also constitute a waiver of notice. The notice of such special meeting shall state what business is to be transacted at the special meeting. Only the business stated in the notice may be transacted at the special meeting.

#### **SECTION 2.10.**

##### **Quorum; voting.**

(a) Four councilmembers shall constitute a quorum and shall be authorized to transact business for the city council. The mayor shall be counted toward the making of a quorum. Voting on the adoption of ordinances shall be taken by voice vote and the yeas and nays shall be recorded in the minutes, but on the request of any member there shall be a roll-call vote. In order for any ordinance, resolution, motion, or other action of the city council to be adopted, the measure shall receive at least three affirmative votes and shall receive the affirmative votes of a majority of those voting. Neither any councilmember nor the mayor shall abstain from voting on any matter properly brought before the city council for official action except when such councilmember has a reason which is disclosed in writing prior to or at the meeting and made a part of the minutes. The mayor and each councilmember when present at a meeting shall have one vote on all matters brought before the council.

(b) The following types of actions require an ordinance in order to have the force of law:

- (1) Adopt or amend an administrative code or establish, alter, or abolish a department, office not specified in this charter, or agency;
  - (2) Provide for fine or other penalty;
  - (3) Levy taxes;
  - (4) Grant, renew, or extend a franchise;
  - (5) Regulate a rate for a public utility;
  - (6) Authorize the borrowing of money;
  - (7) Convey, lease, or encumber city land;
  - (8) Regulate land use and development; and
  - (9) Amend or repeal an ordinance already adopted.
- (c) The city council shall establish by ordinance procedures for convening emergency meetings. In an emergency, an ordinance may be passed without notice or hearings if the city council passes the ordinance by three-fourths' vote; provided, however, that the city council cannot in an emergency meeting:
- (1) Levy taxes;
  - (2) Grant, renew, or extend a franchise;
  - (3) Regulate a rate for a public utility; or
  - (4) Borrow money.

#### **SECTION 2.11.**

##### General power and authority of the city council.

- (a) Except as otherwise provided by law or by this charter, the city council shall be vested with all the powers of government of the City of Stonecrest as provided by Article I of this charter.
- (b) In addition to all other powers conferred upon it by law, the city council shall have the authority to adopt and provide for the execution of such ordinances, resolutions, policies, rules, and regulations, not inconsistent with this charter and the Constitution and the laws of the State of Georgia, which it shall deem necessary, expedient, or helpful for the peace, good order, protection of life and property, health, welfare, sanitation, comfort, convenience, prosperity, or well-being of the inhabitants of the City of Stonecrest and may enforce such ordinances by imposing penalties for violation thereof.

#### **SECTION 2.12.**

##### Administrative and service departments.

- (a) Except for the office of city manager and the elected positions provided for in this charter, the city council, by ordinance, may establish, abolish, merge, or consolidate offices not specified in this charter, positions of employment, departments, and agencies of the city as it shall deem necessary for the proper administration of the affairs and government of the city. The city council shall prescribe the functions and duties of existing departments, offices, and agencies or of any departments, offices, and agencies hereinafter created or established; may provide that the same person shall fill any number

of offices and positions of employment; and may transfer or change the functions and duties of offices, positions of employment, departments, and agencies of the city.

(b) The operations and responsibilities of each department now or hereafter established in the city shall be distributed among such divisions or bureaus as may be provided by ordinance of the city council. Each department shall consist of such officers, employees, and positions as may be provided by this charter or by ordinance and shall be subject to the general supervision and guidance of the mayor and city council.

### **SECTION 2.13.**

#### **Prohibitions.**

(a) No elected official, appointed officer, or employee of the city or any agency or political entity to which this charter applies shall knowingly:

(1) Engage in any business or transaction or have a financial or other personal interest, direct or indirect, which is incompatible with the proper discharge of official duties or which would tend to impair the independence of his or her judgment or action in the performance of official duties;

(2) Engage in or accept private employment or render services for private interests when such employment or service is incompatible with the proper discharge of official duties or would tend to impair the independence of his or her judgment or action in the performance of official duties;

(3) Disclose confidential information concerning the property, government, or affairs of the governmental body by which engaged without proper legal authorization or use such information to advance the financial or other private interest of himself or herself or others, except as required by law;

(4) Accept any valuable gift, whether in the form of service, loan, object, or promise, from any person, firm, or corporation which to his or her knowledge is interested, directly or indirectly, in any manner whatsoever in business dealings with the governmental body by which he or she is engaged. "Valuable" shall be an amount determined by the city council; provided, however, that the amount shall not exceed \$100.00;

(5) Represent other private interests in any action or proceeding against this city or any portion of its government; or

(6) Vote or otherwise participate in the negotiation or in the making of any contract with any business or entity in which he or she, or members of his or her immediate family, has a financial interest.

(b) Any elected official, appointed officer, or employee who has any private financial interest, directly or indirectly, in any contract or matter pending before or within any department of the city shall disclose such private interest to the city council. "Private financial interest" shall include interests of immediate family. The mayor or any councilmember who has a private interest in any matter pending before the city council shall disclose in writing such private interest and such disclosure shall be entered on the records of the city council, and he or she shall disqualify himself or herself from

participating in any decision or vote relating thereto. Any elected official, appointed officer, or employee of any agency or political entity to which this charter applies who shall have any private financial interest, directly or indirectly, in any contract or matter pending before or within such entity shall disclose such private interest to the governing body of such agency or entity.

(c) No elected official, appointed officer, or employee of the city or any agency or entity to which this charter applies shall use property owned by such governmental entity for personal benefit, convenience, or profit, except in accordance with policies promulgated by the city council or the governing body of such agency or entity.

(d) Any violation of this section which occurs with the knowledge, express or implied, of a party to a contract or sale shall render said contract or sale voidable at the option of the city council.

(e) Except as authorized by law, no member of the city council shall hold any other elective governmental office or be employed by any city or county government during the term for which elected.

#### **SECTION 2.14.**

##### **Boards, commissions, and authorities.**

(a) All members of boards, commissions, and authorities of the city shall be residents of the city and appointed by the mayor subject to confirmation by the city council for such terms of office and such manner of appointment as provided by ordinance, except where other appointing authority, term of office, or manner of appointment is prescribed by this charter or by applicable state law.

(b) No member of any board, commission, or authority of the city shall hold any elective office in the city or DeKalb County. However, up to two members of the city council, including the mayor, may be appointed by the Mayor to serve as ex officio members of such boards, commissions, or authorities, without a vote for a term expiring December 31 following the date of appointment.

(c) Any vacancy in office of any member of a board, commission, or authority of the city shall be filled for the unexpired term in the manner prescribed for original appointment, except as otherwise provided by this charter or any applicable law of the State of Georgia. (d) No member of any board, commission, or authority shall assume office until he or she shall have executed and filed with the designated officer of the city an oath obligating himself or herself to faithfully and impartially perform the duties of his or her office, such oath to be prescribed by ordinance of the city council and administered by the mayor or a judicial officer authorized to administer oaths.

(e) Any member of a board, commission, or authority may be removed from office for cause by a vote of a majority of the councilmembers in accordance with state laws.

(f) Members of boards, commissions, and authorities may receive such compensation and expenses in the performance of their official duties as prescribed by ordinance.

(g) Except as otherwise provided by this charter or by applicable state law, each board, commission, or authority of the city government shall elect one of its members as

chairperson and one member as vice chairperson for terms of one year and may elect as its secretary one of its own members or may appoint as secretary an employee of the city. Each board, commission, or authority of the city government may establish such bylaws, rules, and regulations not inconsistent with this charter, ordinances of the city, or applicable state law as it deems appropriate and necessary for the conduct of its affairs, copies of which shall be filed with the designated officer of the city.

#### **SECTION 2.15.**

Ordinance form; procedures.

(a) Every proposed ordinance and resolution shall be introduced in writing and the city council shall have the authority to approve, disapprove, or amend the same. A resolution may be passed at the time it is offered, but an ordinance shall not be adopted until the title of such ordinance shall have been read at two city council meetings, provided that the beginning of such meetings shall be neither less than 24 hours nor more than 60 days apart. This requirement of two readings shall not apply to emergency ordinances, to ordinances passed during the first 90 days from the date on which the city begins operation, to ordinances adopted at the first business meeting of the city council in a calendar year, or to ordinances adopted at the first meeting of the initial city council as elected under subsection (b) of Section 2.02 of this charter.

(b) The catchlines of sections of this charter or any ordinance printed in boldface type, italics, or otherwise, are intended as mere catchwords to indicate the contents of the section, and:

(1) Shall not be deemed or taken to be titles of such sections or as any part of the section; and

(2) Shall not be so deemed when any of such sections, including the catchlines, are amended or reenacted unless expressly provided to the contrary.

Furthermore, the chapter, article, and section headings contained in this Act shall not be deemed to govern, limit, or modify or in any manner affect the scope, meaning, or intent of the provisions of any chapter, article, or section hereof.

(c) The city council may, by ordinance or resolution, adopt rules and bylaws to govern the conduct of its business and those in attendance of its meetings, including procedures and penalties for compelling the attendance of absent councilmembers. Such rules may include punishment for contemptuous behavior conducted in the presence of the city council.

#### **SECTION 2.16.**

Submission of ordinances to the city clerk.

(a) Every ordinance, resolution, and other action adopted by the city council shall be presented to the city clerk within 15 days of its adoption or approval. The city clerk shall record upon the ordinance the date of its delivery from the city council.

(b) An ordinance or resolution that has been passed by the city council shall become



effective on the date the ordinance is passed by the city council or on such other date as may be specified in the ordinance.

ARTICLE III  
EXECUTIVE BRANCH  
**SECTION 3.01.**

Powers and duties of the mayor.

- (a) The mayor shall:
- (1) Preside over all meetings of the city council;
  - (2) Set the agenda for meetings of the city council after receiving input from members of the city council, the city manager, and the public; provided, however, that an additional item shall be added to the agenda upon the written request of any two members of the city council;
  - (3) Serve as the ceremonial head of the city and as its official representative to federal, state, and local governmental bodies and officials;
  - (4) Sign all orders, checks, and warrants for payment of money within a level of authorization as established by the city council;
  - (5) Execute all contracts, deeds, and other obligations of the city within a level of authorization as established by the city council;
  - (6) Vote in all matters before the city council as provided in subsection (a) of Section 2.10 of this charter;
  - (7) Make all appointments of city officers as provided by this charter, subject to confirmation by the city council;
  - (8) Provide supervision and guidance to the city manager;
  - (9) Establish oversight and policy committees of the city council and appoint no less than two council members, exclusive of the mayor, to serve thereon, subject to the direction and supervision of the mayor;
  - (10) Serve and be compensated accordingly; and
  - (11) Perform any other duties and exercise any other powers required by state or federal law or authorized by a duly adopted ordinance that is not in conflict with this charter.
- (b) The mayor shall have the authority to transfer appropriations within a department, fund, service, strategy, or organizational unit, but only with approval of the city council.
- (c) The mayor shall have the authority to certify that a supplemental appropriation is possible if revenue increases in excess of the amount budgeted, but only with approval of the city council.
- (d) The mayor shall have all of the powers specifically granted to the mayor elsewhere in this charter regardless of whether such powers are enumerated in this section of this charter.
- (e) The mayor may designate the official legal organ of the city subject to confirmation by the city council.

**SECTION 3.02.**

City manager; appointment and qualification.

The mayor shall appoint, subject to confirmation by the city council, an officer whose title shall be the "city manager." The city manager shall be appointed without regard to political beliefs and solely on the basis of his or her education and experience in the accepted competencies and practices of local government management. The city manager need not be a resident of the City of Stonecrest.

**SECTION 3.03.**

City manager; chief administrative officer.

The city manager shall be the chief administrative officer of the government of the city. The city manager shall devote all of his or her working time and attention to the affairs of the city and shall be supervised and guided by the mayor and shall be responsible to the mayor and city council for the proper and efficient administration of the affairs of the city over which such officer has jurisdiction.

**SECTION 3.04.**

City manager; powers and duties enumerated.

The city manager shall have the power, and it shall be his or her duty to:

- (1) See that all laws and ordinances are enforced;
- (2) Appoint and employ all necessary employees of the city, provided that the power of this appointment shall not include officers and employees who by this charter are appointed or elected by the mayor and the city council or departments not under the jurisdiction of the city manager;
- (3) Remove employees appointed and employed under paragraph (2) of this section, without the consent of the city council and without assigning any reason therefor;
- (4) Exercise supervision and control of all departments and all divisions created in this charter or that may hereafter be created by the city council except as otherwise provided in this charter;
- (5) Attend all meetings of the city council, without a right to vote, but with a right to take part in the discussions as seen fit by the chairperson; provided, however, that regardless of the decision of the meeting chairperson, the city manager may take part in any discussion and report on any matter requested and approved by the city council at such meeting. The city manager shall be entitled to notice of all special meetings;
- (6) Recommend to the city council, after prior review and comment by the mayor, for adoption such measures as the city manager may deem necessary or expedient;
- (7) See that all terms and conditions imposed in favor of the city or its inhabitants in any public utility franchise are faithfully kept and performed and upon knowledge of any violation thereof to call the same to the attention of the city attorney, whose duty it shall be forthwith to take such steps as are necessary to protect and enforce the

same;

(8) Make and execute all lawful contracts on behalf of the city as to matters within the city manager's level of authorization as established by the city council to the extent that such contracts are funded in the city's budget, except such as may be otherwise provided by law; provided, however, that no contract purchase or obligation requiring a budget amendment shall be valid and binding until after approval of the city council;

(9) Sign all orders, checks, and warrants for payment of money within the city manager's level of authorization as established by the city council to the extent that such contracts are funded in the city's budget, except such as may be otherwise provided by law; provided, however, that no such order, check, or warrant requiring a budget amendment shall be valid and binding until after approval of the city council;

(10) Act as budget officer to prepare and submit to the city council, after review and comment by the mayor, no less than 60 days prior to the beginning of each fiscal year, a budget of proposed expenditures for the ensuing year, showing in as much detail as practicable the amounts allotted to each department of the city government and the reasons for such estimated expenditures;

(11) Keep the city council at all times fully advised as to the financial condition and needs of the city;

(12) Make a full written report to the city council on the fifteenth of each month showing the operations and expenditures of each department of the city government for the preceding month, and a synopsis of such reports shall be published by the city clerk;

(13) Fix all salaries and compensation of city employees in accordance with the city budget and the city pay and classification plan; and

(14) Perform such other duties as may be prescribed by this charter or required by ordinance or resolution of the city council.

### **SECTION 3.05.**

#### City council interference with administration.

Except for the purpose of inquiries and investigations under Section 2.08 of this charter or as provided in Sections 3.01 and 3.03 of this charter, neither the city council nor its members shall interfere with the performance of services by or give orders to any such officer or employee, either publicly or privately.

### **SECTION 3.06.**

#### City manager; removal.

(a) The mayor or the city council may remove the city manager from office in accordance with the following procedures:

(1) The mayor by proclamation or the city council by resolution by affirmative vote of a majority of all its members may remove the city manager from office after a

suspension of the city manager from duty for a period not to exceed 45 days. A copy either such proclamation of the mayor or the resolution of the city council shall be delivered promptly to the city manager;

(2) Within five days after a copy of such proclamation or resolution is delivered to the city manager, he or she may file with the city council a written request for a public hearing and a reconsideration of the removal. This hearing shall be held at a city council meeting especially set for such purpose not earlier than 15 days nor later than 30 days after the request is filed. The city manager may file with the city council a written reply to the removal not later than five days before the hearing; and

(3) If the city manager either (i) does not request a public hearing and a reconsideration of the removal five days from the date when a copy of such proclamation or resolution was delivered to the city manager; or, (ii) if after the conclusion of the public hearing requested by the city manager for reconsideration of the removal, the city council does not pass a resolution either reversing the action of the mayor or rescinding its resolution of removal, the city manager's removal shall be effective as of such date without further action by the city council.

(b) Unless either the mayor's action removing the city manager or the resolution of removal of the city manager is rescinded by majority of the members of the city council at the public hearing held at the request of city manager pursuant to this section, the city manager shall continue to receive his or her salary until the effective date of his or her removal.

(c) If the city manager is suspended in accordance with subsection (a) of this section or becomes disabled and is unable to carry out the duties of the office or if the city manager dies, the acting city manager shall perform the duties of the city manager until the city manager's disability is removed or until the city manager is replaced. Removal of the city manager because of disability shall be carried out in accordance with the provisions of subsection (a) of this section.

### **SECTION 3.07.**

#### Acting city manager.

(a) The mayor with the approval of the city council may appoint any person to exercise all powers, duties, and functions of the city manager during the city manager's suspension under subsection (a) of Section 3.06 of this charter, temporary absence from the city, or during the city manager's disability.

(b) In the event of a vacancy in the office of city manager, the mayor may designate with the approval of the city council a person as acting city manager, who shall exercise all powers, duties, and functions of the city manager until a city manager is appointed.

### **SECTION 3.08.**

#### City attorney.

The mayor shall appoint the city attorney together with such assistant city attorneys or special city attorneys as may be deemed appropriate subject to confirmation by the city

council and shall provide for the payment of such attorneys for services rendered to the city. The rates or salary paid to any city attorney or assistant city attorney shall be approved in advance by the city council. The city attorney shall be responsible for representing and defending the city in all litigation in which the city is a party; may be the prosecuting officer in the municipal court; shall attend the meetings of the city council as directed; shall advise the city council, mayor, other officers, and employees of the city concerning legal aspects of the city's affairs; and shall perform such other duties as may be required by virtue of his or her position as city attorney. The city attorney shall review all contracts of the city but shall not have the power to bind the city unless authorized by resolution of the city council.

### **SECTION 3.09.**

City clerk.

The mayor shall appoint a city clerk subject to confirmation by the city council to keep a journal of the proceedings of the city council, to maintain in a safe place all records and documents pertaining to the affairs of the city, and to perform such duties as may be required by law or ordinance or as the mayor or city manager may direct.

### **SECTION 3.10.**

Tax collector.

The mayor may appoint a tax collector subject to confirmation by the city council to collect all taxes, licenses, fees, and other moneys belonging to the city subject to the provisions of this charter and the ordinances of the city; and the tax collector shall diligently comply with and enforce all general laws of Georgia relating to the collection, sale, or foreclosure of taxes by municipalities.

### **SECTION 3.11.**

City accountant.

The mayor may appoint a city accountant subject to confirmation by the city council to perform the duties of an accountant.

### **SECTION 3.12.**

City internal auditor.

The city council shall appoint an internal auditor to audit the financial records and expenditures of city funds and to report the results of such audits in writing to the city council at times and intervals set by the city council, but no less than quarterly. Such audit reports shall, at a minimum, identify all city expenditures and other financial matters that the internal auditor either determines are not in compliance with or cannot conclusively be determined to be in compliance with:

- (1) The provisions of this charter;
- (2) The applicable city budget; and
- (3) Applicable ordinances, resolutions, or other actions duly adopted or approved under the provisions of this charter.

### **SECTION 3.13.**

Consolidation of functions.

The city manager, with the approval of the city council, may consolidate any two or more of the positions of city clerk, city tax collector, and city accountant, or any other positions or may assign the functions of any one or more of such positions to the holder or holders of any other positions. The city manager may also, with the approval of the city council, perform all or any part of the functions of any of the positions or offices in lieu of the appointment of other persons to perform the same.

### **SECTION 3.14.**

Position classification and pay plans; employment at will.

The city manager shall be responsible for the preparation of a position classification and a pay plan which shall be submitted to the city council for approval. Said plan may apply to all employees of the City of Stonecrest and any of its agencies and offices. When a pay plan has been adopted by the city council, neither the city council nor the city manager shall increase or decrease the salaries of individual employees except in conformity with such pay plan or pursuant to an amendment of such pay plan duly adopted by the city council. Except as otherwise provided in this charter, all employees of the city shall be subject to removal or discharge, with or without cause, at any time.

## **ARTICLE IV**

### **MUNICIPAL COURT**

#### **SECTION 4.01.**

Creation.

There is established a court to be known as the Municipal Court of the City of Stonecrest which shall have jurisdiction and authority to try offenses against the laws and ordinances of such city and to punish for a violation of the same. Such court shall have the power to enforce its judgments by the imposition of such penalties as may be provided by law, including ordinances of the city; to punish witnesses for nonattendance and to punish also any person who may counsel or advise, aid, encourage, or persuade another whose testimony is desired or material in any proceeding before such court to go or move beyond the reach of the process of the court; to try all offenses within the territorial limits of the city constituting traffic cases which, under the laws of Georgia, are placed within the jurisdiction of municipal courts to the extent of, and in accordance with, the provisions of such laws and all laws subsequently enacted amendatory thereof. Such

court shall be presided over by the judge of such court. In the absence or disqualification of the judge, the judge pro tempore shall preside and shall exercise the same powers and duties as the judge when so acting.

#### **SECTION 4.02.**

##### Judges.

(a) No person shall be qualified or eligible to serve as judge unless he or she shall have attained the age of 28 years and shall have been a member of the State Bar of Georgia for a minimum of three years. The judges shall be nominated by the mayor subject to approval by the city council. The compensation and number of the judges shall be fixed by the city council.

(b) The judge pro tempore shall serve as requested by the judge, shall have the same qualifications as the judge, shall be nominated by the mayor subject to approval of the city council, and shall take the same oath as the judge.

(c) Before entering on the duties of his or her office, the judge and judge pro tempore shall take an oath before an officer duly authorized to administer oaths in this state declaring that he or she will truly, honestly, and faithfully discharge the duties of his or her office to the best of his or her ability without fear, favor, or partiality. The oath shall be entered upon the minutes of the city council.

(d) The judge, or judge pro tempore, shall serve for a term of four years but may be removed from the position by a two-thirds' vote of the entire membership of the city council or shall be removed upon action taken by the state Judicial Qualifications Commission for:

- (1) Willful misconduct in office;
- (2) Willful and persistent failure to perform duties;
- (3) Habitual intemperance;
- (4) Conduct prejudicial to the administration of justice which brings the judicial office into disrepute; or
- (5) Disability seriously interfering with the performance of duties, which is or is likely to become of a permanent character.

#### **SECTION 4.03.**

##### Convening.

The municipal court shall be convened at such times as designated by ordinance or at such times as deemed necessary by the judge to keep current the dockets thereof.

#### **SECTION 4.04.**

##### Jurisdiction; powers.

(a) The municipal court shall try and punish for crimes against the City of Stonecrest and for violation of its ordinances. The municipal court may fix punishment for offenses

within its jurisdiction to the fullest extent allowed by state law.

(b) The municipal court shall have authority to recommend to the city council for approval a schedule of fees to defray the cost of operation.

(c) The municipal court shall have authority to establish bail and recognizances to ensure the presence of those charged with violations before such court and shall have discretionary authority to accept cash or personal or real property as security for appearances of persons charged with violations. Whenever any person shall give bail for his or her appearance and shall fail to appear at the time fixed for trial, the bond shall be forfeited to the judge presiding at such time and an execution issued thereon by serving the defendant and his or her sureties with a rule nisi at least two days before a hearing on the rule nisi. In the event that cash or property is accepted in lieu of bond for security for the appearance of a defendant at trial, and if such defendant fails to appear at the time and place fixed for trial, the cash so deposited shall be on order of the judge declared forfeited to the City of Stonecrest, or the property so deposited shall have a lien against it for the value forfeited.

(d) The municipal court shall have the authority to bind prisoners over to the appropriate court when it appears, by probable cause, that a state law has been violated.

(e) The municipal court shall have the authority to administer oaths and to perform all other acts necessary or proper to the conduct of said court.

(f) The municipal court may compel the presence of all parties necessary to a proper disposal of each case by the issuance of summons, subpoena, and warrants which may be served as executed by any officer as authorized by this charter or by state law.

(g) The municipal court is specifically vested with all of the judicial jurisdiction and judicial powers throughout the entire area of the City of Stonecrest granted by state laws generally to municipal courts, and particularly by such laws as authorize the abatement of nuisances.

#### **SECTION 4.05.**

##### **Certiorari.**

The right of certiorari from the decision and judgment of the municipal court shall exist in all criminal cases and ordinance violation cases, and such certiorari shall be obtained under the sanction of a judge of the Superior Court of DeKalb County under the laws of the State of Georgia regulating the granting and issuance of writs of certiorari, as supplemented by the city council by ordinance.

#### **SECTION 4.06.**

##### **Rules for court.**

With the approval of the city council, the judges shall have full power and authority to make reasonable rules and regulations necessary and proper to secure the efficient and successful administration of the municipal court.



ARTICLE V  
FINANCE AND FISCAL  
**SECTION 5.01.**

Fiscal year.

The city council shall set the fiscal year by ordinance. Such fiscal year shall constitute the budget year and the year for financial accounting and reporting of each and every office, department or institution, agency, and activity of the city government, unless otherwise provided by state or federal law.

**SECTION 5.02.**  
Preparation of budgets.

The city council shall provide, by ordinance, the procedures and requirements for the preparation and execution of an annual operating budget and a capital budget, including requirements as to the scope, content, and form of such budgets and programs.

**SECTION 5.03.**  
Submission of operating budget to city council.

- (a) On or before a date fixed by the city council, but no later than the first day of the tenth month of the fiscal year currently ending, the city manager shall, after input, review, and comment by the mayor, submit to the city council a proposed operating budget and capital budget for the ensuing fiscal year. The budget shall be accompanied by a message from the mayor and city manager containing a statement of the general fiscal policies of the city, the important features of the budget, explanations of major changes recommended for the next fiscal year, a general summary of the budget, and such other comments and information as they may deem pertinent. The operating budget, capital budget, the budget message, and all supporting documents shall be filed in the office of the city manager and shall be open to public inspection.
- (b) Beginning in the third year of the city's operation, the city manager and mayor are required to present to the city council a budget which is balanced in projected spending and revenues.
- (c) Prior to passage of the budget, the city council shall hold a special public hearing at which the budget will be presented and public comment on the budget will be solicited. The date, time, and place of the special public hearing shall be announced no less than 30 days prior to the scheduled date for such hearing.
- (d) All unencumbered balances of appropriations in the current operating budget at the end of the fiscal year shall lapse into the unappropriated surplus or reserves of the fund or funds from which such appropriations were made. When a supplemental appropriation is certified by the city manager to exist, these appropriations may be spent during the current fiscal year following passage of a supplemental appropriation ordinance.

**SECTION 5.04.**

Action by city council on budget.

(a) The city council may amend the operating budget or capital budget proposed by the city manager in accordance with subsection (a) of Section 5.03 of this charter, except that the budget, as finally amended and adopted, shall provide for all expenditures required by law or by other provisions of this charter and for all debt service requirements for the ensuing fiscal year; and the total appropriations from any fund shall not exceed the estimated fund balance, reserves, and revenues constituting the fund availability of such fund.

(b) The city council shall adopt a budget on or before the first day of the eleventh month of the fiscal year currently ending. If the city council fails to adopt the budget by the prescribed deadline, the operating budget and capital budget proposed by the mayor and city manager shall be adopted without further action by the city council.

**SECTION 5.05.**

Procurement and property management.

No contract with the city shall be binding on the city unless it is in writing. The city council may adopt procedures for the authorization of certain contracts without city attorney review or city council approval. Absent the foregoing, no contract with the city shall be binding on the city unless:

- (1) It is drawn or submitted and reviewed by the city attorney and, as a matter of course, is signed by the city attorney to indicate such drafting or review; and
- (2) It is made or authorized by the city council and such approval is entered in the city council journal of proceedings.

**SECTION 5.06.**

Purchasing.

The city council shall by ordinance prescribe procedures for a system of centralized purchasing for the city.

**SECTION 5.07.**

Audits.

(a) There shall be an annual independent audit of all city accounts, funds, and financial transactions by a certified public accountant selected by the city council. The audit shall be conducted according to generally accepted accounting principles. Any audit of any funds by the state or federal government may be accepted as satisfying the requirements of this charter. Copies of all audit reports shall be available at printing cost to the public.

(b) As a minimum, all audits and budgets of the city shall satisfy the requirements of Chapter 81 of Title 36 of the O.C.G.A. relating to local government audits and budgets.

**SECTION 5.08.**

## Homestead exemption; freeze.

- (a) As used in this section, the term:
- (1) "Ad valorem taxes for municipal purposes" means all municipal ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of Stonecrest, including, but not limited to, ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.
  - (2) "Base year" means the taxable year immediately preceding the taxable year in which the exemption under this section is first granted to the most recent owner of such homestead.
  - (3) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended, with the additional qualification that it shall include not more than five contiguous acres of homestead property.
- (b) Each resident of the City of Stonecrest is granted an exemption on that person's homestead from City of Stonecrest ad valorem taxes for municipal purposes in an amount equal to the amount by which the current year assessed value of that homestead exceeds the base year assessed value of that homestead. This exemption shall not apply to taxes assessed on improvements to the homestead or additional land that is added to the homestead after January 1 of the base year. If any real property is added to or removed from the homestead, the base year assessed value shall be adjusted to reflect such addition or removal, and the exemption shall be recalculated accordingly. The value of that property in excess of such exempted amount shall remain subject to taxation.
- (c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of Stonecrest, or the designee thereof, giving such information relative to receiving such exemption as will enable the governing authority of the City of Stonecrest, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of Stonecrest, or the designee thereof, shall provide application forms for this purpose.
- (d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year, and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of Stonecrest, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.
- (e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead

exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply only to taxable years 2017 through 2019. Unless renewed or extended by subsequent Act of the General Assembly, the exemption granted by subsection (b) of this section shall not apply to taxable year 2020 or any subsequent taxable year.

### **SECTION 5.09.**

Homestead exemption; senior citizens; disabled.

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of Stonecrest, including, but not limited to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(3) "Income" means Georgia taxable net income determined pursuant to Chapter 7 of Title 48 of the O.C.G.A., as amended, for state income tax purposes, except income shall not include income received as retirement, survivor, or disability benefits under the federal Social Security Act or under any other public or private retirement, disability, or pension system, except such income which is in excess of the maximum amount authorized to be paid to an individual and such individual's spouse under the federal Social Security Act. Income from such sources in excess of such maximum amount shall be included as income for the purposes of this Act.

(4) "Senior citizen" means a person who is 65 years of age or over on or before January 1 of the year in which application for the exemption under subsection (b) of this section is made.

(b) Each resident of the City of Stonecrest who is disabled or is a senior citizen is granted an exemption on that person's homestead from City of Stonecrest ad valorem taxes for municipal purposes in the amount of \$14,000.00 of the assessed value of that homestead. The exemption granted by this subsection shall only be granted if that person's income, together with the income of the spouse who also occupies and resides at such homestead, does not exceed \$15,000.00 for the immediately preceding year. The value of that property in excess of such exempted amount shall remain subject to taxation.

(c)(1) In order to qualify for the exemption provided for in subsection (b) of this section due to being disabled, the person claiming such exemption shall be required to obtain a certificate from not more than three physicians licensed to practice medicine under Chapter 34 of Title 43 of the O.C.G.A., as amended, certifying that, in the opinion of such physician or physicians, such person is mentally or physically incapacitated to the extent that such person is unable to be gainfully employed and

that such incapacity is likely to be permanent. Such certificate or certificates shall constitute part of and be submitted with the application provided for in paragraph (2) of this subsection.

(2) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of Stonecrest, or the designee thereof, giving the person's age, income, and such additional information relative to receiving such exemption as will enable the governing authority of the City of Stonecrest, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of Stonecrest, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of Stonecrest, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2017.

### **SECTION 5.10.**

#### **Homestead exemption; general.**

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of Stonecrest, including, but not limited to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(b) Each resident of the City of Stonecrest is granted an exemption on that person's homestead from City of Stonecrest ad valorem taxes for municipal purposes in the amount of \$10,000.00 of the assessed value of that homestead. The value of that property in excess of such exempted amount shall remain subject to taxation.

(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of Stonecrest, or the designee thereof, giving such information relative to receiving such exemption as will enable the governing authority of the City of Stonecrest, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of Stonecrest, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of Stonecrest, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2017.

#### **SECTION 5.11.**

##### **Homestead exemption; surviving spouses.**

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of Stonecrest, including, but not limited to, ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(3) "Unremarried surviving spouse" of a member of the armed forces means the unmarried widow or widower of a member of the armed forces who is receiving spousal benefits from the United States Department of Veterans Affairs.

(b) Any person who is a resident of the City of Stonecrest and who is an unremarried surviving spouse of a member of the armed forces of the United States, which member has been killed in or has died as a result of any war or armed conflict in which the armed forces of the United States engaged, whether under United States command or otherwise,

shall be granted a homestead exemption from all City of Stonecrest ad valorem taxation for municipal purposes in the amount of the greater of \$32,500.00 or the maximum amount which may be granted to a disabled veteran under Section 2102 of Title 38 of the United States Code, as amended. As of January 1, 2013, the maximum amount which may be granted to a disabled veteran under Section 2102 of Title 38 of the United States Code, as amended, is \$50,000.00. The exemption shall be on the homestead which the unremarried surviving spouse owns and actually occupies as a residence and homestead. In the event such surviving spouse remarries, such person shall cease to be qualified to continue the exemption under this Act effective December 31 of the taxable year in which such person remarries. The value of all property in excess of such exemption granted to such unremarried surviving spouse shall remain subject to taxation.

(c) In order to qualify for the exemption provided for in this Act, the unremarried surviving spouse shall furnish to the governing authority of the City of Stonecrest, or the designee thereof, documents from the Secretary of Defense evidencing that such unremarried surviving spouse receives spousal benefits as a result of the death of such person's spouse who as a member of the armed forces of the United States was killed or died as a result of a war or armed conflict while on active duty or while performing authorized travel to or from active duty during such war or armed conflict in which the armed forces of the United States engaged, whether under United States command or otherwise, pursuant to the Survivor Benefit Plan under Subchapter II of Chapter 73 of Title 10 of the United States Code or pursuant to any preceding or subsequent federal law which provides survivor benefits for spouses of members of the armed forces who were killed or who died as a result of any war or armed conflict.

(d) An unremarried surviving spouse filing for the exemption under this section shall be required to file with the governing authority of the City of Stonecrest, or the designee thereof, information relative to marital status and other such information which the governing authority of the City of Stonecrest, or the designee thereof, deems necessary to determine eligibility for the exemption. Each unremarried surviving spouse shall file for the exemption only once with the governing authority of the City of Stonecrest or the designee thereof. Once filed, the exemption shall automatically be renewed from year to year, except that the governing authority of the City of Stonecrest or the designee thereof may require annually that the holder of an exemption substantiate his or her continuing eligibility for the exemption. It shall be the duty of any person granted the homestead exemption under this section to notify the governing authority of the City of Stonecrest or the designee thereof in the event that person for any reason becomes ineligible for such exemption.

(e) The exemption granted by this section shall be in lieu of and not in addition to any other exemption from ad valorem taxation for municipal purposes which is equal to or lower in amount than such exemption granted by this section. If the amount of any other exemption from ad valorem taxation for municipal purposes applicable to any resident qualifying under this section is greater than or is increased to an amount greater than the amount of the applicable exemption granted by this section, such other exemption shall apply and shall be in lieu of and not in addition to the exemption granted by this section.

(f) The exemptions granted by this section shall apply to all tax years beginning on or after January 1, 2017.

### **SECTION 5.12.**

#### **Homestead exemption; one mill equivalent.**

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of Stonecrest, including, but not limited to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(b) Each resident of the City of Stonecrest is granted an exemption on that person's homestead from City of Stonecrest ad valorem taxes for municipal purposes in an amount that provides the dollar equivalent of a one mill reduction of the millage rate applicable to the homestead property with respect to ad valorem taxes for municipal purposes for the taxable year. The value of that property in excess of such exempted amount shall remain subject to taxation.

(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of Stonecrest or the designee thereof giving such information relative to receiving such exemption as will enable the governing authority of the City of Stonecrest or the designee thereof to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of Stonecrest or the designee thereof shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of Stonecrest or the designee thereof in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2017.



ARTICLE VI  
GENERAL PROVISIONS  
**SECTION 6.01.**

DeKalb County special services tax district.

For the taxable years beginning on or after January 1, 2017, the adjusted ad valorem tax millage rate and amount for service charges or fees for and DeKalb County special services tax district within the boundaries of the City Stonecrest shall be 0 percent. This section is enacted pursuant to the authority granted to the General Assembly under Section 1 of that local constitutional amendment providing that certain municipalities in DeKalb County shall constitute special services tax districts, Resolution Act. No. 168; House Resolution No. 715-1916; Ga. L. 1978, p. 2468, to control the subject matter of such local constitutional amendment. Municipal services provided by DeKalb County for the City of Stonecrest will be established through intergovernmental agreements or established as otherwise authorized by statute.

**SECTION 6.02.**

Referendum and initial election.

(a) The election superintendent of DeKalb County shall call a special election for the purpose of submitting this Act to the qualified voters of the proposed City of Stonecrest for approval or rejection. The superintendent shall set May 24, 2016, as the date of such election. The superintendent shall issue the call for such election at least 30 days prior to the date thereof. The superintendent shall cause the date and purpose of the election to be published once a week for two weeks immediately preceding the date thereof in the official organ of DeKalb County. The ballot shall have written or printed thereon the words:

"( ) YES Shall the Act incorporating the City of Stonecrest in DeKalb County according to the charter contained in the Act and the homestead ( ) NO exemptions described in the Act be approved?"

All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, it shall become of full force and effect as provided in this charter, otherwise it shall be void and of no force and effect. The initial expense of such election shall be borne by DeKalb County. Within two years after the elections if the incorporation is approved, the City of Stonecrest shall reimburse DeKalb County for the actual cost of printing and personnel services for such election and for the initial election of the mayor and councilmembers pursuant to Section 2.02 of this charter. It shall be the duty of the superintendent to hold and conduct such election. It shall be his or her further duty to certify the result thereof to the Secretary of State.

(b) For the purposes of the referendum election provided for in subsection (a) of this section and for the purposes of the special election of the City of Stonecrest to be held in

conjunction with and on the date of the 2016 November general election, the qualified electors of the City of Stonecrest shall be those qualified electors of DeKalb County residing within the corporate limits of the City of Stonecrest as described by Appendix A of this charter. At subsequent municipal elections, the qualified electors of the City of Stonecrest shall be determined pursuant to the authority of Chapter 2 of Title 21 of the O.C.G.A., known as the "Georgia Election Code."

(c) Only for the purposes of holding and conducting the referendum election provided for by subsection (a) of this section and holding and conducting the special election of the City of Stonecrest to be held on the date of the 2016 November general election, the election superintendent of DeKalb County is vested with the powers and duties of the election superintendent of the City of Stonecrest and the powers and duties of the governing authority of the City of Stonecrest.

### **SECTION 6.03.**

#### **Effective dates and transition.**

(a) The initial mayor and councilmembers shall take the oath of office the next business day after certification of the election of such officers, and by action of any four members of the governing authority may meet and take actions binding on the city.

(b) A period of time will be needed for an orderly transition of various government functions from DeKalb County to the City of Stonecrest. Accordingly there shall be a two-year transition period as allowed by law beginning at 12:01 A.M. on January 1, 2017.

(c) During such transition period, DeKalb County shall continue to provide within the territorial limits of the city all government services and functions which DeKalb County provided in 2016 and at the same actual direct cost and level of service, except to the extent otherwise provided in this section; provided, however, that upon at least 30 days' prior written notice to the governing authority of DeKalb County by the governing authority of the City of Stonecrest, responsibility for any such service or function shall be transferred to the City of Stonecrest. The governing authority of the City of Stonecrest shall determine the date of commencement of collection of taxes, fees, assessments, fines and forfeitures, and other moneys within the territorial limits of the city and the date upon which the City of Stonecrest is considered removed from the special services tax district.

(d) During the transition period, the governing authority of the City of Stonecrest may generally exercise any power granted by this charter or general law, except to the extent that a power is specifically and integrally related to the provision of a governmental service, function, or responsibility not yet provided or carried out by the city.

(e) During the transition period, all ordinances of DeKalb County shall remain applicable within the territorial limits of the city unless otherwise amended, repealed, or replaced by the City of Stonecrest. Any transfer of jurisdiction to the City of Stonecrest during or at the end of the transition period shall not in and of itself abate any judicial proceeding pending in DeKalb County or the pending prosecution of any violation of any ordinance of DeKalb County.

(f) During the transition period, the governing authority of the City of Stonecrest may at any time, without the necessity of any agreement by DeKalb County, commence to exercise its planning and zoning powers; provided, however, that the city shall give the county notice of the date on which the city will assume the exercise of such powers. Upon the governing authority of the City of Stonecrest commencing to exercise its planning and zoning powers, the Municipal Court of the City of Stonecrest shall immediately have jurisdiction to enforce the planning and zoning ordinances of the city. The provisions of this subsection shall control over any conflicting provisions of any other subsection of this section.

(g) Effective upon the termination of the transition period, subsections (b) through (f) of this section shall cease to apply except for the last sentence of subsection (e) which shall remain effective. Effective upon the termination of the transition period, the City of Stonecrest shall be a full functioning municipal corporation and subject to all general laws of this state.

#### **SECTION 6.04.**

Directory nature of dates.

It is the intention of the General Assembly that this Act be construed as directory rather than mandatory with respect to any date prescribed in this Act. If it is necessary to delay any action called for in this Act for providential cause or any other reason, it is the intention of the General Assembly that the action be delayed rather than abandoned. Any delay in performing any action under this Act, whether for cause or otherwise, shall not operate to frustrate the overall intent of this Act. Without limiting the generality of the foregoing, it is specifically provided that if it is not possible to hold the referendum election provided for in Section 6.02 of this Act on the date specified in that section, then such referendum shall be held as soon thereafter as is reasonably practicable but not later than 45 days after there is no further cause for delay. If the referendum election provided for in Section 6.02 of this Act is conducted after May 24, 2016, but before November 8, 2016, the special election for the initial members of the governing authority shall be conducted on the date specified in Section 2.02 of this Act. If the referendum election provided for under Section 6.02 of this Act is conducted after November 3, 2016, then the special election for the initial members of the governing authority shall be held as soon thereafter as is reasonably practicable, and the commencement of the initial terms of office shall be delayed accordingly. If the first election provided for in Section 2.02 of this Act occurs after the date of the 2016 November general election, the city council shall be authorized to delay the dates otherwise specified in Section 6.03 of this Act.

#### **SECTION 6.05.**

Charter commission.

No later than five years after the inception of the City of Stonecrest, the mayor and the city council shall call for a charter commission to review the city's experience and

recommend to the General Assembly any changes to the charter. Members of the charter commission shall be appointed as follows: one by the mayor, one by each member of the city council, and one member appointed by a vote of the members of the Georgia House of Representatives and Georgia Senate whose districts lie wholly or partially within the corporate boundaries of the City of Stonecrest. All members of the charter commission shall reside in the City of Stonecrest. The commission shall complete the recommendations within the time frame required by the city council.

**SECTION 6.06.**

Severability.

In the event any section, subsection, sentence, clause, or phrase of this Act shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect the other sections, subsections, sentences, clauses, or phrases of this Act, which shall remain of full force and effect, as if the section, subsection, sentence, clause, or phrase so declared or adjudged invalid or unconstitutional were not originally a part hereof. The General Assembly hereby declares that it would have passed the remaining parts of this Act if it had known that such part or parts hereof would be declared or adjudged invalid or unconstitutional.

**SECTION 6.07.**

Effective date.

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

**SECTION 6.08.**

Repealer.

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

APPENDIX A  
LEGAL DESCRIPTION  
CORPORATE LIMITS  
CITY OF STONECREST, DEKALB COUNTY, GEORGIA

Plan: stonecrest-2015

Plan Type: Local

Administrator: S043

User: Gina

District STONECREST

DeKalb County

VTD: 089BJ - BROWN'S MILL ELEMENTARY

023416:

2004 2005 2006 2009 2010 2011 2012 2013 2014 2015 2016 2017  
2018 3000 3001 3002 3003 3004 3005 4015 4016 4019 4020

VTD: 089CF - MURPHEY CANDLER

VTD: 089FA - FAIRINGTON ELEM

VTD: 089FG - FLAT ROCK ELEM

VTD: 089LD - LITHONIA (LIT)

023303:

4020 4021 4022

VTD: 089LH - LITHONIA HIGH SCHOOL

023309:

3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011  
3012 3013 3014 3033 3034 3035 3036

VTD: 089MC - MARBUT ELEM

023309:

2005 2006 4007

VTD: 089MF - MCWILLIAMS

VTD: 089MI - MILLER GROVE MIDDLE SCHOOL

023214:

2000 2001 2002 2003 2008 2009 2010 2011 2012 2013 2014 2022  
2023 2024

023416:

1000 1001 1014 1015

VTD: 089MV - MILLER GROVE ROAD

VTD: 089MZ - MILLER GROVE HIGH

VTD: 089PC - PRINCETON ELEM

023306:

3005 3006 3007 3013 3014

VTD: 089PI - PANOLA WAY ELEM

023212:

2002

VTD: 089PR - PANOLA ROAD

VTD: 089RH - REDAN-TROTTI

023306:

3008 3012 3016

023313:

1003 1004 1005 1006 1007 1008 1009 1010

VTD: 089RL - ROCK CHAPEL ROAD

023303:

1011 1012 1016 1017 1018 1019 1020 1021 1022 1025 1026 1027  
1032 4012

023306:

3015 3020  
 023315:  
 1010 1011 1020  
 VTD: 089SL - STONEVIEW ELEM  
 023303:  
 3027 3028 3029 4000 4001 4002 4003 4004 4005 4006 4029 4030  
 4031 4032 4034 4035 4036  
 023310:  
 3000 3001 3002 3003 3004 3005 3006 3007 3008  
 023418:  
 1000 1001 1002 1023  
 023428:  
 2000 2001  
 VTD: 089SM - SALEM MIDDLE  
 VTD: 089SS - SNAPFINGER ROAD  
 023414:  
 1027  
 023416:  
 2003 2007 2008 2019 4004 4005 4006 4009 4010 4011 4012 4013  
 4014 4017 4018  
 VTD: 089WD - WOODROW ROAD

As used in this appendix, the term "VTD" (voting tabulation district) shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia. The separate numeric designations which are underneath a VTD heading shall mean and describe individual blocks within a VTD as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia.

APPENDIX B  
 COUNCIL DISTRICTS  
 CITY OF STONECREST, DEKALB COUNTY, GEORGIA

Plan: stonecrest-dist-2015  
 Plan Type: Local  
 Administrator: S043  
 User: Gina

District 001  
 DeKalb County  
 VTD: 089LD - LITHONIA (LIT)  
 023303:  
 4020 4021 4022  
 VTD: 089PC - PRINCETON ELEM

023306:

3005 3006 3007 3013 3014

VTD: 089RH - REDAN-TROTTI

023306:

3008 3012 3016

023313:

1003 1004 1005 1006 1007 1008 1009 1010

VTD: 089RL - ROCK CHAPEL ROAD

023303:

1011 1012 1016 1017 1018 1019 1020 1021 1022 1025 1026 1027  
1032 4012

023306:

3015 3020

023315:

1010 1011 1020

VTD: 089SL - STONEVIEW ELEM

023303:

3027 3028 3029 4000 4001 4002 4003 4004 4005 4006 4029 4030  
4031 4032 4034 4035 4036

023310:

3000 3001 3003 3004 3005 3008

023418:

1000 1001 1002 1023

VTD: 089WD - WOODROW ROAD

023418:

1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014  
1015 1016 1017 1018 1019 1020 1021 1022 1024 1025 1026 1027  
1028 1029 1030 1031 1033 1034 1035 1036 1037 1038 1039 1048  
1049 1050 1051 1052 1053 1054 1055 1056 1057 1058 1059 1060  
1061 1062 1063 1064 1065 1066 1067 1068 1069 1070 1071 1072  
1073 1074 1075 1076 1077 1078 1079

District 002

DeKalb County

VTD: 089LH - LITHONIA HIGH SCHOOL

023309:

3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011  
3012 3013 3014 3033 3034 3035 3036

VTD: 089MC - MARBUT ELEM

023309:

2005 2006 4007

VTD: 089MF - MCWILLIAMS

023416:

1004 1008 1009 1010 1011 1012 1013 1016 1017 4000 4001 4002  
4003 4007 4008

VTD: 089MI - MILLER GROVE MIDDLE SCHOOL

023214:

2000 2001 2002 2003 2008 2009 2010 2011 2012 2013 2014 2022  
2023 2024

023416:

1000 1001 1014 1015

VTD: 089MZ - MILLER GROVE HIGH

023310:

2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 4000  
4001 4002 4003 4004 4005 4006 4007 4008 4009 4010 4011 4012  
4013

VTD: 089PI - PANOLA WAY ELEM

023212:

2002

VTD: 089PR - PANOLA ROAD

023310:

1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011  
1012 1013 1014 1015 1016 1017

VTD: 089SL - STONEVIEW ELEM

023310:

3007

VTD: 089SS - SNAPFINGER ROAD

023416:

4004 4005 4006

District 003

DeKalb County

VTD: 089FA - FAIRINGTON ELEM

VTD: 089MF - MCWILLIAMS

023416:

1002 1003 1005 1006 1007 2000 2001 2002

VTD: 089MV - MILLER GROVE ROAD

023427:

2001 2002 2003 2004 2005

VTD: 089PR - PANOLA ROAD

023428:

1000 3000 4000

VTD: 089WD - WOODROW ROAD

023428:

1001 1002 1003 1004 1005 1006 1007 1008 2016 2017



District 004

DeKalb County

VTD: 089BJ - BROWN'S MILL ELEMENTARY

023416:

2004 2005 2006 2009 2010 2011 2012 2013 2014 2015 2016 2017  
2018 3000 3001 3002 3003 3004 3005 4015 4016 4019 4020

VTD: 089MV - MILLER GROVE ROAD

023427:

1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011  
1012 1013 1015 1016 1017

VTD: 089SM - SALEM MIDDLE

VTD: 089SS - SNAPFINGER ROAD

023414:

1027

023416:

2003 2007 2008 2019 4009 4010 4011 4012 4013 4014 4017 4018

District 005

DeKalb County

VTD: 089CF - MURPHEY CANDLER

VTD: 089FG - FLAT ROCK ELEM

VTD: 089MZ - MILLER GROVE HIGH

023428:

2002

VTD: 089SL - STONEVIEW ELEM

023310:

3002 3006

023428:

2000 2001

VTD: 089WD - WOODROW ROAD

023418:

1032 1040 1041 1042 1043 1044 1045 1046

023428:

2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 2014  
2015 2018

As used in this appendix, the term "VTD" (voting tabulation district) shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia. The separate numeric designations in a district description which are underneath a VTD heading shall mean and describe individual blocks within a VTD as provided in the report of the Bureau of the Census for the United States decennial census of 2010 for the State of Georgia. Any part of the city which is not included in District 1, 2, 3, 4, or 5 as described in this appendix shall be included within that district contiguous to such part

which contains the least population according to the United States decennial census of 2010 for the State of Georgia. Any part of the city which is described in this appendix as being in District 1, 2, 3, 4, or 5 shall nevertheless not be included within such district if such part is not contiguous to such district. Such noncontiguous part shall instead be included within the post that is contiguous to such part which contains the least population according to the United States decennial census of 2010 for the State of Georgia. Except as otherwise provided in the description of any district, whenever the description of such district refers to a named city, it shall mean the geographical boundaries of that city as shown on the census map for the United States decennial census of 2010 for the State of Georgia.

APPENDIX C  
CERTIFICATE AS TO MINIMUM STANDARDS  
FOR INCORPORATION OF A NEW MUNICIPAL CORPORATION

I, Ronald B. Ramsey, Sr., Senator from the 43rd District, and the author of this bill introduced at the 2015 session of the General Assembly of Georgia, which grants an original municipal charter to the City of Stonecrest, do hereby certify that this bill is in compliance with the minimum standards required by Chapter 31 of Title 36 of the O.C.G.A. in that the area embraced within the original incorporation in this bill is in all respects in compliance with the minimum standards required by Chapter 31 of Title 36 of the O.C.G.A. This certificate is executed to conform to the requirements of Code Section 36-31-5 of the O.C.G.A.

So certified this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Honorable Ronald B. Ramsey, Sr.  
Senator, District 43  
Georgia State Senate

Senator VanNess of the 43rd moved that the Senate agree to the House substitute to SB 208.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims
N Cowsert	Jeffares	Y Stone

N Crane	E Jones, B	N Tate
N Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	E Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 39, nays 12; the motion prevailed, and the Senate agreed to the House substitute to SB 208.

The following communications were received by the Secretary:

3/24/2016

Due to business outside the Senate Chamber, I missed the vote on SB 208. Had I been present, I would have voted "Yes".

/s/ Gail Davenport  
District 44

Senator Emanuel Jones  
District 10  
420 State Capitol  
Atlanta, GA 30334

**Committees:**

Economic Development and Tourism  
Banking and Financial Institutions  
Special Judiciary  
Retirement  
Interstate Cooperation

The State Senate  
Atlanta, Georgia 30334

Mr. David Cook  
Georgia's Secretary of the Senate  
353 State Capitol  
Atlanta, Georgia 30334

Dear Mr. Cook,

I respectfully request that my recorded vote for SB 208 be changed from YES to NO. If you have any questions please call my office.

Sincerely,

/s/ Emanuel Jones  
 Senator Emanuel Jones  
 District 10

Senator Bethel of the 54th was excused for business outside the Senate Chamber.

The following bill was taken up to consider House action thereto:

HB 879. By Representatives Taylor of the 79th, Reeves of the 34th, Stephens of the 164th, Beskin of the 54th and Marin of the 96th:

A BILL to be entitled an Act to amend Part 3 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary educational programs, so as to provide for the issuance of a seal of biliteracy for high school graduates who have achieved a high level of proficiency in speaking, reading, and writing one or more languages in addition to English; to provide for criteria; to provide for participation; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment was as follows:

*Amend the Senate amendment to HB 879 (HB 879/FA) by striking all language from beginning to end.*

Senator VanNess of the 43rd moved that the Senate agree to the House amendment to the Senate amendment to HB 879.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Jeffares	Y Stone

Y Crane	E Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 47, nays 1; the motion prevailed, and the Senate agreed to the House amendment to the Senate amendment to HB 879.

The following bill was taken up to consider House action thereto:

SB 184. By Senators Black of the 8th, Burke of the 11th, Tolleson of the 20th, Hufstetler of the 52nd and Heath of the 31st:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 4 of the Official Code of Georgia Annotated, relating to general provisions relative to dogs, so as to provide that breed-specific regulation shall be limited to enactment by general law; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 8 of Title 4 of the Official Code of Georgia Annotated, relating to general provisions relative to dogs, so as to provide that any domestic dog that is registered with the American Kennel Club or United Kennel Club as a sporting breed group dog, hound breed group dog, or nonsporting breed group dog or that is of a breed used in the lawful pursuit of hunting in this state pursuant to Title 27, that is used during an established hunting season to aid an individual to pursue or hunt wildlife, and whose owner or other member of the household has a hunting permit from the Department of Natural Resources shall be classified as a hunting dog, and the owner of any such dog shall receive the same registration, licensing, or permitting fee from any local government as is available to owners of dogs which have been spayed or neutered; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 1 of Chapter 8 of Title 4 of the Official Code of Georgia Annotated, relating to general provisions relative to dogs, is amended by adding a new Code section to read as follows:

"4-8-1.2.

Any domestic dog that is registered with the American Kennel Club or United Kennel Club as a sporting breed group dog, hound breed group dog, or nonsporting breed group dog or that is of a breed used in the lawful pursuit of hunting in this state pursuant to Title 27, that is used during an established hunting season to aid an individual to pursue or hunt wildlife, and whose owner or other member of the household has a hunting permit from the Department of Natural Resources shall be classified as a hunting dog, and the owner of any such dog shall receive the same registration, licensing, or permitting fee from any local government as is available to owners of dogs which have been spayed or neutered. Nothing in this Code section shall affect the ability of local governments to deal with vicious dogs, abandoned dogs, or stray dogs."

**SECTION 2.**

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

Senator Black of the 8th moved that the Senate agree to the House substitute to SB 184.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	N Parent
E Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Burke	Y Jackson, L	N Shafer
N Butler	Y James	Y Sims
N Cowsert	Y Jeffares	N Stone
Y Crane	Y Jones, B	N Tate
Y Davenport	Y Jones, E	Y Thompson, B
N Dugan	N Jones, H	Y Thompson, C
Y Fort	Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Henson	Y Miller	Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 40, nays 9; the motion prevailed, and the Senate agreed to the House substitute to SB 184.

The following bill was taken up to consider House action thereto:

SB 18. By Senators Harbison of the 15th, Davenport of the 44th, Jones of the 10th, Fort of the 39th, James of the 35th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 4 of Title 20 of the Official Code of Georgia Annotated, relating to technical and adult education, so as to provide that the Technical College System of Georgia shall establish policies for granting academic credit to students for college level learning acquired prior to enrollment from military service, work experience, service in the community, or independent study; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 2 of Chapter 4 of Title 20 of the Official Code of Georgia Annotated, relating to technical and adult education, so as to provide that the Technical College System of Georgia shall maintain policies for granting academic credit to students for college level learning acquired prior to enrollment from military service; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 2 of Chapter 4 of Title 20 of the Official Code of Georgia Annotated, relating to technical and adult education, is amended by adding a new Code section to read as follows:

"20-4-38.

The State Board of the Technical College System of Georgia shall maintain a policy by which institutions of the Technical College System of Georgia shall grant academic credit to active duty military or veteran students for college level learning acquired prior to enrollment from military service; provided, however, that the training and experience obtained through such military service shall be substantially related to the coursework for which any such academic credit is granted."

**SECTION 2.**

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

Senator Harbison of the 15th moved that the Senate agree to the House substitute to SB 18.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Jeffares	Stone
Y Crane	Y Jones, B	Y Tate
Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Mullis	

On the motion, the yeas were 47, nays 0; the motion prevailed, and the Senate agreed to the House substitute to SB 18.

The following communications were received by the Secretary:

3/24/2016

Due to business outside the Senate Chamber, I missed the vote on SB 18. Had I been present, I would have voted "yes".

/s/ Gail Davenport  
District 44

Mar. 24, '16

Due to business outside the Senate Chamber, I missed the vote on SB 18. Had I been present, I would have voted "yes".

/s/ N.G. Orrock  
District 36



The following bill was taken up to consider House action thereto:

SB 319. By Senators Jackson of the 2nd, Kirk of the 13th, Unterman of the 45th, Henson of the 41st and Orrock of the 36th:

A BILL to be entitled an Act to amend Code Section 43-10A-3 of the Official Code of Georgia Annotated, relating to definitions relative to professional counselors, social workers, and others, so as to revise the definition of "professional counseling"; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, so as to provide that professional counseling includes diagnosing emotional and mental problems and conditions; to clarify that persons licensed as professional counselors, social workers, and marriage and family therapists are not authorized to conduct psychological testing; to provide for legislative findings and intent; to provide for a curriculum of continuing education relating to diagnosing; to provide for the establishment of rules and regulations regarding testing conducted by licensed professional counselors; to clarify that psychological testing is part of the practice of psychology; to provide that certain licensed persons are able to perform certain tests other than psychological testing; to revise definitions; to amend Code Section 37-1-1 of the Official Code of Georgia Annotated, relating to definitions relative to the general provisions governing and regulating mental health, so as to conform a cross-reference; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

The General Assembly finds that the mental health and wellness needs of Georgia's citizens require the availability of trained mental health professionals who can accurately diagnose, treat, prescribe, and appropriately assess the mental and emotional illnesses, disorders, and conditions from which they suffer and the vocational, educational, interpersonal, and intrapersonal needs essential to living and learning how to live productive and useful lives. It is the intent of the General Assembly to assure geographical and financial access for all of Georgia's citizens to excellent mental health services to the extent that Georgia's resources and regulations permit. To these ends, Georgia regulates its licensed psychiatrists, psychologists, professional counselors, marriage and family therapists, and clinical social workers who provide graduate level

professional services to Georgia's private and public mental health services and to its public mental health, educational, and vocational support systems. The General Assembly seeks in such regulatory process to protect the public and assure it receives high quality and appropriate services and to define the scopes of practice and diagnostic authority for each of these professional groups consistent with the graduate level training and supervision, or its equivalent, that the members of each profession have sought and successfully completed. The General Assembly has empowered and authorized the Georgia Composite Medical Board, the State Board of Examiners of Psychologists, and the Georgia Composite Board of Professional Counselors, Social Workers, and Marriage and Family Therapists to fulfill these responsibilities and expects them to work together to assure a continuum of professional services that ensure appropriate diagnostic and assessment functions for each profession and the psychotherapeutic and counseling treatment services appropriate to each profession. The General Assembly recognizes that advances in medicine, science, education, training, and service delivery occur constantly in our modern history and therefore also expects the regulatory boards for each profession to assure that its licensees seek and successfully complete appropriate continuing education and training for the functions and services authorized to each profession.

#### **SECTION 2.**

Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, is amended in Code Section 43-10A-3, relating to definitions relative to professional counselors, social workers, and others, by adding a new paragraph and by revising paragraph (10) to read as follows:

"(4.1) 'Diagnose' means the use, administration, or application of any criteria contained within standard classification or diagnostic systems for mental disorders and that are related to the scope of practice as provided pursuant to this chapter. Diagnose shall not mean the diagnosis of any neuropsychological functioning or conditions."

"(10) 'Professional counseling' means that specialty which utilizes counseling techniques based on principles, methods, and procedures of counseling that assist people in identifying and resolving personal, social, vocational, intrapersonal, and interpersonal concerns; utilizes counseling and psychotherapy to evaluate, diagnose, treat, and recommend a course of treatment for emotional and mental problems and conditions, whether cognitive, behavioral, or affective, provided that the counselor shall have training and experience working with people with mental illness, developmental disability, or substance abuse; administers and interprets educational and vocational assessment instruments and other tests which the professional counselor is qualified to employ by virtue of education, training, and experience; utilizes information, community resources, and goal setting for personal, social, or vocational development; utilizes individual and group techniques for facilitating problem solving, decision making, and behavior change; utilizes functional assessment and vocational planning and guidance for persons requesting assistance in

adjustment to a disability or disabling condition; utilizes referral for persons who request counseling services; performs service planning; and utilizes and interprets counseling research."

### SECTION 3.

Said title is further amended by designating the present provisions as subsection (a) and by adding a new subsection to Code Section 43-10A-16, relating to continuing education for professional counselors, to read as follows:

"(b) On or before January 1, 2017, the board shall develop a curriculum of continuing education relating to diagnosing by persons licensed under this chapter working with people with mental illness, developmental disabilities, or substance abuse. All persons licensed under this chapter who have not already completed as of January 1, 2017, sufficient training, experience, or classes related to diagnosing as part of their licensure requirements as required by the board shall complete such curriculum no later than January 1, 2018. As of the effective date of this subsection, persons licensed under this chapter with at least ten years of experience as a professional counselor, clinical social worker, or marriage and family therapist working with people with mental illness, developmental disabilities, or substance abuse and in good standing with the board shall be exempt from the requirements of this subsection."

### SECTION 4.

Said title is further amended by revising Code Section 43-10A-22, relating to restrictions on the scope of practice relative to professional counselors, social workers, and marriage and family therapists, as follows:

"43-10A-22.

(a) Nothing in this chapter shall be construed to authorize persons licensed under this chapter to practice nursing, occupational therapy, physical therapy, medicine, or psychology, as regulated under Chapters 26, 28, 33, 34, and 39, respectively, of this title nor shall anything in this chapter be construed to limit or regulate the practice of those licensed under said Chapters 26, 28, 33, 34, and 39 of this title, nor shall anything in this chapter be construed to authorize persons licensed under this chapter to perform psychological testing as defined in Code Section 43-39-1.

(b) On or before January 1, 2017, the board, in consultation with the State Board of Examiners of Psychologists, shall promulgate rules and regulations that define for its licensees testing and assessments authorized by this chapter and not prohibited by this Code section. The board shall retain its full authority to determine the education, experience, and training necessary and appropriate to any testing or assessments conducted by its licensees. The board and the State Board of Examiners of Psychologists shall notify each other in the event of any enforcement inquiry, penalty, or legal order relating to testing or assessments that are not within the scope of authority for licensees of either board and permit the other board to render any advice or comment relating to such action 30 days prior to any final action by the board."

### SECTION 5.

Said title is further amended by revising Code Section 43-39-1, relating to definitions relative to psychologists, as follows:

"43-39-1.

As used in this chapter, the term:

(1) 'Board' means the State Board of Examiners of Psychologists.

(2) 'Mental abilities' means abilities that are psychological in nature and are related to the practice of psychology.

(3) 'Neuropsychological functioning' means the psychological manifestations of brain functioning. Neuropsychological functioning includes but is not limited to sensory motor functioning, attention, concentration, memory, language, abstraction, problem solving, visual-spatial ability, executive functioning, and personality.

~~(2)~~(4) 'Neuropsychology' means the subspecialty of psychology concerned with the relationship between the brain and behavior, including the diagnosis of brain pathology through the use of psychological tests and assessment techniques.

(5) 'Personality characteristics' means personality characteristics that are psychological in nature and related to the practice of psychology.

(6) 'Psychological testing' means the use of assessment instruments to both:

(A) Measure mental abilities, personality characteristics, or neuropsychological functioning; and

(B) Diagnose, evaluate, classify, or render opinions regarding mental and nervous disorders and illnesses, including, but not limited to, organic brain disorders, brain damage, and other neuropsychological conditions.

~~(3)~~(7) 'To practice psychology' or 'practice of psychology' means to render or offer to render to individuals, groups, organizations, or the public for a fee or any remuneration, monetary or otherwise, any service involving the application of recognized principles, methods, and procedures of the science and profession of psychology, such as including, but not limited to, diagnosing and treating mental and nervous disorders and illnesses; rendering opinions concerning diagnoses of mental disorders, including, but not limited to, organic brain disorders and brain damage; engaging in neuropsychology; engaging in psychotherapy; interviewing, administering, and interpreting tests of mental abilities, aptitudes, interests, and personality characteristics, including, but not limited to, psychological testing, for such purposes as psychological classification or evaluation, or for ~~education~~ educational or vocational placement, or for such purposes as psychological counseling, guidance, or readjustment. When engaged in the practice of psychology, licensed psychologists may describe or label any testing, assessment, or evaluation they conduct within the scope of practice described in this Code section as 'psychological' in nature; provided, however, that any such description or labeling shall not be construed to alter the meaning of psychological testing as defined in paragraph (6) of this Code section and in paragraph (9) of Code Section 43-39-7.

Nothing in this paragraph shall be construed as permitting the administration or prescription of drugs or in any way infringing upon or restricting the practice of

medicine as defined in the laws of this state."

#### SECTION 6.

Said title is further amended by revising Code Section 43-39-7, relating to the practice of psychology without a license, use of psychologist title, and exceptions, by striking the word "and" at the end of paragraph (7), by replacing the period at the end of paragraph (8) with "; and", and by adding a new paragraph to read as follows:

"(9) Nothing in this chapter shall be construed as prohibiting any person licensed under Chapter 10A of this title from providing services he or she is authorized to perform under Chapter 10A of this title, including, but not limited to, administering and interpreting educational and vocational tests; functional assessments; interest inventories; tests that evaluate marital and family functioning; mental health symptom screening and assessment instruments that evaluate emotional, mental, behavioral, and interpersonal problems or conditions including substance use, health, and disability; or any other assessments or tests which the person is qualified to employ by virtue of his or her education, training, or experience within the scope of practice of professional counselors. The Georgia Composite Board of Professional Counselors, Social Workers, and Marriage and Family Therapists shall have sole authority to regulate assessment and testing performed by persons licensed under Chapter 10A of this title."

#### SECTION 7.

Code Section 37-1-1 of the Official Code of Georgia Annotated, relating to definitions relative to the general provisions governing and regulating mental health, is amended by revising paragraph (17) as follows:

"(17) 'Psychologist' means any person authorized under the laws of this state to practice as a licensed psychologist as set forth in paragraph (3) of Code Section 43-39-1 duly licensed to practice psychology in this state under Chapter 39 of Title 43."

#### SECTION 8.

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

#### SECTION 9.

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

Senator Jackson of the 2nd moved that the Senate agree to the House substitute to SB 319.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett

Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	N Sims
Y Cowsert	Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	N Ligon	VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 47, nays 5; the motion prevailed, and the Senate agreed to the House substitute to SB 319.

The following bill was taken up to consider House action thereto:

SB 388. By Senator Lucas of the 26th:

A BILL to be entitled an Act to amend Article 3 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to bona fide coin operated amusement machines, so as to prohibit the removal of a sticker without authorization; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The House substitute was as follows:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 3 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to bona fide coin operated amusement machines, so as to revise definitions; to provide for late fees for license renewals; to provide that licenses issued by the Georgia Lottery Corporation shall not be considered in granting or denying any other license or permit; to provide a fee for a duplicate sticker; to prohibit the removal of a sticker without authorization; to provide that noncash redemption earned by a player shall not be deemed revenue from Class B machines for certain purposes; to revise the penalties for improper placement of machines; to prohibit certain actions with regard to bona fide coin

operated amusement machines; to provide that certain unfair methods of competition and unfair and deceptive acts shall be unlawful; to provide for the terms of certain agreements; to provide for service in cases of disputes between licensees and location owners or operators; to provide for default judgments in certain circumstances; to provide for delays in hearings for good cause; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 3 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to bona fide coin operated amusement machines, is amended by revising paragraph (3) of subsection (b) of Code Section 50-27-70, relating to legislative findings and definitions, and adding a new paragraph to read as follows:

"(3) 'Class A machine' means a bona fide coin operated amusement machine that is not a Class B machine, does not allow a successful player to carry over points won on one play to a subsequent play or plays, and:

(A) Provides no reward to a successful player;

(B) Rewards a successful player only with free replays or additional time to play;

(C) Rewards a successful player with noncash merchandise, prizes, toys, gift certificates, or novelties in compliance with the provisions of subsection (c) or paragraph (1) of subsection (d) of Code Section 16-12-35, and does not reward a successful player with any item prohibited as a reward in subsection (i) of Code Section 16-12-35 or any reward redeemable as an item prohibited as a reward in subsection (i) of Code Section 16-12-35;

(D) Rewards a successful player with points, tokens, tickets, or other evidence of winnings that may be exchanged only for items listed in subparagraph (C) of this paragraph; or

(E) Rewards a successful player with any combination of items listed in subparagraphs (B), (C), and (D) of this paragraph.

Notwithstanding the provisions of Code Section 16-12-35 or any other Code section to the contrary, the permitted noncash redemption award on a per play basis for a Class A machine shall not exceed the wholesale value of \$20.00."

"(5.1) 'Gift certificate' or 'gift card' means an electronic payment device issued for a specific amount which:

(A) May or may not be increased in value or reloaded;

(B) Is provided or loaded on a prepaid basis for the future purchase or delivery of any merchandise or services from single or multiple, unaffiliated merchants or service providers;

(C) Is honored upon presentation but which cannot be exchanged for cash, change, or currency; and

(D) Is available for sale on the premises."

**SECTION 2.**

Said article is further amended by revising subsection (k) of Code Section 50-27-71, relating to license fees, issuance of license, display of license, control number, duplicate certificates, application for license or renewal, and penalty for noncompliance, and adding a new subsection to read as follows:

"(a.3) Notwithstanding the provisions of Code Section 16-12-35 or any other Code section to the contrary, a location owner or location operator shall be permitted to allow a player of a bona fide coin operated amusement machine to redeem winnings for a gift certificate or gift card, as defined in Code Section 50-27-70, and the awarding of such gift certificate or gift card shall be a lawful act of in-store redemption."

"(k) A renewal application filed on or after the due dates set forth in the rules promulgated by the board, but before the license expires, shall be accompanied by a nonrefundable late fee of \$125.00 for Class A licenses and \$1,000.00 for Class B licenses. A manufacturer, distributor, or master license or location license that has been expired for more than 90 days may not be renewed. In such a case, the manufacturer, distributor, master license, or location license owner shall obtain a new license, as applicable, by complying with the requirements and procedures for obtaining an original license."

**SECTION 3.**

Said article is further amended by revising Code Section 50-27-74, relating to right to notice and hearing, service of notice, and establishment of procedures, by adding a new subsection to read as follows:

"(d) At the time that a master licensee receives notice of a potential revocation of its master license as provided in this Code section, the master licensee shall be prohibited from assigning, selling, or otherwise transferring any of its contracts with location owners or location operators to any other master licensee or other person, and such prohibition shall remain in effect unless or until a final decision, not subject to further appeal, is rendered which does not result in the revocation of the master license. After a master license is revoked by final order and no other appeals are available, any contracts between a master licensee and a location owner or location operator for the providing of bona fide coin operated amusement machines shall be null and void. Nothing in this subsection shall prevent a location owner or location operator from exercising any contractual right to place machines of another master licensee in such location."

**SECTION 4.**

Said article is further amended by revising subsection (d) of Code Section 50-27-78, relating to payment and collection of annual permit fee, permit stickers, and treatment of fees, and adding a new subsection to read as follows:

"(d) The corporation may provide a duplicate permit sticker if a valid permit sticker has been lost, stolen, or destroyed. The fee for a duplicate permit sticker shall be ~~\$50.00~~ \$25.00 for each Class A machine and \$125.00 for each Class B machine. If a



permit sticker is lost, stolen, or destroyed, a sworn, written statement must be submitted explaining the circumstances by which the permit sticker was lost, stolen, or destroyed and including the number of the lost, stolen, or destroyed permit before a replacement permit can be issued. A permit for which a duplicate permit sticker has been issued is void."

"(h) It shall be unlawful to remove or deface a sticker which is attached to a machine without authorization by the owner of the machine or the corporation. A violation of this subsection shall be a misdemeanor."

#### SECTION 5.

Said article is further amended by revising paragraph (3) of subsection (a) and paragraph (1) of subsection (b) of Code Section 50-27-84, relating to limitation on percent of monthly gross retail receipts derived from machines, monthly verified reports, issuance of fine or revocation or suspension of license for violations, and submission of electronic reports, as follows:

"(3) 'Gross retail receipts' means the total revenue derived by a business at any one business location from the sale of goods and services and the commission earned at any one business location on the sale of goods and services but shall not include revenue from the sale of goods or services for which the business will receive only a commission. The sale of goods or services for which the business will receive only a commission shall not include the sale of any item which the business has purchased for resale. Revenue ~~from~~ shall not include the sale of goods and services at wholesale ~~shall not be included.~~"

"(b)(1) No location owner or location operator shall derive more than 50 percent of such location owner's or location operator's monthly gross retail receipts for the business location in which the Class B machine or machines are situated from such Class B machines; provided, however, that revenues that are due to a master licensee or the corporation or noncash redemption that is earned by the player shall not be deemed revenue derived from Class B machines."

#### SECTION 6.

Said article is further amended by revising subsection (b) of Code Section 50-27-87, relating to master licenses and requirements and restrictions for licensees, as follows:

"(b)(1) No bona fide coin operated amusement machine, its parts, or software or hardware shall be placed or leased in any location owner's or location operator's establishment except by a master licensee and only if the owner or agent of the location owner or location operator has entered into a written agreement with a master licensee for placement of the bona fide coin operated amusement machine. Beginning on July 1, 2013, no person with or applying for a location owner's or location operator's license shall have an interest in any person or immediate family member of a person with a master license, or doing business as a distributor, or manufacturer in this state. A location owner or location operator may sell a bona fide coin operated amusement machine to anyone except another location owner or location operator.

Failure to adhere to this subsection shall result in a fine of ~~not less than~~ up to \$50,000.00 and loss of the location owner's or location operator's license for a period of one to five years per incident and subject the location owner or location operator to the loss of any other state or local licenses held by the location owner or location operator. The corporation shall notify any state or federal agency that issues a license to such location owner or location operator of the breach of its duties under this article.

(2) A copy of the written agreement shall be on file in the master licensee's and the location owner's and location operator's place of business and available for inspection by individuals authorized by the corporation.

(3)(A) Any written agreement entered into after April 10, 2013, shall be exclusive as between one bona fide coin operated amusement machine master licensee and one location owner or location operator per location. Any agreement entered into before April 10, 2013, shall not be deemed void for failure to allocate revenue pursuant to Code Section 50-27-87.1 or 50-27-102, and notwithstanding any agreements between master licensees and location owners and location operators, both shall act in a manner that complies with this chapter.

(B) Any agreement entered into or renewed after the effective date of this subparagraph shall be for at least one year.

(C) Any applicant for a new location license for a location where machines have been placed at any time in the immediately preceding nine months shall either:

(i) Not place machines in such location for nine months from the date of the granting of the location license; or

(ii) Formally accept an assignment of the written agreement between the master licensee and the immediately preceding location owner or location operator; provided, however, that the master licensee may refuse to assign the written agreement.

For the purposes of division (ii) of this subparagraph, the master licensee is the master licensee that, in the nine months preceding the application for a new location license, had the last written agreement with the immediately preceding location owner or location operator or the master licensee that, in the nine months preceding the application for a new location license, had requested or commenced a hearing pursuant to Code Section 50-27-102, whichever had machines placed in the location first."

#### **SECTION 7.**

Said article is further amended by revising paragraphs (2) and (4) of subsection (d) of Code Section 50-27-102, relating to role of corporation, implementation and certification, separation of funds and accounting, and disputes, as follows:

"(2) The corporation shall have jurisdiction of all disputes between and among any licensees or former licensees whose licenses were issued pursuant to this article relating in any way to any agreement involving coin operated amusement machines, distribution of funds, tortious interference with contract, other claims against a

subsequent master license holder or location owner, or any other claim involving coin operated amusement machines; provided, however, that this paragraph shall not apply to any agreement which expired on or before April 10, 2013. Except as provided in paragraph (1) of this subsection, the corporation shall refer any dispute certified by any master licensee against any other master licensee or any location owner or location operator or by any location owner or location operator against any master licensee to a hearing officer. For the purpose of service on licensees with respect to disputes, each licensee or former licensee shall register and keep current with the corporation the name of an agent and his or her address and an email address which shall be made available to any licensee on request. Service by registered mail, courier delivery, or overnight mail delivered to the agent's registered address and to the email address shall be adequate service on the licensee for a hearing on the dispute. All disputes subject to the provisions of this Code section certified by a master licensee, location owner, or location operator shall be decided by a hearing officer approved or appointed by the corporation. The corporation shall adopt rules and regulations governing the selection of hearing officers after consultation with the Bona Fide Coin Operated Amusement Machine Operator Advisory Board. Costs of the hearing officer's review, including any hearing set pursuant to this Code ~~Section~~ section, shall be shared equally between the parties in the dispute unless provided otherwise in the agreement or by the hearing officer; provided, however, that the corporation shall not be responsible for any of the costs associated with the dispute resolution mechanism set forth in this Code section. If any party fails to timely pay the costs of the hearing officer's review within ten days of service of notice of costs by the hearing officer, the hearing officer shall grant a default judgment on liability against the nonpaying party. The hearing officer shall then consider evidence related to damages or any other relief and shall render judgment based upon a preponderance of the evidence."

"(4) If requested by the master licensee or the location owner or location operator, the hearing officer shall conduct a hearing as to the dispute, but in no case unless extended by the hearing officer for good cause shall the hearing officer conduct a hearing more than 90 days after he or she has been appointed or selected to decide the dispute. No Class B bona fide coin operated amusement machine that is subject to the dispute resolution mechanism required by this Code section shall be removed from the terminal by a master licensee, location owner, or location operator or otherwise prevented by a master licensee, location owner, or location operator from play by the public until a final decision is entered and all appellate rights have been exhausted, or until the master licensee and location owner or location operator agree to a resolution, whichever occurs first."

#### **SECTION 8.**

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

#### **SECTION 9.**

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

Senator Lucas of the 26th moved that the Senate agree to the House substitute to SB 388.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	N Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	N Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	N Ligon	Y VanNess
N Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Hill, H	Y Mullis	

On the motion, the yeas were 43, nays 9; the motion prevailed, and the Senate agreed to the House substitute to SB 388.

The following bill was taken up to consider House action thereto:

HB 659. By Representatives Belton of the 112th, Dudgeon of the 25th, Caldwell of the 20th, Nix of the 69th, Glanton of the 75th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, so as to provide transparency of financial information of local school systems and schools, to the greatest extent practicable; to provide for legislative intent; to provide for definitions; to provide for accessibility to certain financial data of a local board of education; to provide for school level budget and expenditure data; to require local school systems and schools to provide certain information on their websites; to provide for certain data and reports; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 659 (HB 659/SCSFA/1) by striking lines 39 and 40 and inserting in lieu thereof the following:*

~~where the primary duty is independently to represent constituent views.~~ Local board of education members should abide by a code of conduct and conflict of interest policy modeled for their unique roles and responsibilities. ~~And although~~ Although there are many measures of the success of a local board of education, one is clearly essential: maintaining accreditation and the opportunities it allows the school system's students."

Senator VanNess of the 43rd moved that the Senate agree to the House amendment to the Senate substitute to HB 659.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Butler	Y James	Y Sims
Cowsert	Jeffares	Y Stone
Y Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 50, nays 0; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 659.

The following communication was received by the Secretary:

3/24/16

Due to business outside the Senate Chamber, I missed the vote on HB 659. Had I been present, I would have voted "Yes".

/s/ Tyler Harper  
District 7

The following bill was taken up to consider House action thereto:

HB 811. By Representatives Williamson of the 115th, Powell of the 171st, Brockway of the 102nd, Morris of the 156th, England of the 116th and others:

A BILL to be entitled an Act to extensively amend Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, so as to update, modernize, and streamline numerous Code sections to provide for efficient regulation of banks, trust companies, credit unions, merchant acquirer limited purpose banks, and the mortgage lending industry; to update and eliminate certain provisions to comply with federal law; to update certain provisions to comply with federal court decisions; to revise powers and duties of the Department of Banking and Finance; to delete all appearances of and references to the term "building and loan associations"; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate amendment was as follows:

*Amend the Senate amendment to HB 811 (HB 811/CSFA) by striking all language from beginning to end.*

Senator Kennedy of the 18th moved that the Senate agree to the House amendment to the Senate amendment to HB 811.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins

Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Y Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 46, nays 4; the motion prevailed, and the Senate agreed to the House amendment to the Senate amendment to HB 811.

The following messages were received from the House through Mr. Reilly, the Clerk thereof:

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 614. By Representatives Stovall of the 74th, Brockway of the 102nd, Scott of the 76th, Benton of the 31st and Kaiser of the 59th:

A BILL to be entitled an Act to amend Part 15 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to miscellaneous provisions under the "Quality Basic Education Act," so as to provide for a pilot program for the placement of video monitoring cameras in classrooms providing special education services; to provide for program requirements; to provide for a program evaluation; to provide for funding; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 783. By Representatives Broadrick of the 4th, Harden of the 148th, Parrish of the 158th and Hawkins of the 27th:

A BILL to be entitled an Act to amend Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to controlled substances, so as to change certain provisions relating to Schedules I and IV controlled substances; to change certain provisions relating to the definition of dangerous drug; to provide for restricted dangerous drugs; to provide for penalties for certain violations relating to restricted dangerous drugs and nonprescription injectable insulin; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 798. By Representatives Chandler of the 105th, Teasley of the 37th, Stovall of the 74th, Dudgeon of the 25th, Barr of the 103rd and others:

A BILL to be entitled an Act to amend Part 7 of Article 7 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to HOPE scholarships and grants, so as to provide for eligibility for Zell Miller Scholarships for home study students who receive certain scores on standardized college admission tests; to revise eligibility requirements for HOPE scholarships for entering freshmen students who are home study students regarding scores on standardized college admission tests; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendments to the following Bill of the House:

HB 806. By Representatives Tanner of the 9th, Tankersley of the 160th, Epps of the 144th, Caldwell of the 131st and Rice of the 95th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, so as to provide for the expiration of certain licenses and identification cards issued by the Department of Driver Services; to provide for the suspension of a driver's license upon receipt of conviction reports from a court; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 658. By Representatives Mitchell of the 88th, Williams of the 87th, Drenner of the 85th, Kendrick of the 93rd, Anderson of the 92nd and others:

A BILL to be entitled an Act to amend an Act creating one or more community improvement districts within DeKalb County, approved May 13, 2008 (Ga. L. 2008, p. 3817), as amended, so as to change certain provisions so that community improvement districts may be created within municipalities in DeKalb County; to provide for a millage rate cap; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1115. By Representatives Henson of the 86th, Drenner of the 85th, Oliver of the 82nd, Taylor of the 79th, Holcomb of the 81st and others:

A BILL to be entitled an Act to amend an Act to make provisions for the Magistrate Court of DeKalb County, approved March 28, 1985 (Ga. L.



1985, p. 4819), as amended, so as to allow for service of a citation for or accusation of a violation of an ordinance concerning the condition of real property by leaving a copy at the premises where the violation is allegedly to have occurred, mailing a copy to the owner of the premises, and filing with the clerk of the magistrate court; to limit sanctions for violations when such form of service is used; to provide for related matters; to provide for a contingent effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendment to the House substitute to the following Bill of the Senate:

SB 423. By Senators Jeffares of the 17th and VanNess of the 43rd:

A BILL to be entitled an Act to reestablish the Board of Commissioners of Newton County; to supersede the laws pertaining to the governing authority of Newton County; to provide for a board of commissioners, commissioner districts, a chair of the board, a county manager, a clerk to the board, and ethics provisions; to provide for meetings, agendas, and the conduct of meetings; to provide for budgeting, audits, financial condition, and approval of expenditures; to provide for the repeal of existing enabling legislation and other conflicting laws; to provide for related matters; and for other purposes.

The House has agreed to the Senate amendment, as amended by the House, to the following Bill of the House:

HB 362. By Representatives Clark of the 101st, Cooper of the 43rd, Fleming of the 121st, Coleman of the 97th, Carter of the 175th and others:

A BILL to be entitled an Act to amend Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to student health in elementary and secondary education; to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to authorize licensed health practitioners to prescribe albuterol sulfate for schools; to authorize pharmacists to fill such prescriptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 960. By Representatives Kelley of the 16th, Sims of the 123rd, Dempsey of the 13th, Harrell of the 106th, Houston of the 170th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 48 of the O.C.G.A., relating to state administration and collection of revenue, so as to provide for confidentiality of certain tax information; to provide for an interest rate on delinquent payments that adjusts to reflect changes in the prime rate; to adjust the penalties for nonpayment of ad valorem taxes to offset the reduction in interest rate; to make distribution of penalties equitable between taxing jurisdictions; to provide for additional procedures, conditions, and limitations; to provide for notice to political subdivisions upon the filing of certain tax refund requests; to provide for confidentiality of taxpayer information; to provide for automatic transfer to the Georgia Tax Tribunal in certain cases; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitutes, as amended by the House, to the following Bills of the House:

HB 936. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from income taxes, so as to clarify certain terms in respect to the wages necessary to qualify for a jobs tax credit; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 937. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Williamson of the 115th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use tax, so as to change the sunset provision for the exemption for projects of regional significance; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has adopted the report of the Committee of Conference on the following Bills of the House and Senate:

HB 205. By Representatives Rice of the 95th and Petrea of the 166th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the O.C.G.A., relating to drivers' licenses, so as to require a driver who refused blood alcohol concentration testing as required by implied consent laws or an offender convicted of DUI with a blood alcohol concentration of 0.15 grams or higher to install and maintain ignition interlock devices on his or her vehicle; to amend Chapter 6 of Title 40 of the O.C.G.A., relating to uniform rules of the road, so as to provide for the probation of terms of imprisonment for DUI offenders in certain instances; to amend Article 7 of Chapter 8 of Title 42 of the O.C.G.A., relating to ignition interlock devices as condition of probation, so as to provide for the court issuance of a certificate of installation of ignition interlock devices; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 199. By Senators Jeffares of the 17th, Mullis of the 53rd, Jones of the 25th, Dugan of the 30th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, so as to provide a definition; to prohibit certain activities within close proximity to polling places; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 885. By Representatives Jones of the 47th, Price of the 48th, Beskin of the 54th, Raffensperger of the 50th, Willard of the 51st and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 31 of the Official Code of Georgia Annotated, relating to county boards of health, so as to repeal a statute relating to the option for certain counties to create a county board of health and wellness by ordinance; to provide for an effective date; to provide for transition to county boards of health; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 905. By Representatives Ballinger of the 23rd, Oliver of the 82nd, Dempsey of the 13th, Efstrotation of the 104th, Reeves of the 34th and others:

A BILL to be entitled an Act to amend Code Section 15-11-710, Title 19, and Chapter 5 of Title 49 of the Official Code of Georgia Annotated,

relating to exchange of information, domestic relations, and programs and protection for children and youth, so as to change provisions relating to child abuse; to correct a cross-reference; to change and provide for defined terms; to change provisions relating to protocol committees on child abuse; to remove certain reporting requirements to the child abuse registry; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has adopted the report of the Committee of Conference on the following Bills of the House and Senate:

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

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

SB 64. By Senators Hufstetler of the 52nd and Jones of the 10th:

A BILL to be entitled an Act to amend Code Section 15-11-2, Title 19, and Chapter 10 of Title 31 of the O.C.G.A., relating to definitions for the Juvenile Code, domestic relations, and vital records, respectively, so as to repeal voluntary acknowledgments of legitimation; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendments to the following Bill of the House:

HB 883. By Representatives Taylor of the 173rd, Smith of the 134th, Atwood of the 179th, Meadows of the 5th, Brockway of the 102nd and others:

A BILL to be entitled an Act to amend Chapter 37 of Title 33 of the O.C.G.A., relating to insurers rehabilitation and liquidation, so as to change certain provisions relating to insurers rehabilitation and liquidation; to change provisions related to reciprocal states and domiciliary liquidators; to provide for the Commissioner to transfer title under his or her control to a domiciliary receiver; to modify certain provisions relating to the rights of nonresident claimants in proceedings against domiciliary insurers; to change certain provisions relating to the rights of resident claimants in

proceedings in other states against nondomiciliary insurers; to remove the use of reciprocal in superiority of order of distribution in liquidation proceedings; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has agreed to the Senate substitutes to the following Bills of the House:

HB 408. By Representatives Willard of the 51st, Raffensperger of the 50th, Geisinger of the 48th and Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Article 3 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to an excise tax on rooms, lodging, and accommodations, so as to clarify the application of certain provisions to certain municipalities; to provide for conditions and limitations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 862. By Representatives Knight of the 130th, Powell of the 171st, Harrell of the 106th, Hitchens of the 161st and Houston of the 170th:

A BILL to be entitled an Act to amend Code Section 48-5-48 of the Official Code of Georgia Annotated, relating to the homestead exemption for disabled veterans, so as to clarify the definition of disabled veteran; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has adopted the report of the Committee of Conference on the following Bill of the House:

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRiccia of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the

collection of such excise tax; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute, as amended by the House, to the following Bill of the House:

HB 808. By Representatives Willard of the 51st, Jones of the 47th, Burns of the 159th, Oliver of the 82nd, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions relative to courts, so as to create a new Judicial Qualifications Commission; to provide for the powers, composition, and appointment of such commission; to amend Code Section 50-14-3 of the Official Code of Georgia Annotated, relating to certain proceedings exempted from open meetings requirements, so as to remove any exemptions for meetings of the Judicial Qualifications Commission; to provide effective dates; to provide for contingent automatic repeal; to repeal conflicting laws; and for other purposes.

Mr. President:

The House has adopted the report of the Committee of Conference on the following Bill of the Senate:

SB 258. By Senators Millar of the 40th and Albers of the 56th:

A BILL to be entitled an Act to amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, so as to provide that the assessed value of property for a taxable year shall not be increased beyond the initial assessment value established by the board of tax assessors during an appeal of such valuation for such taxable year by the taxpayer but may be reduced as a result of the appeal of the taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate amendment to the House substitute to the following Bill of the Senate:

SB 304. By Senators Parent of the 42nd and Jones II of the 22nd:

A BILL to be entitled an Act to amend Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to disclosure and dissemination of

criminal records to private persons and businesses, resulting responsibility and liability of issuing center, and provision of certain information to the FBI in conjunction with the National Instant Criminal Background Check System, so as to allow for the preservation of a person's involuntary hospitalization information received by the Georgia Crime Information Center; to provide for related matters; to repeal conflicting laws; and for other purposes.

Mr. President:

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

SB 355. By Senators Ligon, Jr. of the 3rd, McKoon of the 29th, Hill of the 6th, Williams of the 27th, Martin of the 9th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the O.C.G.A., relating to elementary and secondary education, so as to enact the "Student/Teacher Protection Act"; to end punitive testing consequences for both teachers and students related to federal, state, and locally mandated standardized assessments; to prevent truancy or referrals to the Division of Family and Children Services for absenteeism during standardized testing windows for federal, state, and locally mandated standardized assessments unless a student already has a chronic history of truancy; to provide for a short title; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House has agreed to the Senate substitute to the following Bill of the House:

HB 514. By Representatives Bruce of the 61st, Fludd of the 64th, Kaiser of the 59th, Mabra of the 63rd, Jones of the 53rd and others:

A BILL to be entitled an Act to incorporate the City of South Fulton in Fulton County; to repeal conflicting laws; and for other purposes.

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

SR 883. By Senators Beach of the 21st, Thompson of the 14th, Gooch of the 51st, Jones II of the 22nd and Parent of the 42nd:

A RESOLUTION creating the Joint Study Committee on Industry Incentives for Financial Technologies and the Payment Processing Industry; and for other purposes.

The following bill was taken up to consider House action thereto:

HB 59. By Representatives Willard of the 51st, Efstration of the 104th, Powell of the 171st, Atwood of the 179th, Pak of the 108th and others:

A BILL to be entitled an Act to amend Chapter 21 of Title 50 of the Official Code of Georgia Annotated, relating to waiver of sovereign immunity as to actions ex contractu and state tort claims, so as to provide for waiver of sovereign immunity for declaratory judgment or injunctive relief; to provide for an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 59 (LC 41 0781S) by replacing lines 1 through 36 with the following:*

To amend Chapter 21 of Title 50, Part 1 of Article 3 of Chapter 3 of Title 23, and Code Section 36-33-1 of the Official Code of Georgia Annotated, relating to waiver of sovereign immunity as to actions ex contractu and state tort claims, conventional quia timet, and a municipal corporation's immunity from liability for damages and the waiver of immunity by the purchase of liability insurance, respectively, so as to provide for waiver of sovereign immunity for declaratory judgment or injunctive relief under certain circumstances; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

PART I  
SECTION 1-1.

Chapter 21 of Title 50 of the Official Code of Georgia Annotated, relating to waiver of sovereign immunity as to actions ex contractu and state tort claims, is amended by adding a new article to read as follows:

"ARTICLE 3

50-21-50.

(a) The defense of sovereign immunity is waived as to any claim, counterclaim, cross-claim, or third-party claim brought in the courts of this state by an aggrieved person seeking a declaratory judgment or injunctive relief against the state or any political subdivision thereof to remedy an injury in fact caused by the state or any political subdivision thereof acting without lawful authority and beyond the scope of official power in violation of a provision of the Georgia Constitution, a state law, or a local



ordinance; provided, however, that sovereign immunity is not waived:

(1) When a state law explicitly prohibits such waiver;

(2) As to any claim for monetary relief, attorney's fees, or expenses of litigation that are included in or related to such claim, counterclaim, cross-claim, or third-party claim;

(3) As to any claim, counterclaim, cross-claim, or third-party claim seeking a declaratory judgment or injunctive relief related to a contract between a third party and the state or any political subdivision thereof; or

(4) As to any claim, counterclaim, cross-claim, or third-party claim brought by, or on behalf of, an individual in a penal institution as such term is defined in Code Section 42-1-5 or individual in a state mental health facility as such term is defined in Code Section 37-1-1.

(b) This Code section shall not:

(1) Be construed to alter or amend any other waiver of sovereign immunity provided by law; or

(2) Apply to any claim, counterclaim, cross-claim, or third-party claim brought in the courts of the United States."

## PART II SECTION 2-1.

Part 1 of Article 3 of Chapter 3 of Title 23 of the Official Code of Georgia Annotated, relating to conventional quia timet, is amended by revising Code Section 23-3-41, relating to when relief is granted and costs, as follows:

"23-3-41.

(a) In all proceedings quia timet or proceedings to remove clouds upon titles to real estate, if a proper case is made, the relief sought shall be granted to any complainant irrespective of whether the invalidity of the instrument sought to be canceled appears upon the face of the instrument or whether the invalidity appears or arises solely from facts outside of the instrument.

(b) ~~It~~ Except as provided in Code Section 23-3-45, in such cases the costs shall be taxed against the litigants in the discretion of the court."

## SECTION 2-2.

Said part is further amended by adding two new Code sections to read as follows:

"23-3-45.

The defense of sovereign immunity is waived as to any claim, counterclaim, cross-claim, or third-party claim brought in the courts of this state by an aggrieved person seeking a declaratory judgment or injunctive relief under this part; provided, however, that sovereign immunity is not waived as to any claim for monetary relief, attorney's fees, or expenses of litigation that are included in or related to such claim, counterclaim, cross-claim, or third-party claim.

23-3-46.

Notwithstanding any law to the contrary, a proceeding under this part involving title to property or an instrument held by the state or any department, agency, commission, board, authority, or entity thereof shall also be served on the Attorney General. The Attorney General's failure to file a responsive pleading to an action filed pursuant to this part shall be recognized by the court as this state's acquiescence to the petitioner's claim for relief."

**PART III  
SECTION 3-1.**

Code Section 36-33-1 of the Official Code of Georgia Annotated, relating to a municipal corporation's immunity from liability for damages and the waiver of immunity by the purchase of liability insurance, is amended by adding a new subsection to read as follows:

"(c) The defense of sovereign immunity of a municipal corporation shall be waived as provided in Code Section 50-21-50."

**PART IV  
SECTION 4-1.**

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval and shall apply to all claims arising on or after such date.

**SECTION 4-2.**

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

Senator McKoon of the 29th moved that the Senate agree to the House amendment to the Senate substitute to HB 59.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Tippins

Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 52, nays 0; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 59.

The following bill was taken up to consider House action thereto:

HB 362. By Representatives Clark of the 101st, Cooper of the 43rd, Fleming of the 121st, Coleman of the 97th, Carter of the 175th and others:

A BILL to be entitled an Act to amend Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to student health in elementary and secondary education; to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to authorize licensed health practitioners to prescribe albuterol sulfate for schools; to authorize pharmacists to fill such prescriptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate amendment was as follows:

*Amend the Senate amendment (AM 33 1541) to HB 362 by deleting all lines 1 through 39 and inserting in lieu thereof the following:*

*Amend HB 362 (LC 33 6032S) by striking lines 1 through 88 and inserting in lieu thereof the following:*

To amend Article 2 of Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to regulation of controlled substances, so as to change provisions relating to possession of substances containing ephedrine, pseudoephedrine, and phenylpropanolamine and restrictions on sales of products containing pseudoephedrine; to provide for real-time tracking of sales of products containing ephedrine or pseudoephedrine; to provide for definitions; to revise provisions relating to exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 2 of Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to regulation of controlled substances, is amended by revising Code Section 16-13-30.3,

relating to possession of substances containing ephedrine, pseudoephedrine, and phenylpropanolamine and restrictions on sales of products containing pseudoephedrine, as follows:

"16-13-30.3.

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

(1) 'Ephedrine,' or 'pseudoephedrine,' ~~or~~ '~~phenylpropanolamine~~' means any drug product containing ephedrine, or pseudoephedrine, ~~or phenylpropanolamine~~, or any of their salts, isomers, or salts of isomers, alone or in a mixture.

(2) '~~Personal use~~' means ~~the sale in a single transaction to an individual customer for a legitimate medical use of a product containing ephedrine, pseudoephedrine, or phenylpropanolamine in quantities at or below that specified in subsection (b) of this Code section, and includes the sale of those products to employers to be dispensed to employees from first aid kits or medicine chests.~~

(3) '~~Retail distributor~~' means ~~a grocery store, general merchandise store, drugstore, convenience store, or other related entity, the activities of which involve the distribution of ephedrine, pseudoephedrine, or phenylpropanolamine products.~~

(2) 'Georgia Meth Watch' means the program entitled Georgia Meth Watch or a similar program which has been promulgated, approved, and distributed by the Georgia Council on Substance Abuse.

(3) 'Pharmacy' has the same meaning as in Code Section 26-4-5.

(4) 'Real-time electronic logging system' means an electronic system approved by the Georgia Bureau of Investigation which is operated in real time and which can track required information and generate a stop sale alert to notify a pharmacy that a purchase of ephedrine or pseudoephedrine which exceeds the quantity limits set forth in this Code section is being attempted. Such system shall:

(A) Contain an override function that will not only allow a pharmacy to complete a sale in violation of this Code section when the person making the sale is in reasonable fear of imminent bodily harm if he or she does not complete the sale but also will track any override sales made;

(B) Be accessible to the state, pharmacies, and law enforcement agencies, without a charge or fee, including a transaction fee; and

(C) Have real-time interstate communicability with similar systems in other states.

(5) 'Required information' means the full name and address of the purchaser; the type of government issued photographic identification presented, including the issuer and identification number; a description of the nonprescription product purchased which contains ephedrine or pseudoephedrine, including the number of grams of pseudoephedrine in the product; and the date and time of the purchase.

(b)(1) It ~~is~~ shall be unlawful for any person, other than a person or entity described in paragraph ~~(22), (28), (29), (30), or (33), or (41)~~ of Code Section 26-4-5 ~~or a retail distributor~~, to ~~knowingly~~ possess any product that contains ephedrine, or pseudoephedrine, ~~or phenylpropanolamine~~ in an amount which exceeds 300 pills, tablets, gelcaps, capsules, or other individual units or more than 9 grams of ephedrine, or pseudoephedrine, ~~or phenylpropanolamine, their salts, isomers, or salts of isomers,~~

or a combination of any of these substances, whichever is smaller.

(2) It shall be unlawful for any person to possess any amount of a substance set forth in this Code section product containing ephedrine or pseudoephedrine with the intent to manufacture amphetamine or methamphetamine.

(3) Any person who violates the provisions of this Code section subsection shall be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment for not less than one year nor more than ten years.

~~(b.1)(c)~~(1) Products whose sole active ingredient is pseudoephedrine may be offered for retail sale only if sold in blister packaging. ~~Such products may not be offered for retail sale by self service but only from behind a counter or other barrier so that such products are not directly accessible by the public but only by a retail store employee or agent.~~ Nonprescription products whose sole active ingredient is ephedrine or pseudoephedrine shall only be sold in a pharmacy in a manner which complies with State Board of Pharmacy rules established pursuant to Code Section 16-13-29.2.

(2) ~~No person shall deliver in any single over the counter sale more than three packages of any product containing pseudoephedrine as the sole active ingredient or in combination with other active ingredients or any number of packages that contain a combined total of more than nine grams of pseudoephedrine or its base, salts, optical isomers, or salts of its optical isomers~~ distribute or purchase any nonprescription product containing more than 3.6 grams of ephedrine or pseudoephedrine per day in dosage form or more than 9 grams of ephedrine or pseudoephedrine per 30 day period in dosage form of any product. The limits set forth in this paragraph shall apply to the total amount of ephedrine or pseudoephedrine contained in the product and not the overall weight of such product.

(3) The pharmacy shall maintain a record of required information for each sale of a nonprescription product which contains ephedrine or pseudoephedrine for a period of two years from the date of each transaction. Except as to law enforcement agencies in this state which shall be provided immediate access by a pharmacy to all written and electronic logs or records upon request, the records maintained by a pharmacy pursuant to this Code section shall not be disclosed. Pharmacies may destroy the required information collected pursuant to this subsection after two years from the date of the transaction.

(4)(A) On and after January 1, 2017, pharmacies shall, before completing a sale of a nonprescription product which contains ephedrine or pseudoephedrine, electronically track all such sales and submit the required information to a real-time electronic logging system. A pharmacy shall not complete the sale of a nonprescription product which contains ephedrine or pseudoephedrine if the real-time electronic logging system generates a stop sale alert except as provided in subparagraph (a)(4)(A) of this Code section.

(B) If a pharmacy selling a nonprescription product which contains ephedrine or pseudoephedrine experiences mechanical or electronic failure of the real-time electronic logging system and is unable to comply with the requirements of this paragraph, the pharmacy shall maintain a written log or an alternative electronic

recording mechanism until such time as the pharmacy is able to comply with the electronic logging requirement.

(C) Absent negligence, wantonness, recklessness, or deliberate misconduct, any pharmacy utilizing the real-time electronic logging system in accordance with this paragraph shall not be civilly liable as a result of any act or omission in carrying out the duties required by this paragraph and shall be immune from liability to any third party unless the pharmacy has violated any provision of this paragraph in relation to a claim brought for such violation.

(D) The Georgia Bureau of Investigation shall provide real-time access to records on such logging system through an online portal to law enforcement agencies in this state.

~~(3)~~(5) It shall be unlawful for a ~~retail distributor~~ pharmacy to purchase any product containing ephedrine or pseudoephedrine from any person or entity other than a manufacturer or a wholesale distributor licensed by the State Board of Pharmacy.

~~(4)~~ This subsection shall not apply to:

~~(A) Pediatric products labeled pursuant to federal regulation as primarily intended for administration to children under 12 years of age according to label instructions; and~~

~~(B) Products that the State Board of Pharmacy, upon application of a manufacturer, exempts because the product is formulated in such a way as to effectively prevent the conversion of the active ingredient into methamphetamine or its salts or precursors.~~

~~(5)~~(6) This subsection shall preempt all local ordinances or regulations governing the retail sale of ~~over the counter~~ products containing ephedrine or pseudoephedrine by a ~~retail business~~ except such local ordinances or regulations that existed on or before December 31, 2004. Effective January 1, 2006, this subsection shall preempt all local ordinances.

~~(6)(A) Except as otherwise provided herein, it shall be unlawful for any person knowingly to violate any prohibition contained in paragraph (1), (2), or (3) of this subsection.~~

~~(B)~~(7)(A) Any person convicted of a violation of paragraph (1), ~~or~~ (2), (3), or (4) of this subsection shall be guilty of a misdemeanor which, upon the first conviction, shall be punished by a fine of not more than \$500.00 and, upon the second or subsequent conviction, shall be punished by not more than six months' imprisonment or a fine of not more than \$1,000.00, or both.

~~(C)~~(B) Any person convicted of a violation of paragraph ~~(3)~~ (5) of this subsection shall, upon the first conviction, be guilty of a misdemeanor and, upon the second or subsequent conviction, be guilty of a misdemeanor of a high and aggravated nature.

~~(D)~~(C) It shall be a defense to a prosecution pursuant to this paragraph by law enforcement of a ~~retail business or owner or operator thereof~~ pharmacy for violation of paragraph (1), ~~or~~ (2), (3), (4), or (5) of this subsection that, at the time of the alleged violation, all of the employees of the ~~retail business~~ pharmacy had completed training complying with standards established under Georgia Meth

~~Watch, as such standards existed on June 30, 2016, and the retail business pharmacy was in compliance with procedures established by Georgia Meth Watch, and the defendant did not knowingly, willfully, or intentionally violate paragraph (1) or (2) of this subsection. For purposes of this subsection only, the term 'Georgia Meth Watch' shall mean that program entitled 'Georgia Meth Watch' or similar program which has been promulgated, approved, and distributed by the Georgia Council on Substance Abuse as such standards existed on June 30, 2016; provided, however, that this subparagraph shall not apply to the State Board of Pharmacy or prevent it from taking disciplinary action for a violation of this subsection.~~

~~(7) Except as otherwise provided in this subsection, the State Board of Pharmacy may adopt reasonable rules and regulations to effectuate the provisions of this subsection. The board is further authorized to charge reasonable fees to defray expenses incurred in maintaining any records or forms necessitated by this subsection or otherwise administering any other provisions of this subsection.~~

~~(e)(d)~~ This Code section shall not apply to:

~~(1) Pediatric products primarily intended for administration to children under 12 years of age, according to label instructions, either:~~

~~(A) In solid dosage form whose recommended dosage, according to label instructions, does not exceed 15 milligrams of ephedrine, pseudoephedrine, or phenylpropanolamine per individual dosage unit; or~~

~~(B) In liquid form whose recommended dosage, according to label instructions, does not exceed 15 milligrams of ephedrine, pseudoephedrine, or phenylpropanolamine per five milliliters of liquid product;~~

~~(2) Pediatric liquid products primarily intended for administration to children under two years of age for which the recommended dosage does not exceed two milliliters and the total package content does not exceed one fluid ounce; or~~

~~(3) Products products that the State Board of Pharmacy, upon application of a manufacturer, exempts by rule from this Code section because the product has been formulated in such a way as to prevent effectively the conversion of the active ingredient into methamphetamine or its salts or precursors.~~

~~(d)(e)~~ Except as authorized by this article, it is unlawful for any person to possess, have under his or her control, manufacture, deliver, distribute, dispense, administer, purchase, sell, or possess with intent to distribute any substance product containing any amounts of ephedrine, or pseudoephedrine, phenylpropanolamine, or any of their salts, optical isomers, or salts of optical isomers which have been altered from their original condition so as to be powdered, liquefied, or crushed. This subsection shall not apply to any of the substances identified within this subsection which are possessed or altered for a legitimate medical purpose. Any person who violates this subsection shall be guilty of a felony and, upon conviction thereof, shall be punished by imprisonment for not less than one year nor more than ten years."

## SECTION 2.

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

Senator Unterman of the 45th moved that the Senate agree to the House amendment to the Senate amendment to HB 362.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Jackson, B	Y Seay
Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Cowsert	N Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	N Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	N Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Gooch	Y Ligon	VanNess
N Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 43, nays 6; the motion prevailed, and the Senate agreed to the House amendment to the Senate amendment to HB 362.

The following bill was taken up to consider House action thereto:

HB 960. By Representatives Kelley of the 16th, Sims of the 123rd, Dempsey of the 13th, Harrell of the 106th, Houston of the 170th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 48 of the O.C.G.A., relating to state administration and collection of revenue, so as to provide for confidentiality of certain tax information; to provide for an interest rate on delinquent payments that adjusts to reflect changes in the prime rate; to adjust the penalties for nonpayment of ad valorem taxes to offset the reduction in interest rate; to make distribution of penalties equitable between taxing jurisdictions; to provide for additional procedures, conditions, and limitations; to provide for notice to political subdivisions upon the filing of certain tax refund requests; to provide for confidentiality of taxpayer information; to provide for automatic transfer to the Georgia Tax Tribunal in certain cases; to provide for related matters; to repeal conflicting laws; and for other purposes.



The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 960 (LC 43 0398ERS) by deleting all matter from line 1 through the end and inserting in lieu thereof the following:*

To amend Chapter 2 of Title 48 of the Official Code of Georgia Annotated, relating to state administration and collection of revenue, so as to provide for confidentiality of certain tax information; to provide for an interest rate on delinquent payments that adjusts to reflect changes in the prime rate; to adjust the penalties for nonpayment of ad valorem taxes to offset the reduction in interest rate; to provide for the distribution of penalties between taxing jurisdictions; to provide for additional procedures, conditions, and limitations; to provide for notice to political subdivisions upon the filing of certain tax refund requests; to provide for confidentiality of taxpayer information; to amend Chapter 13A of Title 50 of the Official Code of Georgia Annotated, relating to tax tribunals, so as to provide for automatic transfer to the Georgia Tax Tribunal in certain cases; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 2 of Title 48 of the Official Code of Georgia Annotated, relating to state administration and collection of revenue, is amended by revising subsection (b) and adding a new subsection to Code Section 48-2-15, relating to confidential information, to read as follows:

"(b) This Code section shall not:

- (1) Be construed to prevent the use of confidential information as evidence before any state or federal court in the event of litigation involving tax liability of any taxpayer;
- (2) Be deemed to prevent the print or electronic publication of statistics so arranged as not to reveal information respecting an individual taxpayer;
- (3) Apply in any way whatsoever to any official finding of the commissioner with respect to any assessment or any information properly entered upon an assessment roll or other public record;
- (4) Affect any information which in the regular course of business is by law made the subject matter of a public document in any federal or state office or in any local office in this state; ~~or~~
- (5) Apply to information, records, and reports required and obtained under Article 1 of Chapter 9 of this title, which requires distributors of motor fuels to make reports of the amounts of motor fuels sold and used in each county by the distributor, or under Article 2 of Chapter 9 of this title, relating to road tax on motor carriers; or
- (6) Be construed to prevent the disclosure of information, so arranged as not to reveal information respecting an individual taxpayer, requested by the House Committee on Ways and Means or the Senate Finance Committee regarding the department's administration of any tax."

"(f) This Code section shall not be construed to prohibit disclosure as required in subsection (h) of Code Section 48-2-35."

## SECTION 2.

Said chapter is further amended by revising subsections (a) and (f) and adding new subsections in Code Section 48-2-35, relating to refunds of taxes and fees determined to have been erroneously or illegally assessed and collected, to read as follows:

"(a) A taxpayer shall be refunded any and all taxes or fees which are determined to have been erroneously or illegally assessed and collected from such taxpayer under the laws of this state, whether paid voluntarily or involuntarily, and shall be refunded interest, except as provided in subsection (b) of this Code section, on the amount of the taxes or fees ~~at the rate of 1 percent per month~~ from the date of payment of the tax or fee to the commissioner at an annual rate equal to the bank prime loan rate as posted by the Board of Governors of the Federal Reserve System in statistical release H. 15 or any publication that may supersede it, plus 3 percent, to accrue monthly. Such annual interest rate shall be determined for each calendar year based on the first weekly posting of statistical release H. 15 on or after January 1 of each calendar year. For the purposes of this Code section, any period of less than one month shall be considered to be one month. Refunds shall be drawn from the treasury on warrants of the Governor issued upon itemized requisitions showing in each instance the person to whom the refund is to be made, the amount of the refund, and the reason for the refund."

"(f) For purposes of all claims for refund of sales and use taxes erroneously or illegally assessed and collected, the term 'taxpayer,' as defined under Code Section 48-2-35.1, shall apply. Such claim for refund shall contain the total refund claimed and the allocation of the local sales and use tax by the political subdivision.

(g) Any taxpayer required to pay taxes electronically in accordance with paragraph (2.1) of subsection (f) of Code Section 48-2-32 shall also file any claims for refund electronically. The department shall make claim for refund forms consistent with this subsection electronically available.

(h)(1) As used in this subsection, the term:

(A) 'Political subdivision designee' means the chief officer or officers designated by the political subdivision to receive information about a refund claim of local significance pursuant to this subsection. Each political subdivision shall certify to the commissioner that any such designee is so authorized on a form and in a manner prescribed by the department.

(B) 'Refund claim of local significance' means a taxpayer's claim for refund of sales and use taxes erroneously or illegally assessed and collected or the department's discovery of any overpayment of such taxes, if such claim for refund or overpayment is for an amount equal to or greater than 10 percent of the total yearly average of aggregate sales and use tax distributions to any single political subdivision based on the average of the three most recent calendar years.

(2) Within 30 business days following the department's receipt of a refund claim of local significance, the department shall notify each affected political subdivision's

political subdivision designee that a refund claim of local significance to the political subdivision has been received and shall furnish the taxpayer with a copy of such notification. Such notification shall include the date the refund claim of local significance was filed, the amount in the claim for refund for which the political subdivision itself would be responsible if the request is granted, and a copy of the confidentiality provisions in Code Section 48-2-15 and this Code section. After the department has completed an audit of the claim for refund and determined a final refund amount, the department shall supplement the above notice by transmitting to the political subdivision designee the final refund amount for which the political subdivision is responsible.

(3) Any information supplied to a political subdivision designee pursuant to this subsection shall retain, in the hands of the local official, its privileged and confidential nature to the same extent and under the same conditions as such information is privileged and confidential in the hands of the commissioner, pursuant to Code Section 48-2-15. It shall be the responsibility of the political subdivision designee, and not the department, to protect privileged and confidential information received under this subsection. Any person who divulges any tax information obtained under this subsection shall be subject to the same civil and criminal penalties as provided for divulgence of tax information by employees of the department. Though privileged and confidential information shall not be disclosed, the political subdivision designee may make reasonable budgetary recommendations to elected officials, city managers, and tax officials in political subdivisions based on the confidential information furnished. The department shall not be subject to any criminal or civil liability for the unauthorized divulgence of privileged and confidential information by a political subdivision designee. Notwithstanding the foregoing, in the event all or any portion of the refund claim of local significance is for a tax levied under Part 1 of Article 3 of Chapter 8 of this title, the affected county shall not be in violation of this confidential provision if it notifies all municipal political subdivision designees in the county that such notification has been received from the department.

(4) The commissioner, by rule or regulation, shall establish guidelines for identifying and producing documents to the Department of Audits and Accounts for review relating to the handling of refund claims of local significance. In the event of such review, the Department of Audits and Accounts shall assess whether the department followed proper procedures and used appropriate methodology to reach its final determination on a refund claim of local significance.

(5) Any refund claims of local significance pending with the department for two years after the claim for refund was filed shall be automatically transferred to the Georgia Tax Tribunal as a declaratory judgment of the commissioner requesting a show cause proceeding pursuant to Code Section 50-13A-19.1."

### **SECTION 3.**

Said chapter is further amended by revising Code Section 48-2-40, relating to the rate of interest on past due taxes, as follows:

"48-2-40.

Except as otherwise expressly provided by law, taxes owed the state or any local taxing jurisdiction shall bear interest ~~at the rate of 1 percent per month~~ at an annual rate equal to the bank prime loan rate as posted by the Board of Governors of the Federal Reserve System in statistical release H. 15 or any publication that may supersede it, plus 3 percent, to accrue monthly. Such annual interest rate shall be determined for each calendar year based on the first weekly posting of statistical release H. 15 on or after January 1 of each calendar year. Interest shall begin to accrue from the date the tax is due until the date the tax is paid. For the purposes of this Code section, any period of less than one month shall be considered to be one month. This Code section shall also apply to alcoholic beverage taxes."

#### SECTION 4.

Said chapter is further amended by revising subsection (b) of Code Section 48-2-44, relating to penalties and interest on failure to file return or timely pay taxes held in trust for the state, as follows:

"(b)(1) In any instance in which any person willfully fails, on or after July 1, 1981, to pay, within ~~90~~ 120 days of the date when due, any ad valorem tax owed the state or any local government, such person shall pay, in the absence of a specific statutory civil penalty for the failure, a penalty of ~~40~~ 5 percent of the amount of tax due and not paid at the time such penalty is assessed, together with interest as specified by law. ~~This 10 percent penalty~~ After 120 days from the imposition of the initial penalty, an additional penalty of 5 percent of any tax amount remaining due shall be imposed, together with interest as specified by law. If any tax amount remains due after 120 days from the imposition of such additional penalty, a penalty of 5 percent shall be imposed, together with interest as specified by law. Should any tax amount remain due 120 days after such date, a penalty of 5 percent shall be imposed, together with interest as specified by law. The aggregate amount of penalties imposed pursuant to this subsection shall not exceed an amount equal to 20 percent of the principal amount of the tax originally due. These penalties shall not, however, apply in the case of:

(A) Ad valorem taxes of \$500.00 or less on homestead property as defined in Part 1 of Article 2 of Chapter 5 of this title; or

(B) With respect to tax year 1986 and future tax years, ad valorem taxes of any amount on homestead property as defined in Part 1 of Article 2 of Chapter 5 of this title, if the homestead property was during the tax year acquired by a new owner who did not receive a tax bill for the tax year and who immediately before acquiring the homestead property resided outside the State of Georgia and if the taxes are paid within one year following the due date.

(2) Any city or county authorized as of April 22, 1981, by statute or constitutional amendment to receive a penalty of greater than 10 percent for failure to pay an ad valorem tax is authorized to continue to receive that amount.

(3) With respect to all penalties and interest received by the tax commissioner on or after July 1, 1998, unless otherwise specifically provided for by general law, the tax

commissioner shall distribute penalties collected and interest collected or earned as follows:

(A) Penalties collected for failure to ~~return property for ad valorem taxation or for failure to pay ad valorem taxes, and interest earned by the tax commissioner on taxes collected but not yet disbursed,~~ pay ad valorem taxes attributable to the Board of Education or independent school district shall be paid into the county treasury in the same manner and at the same time the tax is collected and distributed to the county, and they shall remain the property of the county; ~~and~~

(B) Interest earned by the tax commissioner on taxes collected but not yet disbursed shall be distributed pro rata based on each taxing jurisdiction's share of the total amount upon which the interest was computed; and

~~(B)~~(C) Except as otherwise provided in subparagraph (A) of this paragraph, penalties collected for failure to return property for ad valorem taxation or failure to pay ad valorem taxes, and interest ~~Interest~~ collected on delinquent ad valorem taxes, shall be distributed pro rata based on each taxing jurisdiction's share of the total tax on which the penalty or interest was computed."

#### SECTION 5.

Chapter 13A of Title 50 of the Official Code of Georgia Annotated, relating to tax tribunals, is amended by adding a new Code section to read as follows:

"50-13A-19.1.

(a) The tribunal shall docket the declaratory judgments of the revenue commissioner pursuant to subsection (h) of Code Section 48-2-35 as actions in the tribunal without the filing of a petition for relief.

(b)(1) The tribunal shall determine by interlocutory order the party at fault for the delay in finally determining a claim for refund.

(2) If the tribunal determines that the Department of Revenue is primarily at fault, the order shall require that the Department of Revenue pay all interest due to the taxpayer on the claim for refund, including the interest due on the local sales and use tax deemed to have been illegally or erroneously collected. The tribunal shall thereafter remand the matter back to the Department of Revenue for determination on the underlying claim for refund.

(3) If the tribunal determines that the taxpayer who made the claim for refund is primarily at fault, the order shall prohibit the accrual of any interest due to the taxpayer on the finally determined claim for refund. The tribunal shall thereafter remand the matter back to the Department of Revenue for determination on the underlying claim for refund.

(4) If the tribunal determines that the delay is justified, the order shall remand the matter back to the Department of Revenue for determination and for further hearings at the tribunal's discretion.

(c) The tribunal, at its discretion, may award reasonable attorneys' fees to either party in such proceedings.

(d) Orders of the tribunal issued pursuant to this Code section shall be excluded from

the provisions of subsection (d) of Code Section 50-13A-15.

(e) Except as otherwise provided in this Code section, such actions shall follow the procedures and tribunal rules applicable to other proceedings within the tribunal."

#### SECTION 6.

(a) This Act shall become effective on July 1, 2016.

(b) The new penalty and interest rates provided in Sections 2, 3, and 4 of this Act shall apply to penalties and interest accrued on or after the effective date of this Act.

(c) The new notification requirement and the automatic transfer to the Georgia Tax Tribunal requirement contained in Section 2 of this Act regarding a refund claim of local significance shall apply to claims for refund received by the department on or after the effective date of this Act.

#### SECTION 7.

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

Senator Shafer of the 48th moved that the Senate agree to the House amendment to the Senate substitute to HB 960.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Sims
Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	N Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 47, nays 4; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 960.

The following communication was received by the Secretary:

Mar. 24, '16

I inadvertently voted the "No" on HB 960. Please reflect in the Journal that my intent was to vote "Yes".

/s/ N. Orrock  
District 36

The following bill was taken up to consider the Conference Committee Report thereto:

HB 205. By Representatives Rice of the 95th and Petrea of the 166th:

A BILL to be entitled an Act to amend Chapter 5 of Title 40 of the O.C.G.A., relating to drivers' licenses, so as to require a driver who refused blood alcohol concentration testing as required by implied consent laws or an offender convicted of DUI with a blood alcohol concentration of 0.15 grams or higher to install and maintain ignition interlock devices on his or her vehicle; to amend Chapter 6 of Title 40 of the O.C.G.A., relating to uniform rules of the road, so as to provide for the probation of terms of imprisonment for DUI offenders in certain instances; to amend Article 7 of Chapter 8 of Title 42 of the O.C.G.A., relating to ignition interlock devices as condition of probation, so as to provide for the court issuance of a certificate of installation of ignition interlock devices; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Conference Committee Report was as follows:

The Committee of Conference on HB 205 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 205 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Senator Stone of the 23rd  
/s/ Senator Kennedy of the 18th  
/s/ Senator Bethel of the 54th

FOR THE HOUSE  
OF REPRESENTATIVES:

/s/ Representative Rice of the 95th  
/s/ Representative Hightower of the 68th  
/s/ Representative Golick of the 40th

## COMMITTEES OF CONFERENCE SUBSTITUTE TO HB 205

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 5 of Title 40 and Article 7 of Chapter 8 of Title 42 of the Official Code of Georgia Annotated, relating to drivers' licenses and ignition interlock devices as condition of probation, respectively, so as to provide for changes to licensing and driving privileges for individuals arrested for driving under the influence; to provide for the issuance of an optional ignition interlock device limited driving permit upon arrest for driving under the influence under certain circumstances; to provide for submission of a report by the Department of Driver Services; to provide for procedures, conditions, fees, and limitations for the issuance of an ignition interlock device limited driving permit; to change the time frame for requesting hearings after an arrest for driving under the influence; to provide for cancellation of restrictions upon successful completion of complying with an ignition interlock device limited driving permit or other circumstances; to provide for conditions of maintaining ignition interlock devices and use of such devices; to revise and correct cross-references; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

PART I  
SECTION 1-1.

Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, is amended in Code Section 40-5-64, relating to limited driving permits for certain offenders, by revising subsections (a), (c) through (e), and (g) as follows:

"(a) **To whom issued.**

(1) Notwithstanding any contrary provision of this Code section or Code Section 40-5-57, or 40-5-63, or any other Code section of this chapter 40-5-75, 40-5-121, or 42-8-111, any person who has not been previously convicted or adjudicated delinquent for a violation of Code Section 40-6-391 within five years, as measured from the dates of previous arrests for which convictions were obtained or pleas of nolo contendere were accepted to the date of the current arrest ~~for which a conviction is obtained or a plea of nolo contendere is accepted~~, may apply for a limited driving permit when ~~and only when~~ that person's driver's license had a suspension imposed prior to July 1, 2015, under Code Section 40-5-22 or that person's driver's license has been suspended in accordance with subsection (d) of Code Section 40-5-57, paragraph (1) of subsection (a) of Code Section 40-5-63, paragraph (1) of subsection (a) of Code Section 40-5-67.2, or subsection (a) of Code Section 40-5-57.1, when the person is 18 years of age or older and his or her license was suspended for exceeding the speed limit by 24 miles per hour or more but less than 34 miles per hour, and the sentencing



judge, in his or her discretion, decides it is reasonable to issue a limited driving permit.

(2) ~~Any person whose driver's license has been suspended as a result of a second conviction for violating Code Section 40-6-391 within five years, as measured from the dates of previous arrests for which convictions were obtained to the date of the current arrest for which a conviction is obtained, may apply for an ignition interlock limited driving permit after serving at least 120 days of the suspension required for such conviction and providing either a certificate of eligibility from a drug court program in the court in which he or she was convicted of the offense for which such suspension was imposed or by submitting proof of enrollment in clinical treatment as provided in Code Section 40-5-63.1.~~ No person who has been granted an exemption from the ignition interlock device requirements of Article 7 of Chapter 8 of Title 42 due to undue financial hardship under Code Section 42-8-111 shall be eligible for a limited driving permit, an ignition interlock device limited driving permit, or any other driving privilege for a period of one year.

(3) To the extent a person is subject to more than one suspension for which a limited driving permit may be issued, the department shall not issue such permit unless the suspensions are for a conviction for driving under the influence in violation of Code Section 40-6-391 imposed pursuant to Code Section 40-5-63 and an administrative suspension imposed pursuant to paragraph (1) of subsection (a) of Code Section 40-5-67.2 arising from the same incident."

"(c) **Standards for approval.** The department shall issue a limited driving permit if the application indicates that refusal to issue such permit would cause extreme hardship to the applicant. Except as otherwise provided by subsection (c.1) of this Code section, for the purposes of this Code section, the term 'extreme hardship' means that the applicant cannot reasonably obtain other transportation, and therefore the applicant would be prohibited from:

- (1) Going to his or her place of employment or performing the normal duties of his or her occupation;
- (2) Receiving scheduled medical care or obtaining prescription drugs;
- (3) Attending a college or school at which he or she is regularly enrolled as a student;
- (4) Attending regularly scheduled sessions or meetings of support organizations for persons who have addiction or abuse problems related to alcohol or other drugs, which organizations are recognized by the commissioner;
- (5) Attending under court order any driver education or improvement school or alcohol or drug program or course approved by the court which entered the judgment of conviction resulting in suspension of his or her driver's license or by the commissioner;
- (6) Attending court, reporting to a community supervision, juvenile probation, or Article 6 of Chapter 8 of Title 42 probation office or reporting to a community supervision officer, county or Department of Juvenile Justice juvenile probation officer, or probation officer serving pursuant to Article 6 of Chapter 8 of Title 42 or performing community service; ~~or~~

- (7) Transporting an immediate family member who does not hold a valid driver's license for work, to obtain medical care, or prescriptions, or to school; or  
 (8) Attending any program, event, treatment, or activity ordered by a judge presiding in an accountability court, as such term is defined in Code Section 15-1-18.

(c.1) **Exception to standards for approval.**

~~(1) The provisions of paragraphs (2), (3), (4), and (5) of subsection (c) of this Code section shall not apply and shall not be considered for purposes of granting a limited driving permit or imposing conditions thereon under this Code section in the case of a driver's license suspension imposed prior to July 1, 2015, under paragraph (2) of subsection (a.1) of Code Section 40-5-22.~~

~~(2) An ignition interlock device limited driving permit shall be restricted to allow the holder thereof to drive solely for the following purposes:~~

~~(A) Going to his or her place of employment or performing the normal duties of his or her occupation;~~

~~(B) Attending a college or school at which he or she is regularly enrolled as a student;~~

~~(C) Attending regularly scheduled sessions or meetings of treatment support organizations for persons who have addiction or abuse problems related to alcohol or other drugs, which organizations are recognized by the commissioner; and~~

~~(D) Going for monthly monitoring visits with the permit holder's ignition interlock device service provider.~~

(d) **Conditions attached.** A limited driving permit shall be endorsed with such conditions as the commissioner deems necessary to ensure that such permit will be used by the permittee only to avoid the conditions of extreme hardship. Such conditions may include the following restrictions:

(1) Specific places between which the permittee may be allowed to operate a motor vehicle;

(2) Routes to be followed by the permittee;

(3) Times of travel;

(4) The specific vehicles which the permittee may operate; and

~~(4.1) The installation and use of an ignition interlock device in accordance with Article 7 of Chapter 8 of Title 42, which shall be required for any permittee who is applying for an ignition interlock limited driving permit; and~~

(5) Such other restrictions as the department may require.

(e) **Fees, duration, renewal, and replacement of limited driving permit.**

~~(1) A limited driving permit issued pursuant to this Code section shall be \$25.00 and shall become invalid upon the driver's eighteenth birthday in the case of a suspension under paragraph (2) of subsection (a.1) of Code Section 40-5-22, upon the expiration of one year following issuance thereof in the case of a suspension for an offense listed in Code Section 40-5-54 or a suspension under Code Section 40-5-57 or a suspension in accordance with paragraph (1) of subsection (a) of Code Section 40-5-63 for a violation of Code Section 40-6-391, or upon the expiration of 30 days in the case of an administrative license suspension in accordance with paragraph (1) of subsection~~

(a) of Code Section 40-5-67.2; except that such limited driving permit shall expire upon any earlier reinstatement of the driver's license. A person may apply to the department for a limited driving permit immediately following such conviction if he or she has surrendered his or her driver's license to the court in which the conviction was adjudged or to the department if the department has processed the ~~citation~~ administrative driver's license suspension form or conviction. Upon the applicant's execution of an affidavit attesting to such facts and to the fact that the court had not imposed a suspension or revocation of his or her driver's license or driving privileges inconsistent with the driving privileges to be conferred by the limited driving permit applied for, the department may issue such person a limited driving permit. Permits Limited driving permits issued pursuant to this Code section are renewable upon payment of a renewal fee of \$5.00. Permits Such permits may be renewed until one time after the person has his or her license reinstated is eligible to reinstate his or her driver's license for the violation that was the basis of the issuance of the permit. Upon payment of a fee in an amount the same as that provided by Code Section 40-5-25 for issuance of a Class C driver's license, a person may be issued a replacement for a lost or destroyed limited driving permit issued to him or her.

~~(2) An ignition interlock device limited driving permit shall be valid for a period of one year. Upon successful completion of one year of monitoring of such ignition interlock device, the restriction for maintaining and using such ignition interlock device shall be removed, and the permit may be renewed for additional periods of two months as provided in paragraph (1) of this subsection."~~

"(g) **Revocation of limited driving permit.**

(1)(A) Any limited driving permittee who is convicted of violating any state law or ~~local ordinance~~ relating to the movement of vehicles or any limited driving permittee who is convicted of violating the conditions endorsed on his or her limited driving permit shall have ~~his or her~~ such permit revoked by the department. Any court in which such conviction is had shall require ~~the~~ such permittee to surrender ~~the~~ his or her limited driving permit to the court, and the court shall forward it to the department within ten days after the conviction, with a copy of the conviction.

~~(B) Upon receipt of notice from the Department of Behavioral Health and Developmental Disabilities that a permittee who is required to complete a substance abuse treatment program pursuant to Code Section 40-5-63.1 enrolled in but failed to attend or complete such program as scheduled, the department shall revoke such person's limited driving permit and, by regular mail to his or her last known address, notify such person of such revocation. Such notice of revocation shall inform the person of the grounds for and effective date of the revocation and of the right to review. The notice of revocation shall be deemed received three days after mailing.~~

~~(C) Upon receipt of notice from a provider center for ignition interlock devices that an ignition interlock device which a permittee is required to use has been tampered with or the permittee has failed to report for monitoring of such device as required by law, the department shall revoke such permittee's limited driving permit and, by regular mail to his or her last known address, notify such person of such revocation.~~

~~Such notice of revocation shall inform the person of the grounds for and effective date of the revocation and of the right to review. The notice of revocation shall be deemed received three days after mailing.~~

(2) Any person whose limited driving permit has been revoked shall not be eligible to apply for a driver's license until six months from the date such permit was surrendered to the department. In any case of revocation of a limited driving permit pursuant to ~~subparagraph (A) of paragraph (1) of this subsection~~, the department may impose an additional period of suspension for the conviction upon which revocation of the permit was based."

### SECTION 1-2.

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

"40-5-64.1.

**(a) To whom issued.**

(1) Any person who has not been previously convicted or adjudicated delinquent for a violation of Code Section 40-6-391 within five years, as measured from the dates of previous arrests for which convictions were obtained or pleas of nolo contendere were accepted to the date of the current arrest, and whose driver's license is subject to an administrative driver's license suspension pursuant to subsection (c) of Code Section 40-5-67.1, may apply for an ignition interlock device limited driving permit with the department.

(2) Any person who has not been previously convicted or adjudicated delinquent for a violation of Code Section 40-6-391 within five years, as measured from the dates of previous arrests for which convictions were obtained or pleas of nolo contendere were accepted to the date of the current arrest, and whose driver's license is subject to an administrative driver's license suspension pursuant to subsection (d) of Code Section 40-5-67.1, may apply for an ignition interlock device limited driving permit with the department.

(3) Any person whose driver's license has been suspended as a result of a second conviction for violating Code Section 40-6-391 within five years, as measured from the dates of previous arrests for which convictions were obtained to the date of the current arrest for which a conviction is obtained, may apply for an ignition interlock device limited driving permit after serving at least 120 days of the suspension required for such conviction.

(4) The department shall not issue an ignition interlock device limited driving permit to any person:

(A) Under 21 years of age;

(B) Who is not currently licensed to operate a motor vehicle in this state;

(C) Who currently holds a license to drive a commercial motor vehicle;

(D) Whose driver's license is subject to an administrative suspension for involvement in a traffic accident resulting in injuries or fatalities; or

(E) Whose driver's license is subject to a suspension, revocation, or cancellation for any reason other than as contemplated by this Code section.

(b) **Application form.** Applications for ignition interlock device limited driving permits shall be made upon such forms as the commissioner may prescribe. All applications shall be signed by the applicant before a person authorized to administer oaths.

(c) **Standards for approval.**

(1) The department shall issue an ignition interlock device limited driving permit for a fee of \$25.00 and:

(A) For an applicant eligible for an ignition interlock device limited driving permit pursuant to paragraph (1) or (2) of subsection (a) of this Code section:

(i) Within 30 days from the date on which notice was given pursuant to subsection (g) of Code Section 40-5-67.1;

(ii) Upon surrender of the applicant's driver's license; and

(iii) Upon the applicant's execution of an affidavit attesting that the hearing afforded under subsection (g) of Code Section 40-5-67.1 has been waived; or

(B) For an applicant eligible for an ignition interlock device limited driving permit pursuant to paragraph (3) of subsection (a) of this Code section, upon the submission of a certificate of eligibility from an accountability court, as such term is defined in Code Section 15-1-18, or the submission of proof of enrollment in a substance abuse treatment program as provided in Code Section 40-5-63.1 and the surrender of his or her driver's license to such court or to the department if the department has processed the administrative driver's license suspension form or conviction.

(2) No person who has been granted an exemption from the ignition interlock device requirements of Article 7 of Chapter 8 of Title 42 due to undue financial hardship under Code Section 42-8-111 shall be eligible for a limited driving permit pursuant to Code Section 40-5-64 or any other driving privilege for a period of one year.

(d) **Duration, renewal fees, and replacement of ignition interlock device limited driving permit.**

(1) An ignition interlock device limited driving permit issued pursuant to this Code section shall become invalid upon the expiration of one year following issuance thereof or upon any earlier reinstatement of the permittee's driver's license.

(2) Ignition interlock device limited driving permits issued pursuant to this Code section shall be renewable upon payment of a renewal fee of \$5.00. Such permits may be renewed for additional periods of two months upon payment of a renewal fee of \$5.00, but it may only be renewed one time after such person is eligible to reinstate his or her driver's license.

(3) Upon payment of a fee in the same amount as that provided by Code Section 40-5-25 for the issuance of a Class C driver's license, a person may be issued a replacement for a lost or destroyed ignition interlock device limited driving permit previously issued to him or her.

(e) **Conditions upon use of ignition interlock device limited driving permit.** An ignition interlock device limited driving permit shall be restricted to allow the holder thereof to drive solely for the following purposes:

(A) Going to his or her place of employment or performing the normal duties of his or her occupation;

(B) Receiving scheduled medical care or obtaining prescription drugs;

(C) Attending a college or school at which he or she is regularly enrolled as a student;

(D) Attending regularly scheduled sessions or meetings of treatment support organizations for persons who have addiction or abuse problems related to alcohol or other drugs, which organizations are recognized by the commissioner;

(E) Attending under court order any driver education or improvement school or alcohol or drug program or course approved by the court which entered the judgment of conviction resulting in suspension of his or her driver's license or by the commissioner;

(F) Attending court, reporting to a community supervision, juvenile probation, or Article 6 of Chapter 8 of Title 42 probation office, reporting to a community supervision officer, county or Department of Juvenile Justice juvenile probation officer, or probation officer serving pursuant to Article 6 of Chapter 8 of Title 42, or performing community service;

(G) Transporting an immediate family member who does not hold a valid driver's license for work, to obtain medical care or prescriptions, or to school;

(H) Attending any program, event, treatment, or activity ordered by a judge presiding in an accountability court, as such term is defined in Code Section 15-1-18; or

(I) Going for monthly monitoring visits with the permit holder's ignition interlock device service provider.

**(f) Revocation of ignition interlock device limited driving permit.**

(1)(A) The department shall revoke the ignition interlock device limited driving permit of any permittee issued such permit pursuant to paragraph (1) or (2) of subsection (a) of this Code section who is convicted of violating any state law relating to the movement of vehicles or convicted of driving a motor vehicle in violation of an ignition interlock device limited driving permit. Any court in which such conviction is had shall require such permittee to surrender the ignition interlock device limited driving permit to the court, and the court shall forward it to the department within ten days after the conviction, with a copy of the conviction.

(B) The department shall revoke the ignition interlock device limited driving permit of any permittee who is required to complete a substance abuse treatment program pursuant to Code Section 40-5-63.1 and enrolled but failed to attend or complete such program as scheduled upon receipt of notice of such information from the Department of Behavioral Health and Developmental Disabilities. The department shall notify the permittee of such revocation by regular mail to his or her last known address. Such notice of revocation shall inform the permittee of the grounds for and effective date of the revocation and of the right to review. The notice of revocation shall be deemed received three days after mailing.

(C) The department shall revoke the ignition interlock device limited driving permit

of a permittee upon receipt of notice from an ignition interlock device service provider that an ignition interlock device has been tampered with, a permittee has failed to report for monitoring as required by law, or an ignition interlock device has been removed from any motor vehicle to be driven by a permittee prior to successful completion of the required term of monitoring under Code Section 42-8-110.1.

(2) The department shall notify the permittee of such revocation by regular mail to his or her last known address. Such notice of revocation shall inform the permittee of the grounds for and effective date of the revocation and of the right to review. The notice of revocation shall be deemed received three days after mailing.

(3) Any person whose ignition interlock device limited driving permit has been revoked for the first time shall not be eligible to apply for a driver's license until six months from the date such permit was surrendered to the department. Any person whose ignition interlock device limited driving permit has previously been revoked shall not be eligible to apply for a driver's license until two years from the date such permit was surrendered to the department.

(g) **Hearings.** Any person whose ignition interlock device limited driving permit has been revoked or who has been refused such permit by the department may make a request in writing for a hearing to be provided by the department. Such hearing shall be provided by the department within 30 days after the receipt of such request and shall follow the procedures required by Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act.' Appeal from such hearing shall be in accordance with such chapter.

(h) **Rules and regulations.** The commissioner may promulgate rules and regulations as are necessary to implement this Code section.

(i) **Penalty.** Any person issued an ignition interlock device limited driving permit who operates a motor vehicle in violation of the terms of such permit, as described in Code Section 42-8-110.1 or subsection (e) or (f) of this Code section, commits the offense of violation of an ignition interlock device limited driving permit. Any person who commits the offense of violation of an ignition interlock device limited driving permit shall be guilty of a misdemeanor.

40-5-64.2.

(a) The commissioner shall submit a report to the Senate Public Safety Committee and the House Committee on Motor Vehicles detailing the annual number of optional ignition interlock device limited driving permits issued under paragraph (1) or (2) of subsection (a) of Code Section 40-5-64.1. Such report shall be made no later than the last day of December of each year.

(b) This Code section shall stand repealed on January 1, 2020."

### **SECTION 1-3.**

Said chapter is further amended by revising subsection (b) of Code Section 40-5-67, relating to seizure and disposition of driver's license of persons charged with driving under the influence, as follows:

"(b)(1) At the time the law enforcement officer takes the driver's license, the officer

shall issue a temporary driving permit to the person as follows:

~~(1)~~(A) If the driver refuses to submit to a test or tests to determine the presence of alcohol or drugs as required in Code Section 40-5-55, the officer shall issue a ~~30~~ 45 day temporary driving permit;

~~(2)~~(B) If the driver's license is required to be suspended under Code Section 40-5-67.1, the officer shall issue a ~~30~~ 45 day temporary driving permit; or

~~(3)~~(C) If the test or tests administered pursuant to Code Section 40-5-55 indicate an alcohol concentration in violation of Code Section 40-6-391 but less than the level for an administrative suspension of the license under subsection (c) of Code Section 40-5-67.1, the officer shall issue a 180 day temporary driving permit.

(2) A ~~This~~ temporary driving permit issued under this subsection shall be valid for the stated period or until the person's driving privilege is suspended or revoked under any provision of this title. The department, at its sole discretion, may delay the expiration date of ~~the~~ such temporary driving permit, but in no event shall this delay extend beyond the date when such person's driving privilege is suspended or revoked under any provision of this title. The department shall by rules and regulations establish the conditions under which the expiration of ~~the~~ a temporary driving permit may be delayed."

#### SECTION 1-4.

Said chapter is further amended in Code Section 40-5-67.1, relating to chemical tests, implied consent notices, rights of motorists, test results, refusal to submit, suspensions and denials, and right to a hearing and review, by revising paragraph (1) of subsection (f) and paragraphs (1), (3), and (4) of subsection (g) as follows:

"(f)(1) The law enforcement officer, acting on behalf of the department, shall personally serve the notice of intention to suspend or disqualify the license of the arrested person or other person refusing such test on such person at the time of the person's refusal to submit to a test or at the time at which such a test indicates that suspension or disqualification is required under this Code section. The law enforcement officer shall take possession of any driver's license or permit held by any person whose license is subject to suspension pursuant to subsection (c) or (d) of this Code section, if any, and shall issue a ~~30~~ 45 day temporary driving permit. The officer shall forward the person's driver's license to the department along with the notice of intent to suspend or disqualify and the report required by subsection (c) or (d) of this Code section within ten ~~calendar~~ days after the date of the arrest of such person. This paragraph shall not apply to any person issued a 180 day temporary driving permit pursuant to subsection (b) of Code Section 40-5-67. The failure of the officer to transmit the report required by this Code section within ten ~~calendar~~ days shall not prevent the department from accepting such report and utilizing it in the suspension of a driver's license as provided in this Code section."

"(g)(1) A person whose driver's license is suspended or who is disqualified from ~~operating~~ driving a commercial motor vehicle pursuant to this Code section shall remit to the department a \$150.00 filing fee together with a request, in writing, for a



hearing within ~~ten-business~~ 30 days from the date of personal notice or receipt of notice sent by certified mail or statutory overnight delivery, return receipt requested, or the right to said hearing shall be deemed waived. The issuance of an ignition interlock device limited driving permit to a person eligible for such permit under paragraph (1) or (2) of subsection (a) of Code Section 40-5-64.1 shall constitute a waiver of the right to a hearing under this subsection. Within 30 days after receiving a written request for a hearing, the department shall hold a hearing as is provided in Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act.' The hearing shall be recorded."

"(3) The hearing officer shall, within five calendar days after such hearing, forward a decision to the department to rescind or sustain the driver's license suspension or disqualification. If no hearing is requested within the ~~ten-business~~ 30 days specified ~~above in paragraph (1) of this subsection,~~ and the failure to request such hearing is due in whole or in part to the reasonably avoidable fault of the person, the right to a hearing shall have been waived. The issuance of an ignition interlock device limited driving permit to a person eligible for such permit under paragraph (1) or (2) of subsection (a) of Code Section 40-5-64.1 shall constitute a waiver of the right to a hearing under this subsection. The request for a hearing shall not stay the suspension of the driver's license; provided, however, that if the hearing is timely requested and is not held before the expiration of the temporary driving permit and the delay is not due in whole or in part to the reasonably avoidable fault of the person, the suspension shall be stayed until such time as the hearing is held and the hearing officer's decision is made.

(4)(A) Except as where provided to the contrary in subparagraph (B) of this paragraph, in ~~H~~ the event the person is acquitted of a violation of Code Section 40-6-391 or such charge is initially disposed of other than by a conviction or plea of nolo contendere, then the suspension shall be terminated and deleted from the driver's license record. An accepted plea of nolo contendere shall be entered on the driver's license record and shall be considered and counted as a conviction for purposes of any future violations of Code Section 40-6-391. In the event of an acquittal or other disposition other than by a conviction or plea of nolo contendere, the driver's license restoration fee shall be promptly returned by the department to the licensee.

(B)(i) If any person who has obtained an ignition interlock device limited driving permit under paragraph (1) of subsection (a) of Code Section 40-5-64.1 is acquitted of the violation of Code Section 40-6-391 upon which the underlying driver's license suspension was based or if such charge is initially disposed of other than by a conviction or plea of nolo contendere, then such permit shall be revoked and the driver's license shall be reinstated without a fee. The department shall terminate the driver's license suspension of any such person and shall delete the suspension from the driver's license record.

(ii) Any person who has obtained an ignition interlock device limited driving permit under paragraph (2) of subsection (a) of Code Section 40-5-64.1 shall

maintain such permit for the required term of monitoring under Code Section 42-8-110.1, regardless of whether such person is acquitted of the violation of Code Section 40-6-391 upon which the underlying driver's license suspension was based or such charge is initially disposed of other than by a conviction or plea of nolo contendere."

#### **SECTION 1-5.**

Article 7 of Chapter 8 of Title 42 of the Official Code of Georgia Annotated, relating to ignition interlock devices as condition of probation, is amended in Code Section 42-8-110, relating to definitions, by revising subsection (b) as follows:

"(b) As used in this article, the term 'provider center' means a facility established for the purpose of providing and installing ignition interlock devices when their use is required by or as a result of an order of a court or as required in order to maintain an ignition interlock device limited driving permit in accordance with Code Section 40-5-64.1."

#### **SECTION 1-6.**

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

"42-8-110.1.

(a)(1) Any person issued an ignition interlock device limited driving permit under paragraph (1) of subsection (a) of Code Section 40-5-64.1 shall, upon issuance thereof and within no less than ten days of such issuance, have installed and shall maintain in any motor vehicle to be driven by such person for a period of not less than four months a functioning, certified ignition interlock device, and such person shall not drive any motor vehicle whatsoever that is not so equipped during such period.

(2) Any person issued an ignition interlock device limited driving permit under paragraph (2) of subsection (a) of Code Section 40-5-64.1 shall, upon issuance thereof and within no less than ten days of such issuance, have installed and shall maintain in any motor vehicle to be driven by such person for a period of not less than 12 months a functioning, certified ignition interlock device, and such person shall not drive any motor vehicle whatsoever that is not so equipped during such period.

(b) The restriction for maintaining and using an ignition interlock device shall be cancelled by the department upon payment to the department of a \$100.00 fee or \$90.00 when such fee is processed by mail and upon successful completion of the term of monitoring on an ignition interlock device required under subsection (a) of this Code section.

(c) Any ignition interlock device limited driving permit issued shall bear a restriction reflecting that the person shall only operate a motor vehicle equipped with a functioning, certified ignition interlock device.

(d) The fee for issuance of an ignition interlock device limited driving permit shall be as prescribed in Code Section 40-5-64.1."

**SECTION 1-7.**

Said article is further amended in Code Section 42-8-111, relating to court issuance of certificate for installation of ignition interlock devices, exceptions, and fees, by revising subsections (a), (d), and (e) as follows:

"(a) Upon a second or subsequent conviction of a resident of this state for violating Code Section 40-6-391 within five years, as measured from the dates of previous arrests for which convictions were obtained to the date of the current arrest for which a conviction is obtained, for which such person is granted probation, the court shall issue a certificate of eligibility for an ignition interlock device limited driving permit or probationary license, subject to the following conditions:

(1) Such person shall have installed and shall maintain in each motor vehicle registered in such person's name for a period of not less than one year a functioning, certified ignition interlock device;

(2) Such person shall have installed and shall maintain in any other motor vehicle to be driven by such person for a period of not less than one year a functioning, certified ignition interlock device, and such person shall not drive any motor vehicle whatsoever that is not so equipped during such period. Upon successful completion of one year of monitoring of such ignition interlock device, the restriction for maintaining and using such ignition interlock device shall be removed, and the permit may be renewed for additional periods of two months as provided in ~~paragraph (1) of~~ subsection ~~(e)~~ (d) of Code Section ~~40-5-64~~ 40-5-64.1; and

(3) Such person shall participate in a substance abuse treatment program as defined in paragraph (16.2) of Code Section 40-5-1, ~~or a drug court division program in compliance with Code Section 15-1-15, a mental health court division in compliance with Code Section 15-1-16, or a veterans court division in compliance with Code Section 15-1-17~~ for a period of not less than 120 days.

For the purposes of this subsection, a plea of nolo contendere shall constitute a conviction; and a conviction of any offense under the ~~law of another~~ laws of any other state or territory substantially conforming to any offense under of the United States which, if committed in this state, would be a violation of Code Section 40-6-391 shall be deemed a conviction of violating ~~said~~ such Code section."

"(d) Except as provided in Code ~~Section~~ Sections 42-8-110.1 and 42-8-112, no provision of this article shall be deemed to reduce any period of driver's license suspension or revocation otherwise imposed by law.

(e) The fee for issuance of any driver's license indicating that use of an ignition interlock device is required shall be as prescribed for a regular driver's license in Code Section 40-5-25, and the fee for issuance of any limited driving permit indicating that use of an ignition interlock device is required shall be as prescribed ~~for a limited driving permit~~ in Code Section ~~40-5-64~~ 40-5-64.1; except that, for habitual violators required to use an ignition interlock device as a condition of a probationary license, the fee shall be as prescribed for a probationary license in Code Section 40-5-58."

**SECTION 1-8.**

Said article is further amended in Code Section 42-8-112, relating to timing for issuance of ignition interlock device limited driving permit and documentation and reporting requirements, by revising paragraph (1) of subsection (d) as follows:

"(d)(1) ~~If a person required to report to an~~ An ignition interlock provider as shall notify the Department of Driver Services if a person required by subsection (c) of this Code section fails to report to the provider as required ~~or~~, receives an unsatisfactory report from the provider, or requests the provider remove the ignition interlock device at any time during the one-year period, ignition interlock device limited driving permit period, and the Department of Driver Services shall revoke such person's ~~ignition interlock device limited driving permit immediately upon receipt of such notification from the provider of the failure to report or failure to receive a satisfactory report.~~ Except as provided in paragraph (2) of this subsection, within 30 days after such revocation, the person may make a written request for a hearing and remit to the Department of Driver Services a payment of \$250.00 for the cost of the hearing. Within 30 days after receiving a written request for a hearing and a payment of \$250.00, the Department of Driver Services shall hold a hearing as provided in Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act.' The hearing shall be recorded."

**PART II****SECTION 2-1.**

Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to drivers' licenses, is amended in Code Section 40-5-22, relating to minimum ages for licenses and limited driving permits, by revising subsection (d) as follows:

"(d) The department is authorized to issue a limited driving permit to an applicant whose license is currently under suspension or revocation in any other jurisdiction upon grounds which would authorize the suspension or revocation of a license under this chapter, provided that the applicant is otherwise eligible for such limited driving permit in accordance with ~~paragraph (1) of subsection (a) of Code Section 40-5-64 and~~ paragraph (1) or (2) of subsection (a) of Code Section 40-5-64.1."

**SECTION 2-2.**

Said chapter is further amended in Code Section 40-5-39, relating to endorsements on licenses of limousine chauffeurs, by revising paragraph (2) of subsection (b) as follows:

"(2) Possess a valid Georgia driver's license which is not limited as defined in Code Section 40-5-64 or 40-5-64.1;"

**SECTION 2-3.**

Said chapter is further amended in Code Section 40-5-63, relating to periods of suspension and conditions for return of a license, by revising paragraph (2) of subsection (a) as follows:

"(2) Upon the second conviction of any such offense within five years, as measured from the dates of previous arrests for which convictions were obtained to the date of the current arrest for which a conviction is obtained, the period of suspension shall be three years. At the end of 120 days, the person may apply to the department for reinstatement of his or her driver's license; except that if such license was suspended as a result of a second conviction of a violation of Code Section 40-6-391 within five years, the person shall not be eligible to apply for license reinstatement until the end of 18 months. Such license shall be reinstated if such person submits proof of completion of a DUI Alcohol or Drug Use Risk Reduction Program and pays a restoration fee of \$210.00 or \$200.00 when such reinstatement is processed by mail, provided that, if such license was suspended as a result of a conviction of an offense listed in Code Section 40-5-54, such license shall be reinstated if such person submits proof of completion of either a defensive driving course approved by the commissioner pursuant to Code Section 40-5-83 or a DUI Alcohol or Drug Use Risk Reduction Program and pays the prescribed restoration fee. A driver's license suspended as a result of a conviction of a violation of Code Section 40-6-391 shall not become valid and shall remain suspended until such person submits proof of completion of a DUI Alcohol or Drug Use Risk Reduction Program, provides proof of installation and maintenance of an ignition interlock device for a period of one year coinciding with the issuance of an ignition interlock device limited driving permit as provided in Code Section ~~40-5-64~~ 40-5-64.1 unless waived due to financial hardship, and pays the prescribed restoration fee. For purposes of this paragraph, a plea of nolo contendere and all previous accepted pleas of nolo contendere to an offense listed in Code Section 40-5-54 within such five-year period of time shall constitute a conviction. For the purposes of this paragraph, a plea of nolo contendere to a charge of violating Code Section 40-6-391 and all prior accepted pleas of nolo contendere within five years, as measured from the dates of previous arrests for which convictions were obtained or pleas of nolo contendere were accepted to the date of the current arrest for which a plea of nolo contendere is accepted, shall be considered and counted as convictions; or"

#### **SECTION 2-4.**

Said chapter is further amended in Code Section 40-5-66, relating to appeals from decisions of the department, by revising subsection (a) as follows:

"(a) Except as provided in subsection (h) of Code Section 40-5-67.1, ~~and~~ subsection (h) of Code Section 40-5-64, and subsection (g) of Code Section 40-5-64.1, any decision rendered by the department shall be final unless the aggrieved person shall desire an appeal. In such case, such person shall have the right to enter an appeal in the superior court of the county of his residence or in the Superior Court of Fulton County. Such appeal shall name the commissioner as defendant and must be filed within 30 days from the date the department enters its decision or order. The person filing the appeal shall not be required to post any bond nor to pay the costs in advance."

**SECTION 2-5.**

Said chapter is further amended in Code Section 40-5-67.2, relating to terms and conditions for suspension of license under subsection (c) of Code Section 40-5-67.1, by revising subsection (d) as follows:

"(d) Any other provision of law to the contrary notwithstanding, a driver with no previous conviction for a violation of Code Section 40-6-391 within the previous five years, as measured from the dates of previous arrests for which convictions were obtained to the date of the current arrest, during the period of administrative suspension contemplated under this chapter, shall be entitled to a limited driving permit or an ignition interlock device limited driving permit as provided in Code ~~Section~~ Sections 40-5-64 and 40-5-64.1."

**SECTION 2-6.**

Said chapter is further amended in Code Section 40-5-76, relating to judicial restoration of a driver's license or issuance of a limited driving permit, by revising subsection (a) as follows:

"(a) A judge presiding in a ~~drug court division, mental health court division, or veterans court division~~ an accountability court, as such term is defined in Code Section 15-1-18, may order the department to ~~restore~~ reinstate a defendant's driver's license that has been or should be suspended pursuant to Code Section 40-5-75, suspend such license, issue a defendant an ignition interlock device limited driving permit in accordance with Code Section 40-5-64.1, or issue a defendant a limited driving permit in accordance with the provisions set forth in subsections (c) and (d) of Code Section 40-5-64 or with whatever conditions the court determines to be appropriate under the circumstances as a reward or sanction to the defendant's behavior in such court division. The court shall determine what fees, if any, shall be paid to the department for such reward or sanction, provided that such fee shall not be greater than the fee normally imposed for such services."

**PART III****SECTION 3-1.**

This Act shall become effective on July 1, 2017.

**SECTION 3-2.**

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

Senator Stone of the 23rd moved that the Senate adopt the Conference Committee Report on HB 205.

On the motion, a roll call was taken, and the vote was as follows:

N Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	N Hufstetler	Y Rhett

Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	N Sims
N Cowsert	N Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	N Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	N Ligon	Y VanNess
N Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
N Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	N Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 39, nays 15; the motion prevailed, and the Senate adopted the Conference Committee Report on HB 205.

Senator Bethel of the 54th was excused for business outside the Senate Chamber.

The following bill was taken up to consider House action thereto:

HB 937. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Williamson of the 115th and others:

A BILL to be entitled an Act to amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from state sales and use tax, so as to change the sunset provision for the exemption for projects of regional significance; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the substitute to HB 937 (LC 34 4945ERS) by deleting lines 3 through 8 and inserting in lieu thereof the following:*

exemption for projects of regional significance; to amend Code Section 48-13-93 of the Official Code of Georgia Annotated, relating to the excise tax on rental car charges, so as to extend the sunset on the excise tax on rental cars; to provide for related

*By deleting lines 32 through 48 and inserting in lieu thereof the following:*

Code Section 48-13-93 of the Official Code of Georgia Annotated, relating to the excise

tax on rental car charges, is amended by revising paragraph (4) of subsection (a) as follows:

"(4) Any tax levied pursuant to this article shall terminate not later than December 31, ~~2038~~ 2047. Following the termination of the tax, any county or municipality which has levied a tax pursuant to this article shall not thereafter be again authorized to levy a tax under this article."

Senator Hill of the 6th moved that the Senate agree to the House amendment to the Senate substitute to HB 937.

On the motion, a roll call was taken and the vote was as follows:

N Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
E Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
N Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	N Ligon	Y VanNess
N Harbin	Lucas	Y Walker
Y Harbison	N Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 41, nays 9; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 937.

The following bill was taken up to consider the Conference Committee Report thereto:

SB 199. By Senators Jeffares of the 17th, Mullis of the 53rd, Jones of the 25th, Dugan of the 30th, Kennedy of the 18th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and elections generally, so as to provide a definition; to prohibit certain activities within close proximity to polling places; to provide for related matters; to repeal conflicting laws; and for other purposes.



The Conference Committee Report was as follows:

The Committee of Conference on SB 199 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 199 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Senator Burke of the 11th  
 /s/ Senator Jeffares of the 17th  
 /s/ Senator Dugan of the 30th

FOR THE HOUSE  
 OF REPRESENTATIVES:

/s/ Representative Rynders of the 152nd  
 /s/ Representative Gravley of the 67th  
 /s/ Representative Fleming of the 121st

COMMITTEES OF CONFERENCE SUBSTITUTE TO SB 199

A BILL TO BE ENTITLED  
 AN ACT

To amend Title 21 of the Official Code of Georgia Annotated, relating to elections, so as to provide a definition; to revise the qualifying times for municipal elections; to provide for the reopening of qualifications in municipal elections under certain conditions; to revise the period of time for advance voting with regard to Saturday voting; to prohibit certain activities within close proximity to polling places; to change certain provisions relating to punishment for ethics violations; to change certain provisions relating to disclosure reports relative to campaign contributions; to change certain provisions relating to filing of financial disclosure statements by public officers, filing by candidates for public office, filing by elected officials and members of the General Assembly, electronic filing, and transfer of filings from the Secretary of State to the Georgia Government Transparency and Campaign Finance Commission; to change certain provisions relating to definitions relative to public officials' conduct and lobbyist disclosure; to change certain provisions relating to registration required for lobbyists, application for registration, supplemental registration, expiration, docket, fees, identification cards, public rosters, and exemptions; to amend Code Section 45-2-1 of the Official Code of Georgia Annotated, relating to persons ineligible to hold office, vacation of office, and validity of acts performed while in office, so as to authorize counties and municipalities to provide by local law for district durational residency requirements; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 21 of the Official Code of Georgia Annotated, relating to elections, is amended in Code Section 21-2-2, relating to definitions, by adding a new paragraph to read as follows:

"(3.1) 'Campaign material' means any newspaper, booklet, pamphlet, card, sign, paraphernalia, or any other written or printed matter referring to:

(A) A candidate whose name appears on the ballot in a primary or election;

(B) A referendum which appears on the ballot in a primary or election; or

(C) A political party or body which has a nominee or nominees on the ballot in a primary or election.

Campaign material shall not include any written or printed matter that is used exclusively for the personal and private reference of an individual elector during the course of voting."

**SECTION 2.**

Said title is further amended by revising paragraph (3) of subsection (c) of Code Section 21-2-132, relating to filing notice of candidacy, nomination petition, and affidavit; payment of qualifying fee; pauper's affidavit and qualifying petition for exemption from qualifying fee; and military service, as follows:

"(3)(A) Each candidate for a nonpartisan municipal office or a designee shall file a notice of candidacy in the office of the municipal superintendent of such candidate's municipality during the municipality's nonpartisan qualifying period. Each municipal superintendent shall designate the days of such qualifying period, which shall be no less than three days and no more than five days. The days of the qualifying period shall be consecutive days. Nonpartisan qualifying periods shall commence no earlier than 8:30 A.M. on the ~~last~~ third Monday in August immediately preceding the general election and shall end no later than 4:30 P.M. on the following Friday; and, in the case of a special election, the municipal nonpartisan qualifying period shall commence no earlier than the date of the call and shall end no later than 25 days prior to the election; ~~and~~.

(B) In any case in which no individual has filed a notice of candidacy and paid the prescribed qualifying fee to fill a particular office in a nonpartisan municipal election, the governing authority of the municipality shall be authorized to reopen qualifying for candidates at 9:00 A.M. on the Monday next following the close of the preceding qualifying period and cease such qualifying at 5:00 P.M. on the Tuesday immediately following such Monday, notwithstanding the fact that such days may be legal holidays; and"

**SECTION 3.**

Said title is further amended by revising paragraph (3) of subsection (d) of Code Section 21-2-132, relating to filing notice of candidacy, nomination petition, and affidavit; payment of qualifying fee; pauper's affidavit and qualifying petition for exemption from qualifying fee; and military service, as follows:

"(3) Each candidate for municipal office or a designee shall file a notice of candidacy in the office of the municipal superintendent of such candidate's municipality during the municipality's qualifying period. Each municipal superintendent shall designate the days of the qualifying period, which shall be no less than three days and no more than five days. The days of the qualifying period shall be consecutive days. Qualifying periods shall commence no earlier than 8:30 A.M. on the ~~last~~ third Monday in August immediately preceding the general election and shall end no later than 4:30 P.M. on the following Friday; and, in the case of a special election, the municipal qualifying period shall commence no earlier than the date of the call and shall end no later than 25 days prior to the election; and"

#### SECTION 4.

Said title is further amended in Code Section 21-2-385 of the Official Code of Georgia Annotated, relating to procedure for voting by absentee ballot and advance voting, by revising paragraph (1) of subsection (d) as follows:

"(d)(1) There shall be a period of advance voting that shall commence:

- (A) On the fourth Monday immediately prior to each primary or election;
- (B) On the fourth Monday immediately prior to a runoff from a general primary;
- (C) On the fourth Monday immediately prior to a runoff from a general election in which there are candidates for a federal office on the ballot in the runoff; and
- (D) As soon as possible prior to a runoff from any other general election in which there are only state or county candidates on the ballot in the runoff

and shall end on the Friday immediately prior to each primary, election, or runoff. Voting shall be conducted during normal business hours on weekdays during such period and shall be conducted on the second Saturday prior to a primary or election during the hours of 9:00 A.M. through 4:00 P.M.; provided, however, that in primaries and elections in which there are no federal or state candidates on the ballot, no Saturday voting hours shall be required; and provided, further, that, if such second Saturday is a public and legal holiday pursuant to Code Section 1-4-1, if such second Saturday follows a public and legal holiday occurring on the Thursday or Friday immediately preceding such second Saturday, or if such second Saturday immediately precedes a public and legal holiday occurring on the following Sunday or Monday, such advance voting shall not be held on such second Saturday but shall be held on the third Saturday prior to such primary, election, or runoff. Except as otherwise provided in this paragraph, counties and municipalities may extend the hours for voting beyond regular business hours and may provide for additional voting locations pursuant to Code Section 21-2-382 to suit the needs of the electors of the jurisdiction at their option."

#### SECTION 5.

Said title is further amended by revising subsection (a) of Code Section 21-2-414, relating to restrictions on campaign activities and public opinion polling within the vicinity of a polling place, cellular phone use prohibited, prohibition of candidates from

entering certain polling places, and penalty, as follows:

"(a) No person shall solicit votes in any manner or by any means or method, nor shall any person distribute or display any campaign ~~literature, newspaper, booklet, pamphlet, card, sign, paraphernalia, or any other written or printed matter of any kind~~ material, nor shall any person solicit signatures for any petition or conduct any exit poll or public opinion poll with voters on any day in which ballots are being cast:

(1) Within 150 feet of the outer edge of any building within which a polling place is established;

(2) Within any polling place; or

(3) Within 25 feet of any voter standing in line to vote at any polling place.

These restrictions shall not apply to conduct occurring in private offices or areas which cannot be seen or heard by such electors."

#### **SECTION 6.**

Said title is further amended by revising Code Section 21-5-9 of the Official Code of Georgia Annotated, relating to penalties for violation of provisions of Chapter 5 of said title, as follows:

"21-5-9.

Except as otherwise provided in this chapter, any person who knowingly fails to comply with or who knowingly violates this chapter shall be guilty of a misdemeanor. The provisions of this Code section shall not preclude prosecution and punishment for the commission of any felony offense as otherwise provided by law."

#### **SECTION 7.**

Said title is further amended by revising paragraph (2) of subsection (d.1) of Code Section 21-5-34, relating to disclosure reports relative to campaign contributions, as follows:

"(2) If such candidate or campaign committee exceeds the \$2,500.00 limit for either accepting contributions or making expenditures for such campaign during such election cycle as specified in paragraph (1) of this subsection but does not accept a combined total of contributions exceeding \$5,000.00 in such election cycle nor make expenditures exceeding \$5,000.00 in such election cycle, then such candidate or campaign committee shall be required to file only the June 30 and ~~October 25~~ December 31 reports required by paragraph (2) of subsection (c) of this Code section. The first such report shall include all contributions received and expenditures made beginning January 1 of such calendar year."

#### **SECTION 8.**

Said title is further amended by revising paragraph (8) of subsection (b) of Code Section 21-5-50, relating to filing of financial disclosure statements by public officers, filing by candidates for public office, filing by elected officials and members of the General Assembly, electronic filing, and transfer of filings from the Secretary of State to the Georgia Government Transparency and Campaign Finance Commission, as follows:

"(8)(A) As used in this paragraph, the term 'agency' has the meaning provided by Code Section 45-10-20.

(B) All annual payments in excess of \$10,000.00 received by the filer or any business entity identified in paragraph (3) of this subsection from the state, any agency, department, commission, or authority created by the state, and authorized and exempted from disclosure under Code Section 45-10-25, and the agency, department, commission, or authority making the payments, and the general nature of the consideration rendered for the source of the payments. This paragraph shall not require the disclosure of payments which have already been disclosed for purposes of any other provision of this chapter."

#### **SECTION 9.**

Said title is further amended by revising subparagraph (G) of paragraph (4.1) of Code Section 21-5-70, relating to definitions relative to public officials' conduct and lobbyist disclosure, as follows:

"(G) Anything which:

- (i) Does not qualify as a lobbying expenditure under subparagraphs (A) through (F) of this paragraph; and
- (ii) Would qualify as an expenditure under subparagraph (B.1) of paragraph (1) of this Code section except that it does not exceed an amount or value of \$75.00 per person."

#### **SECTION 10.**

Said title is further amended by revising subparagraph (F) of paragraph (5) of Code Section 21-5-70, relating to definitions relative to public officials' conduct and lobbyist disclosure, as follows:

"(F) Any natural person who as an employee ~~of the executive branch or judicial branch~~ of local government engages in any activity covered under subparagraph (D) of this paragraph;"

#### **SECTION 11.**

Said title is further amended in Code Section 21-5-71, relating to registration required for lobbyists, application for registration, supplemental registration, expiration, docket, fees, identification cards, public rosters, and exemptions, by adding a new paragraph in subsection (i) to read as follows:

"(6.1) Any employee of the executive or judicial branch of state government; provided, however, that when such an employee is acting on behalf of such government employer, meeting with or appearing before a public officer other than one from the same branch of government which employs such employee, and engaged in activity for which registration would otherwise be required under this Code section, such employee shall be required to display an identification card, issued by such employer, which shall have printed thereon the employee's name and the name of the employer;"

**SECTION 12.**

Code Section 45-2-1 of the Official Code of Georgia Annotated, relating to persons ineligible to hold office, vacation of office, and validity of acts performed while in office, is amended by revising paragraph (1) as follows:

"(1) Persons who are not citizens of this state and persons under the age of 21 years; provided, however, that upon passage of appropriate local ordinances, citizens of this state who are otherwise qualified and who have attained 18 years of age shall be eligible to hold any county or municipal office, except such offices of a judicial nature. The residency requirement for a candidate for any county office, except offices of a judicial nature, shall be 12 months residency within the county. The residency requirement for a candidate for any municipal office, except offices of a judicial nature, shall be 12 months residency within the municipality; provided, however, that municipalities may by charter provide for lesser residency requirements for candidates for municipal office, except offices of a judicial nature. Notwithstanding anything in this paragraph to the contrary, the General Assembly may provide by local law for a period of district residency for candidates for any county or municipal governing authority or board of education who are elected from districts not to exceed 12 months residency within the district from which each such candidate seeks election. Any local law previously enacted by the General Assembly providing for a period of district residency for candidates for county or municipal office which does not exceed 12 months shall be granted full force and effect;"

**SECTION 13.**

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

**SECTION 14.**

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

Senator Burke of the 11th moved that the Senate adopt the Conference Committee Report on SB 199.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
E Bethel	Y Hufstetler	Y Rhett
Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B

Y Dugan	N Jones, H	N Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
N Gooch	N Ligon	Y VanNess
N Harbin	Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 34, nays 17; the motion prevailed, and the Senate adopted the Conference Committee Report on SB 199.

The following bill was taken up to consider House action thereto:

HB 808. By Representatives Willard of the 51st, Jones of the 47th, Burns of the 159th, Oliver of the 82nd, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions relative to courts, so as to create a new Judicial Qualifications Commission; to provide for the powers, composition, and appointment of such commission; to amend Code Section 50-14-3 of the Official Code of Georgia Annotated, relating to certain proceedings exempted from open meetings requirements, so as to remove any exemptions for meetings of the Judicial Qualifications Commission; to provide effective dates; to provide for contingent automatic repeal; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the Senate substitute to HB 808 (HB808/SCSFA/1) by replacing lines 1 through 85 with the following:*

To amend Chapter 1 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions relative to courts, so as to create a new Judicial Qualifications Commission; to provide for the powers, composition, and appointment of such commission; to provide for a commission member's term and removal; to provide for procedures and confidentiality; to provide for related matters; to provide a contingent effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 1 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions relative to courts, is amended by adding a new Code section to read as follows:

"15-1-19.

(a) Pursuant to Paragraph VI of Section VII of Article VI of the Constitution, there is hereby created the Judicial Qualifications Commission, which shall have the power to discipline, remove, and cause involuntary retirement of judges in accordance with such Paragraph.

(b) The Judicial Qualifications Commission shall consist of seven members who shall be subject to confirmation by the Senate.

(c) From January 1, 2017, until June 30, 2017, the members of the commission shall be as follows:

(1) Two judges of any court of record, appointed by the Supreme Court;

(2) One member of the State Bar of Georgia who shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the President of the Senate from a list of at least ten nominees from the board of governors of the State Bar of Georgia; provided, however, that if a nominee is not selected from such list, the board of governors shall submit another slate of ten nominees;

(3) One member of the State Bar of Georgia who shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the Speaker of the House of Representatives from a list of at least ten nominees from the board of governors of the State Bar of Georgia; provided, however, that if a nominee is not selected from such list, the board of governors shall submit another slate of ten nominees;

(4) One citizen member, who shall be a registered voter of this state but shall not be a member of the State Bar of Georgia, appointed by the Speaker of the House of Representatives;

(5) One citizen member, who shall be a registered voter of this state but shall not be a member of the State Bar of Georgia, appointed by the President of the Senate; and

(6) One member of the State Bar of Georgia, who shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the Governor to serve as chairperson of the commission.

(d) From July 1, 2017, through December 31, 2020, the members of the commission shall be as follows:

(1) Two judges of any court of record, appointed by the Supreme Court;

(2) One member of the State Bar of Georgia who shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the President of the Senate from a list of at least ten nominees from the board of governors of the State Bar of Georgia; provided, however, that if a nominee is not selected from such list, the board of governors shall



submit another slate of ten nominees;

(3) One member of the State Bar of Georgia who shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the Speaker of the House of Representatives from a list of at least ten nominees from the board of governors of the State Bar of Georgia; provided, however, that if a nominee is not selected from such list, the board of governors shall submit another slate of ten nominees;

(4) One citizen member, who shall be a registered voter of this state but shall not be a member of the State Bar of Georgia, appointed by the Speaker of the House of Representatives;

(5) One citizen member, who shall be a registered voter of this state but shall not be a member of the State Bar of Georgia, appointed by the President of the Senate; and

(6) One member of the State Bar of Georgia, who shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the Governor to serve as chairperson of the commission.

(e) On and after January 1, 2021, the members of the commission shall serve for a term of three years and until their successors are appointed and shall be as follows:

(1) Two judges of any court of record, appointed by the Supreme Court;

(2) One member of the State Bar of Georgia who shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the President of the Senate from a list of at least ten nominees from the board of governors of the State Bar of Georgia; provided, however, that if a nominee is not selected from such list, the board of governors shall submit another slate of ten nominees;

(3) One member of the State Bar of Georgia who shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the Speaker of the House of Representatives from a list of at least ten nominees from the board of governors of the State Bar of Georgia; provided, however, that if a nominee is not selected from such list, the board of governors shall submit another slate of ten nominees;

(4) One citizen member, who shall be a registered voter of this state but shall not be a member of the State Bar of Georgia, appointed by the Speaker of the House of Representatives;

(5) One citizen member, who shall be a registered voter of this state but shall not be a member of the State Bar of Georgia, appointed by the President of the Senate; and

(6) One member of the State Bar of Georgia, who shall have been an active status member of the State Bar of Georgia for at least ten years and shall be a registered voter of this state, appointed by the Governor to serve as chairperson of the commission.

(f) Any list of nominees required by this Code section shall be submitted to the Senate no later than the third Monday in January. Any member appointed to the commission shall serve until the Senate confirms such nominee and if an individual's name is not

submitted by such deadline, he or she shall not be eligible for appointment.

(g) The Judicial Qualifications Commission may adopt procedures for its own governance which are not otherwise provided by the Constitution or this Code section; provided, however, that such procedures shall not allow an individual member to initiate an investigation without presenting such proposal to the other members of the commission at a commission meeting.

(h) Members of the commission shall be subject to removal from the commission by an affirmative vote of six members of the commission, with the member who is subject to removal being disqualified from any such vote.

(i) No person shall serve more than two consecutive terms as a member of the commission; provided, however, that any person appointed pursuant to subsection (c) of this Code section may serve for three consecutive terms as a member of the commission.

(j) Notwithstanding Chapter 14 of Title 50, unless otherwise waived by the judge involved, all papers filed with and proceedings before the commission, including any investigation that the commission may undertake, shall be confidential, and no person shall disclose information obtained from commission proceedings or papers filed with or by the commission, except as provided in this Code section. Such papers shall not be subject to disclosure under Article 4 of Chapter 18 of Title 50.

(k) Information submitted to the commission or its staff, and testimony given in any proceeding before the commission, shall be absolutely privileged, and no civil action predicated upon such information or testimony shall be instituted against any complainant, witness, or his or her counsel.

(l) If, after an investigation is completed, the commission concludes that a letter of caution is appropriate, it shall issue a letter of caution to the judge in lieu of any further proceeding in the matter. The issuance of a letter of caution shall be confidential in accordance with subsection (j) of this Code section.

(m) If, after an investigation is completed, the commission concludes that disciplinary proceedings should be instituted, the notice and statement of charges filed by the commission, along with the answer and all other pleadings, shall remain confidential in accordance with subsection (j) of this Code section. Disciplinary hearings ordered by the commission shall be confidential, and recommendations of the commission to the Supreme Court, along with the record filed in support of such recommendations, shall be confidential in accordance with subsection (j) of this Code section. Testimony and other evidence presented to the commission shall be privileged in any action for defamation. At least four members of the commission shall concur in any recommendation to issue a public reprimand against or to censure, suspend, retire, or remove any judge. A respondent who is recommended for public reprimand, censure, suspension, retirement, or removal shall be entitled to a copy of the proposed record to be filed with the Supreme Court, and if the respondent has objections to it, to have the record settled by the commission's chairperson. The respondent shall also be entitled to present a brief and to argue the respondent's case, in person and through counsel, to the Supreme Court. A majority of the members of the Supreme Court voting shall concur

in any order of public reprimand, censure, suspension, retirement, or removal. The Supreme Court may approve the recommendation, remand for further proceedings, or reject the recommendation. A member of the commission who is a judge shall be disqualified from acting in any case in which he or she is a respondent.

(n) Upon issuance of a public reprimand, censure, suspension, retirement, or removal by the Supreme Court, the notice and statement of charges filed by the commission along with the answer and all other pleadings, including the recommendation of the commission to the Supreme Court and the record filed in support of such recommendation, shall no longer be confidential.

(o) The findings and records of the commission during an open meeting shall not be exempt from disclosure under Article 4 of Chapter 18 of Title 50."

### SECTION 2.

This Act shall become effective on January 1, 2017, only if an amendment to the Constitution abolishing the existing Judicial Qualifications Commission and requiring the General Assembly to create and provide by general law for the composition and manner of appointment of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges, and providing for exceptions to certain disclosures is ratified by the voters at the November, 2016, state-wide general election. If such an amendment is not so ratified, then this Act shall not become effective and shall stand repealed on January 1, 2017.

### SECTION 3.

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

Senator Hill of the 6th moved that the Senate agree to the House amendment to the Senate substitute to HB 808.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	Y Hufstetler	N Rhett
N Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer
N Butler	Y James	N Sims
Y Cowsert	Y Jeffares	N Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	N Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	N Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	N VanNess

N Harbin	Lucas	Y Walker
N Harbison	N Martin	Y Watson
Y Harper	N McKoon	Y Wilkinson
Y Heath	Y Millar	N Williams, M
N Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 30, nays 25; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 808.

The following bill was taken up to consider the Conference Committee Report thereto:

SB 64. By Senators Hufstetler of the 52nd and Jones of the 10th:

A BILL to be entitled an Act to amend Code Section 15-11-2, Title 19, and Chapter 10 of Title 31 of the O.C.G.A., relating to definitions for the Juvenile Code, domestic relations, and vital records, respectively, so as to repeal voluntary acknowledgments of legitimation; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Conference Committee Report was as follows:

The Committee of Conference on SB 64 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 64 be adopted.

Respectfully submitted,

FOR THE SENATE:

FOR THE HOUSE  
OF REPRESENTATIVES:

/s/ Senator Hufstetler of the 52nd

/s/ Representative Weldon of the 3rd

/s/ Senator Jones of the 10th

/s/ Representative Atwood of the 179th

/s/ Senator Thompson of the 14th

/s/ Representative Welch of the 110th

#### COMMITTEES OF CONFERENCE SUBSTITUTE TO SB 64

#### A BILL TO BE ENTITLED AN ACT

To amend Code Section 15-11-2, Title 19, and Chapter 10 of Title 31 of the Official Code of Georgia Annotated, relating to definitions for the Juvenile Code, domestic relations, and vital records, respectively, so as to repeal voluntary acknowledgments of

legitimation; to provide for conforming cross-references relating to the elimination of administrative legitimation; to provide for and revise definitions; to clarify provisions relating to judicial petitions for legitimation; to provide for witnesses to the signing of acknowledgments of paternity; to provide for access to signed acknowledgments of paternity and voluntary acknowledgments of legitimation; to change provisions relating to hospital programs for establishing paternity; to provide for the repeal of a certain power of attorney; to change provisions relating to vital records; to provide for a savings clause; to provide for an effective date and contingent effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

### SECTION 1.

Code Section 15-11-2 of the Official Code of Georgia Annotated, relating to definitions for the Juvenile Code, is amended by revising paragraph (43) as follows:

"(43) 'Legal father' means a male who has not surrendered or had terminated his rights to a child and who:

(A) Has legally adopted a such child;

(B) Was married to the biological mother of a such child at the time such child ~~was conceived or~~ was born or within the usual period of gestation, unless paternity was disproved by a final order pursuant to Article 3 of Chapter 7 of Title 19;

(C) Married the legal mother of a such child after such child was born and recognized such child as his own, unless paternity was disproved by a final order pursuant to Article 3 of Chapter 7 of Title 19; or

~~(D) Has been determined to be the father of a child by a final paternity order pursuant to Article 3 of Chapter 7 of Title 19;~~

~~(E)~~(D) Has legitimated a such child by a final order pursuant to Code Section 19-7-22; ~~or~~

~~(F) Has legitimated a child pursuant to Code Section 19-7-21.1."~~

### SECTION 2.

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended by repealing in its entirety Code Section 19-7-21.1, relating to acknowledgment of legitimation.

### SECTION 3.

Said title is further amended by revising Code Section 19-7-22, relating to the petition for legitimation of a child, requirements therefor, the effect of such, claims for custody or visitation, and third-party actions for legitimation, as follows:

"19-7-22.

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

(1) 'Biological father' means the male who impregnated the biological mother resulting in the birth of a child.

(2) 'Legal father' means a male who has not surrendered or had terminated his rights to a child and who:

(A) Has legally adopted such child;

(B) Was married to the biological mother of such child at the time such child was born or within the usual period of gestation, unless paternity was disproved by a final order pursuant to Article 3 of this chapter;

(C) Married the legal mother of such child after such child was born and recognized such child as his own, unless paternity was disproved by a final order pursuant to Article 3 of this chapter; or

(D) Has legitimated such child pursuant to this Code section.

~~(a)~~(b) The biological A father of a child born out of wedlock may render his relationship with the child legitimate by petitioning the superior court of the county of the residence of the child's mother or other party having legal custody or guardianship of the child; provided, however, that if the mother or other party having legal custody or guardianship of the child resides outside the this state or cannot, after due diligence, be found within the this state, the petition may be filed in the county of the biological father's residence or the county of the child's residence. If a petition for the adoption of the child is pending, the biological father shall file the petition for legitimation in the county in which the adoption petition is filed.

~~(b)~~(c) A legitimation The petition shall set forth the name, age, and sex of the child, the name of the mother, and, if the biological father desires the name of the child to be changed, the new name. If the mother is alive, she shall be named as a party and shall be served and provided an opportunity to be heard as in other civil actions under Chapter 11 of Title 9, the 'Georgia Civil Practice Act.' If there is a legal father who is not the biological father, he shall be named as a party by the petitioner and shall be served and provided an opportunity to be heard as in other civil actions under Chapter 11 of Title 9, the 'Georgia Civil Practice Act.'

~~(e)~~(d) Upon the presentation and filing of the a legitimation petition, and after a hearing for which notice was provided to all interested parties, the court may pass issue an order declaring the biological father's relationship with the child to be legitimate, and that the provided that such order is in the best interests of the child. If such order is issued, the biological father and child shall be capable of inheriting from each other in the same manner as if born in lawful wedlock and specifying. Such order shall specify the name by which the child shall be known.

~~(d)~~(e) A legitimation petition may be filed, pursuant to Code Section 15-11-11, in the juvenile court of the county in which a dependency proceeding regarding the child is pending; provided, however, that if either parent has demanded a jury trial as to child support, that issue of the case shall be transferred to superior court for a jury trial. Such petition shall contain the same information and require the same service and opportunity to be heard as set forth in subsection (c) of this Code section. After a hearing, the juvenile court may issue the same orders as set forth in subsection (d) of this Code section.

~~(e)~~(f) A superior court shall, after notice and hearing, enter an order establishing the

~~obligation to support a~~ ~~Except as provided by subsection (f) of this Code section, the court shall upon notice to the mother further establish such duty as the father may have to support the child, considering the facts and circumstances of the mother's obligation of support and the needs of the child as provided under Code Section 19-6-15.~~

~~(f) After a petition for legitimation is granted, if a demand for a jury trial as to support has been properly filed by either parent, then the case shall be transferred from juvenile court to superior court for such jury trial.~~

~~(f.1)(g)~~ A ~~The petition for legitimation~~ petition may also include claims for visitation, parenting time, or custody. If such claims are raised in the legitimation action, the court may order, in addition to legitimation, visitation, parenting time, or custody based on the best interests of the child standard. In a case involving allegations of family violence, the provisions of paragraph (4) of subsection (a) of Code Section 19-9-3 shall also apply.

~~(g)(1)(h)~~ In any petition to establish paternity pursuant to paragraph (4) of subsection (a) of Code Section 19-7-43, the alleged biological father's response may assert a third-party action for the legitimation of the child born out of wedlock if the alleged biological father is, in fact, the biological father. Upon the determination of paternity or if a voluntary acknowledgment of paternity has been made and has not been rescinded pursuant to Code Section 19-7-46.1, the court or trier of fact as a matter of law and pursuant to the provisions of Code Section 19-7-51 may enter an order or decree legitimating a child born out of wedlock, provided that such is in the best ~~interest~~ interests of the child. In determining the best interests of the child, the court should ensure that the petitioning alleged biological father is, in fact, the biological father and may order the mother, the alleged biological father, and the child to submit to genetic testing in accordance with Code Section 19-7-45. Whenever a petition to establish the paternity of a child is brought by the Department of Human Services, issues of name change, visitation, and custody shall not be determined by the court until such time as a separate petition is filed by one of the parents or by the legal guardian of the child, in accordance with Code Section 19-11-8; if the petition to establish paternity is brought by a party other than the Department of Human Services or if the alleged biological father seeks legitimation, the court may determine issues of name change, visitation, and custody in accordance with subsections ~~(b) and (f.1)~~ (c) and (g) of this Code section. Custody of the child shall remain in the mother unless or until a court order is entered addressing the issue of custody.

~~(2) In any voluntary acknowledgment of paternity which has been made and has not been rescinded pursuant to Code Section 19-7-46.1, when both the mother and father freely agree and consent, the child may be legitimated by the inclusion of a statement indicating a voluntary acknowledgment of legitimation."~~

#### SECTION 4.

Said title is further amended by revising Code Section 19-7-25, relating to in whom parental power over a child born out of wedlock lies, as follows:

"19-7-25.

Only the mother of a child born out of wedlock is entitled to custody of the child, unless the father legitimates the child as provided in Code Section ~~19-7-21.1~~ or 19-7-22. Otherwise, the mother may exercise all parental power over the child."

#### SECTION 5.

Said title is further amended by revising Code Section 19-7-27, relating to hospital program for establishing paternity, as follows:

"19-7-27.

(a) Except in the event of a medical emergency, prior to ~~Upon~~ the birth of a child to an unmarried woman in a public or private hospital, the hospital that provides ~~perinatal labor and delivery services~~ shall:

~~(1) Provide the child's mother and alleged father if he is present at the hospital the opportunity to acknowledge paternity consistent with the requirements of Code Section 19-7-46.1; and~~

~~(2) Provide~~ provide to the mother and alleged father:

~~(A)(1)~~ Written materials about administratively establishing paternity establishment;

~~(B)(2)~~ The forms necessary to voluntarily acknowledge paternity;

~~(C)(3)~~ A written description of the rights and responsibilities of voluntarily acknowledging paternity, the differences between paternity and legitimation, and the duty to support a child upon acknowledgment of paternity; and

~~(D)(4)~~ The opportunity, prior to discharge from the hospital, to speak with staff, either by telephone or in person, who are trained to clarify information and answer questions about administratively establishing paternity establishment and the availability of judicial determinations of paternity.

(b) Providing the written materials describing rights and responsibilities shall not constitute the unlawful practice of law.

(c) After the birth of a child to an unmarried woman in a public or private hospital, the hospital that provides labor and delivery services shall:

(1) Provide the child's mother and alleged father if he is present at the hospital the opportunity to execute a voluntary acknowledgment of paternity if a notary public is available at such hospital;

(2) File the signed voluntary acknowledgment of paternity with the State Office of Vital Records within 30 days of its execution, provided that such acknowledgment is signed at the hospital on or before the mother is discharged; and

(3) Provide to the child's mother and alleged father copies of the signed voluntary acknowledgment of paternity."

#### SECTION 6.

Said title is further amended by revising subsection (d) of Code Section 19-7-43, relating to petition to establish paternity and genetic testing, as follows:

"(d) In any case in which the paternity of a child or children has not been established, ~~any party may make a motion for the court to~~ the court, either on its own motion or on



the motion of any party, may order the mother, the alleged father, and the child or children to submit to genetic tests as specified in Code Section 19-7-45. Such motion, if made by a party, shall be supported by a sworn statement ~~(1)~~ alleging paternity and setting forth facts establishing a reasonable possibility of the requisite sexual contact between the parties; or ~~(2)~~ denying paternity and setting forth facts establishing a reasonable possibility of the nonexistence of sexual contact between the parties. Appropriate orders shall be issued ~~in accordance with the provisions of this article by the court.~~ The court shall grant ~~the a party's~~ motion unless it finds ~~good cause as defined by the federal Social Security Act or if other~~ a good excuse for noncooperation is established."

### SECTION 7.

Said title is further amended by revising Code Section 19-7-46.1, relating to name or social security number on birth certificate or other record as evidence of paternity and signed voluntary acknowledgment of paternity, as follows:

"19-7-46.1.

(a) The appearance of the name or social security account number of the father, entered with his written consent, on the certificate of birth or a certified copy of such certificate or records on which the name of the alleged father was entered with his written consent from the vital records department of another state or the registration of the father, entered with his written consent, in the putative father registry of this state, pursuant to subsection (d) of Code Section 19-11-9, shall constitute a prima-facie case of establishment of paternity and the burden of proof shall shift to the putative father to rebut such in a proceeding for the determination of paternity.

(b) When both the mother and father have signed a voluntary acknowledgment of paternity in the presence of a notary public swearing or affirming the statements contained in the acknowledgment are true and such acknowledgment is filed with the State Office of Vital Records within 30 days of its execution and the acknowledgment is recorded in the putative father registry established by subsection (d) of Code Section 19-11-9, the acknowledgment shall constitute a legal determination of paternity, subject to the right of any signatory to rescind the acknowledgment prior to the date of the support order, any other order adjudicating paternity, or 60 days from the signing of the agreement, whichever is earlier. Recording such information in the putative father registry shall constitute a legal determination of paternity for purposes of establishing a future order for support, ~~visitation privileges,~~ and other matters under Code Section 19-7-51. Acknowledgment of paternity shall establish the biological father, as such term is defined in Code Section 19-7-22, but shall not constitute a legal determination of legitimation pursuant to Code Section ~~19-7-21.1 or~~ 19-7-22.

(c) After the 60 day rescission period specified in subsection (b) of this Code section, the signed voluntary acknowledgment of paternity may be challenged in court only on the basis of fraud, duress, or material mistake of fact, with the burden of proof on the person challenging the acknowledgment. The legal responsibilities of any signatory, including child support obligations, arising from the acknowledgment may not be

suspended during the challenge, except for good cause shown.

(d) A copy of a signed voluntary acknowledgment of paternity shall be provided to any signatory upon request.

(e)(1) As used in this subsection, the term:

(A) 'Child-placing agency' means an agency licensed as such pursuant to Chapter 5 of Title 49.

(B) 'Legal custodian' shall have the same meaning as set forth in Code Section 15-11-2.

(C) 'Local custodian' shall have the same meaning as set forth in Code Section 31-10-1.

(D) 'State registrar' shall have the same meaning as set forth in Code Section 31-10-1.

(2) The state registrar or local custodian, upon receipt of a written application, shall issue a certified copy of voluntary acknowledgment of paternity in the state registrar's or local custodian's custody to:

(A) The person who signed such acknowledgment and his or her guardian or temporary guardian;

(B) The person whose paternity was acknowledged, if he or she is at least 18 years of age;

(C) The guardian, temporary guardian, or legal custodian of the person whose paternity was acknowledged;

(D) The living legal spouse or next of kin, the legal representative, or the person who in good faith has applied and produced a record of such application to become the legal representative of the person whose paternity is registered;

(E) A court of competent jurisdiction upon its order or subpoena;

(F) Any governmental agency, state or federal, provided that such certificate shall be needed for official purposes;

(G) A member in good standing of the State Bar of Georgia, provided that such certificate shall be needed for purposes of legal investigation on behalf of a client; and

(H) A child-placing agency, provided that such certificate shall be needed for official purposes."

### **SECTION 8.**

Said title is further amended by revising Code Section 19-7-51, relating to order of support, visitation privileges, and other provisions, as follows:

"19-7-51.

The decree or order establishing paternity may contain any other provisions concerning the duty to support the child by periodic or lump sum payments, ~~visitation privileges with the child~~ as provided in Code Section 19-6-15, or any other matter in the best ~~interest~~ interests of the child."

**SECTION 9.**

Said title is further amended by revising paragraph (6) of Code Section 19-8-1, relating to definitions relating to adoption, as follows:

"(6) 'Legal father' means a male who has not surrendered or had terminated his rights to a child and who:

(A) Has legally adopted a such child;

(B) Was married to the biological mother of ~~that~~ such child at the time ~~the~~ such child ~~was conceived or~~ was born or within the usual period of gestation, unless ~~such~~ paternity was disproved by a final order pursuant to Article 3 of Chapter 7 of this title;

(C) Married the legal mother of ~~the~~ such child after ~~the~~ such child was born and recognized ~~the~~ such child as his own, unless ~~such~~ paternity was disproved by a final order pursuant to Article 3 of Chapter 7 of this title; or

(D) Has legitimated ~~the~~ such child by a final order pursuant to Code Section 19-7-22; ~~or~~

~~(E) Has legitimated the child pursuant to Code Section 19-7-21.1 and who has not surrendered or had terminated his rights to the child."~~

**SECTION 10.**

Said title is further amended by revising subparagraph (e)(3)(D) of Code Section 19-8-4, relating to when surrender or termination of parental or guardian's rights is required, as follows:

"(D) The pre-birth surrender shall not be valid for use by a legal father as defined under paragraph (6) of Code Section 19-8-1 or for any man who has executed ~~either a voluntary acknowledgment of legitimation pursuant to the provisions of paragraph (2) of subsection (g) of Code Section 19-7-22 or~~ a voluntary acknowledgment of paternity pursuant to the provisions of Code Section 19-7-46.1."

**SECTION 11.**

Said title is further amended by revising subparagraph (e)(3)(D) of Code Section 19-8-5, relating to surrender or termination of parental or guardian's rights when child to be adopted by a third party, as follows:

"(D) The pre-birth surrender shall not be valid for use by a legal father as defined under paragraph (6) of Code Section 19-8-1 or for any man who has executed ~~either a voluntary acknowledgment of legitimation pursuant to the provisions of paragraph (2) of subsection (g) of Code Section 19-7-22 or~~ a voluntary acknowledgment of paternity pursuant to the provisions of Code Section 19-7-46.1."

**SECTION 12.**

Said title is further amended by revising subparagraph (e)(3)(D) of Code Section 19-8-7, relating to surrender or termination of parental or guardian's rights when child to be adopted by a relative, as follows:

"(D) The pre-birth surrender shall not be valid for use by a legal father as defined

under paragraph (6) of Code Section 19-8-1 or for any man who has executed ~~either a voluntary acknowledgment of legitimation pursuant to the provisions of paragraph (2) of subsection (g) of Code Section 19-7-22 or~~ a voluntary acknowledgment of paternity pursuant to the provisions of Code Section 19-7-46.1."

#### **SECTION 13.**

Said title is further amended by revising subsection (c) of Code Section 19-8-9, relating to surrender of parental rights when legal mother puts up for adoption a child that she previously adopted herself, as follows:

"(c) If a legal mother has voluntarily and in writing surrendered all of her parental rights pursuant to the provisions of subsection (a) of Code Section 19-8-4, 19-8-5, 19-8-6, or 19-8-7 and has not withdrawn her surrender within the ten-day period after signing as permitted by the provisions of subsection (b) of this Code section, she shall have no right or authority to sign ~~either a voluntary acknowledgment of legitimation pursuant to the provisions of paragraph (2) of subsection (g) of Code Section 19-7-22 or~~ a voluntary acknowledgment of paternity pursuant to the provisions of Code Section 19-7-46.1 regarding the same child."

#### **SECTION 14.**

Said title is further amended by revising subsection (e) of Code Section 19-8-12, relating to notice to biological father, as follows:

"(e) When notice is to be given pursuant to subsection (b) of this Code section, it shall advise such biological father who is not the legal father that he loses all rights to the child and will neither receive notice nor be entitled to object to the adoption of the child unless, within 30 days of receipt of such notice, he files:

- (1) A petition to legitimate the child pursuant to Code Section 19-7-22 ~~or an acknowledgment of legitimation pursuant to Code Section 19-7-21.1;~~ and
- (2) Notice of the filing of the petition to legitimate ~~or acknowledgment of legitimation~~ with the court in which the action under this Code section, if any, is pending and to the person who provided such notice to such biological father."

#### **SECTION 15.**

Said title is further amended by repealing Article 5 of Chapter 9, relating to a power of attorney relating to children.

#### **SECTION 16.**

Chapter 10 of Title 31 of the Official Code of Georgia Annotated, relating to vital records, is amended by revising subsections (a) and (d) of Code Section 31-10-25, relating to disclosure of information contained in vital records, as follows:

"(a) To protect the integrity of vital records, to ensure their proper use, and to ensure the efficient and proper administration of the system of vital records, it shall be unlawful for any person to permit inspection of, or to disclose information contained in, vital records or to copy or issue a copy of all or part of any such record except as

authorized by this chapter, Code Section 19-7-46.1, and ~~by~~ regulation or by order of a court of competent jurisdiction. Regulations adopted under this Code section shall provide for adequate standards of security and confidentiality of vital records. The provisions of this subsection shall not apply to court records or indexes of marriage licenses, divorces, and annulments of marriages filed as provided by law."

"(d) Information in vital records indicating that a birth occurred out of wedlock shall not be disclosed except as ~~provided by regulation or upon the~~ authorized by this chapter, Code Section 19-7-46.1, and regulation or by order of a court of competent jurisdiction."

### SECTION 17.

Said chapter is further amended by revising subsection (a) of Code Section 31-10-26, relating to certified copies of vital records, issuance, and use for statistical purposes, as follows:

"(a) In accordance with Code Section 31-10-25 and the regulations adopted pursuant thereto:

(1) ~~The state registrar or local custodian, of vital records appointed by the state registrar to issue certified copies~~ upon receipt of a written application, shall issue:

~~(A) A~~ a certified copy of a vital record in that registrar's or custodian's custody or abstract thereof to any applicant having a direct and tangible interest in the vital record, ~~except that certified;~~

(B) Certified copies of voluntary acknowledgments of paternity as provided in subsection (e) of Code Section 19-7-46.1;

(C) Certified copies of voluntary acknowledgments of legitimation executed on or before June 30, 2015, to the same individuals and entities specified in subsection (e) of Code Section 19-7-46.1; and

(D) Certified copies of certificates shall only be issued to:

~~(A)(i)~~ The person whose record of birth is registered;

~~(B)(ii)~~ Either parent, guardian, or temporary guardian of the person whose record of birth or death is registered;

~~(C)(iii)~~ The living legal spouse or next of kin, ~~or~~ the legal representative, or the person who in good faith has applied and produced a record of such application to become the legal representative of the person whose record of birth or death is registered;

~~(D)(iv)~~ A The court of competent jurisdiction upon its order or subpoena; or

~~(E)(v)~~ Any governmental agency, state or federal, provided that such certificate shall be needed for official purposes; and

(2) Each certified copy issued shall show the date of registration and duplicates issued from records marked 'delayed' or 'amended' shall be similarly marked and show the effective date. The documentary evidence used to establish a delayed certificate of birth shall be shown on all duplicates issued. All forms and procedures used in the issuance of certified copies of vital records in this state shall be provided or approved by the state registrar."

**SECTION 18.**

This Act shall not be construed to affect a voluntary acknowledgment of legitimation that was valid under the former provisions of Code Section 19-7-21.1, nor any of the rights or responsibilities flowing therefrom, if it was executed on or before June 30, 2016.

**SECTION 19.**

This Act shall become effective on July 1, 2016, provided that Section 15 of this Act shall become effective only if Article 5 of Chapter 9 of Title 19 of the Official Code of Georgia Annotated, relating to a power of attorney relating to children, as would be enacted by HB 887, as passed by the General Assembly during the 2016 legislative session, becomes law prior to this Act; otherwise, Section 15 of this Act shall not become effective.

**SECTION 20.**

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

Senator Hufstetler of the 52nd moved that the Senate adopt the Conference Committee Report on SB 64.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 53, nays 0; the motion prevailed, and the Senate adopted the Conference Committee Report on SB 64.

The following communication was received by the Secretary:

3-24-16

Due to business outside the Senate Chamber, I missed the vote on SB 64. Had I been present, I would have voted "yes".

/s/ Brandon L. Beach  
District 21

The following bill was taken up to consider the Conference Committee Report thereto:

HB 904. By Representatives Strickland of the 111th, Shaw of the 176th, Fleming of the 121st, Bryant of the 162nd and Kirby of the 114th:

A BILL to be entitled an Act to amend Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, so as to change certain contribution rates and credits; to change certain provisions relating to rate of employer contributions; to extend certain provisions relating to variations in the standard rate; to extend provisions relating to administrative assessments; to reduce the percentage of the administrative assessment to be assessed for a certain period; to provide exceptions; to change certain provisions relating to additional assessments for a new or newly covered employer; to extend the provision relating to automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Conference Committee Report was as follows:

The Committee of Conference on HB 904 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 904 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Senator McKoon of the 29th  
/s/ Senator Kirk of the 13th  
/s/ Senator Martin of the 9th

FOR THE HOUSE  
OF REPRESENTATIVES:

/s/ Representative Fleming of the 121st  
/s/ Representative Strickland of the 111th  
/s/ Representative Kelley of the 16th

COMMITTEES OF CONFERENCE SUBSTITUTE TO HB 904

A BILL TO BE ENTITLED  
AN ACT

To amend Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, so as to prevent fraud and abuse of the Unemployment Trust Fund by authorizing the Commissioner of Labor to submit to and receive from the state revenue commissioner certain information related to persons paying into or receiving funds from such fund; to provide penalties for the unlawful divulging of certain confidential information; to change certain contribution rates and credits; to change certain provisions relating to rate of employer contributions; to extend certain provisions relating to variations in the standard rate; to extend provisions relating to administrative assessments; to reduce the percentage of the administrative assessment to be assessed for a certain period; to provide exceptions; to change certain provisions relating to additional assessments for a new or newly covered employer; to extend the provision relating to automatic repeal; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Chapter 8 of Title 34 of the Official Code of Georgia Annotated, relating to employment security, is amended by adding a new Code section to read as follows:

"34-8-130.

(a) To enforce the provisions of this article and to prevent fraud and abuse of the Unemployment Trust Fund, the Commissioner or his or her duly authorized representative may submit to the state revenue commissioner the names and social security numbers of any individuals who are required to report earnings to the department along with the amount of earnings such individuals have reported to the department during specified time periods. The state revenue commissioner shall compare the submitted earnings of such individuals with income reported by such individuals to the Department of Revenue and shall verify and report back to the department that the submitted earnings of each such individual are either equal to, greater than, or less than the amount of income reported by each such individual to the Department of Revenue. Furthermore, the department may submit to the state revenue commissioner the name of any employer along with the number of employees who are being reported to the department by such employer during specified time periods. The state revenue commissioner shall compare such records submitted by employers to the department with the number of employees reported by each such employer to the Department of Revenue and shall verify and report back to the department that the number of employees reported to the department is either equal to, greater than, or less than the number of employees reported to the Department of Revenue for state income tax withholding purposes for the specified time period. The department shall pay the state revenue commissioner for all costs incurred by the Department of Revenue



pursuant to this subsection. No report contemplated by this subsection shall be provided by the Department of Revenue to the department without a cooperative data sharing agreement executed by the two departments that is specific to the subject matter of this subsection. Any tax information secured from the federal government by the Department of Revenue pursuant to the provisions of Section 6103 of the Internal Revenue Code shall not be disclosed by the Department of Revenue pursuant to this subsection. Any person receiving any tax information under the authority of this subsection shall be subject to the provisions of Code Section 48-7-60 and to all penalties provided under Code Section 48-7-61 for unlawful divulging of confidential tax information, as well as the penalties provided under Code Section 34-8-125.

(b) Nothing in this Code section shall prevent the Department of Revenue or any other governmental agency from having access to records or information as provided for under Code Section 34-8-125."

### **SECTION 2.**

Said chapter is further amended by revising Code Section 34-8-151, relating to rate of employer contributions, as follows:

"34-8-151.

(a) For periods prior to April 1, 1987, or after December 31, ~~2016~~ 2022, each new or newly covered employer shall pay contributions at a rate of 2.7 percent of wages paid by such employer with respect to employment during each calendar year until the employer is eligible for a rate calculation based on experience as defined in this chapter, except as provided in Code Sections 34-8-158 through 34-8-162.

(b) For periods on or after April 1, 1987, but on or before December 31, 1999, each new or newly covered employer shall pay contributions at a rate of 2.64 percent of wages paid by such employer with respect to employment during each calendar year until the employer is eligible for a rate calculation based on experience as defined in this chapter, except as provided in Code Sections 34-8-158 through 34-8-162.

(c) For periods on or after January 1, 2000, but on or before December 31, 2016, each new or newly covered employer shall pay contributions at a rate of 2.62 percent of wages paid by such employer with respect to employment during each calendar year until the employer is eligible for a rate calculation based on experience as defined in this chapter, except as provided in Code Sections 34-8-158 through 34-8-162.

(d) For periods on or after January 1, 2017, but on or before December 31, 2022, each new or newly covered employer shall pay contributions at a rate of 2.64 percent of wages paid by such employer with respect to employment during each calendar year until the employer is eligible for a rate calculation based on experience as defined in this chapter, except as provided in Code Sections 34-8-158 through 34-8-162."

### **SECTION 3.**

Said chapter is further amended by revising the introductory language in subsections (c) and (e) of Code Section 34-8-155, relating to benefit experience and variations from standard rate, as follows:

"(c) For the periods prior to April 1, 1987, or after December 31, ~~2016~~ 2022, variations

from the standard rate of contributions shall be determined in accordance with the following requirements:"

"(e) For the periods on or after January 1, 2000, but on or before December 31, ~~2016~~ 2022, variations from the standard rate of contributions shall be determined in accordance with the following requirements:"

#### SECTION 4.

Said chapter is further amended by revising Code Section 34-8-180, relating to creation of administrative assessment upon all wages and assessments due quarterly, as follows:

"34-8-180.

~~(a) For the periods on or after April 1, 1987, but on or before January 1, 2000, there is created an administrative assessment of .06 percent to be assessed upon all wages, as defined in Code Section 34-8-49, except wages of the following employers:~~

~~(1) Those employers who have elected to make payments in lieu of contributions as provided by Code Section 34-8-158 or who are liable for the payment of contributions as provided in said Code section; or~~

~~(2) Those employers who, by application of the State-wide Reserve Ratio as provided in Code Section 34-8-156, have been assigned the minimum positive reserve rate or the maximum deficit reserve rate.~~

~~(b)~~(a) For the periods on or after January 1, 2000, but on or before December 31, 2016, there is created an administrative assessment of 0.08 percent to be assessed upon all wages as defined in Code Section 34-8-49, except the wages of:

(1) Those employers who have elected to make payments in lieu of contributions as provided by Code Section 34-8-158 or who are liable for the payment of contributions as provided in said Code section; or

(2) Those employers who, by application of the State-wide Reserve Ratio as provided in Code Section 34-8-156, have been assigned the minimum positive reserve rate or the maximum deficit reserve rate.

(b) For the periods on or after January 1, 2017, but on or before December 31, 2022, there is created an administrative assessment of 0.06 percent to be assessed upon all wages as defined in Code Section 34-8-49, except the wages of:

(1) Those employers who have elected to make payments in lieu of contributions as provided by Code Section 34-8-158 or who are liable for the payment of contributions as provided in said Code section; or

(2) Those employers who, by application of the State-wide Reserve Ratio as provided in Code Section 34-8-156, have been assigned the minimum positive reserve rate or the maximum deficit reserve rate.

(c) Assessments pursuant to this Code section shall become due and shall be paid by each employer and must be reported on the employer's quarterly tax and wage report according to such rules and regulations as the Commissioner may prescribe. The assessments provided in this Code section shall not be deducted, in whole or in part, from the remuneration of individuals in the employ of the employer. Any deduction in violation of this subsection is unlawful."

**SECTION 5.**

Said chapter is further amended by revising Code Section 34-8-181, relating to additional assessment for new or newly covered employer, as follows:

"34-8-181.

~~(a) For the periods on or after April 1, 1987, but on or before December 31, 1999, in addition to the rate paid under Code Section 34-8-151, each new or newly covered employer shall pay an administrative assessment of .06 percent of wages payable by it with respect to employment during each calendar year until it is eligible for a rate calculation based on experience as defined in this chapter, except as provided in Code Section 34-8-158.~~

~~(b)~~(a) For the periods on or after January 1, 2000, but on or before December 31, 2016, in addition to the rate paid under Code Section 34-8-151, each new or newly covered employer shall pay an administrative assessment of 0.08 percent of wages payable by it with respect to employment during each calendar year until it is eligible for a rate calculation based on experience as defined in this chapter, except as provided in Code Section 34-8-158.

(b) For the periods on or after January 1, 2017, but on or before December 31, 2022, in addition to the rate paid under Code Section 34-8-151, each new or newly covered employer shall pay an administrative assessment of 0.06 percent of wages payable by it with respect to employment during each calendar year until it is eligible for a rate calculation based on experience as defined in this chapter, except as provided in Code Section 34-8-158."

**SECTION 6.**

Said chapter is further amended by revising Code Section 34-8-185, relating to repealer of the article, as follows:

"34-8-185.

This article shall stand repealed in its entirety on ~~December 31, 2016~~ January 1, 2023."

**SECTION 7.**

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

Senator McKoon of the 29th moved that the Senate adopt the Conference Committee Report on HB 904.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
N Butler	Y James	Y Sims

Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Y Fort	Y Kennedy	Y Tippins
Ginn	Kirk	Unterman
Y Gooch	Y Ligon	Y VanNess
Y Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 48, nays 3; the motion prevailed, and the Senate adopted the Conference Committee Report on HB 904.

The following bill was taken up to consider the Conference Committee Report thereto:

SB 258. By Senators Millar of the 40th and Albers of the 56th:

A BILL to be entitled an Act to amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to creation of county boards of equalization, duties, review of assessments, and appeals, so as to provide that the assessed value of property for a taxable year shall not be increased beyond the initial assessment value established by the board of tax assessors during an appeal of such valuation for such taxable year by the taxpayer but may be reduced as a result of the appeal of the taxpayer; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Conference Committee Report was as follows:

The Committee of Conference on SB 258 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 258 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Senator Cowsert of the 46th  
 /s/ Senator Hill of the 4th  
 Senator Burke of the 11th

FOR THE HOUSE  
 OF REPRESENTATIVES:

/s/ Representative Duncan of the 26th  
 /s/ Representative England of the 116th  
 /s/ Representative Powell of the 171st

## COMMITTEES OF CONFERENCE SUBSTITUTE TO SB 258

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 8 of Title 31, Chapter 2 of Title 40, and Title 48 of the Official Code of Georgia Annotated, relating to hospital care for the indigent generally, registration and licensing of motor vehicles, and revenue and taxation, respectively, so as to approve rural hospital organizations which provide health care services to underserved areas in this state to receive contributions; to provide for definitions; to provide for tax credits for contributions to rural hospital organizations; to clarify the definition of disabled veteran; to change certain provisions regarding the changing values established by certain appeal or agreement; to provide that the assessed value of property for a taxable year may be lowered by the deciding body based upon the evidence before such body but shall not be increased beyond the assessment value established by the board of tax assessors; to provide an exception; to provide for the amount, nature, limits, and procedures for new tax credits for contributions to rural hospital organizations; to provide for related matters; to provide for automatic repeal, an effective date, and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 1 of Chapter 8 of Title 31 of the Official Code of Georgia Annotated, relating to hospital care for the indigent generally, is amended by adding a new Code section to read as follows:

"31-8-9.1.

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

(1) 'Critical access hospital' means a hospital that meets the requirements of the federal Centers for Medicare and Medicaid Services to be designated as a critical access hospital and that is recognized by the department as a critical access hospital for purposes of Medicaid.

(2) 'Rural county' means a county having a population of less than 35,000 according to the United States decennial census of 2010 or any future such census; provided, however, that for counties which contain a military base or installation, the military personnel and their dependents living in such county shall be excluded from the total population of such county for purposes of this definition.

(3) 'Rural hospital organization' means an acute care hospital licensed by the department pursuant to Article 1 of Chapter 7 of this title that:

(A) Provides inpatient hospital services at a facility located in a rural county or is a critical access hospital;

(B) Participates in both Medicaid and medicare and accepts both Medicaid and medicare patients;

(C) Provides health care services to indigent patients;

(D) Has at least 10 percent of its annual net revenue categorized as indigent care, charity care, or bad debt;

(E) Annually files IRS Form 990, Return of Organization Exempt From Income Tax, with the department, or for any hospital not required to file IRS Form 990, the department will provide a form that collects the same information to be submitted to the department on an annual basis;

(F) Is operated by a county or municipal authority pursuant to Article 4 of Chapter 7 of this title or is designated as a tax-exempt organization under Section 501(c)(3) of the Internal Revenue Code; and

(G) Is current with all audits and reports required by law.

(b)(1) By December 1 of each year, the department shall approve a list of rural hospital organizations eligible to receive contributions from the tax credit provided pursuant to Code Section 48-7-29.20 and transmit such list to the Department of Revenue.

(2) Before any rural hospital organization is included on the list as eligible to receive contributions from the tax credit provided pursuant to Code Section 48-7-29.20, it shall submit to the department a five-year plan detailing the financial viability and stability of the rural hospital organization. The criteria to be included in the five-year plan shall be established by the department.

(c)(1) A rural hospital organization that receives donations pursuant to Code Section 48-7-29.20 shall:

(A) Utilize such donations for the provision of health care-related services for residents of a rural county or for residents of the area served by a critical access hospital; and

(B) Report on a form provided by the department all contributions received from individual and corporate donors pursuant to Code Section 48-7-29.20 and show the manner or purpose in which the contributions received were expended by the rural hospital organization.

(2) The department shall annually prepare a report compiling the information received pursuant to paragraph (1) of this subsection for the chairpersons of the House Committee on Ways and Means and the Senate Health and Human Services Committee."

## **SECTION 2.**

Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to registration and licensing of motor vehicles, is amended by revising subsection (a) of Code Section 40-2-69, relating to free license plates and revalidation decals for disabled veterans, as follows:

"(a) Any disabled veteran who is a citizen and resident of this state shall, upon application therefor, be issued a free motor vehicle license plate. As used in this Code section, the term 'disabled veteran' ~~means any veteran who was discharged under honorable conditions and who has been adjudicated by the United States Department of~~

~~Veterans Affairs as being 100 percent totally disabled or as being less than 100 percent totally disabled but is compensated at the 100 percent level due to individual unemployability and is entitled to receive a statutory award from the United States Department of Veterans Affairs for:~~

- ~~(1) Loss or permanent loss of use of one or both feet;~~
- ~~(2) Loss or permanent loss of use of one or both hands;~~
- ~~(3) Loss of sight in one or both eyes; or~~
- ~~(4) Permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends on angular distance no greater than 20 degrees in the better eye shall have the same meaning as that term is defined in paragraph (1) of subsection (a) of Code Section 48-5-48.~~

### SECTION 3.

Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is amended by revising paragraph (1) of subsection (a) of Code Section 48-5-48, relating to the homestead exemption for disabled veterans, as follows:

"(a) As used in this Code section, the term 'disabled veteran' means:

- (1) Any veteran who is a citizen and a resident of this state who was discharged under honorable conditions and who has been adjudicated by the United States Department of Veterans Affairs as having a service related disability that renders such veteran as being 100 percent totally disabled or as being less than 100 percent totally disabled but is compensated at the 100 percent level due to individual unemployability ~~and~~ or is entitled to receive a statutory award from the United States Department of Veterans Affairs for:
  - (A) Loss or permanent loss of use of one or both feet;
  - (B) Loss or permanent loss of use of one or both hands;
  - (C) Loss of sight in one or both eyes; or
  - (D) Permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends on angular distance no greater than 20 degrees in the better eye;"

### SECTION 4.

Said title is further amended by revising subsection (c) of Code Section 48-5-299, relating to ascertainment of taxable property and changing values established by certain appeal or agreement, as follows:

"(c) When the value of real property is reduced or is unchanged from the value on the initial annual notice of assessment or a corrected annual notice of assessment issued by the board of tax assessors and such valuation is has been established as the result of

~~either an appeal decision rendered by the board of equalization, hearing officer, arbitrator, or superior court pursuant to Code Section 48-5-311 or stipulated by written agreement of the parties to such an appeal that this subsection shall apply in any year signed by the board of tax assessors and taxpayer or taxpayer's authorized representative, the new valuation so established by appeal decision or agreement may not be increased by the board of tax assessors during the next two successive years, unless otherwise agreed in writing by both parties, subject to the following exceptions:~~

- (1) This subsection shall not apply to a valuation established by an appeal decision if the taxpayer or his or her authorized representative failed to attend the appeal hearing or provide the board of equalization, hearing officer, or arbitrator with some written evidence supporting the taxpayer's opinion of value;
- (2) This subsection shall not apply to a valuation established by an appeal decision or agreement if the taxpayer files a return at a different valuation during the next two successive years;
- (3) ~~If~~ Unless otherwise agree in writing by the parties, if the taxpayer files an appeal pursuant to Code Section 48-5-311 during the next two successive years, the board of tax assessors, the board of equalization, hearing officer, or arbitrator may increase or decrease the value of the real property based on the evidence presented by the parties taxpayer during the appeal process; and
- (4) The board of tax assessors may increase or decrease the value of the real property if, after a visual on-site inspection of the property, it is found that there have been substantial additions, deletions, or improvements to such property or that there are errors in the board of tax assessors' records as to the description or characterization of the property, or the board of tax assessors finds an occurrence of other material factors that substantially affect the current fair market value of such property."

#### **SECTION 5.**

Said title is further amended in subsection (e) of Code Section 48-5-311, relating to creation of county boards of equalization, duties, review of assessments, and appeals, by adding a new paragraph to read as follows:

"(9) Notwithstanding any other provision of law to the contrary, on any real property tax appeal made under this Code section on and after January 1, 2016, the assessed value being appealed may be lowered by the deciding body based upon the evidence presented but cannot be increased from the amount assessed by the county board of tax assessors. This subsection shall not apply to any appeal where the taxpayer files an appeal during a time when subsection (c) of Code Section 48-5-299 is in effect for the assessment being appealed."

#### **SECTION 6.**

Said title is further amended by revising subsection (a) of Code Section 48-5-478, relating to the exemption from ad valorem taxation for motor vehicles owned or leased by a disabled veteran, as follows:

"(a) A motor vehicle owned by or leased to a disabled veteran who is a citizen and



resident of this state and on which such disabled veteran actually places the free disabled veteran motor vehicle license plate he or she receives pursuant to Code Section 40-2-69 is hereby exempted from all ad valorem taxes for state, county, municipal, and school purposes. As used in this Code section, the term 'disabled veteran' ~~means any veteran who was discharged under honorable conditions and who has been adjudicated by the United States Department of Veterans Affairs as being 100 percent totally disabled or as being less than 100 percent totally disabled but is being compensated at the 100 percent level due to individual unemployability and is entitled to receive service connected benefits and any veteran who is receiving or who is entitled to receive a statutory award from the United States Department of Veterans Affairs for:~~

- ~~(1) Loss or permanent loss of use of one or both feet;~~
- ~~(2) Loss or permanent loss of use of one or both hands;~~
- ~~(3) Loss of sight in one or both eyes; or~~
- ~~(4) Permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends on angular distance no greater than 20 degrees in the better eye shall have the same meaning as that term is defined in paragraph (1) of subsection (a) of Code Section 48-5-48.~~

#### SECTION 7.

Said title is further amended by adding a new Code section to Article 2 of Chapter 7, relating to imposition, rate, and computation of income taxes and exemptions, to read as follows:

"48-7-29.20.

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

(1) 'Qualified rural hospital organization expense' means the contribution of funds by an individual or corporate taxpayer to a rural hospital organization for the direct benefit of such organization during the tax year for which a credit under this Code section is claimed.

(2) 'Rural hospital organization' means an organization that is approved by the Department of Community Health pursuant to Code Section 31-8-9.1.

(b) An individual taxpayer shall be allowed a credit against the tax imposed by this chapter for qualified rural hospital organization expenses as follows:

(1) In the case of a single individual or a head of household, 70 percent of the actual amount expended or \$2,500.00 per tax year, whichever is less; or

(2) In the case of a married couple filing a joint return, 70 percent of the actual amount expended or \$5,000.00 per tax year, whichever is less.

(c) A corporation or other entity shall be allowed a credit against the tax imposed by this chapter for qualified rural hospital organization expenses in an amount not to exceed 70 percent of the actual amount expended or 75 percent of the corporation's income tax liability, whichever is less.

(d) In no event shall the total amount of the tax credit under this Code section for a taxable year exceed the taxpayer's income tax liability. Any unused tax credit shall be allowed the taxpayer against the succeeding five years' tax liability. No such credit shall be allowed the taxpayer against prior years' tax liability.

(e)(1) In no event shall the aggregate amount of tax credits allowed under this Code section exceed \$50 million in 2017, \$60 million in 2018, and \$70 million in 2019.

(2)(A) No more than \$4 million of the aggregate limit established by paragraph (1) of this subsection shall be contributed to any individual rural hospital organization in any taxable year. From January 1 to June 30 each taxable year, the commissioner shall only preapprove contributions submitted by individual taxpayers in an amount not to exceed \$2 million, and from corporate donors in an amount not to exceed \$2 million. From July 1 to December 31 each taxable year, subject to the aggregate limit in paragraph (1) of this subsection and the individual rural hospital organization limit in this paragraph, the commissioner shall approve contributions submitted by individual taxpayers and corporations or other entities.

(B) In the event an individual or corporate donor desires to make a contribution to an individual rural hospital organization that has received the maximum amount of contributions for that taxable year, the Department of Community Health shall provide the individual or corporate donor with a list, ranked in order of financial need, as determined by the Department of Community Health, of rural hospital organizations still eligible to receive contributions for the taxable year.

(3) For purposes of paragraphs (1) and (2) of this subsection, a rural hospital organization shall notify a potential donor of the requirements of this Code section. Before making a contribution to a rural hospital organization, the taxpayer shall electronically notify the department, in a manner specified by the department, of the total amount of contribution that the taxpayer intends to make to the rural hospital organization. The commissioner shall preapprove or deny the requested amount within 30 days after receiving the request from the taxpayer and shall provide written notice to the taxpayer and rural hospital organization of such preapproval or denial which shall not require any signed release or notarized approval by the taxpayer. In order to receive a tax credit under this Code section, the taxpayer shall make the contribution to the rural hospital organization within 60 days after receiving notice from the department that the requested amount was preapproved. If the taxpayer does not comply with this paragraph, the commissioner shall not include this preapproved contribution amount when calculating the limits prescribed in paragraphs (1) and (2) of this subsection.

(4) Preapproval of contributions by the commissioner shall be based solely on the availability of tax credits subject to the aggregate total limit established under paragraph (1) of this subsection and the individual rural hospital organization limit established under paragraph (2) of this subsection.

(5) Notwithstanding any laws to the contrary, the department shall not take any adverse action against donors to rural hospital organizations if the commissioner preapproved a donation for a tax credit prior to the date the rural hospital organization

is removed from the Department of Community Health list pursuant to Code Section 31-8-9.1, and all such donations shall remain as preapproved tax credits subject only to the donor's compliance with paragraph (3) of this subsection.

(f) In order for the taxpayer to claim the tax credit under this Code section, a letter of confirmation of donation issued by the rural hospital organization to which the contribution was made shall be attached to the taxpayer's tax return. However, in the event the taxpayer files an electronic return, such confirmation shall only be required to be electronically attached to the return if the Internal Revenue Service allows such attachments when the return is transmitted to the department. In the event the taxpayer files an electronic return and such confirmation is not attached because the Internal Revenue Service does not, at the time of such electronic filing, allow electronic attachments to the Georgia return, such confirmation shall be maintained by the taxpayer and made available upon request by the commissioner. The letter of confirmation of donation shall contain the taxpayer's name, address, tax identification number, the amount of the contribution, the date of the contribution, and the amount of the credit.

(g) No credit shall be allowed under this Code section with respect to any amount deducted from taxable net income by the taxpayer as a charitable contribution to a bona fide charitable organization qualified under Section 501(c)(3) of the Internal Revenue Code.

(h) The commissioner shall be authorized to promulgate any rules and regulations necessary to implement and administer the provisions of this Code section.

(i) This Code section shall stand automatically repealed on December 31, 2019."

### **SECTION 8.**

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

(b) Sections 1 and 7 of this Act shall be applicable to all taxable years beginning on or after January 1, 2017.

### **SECTION 9.**

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

Senator Cowser of the 46th moved that the Senate adopt the Conference Committee Report on SB 258.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	N Orrock
Y Beach	Y Hill, Judson	N Parent
Y Bethel	N Hufstetler	Rhett
Y Black	Y Jackson, B	N Seay
Y Burke	N Jackson, L	Y Shafer

N Butler	N James	Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	N Tate
N Davenport	N Jones, E	Y Thompson, B
Y Dugan	N Jones, H	N Thompson, C
N Fort	Y Kennedy	Y Tippins
Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	N VanNess
Y Harbin	Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Wilkinson
Y Heath	Y Millar	Y Williams, M
N Henson	Miller	Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 31, nays 18; the motion prevailed, and the Senate adopted the Conference Committee Report on SB 258.

The following bill was taken up to consider House action thereto:

HB 936. By Representatives Harrell of the 106th, Powell of the 171st, Stephens of the 164th, Knight of the 130th, Duncan of the 26th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from income taxes, so as to clarify certain terms in respect to the wages necessary to qualify for a jobs tax credit; to provide for related matters; to repeal conflicting laws; and for other purposes.

The House amendment to the Senate substitute was as follows:

*Amend the substitute to HB 936 (LC 34 4944ERS) by deleting line 3 and inserting in lieu thereof the following:*

clarify

*By deleting line 5 and inserting in lieu thereof the following:*

an income tax credit for employers who hire certain qualified parolees for full-time jobs; to provide for rules and regulations related to such income tax credit; to provide for certain conditions and limitations; to require annual reporting of certain statistics related to such credit; to provide for definitions; to provide for an effective date and applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

*By deleting lines 7 through 24 and renumbering Section 2 on line 25 and Section 3 on line 93 as Sections 1 and 2, respectively.*

*By deleting line 26 and inserting in lieu thereof the following:*

Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, computation, and exemptions from income taxes, is amended by revising paragraph (1) of subsection (e) of Code Section

*By replacing line 160 with the following:*

### **SECTION 3.**

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

"48-7-40.31.

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

(1) 'Employer' means an enterprise or organization, whether corporation, partnership, limited liability company, proprietorship, association, trust, business trust, real estate trust, or other form of organization, and its affiliates, which is registered and authorized to use the federal employment verification system known as 'E-Verify' or any successor federal employment verification system and is engaged in or carrying on any business activities within this state.

(2) 'Full-time job' means employment which:

(A) Is located in this state;

(B) Involves a regular work week of 30 hours or more;

(C) Has no predetermined end date; and

(D) Pays at or above the average hourly wage of the county with the lowest average hourly wage in the state, as reported in the most recently available annual issue of the Georgia Employment and Wages Averages Report of the Department of Labor.

(3) 'Qualified parolee' means an individual who has been granted parole in accordance with Code Section 42-9-45 within 12 months preceding his or her date of hire for a full-time job.

(b)(1) For the period beginning on or after January 1, 2017, and before January 1, 2020, an employer that employs a qualified parolee in a full-time job for at least 40 weeks during a 12 month period shall be eligible for an income tax credit in the amount of \$2,500.00 for each qualified parolee so employed against the tax imposed under this article during such 12 month period; provided, however, that a qualified parolee first employed in a full-time job by such employer before January 1, 2017, shall not qualify.

(2) An employer shall only be eligible to receive credits provided by this subsection in an amount up to \$50,000.00 per taxable year.

(3) An employer shall only be eligible to receive the credit provided by this subsection once per individual.

(c) In no event shall the credit provided by subsection (b) of this Code section for a taxable year exceed the employer's income tax liability. Any unused portion of the credit provided by subsection (b) of this Code section shall be permitted to be carried forward and applied to the employer's tax liability for the subsequent three years. The

credit provided by subsection (b) of this Code section shall not be applied against the employer's prior years' tax liabilities.

(d) On or before September 1 of 2018, 2019, and 2020, the commissioner shall issue a report to the chairpersons of the Senate Finance Committee and the House Committee on Ways and Means concerning the tax credit created by this Code section, which shall include the following statistics for the preceding taxable year:

(1) The total number of employers that claimed a credit provided by this Code section; and

(2) The number and total value of all credits earned and all credits applied during such tax year pursuant to this Code section.

(e) The commissioner shall promulgate rules and regulations and forms necessary to implement and administer the provisions of this Code section."

#### SECTION 4.

(a) This Act shall become effective on July 1, 2016.

(b) Section 3 of this Act shall be applicable to taxable years beginning on or after January 1, 2017.

#### SECTION 5.

Senator Hill of the 6th moved that the Senate agree to the House amendment to the Senate substitute to HB 936.

On the motion, a roll call was taken and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Y Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
N Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	N Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
N Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
N Gooch	N Ligon	Y VanNess
N Harbin	Lucas	Y Walker
Y Harbison	Y Martin	Y Watson
Y Harper	N McKoon	Wilkinson
N Heath	Y Millar	N Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Y Mullis	

On the motion, the yeas were 45, nays 9; the motion prevailed, and the Senate agreed to the House amendment to the Senate substitute to HB 936.

The following bill was taken up to consider the Conference Committee Report thereto:

HB 727. By Representatives Battles of the 15th, Turner of the 21st, Parsons of the 44th, LaRiccia of the 169th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Chapter 10 of Title 25 of the O.C.G.A., relating to regulation of fireworks, so as to revise provisions relating to the sale, use, or explosion thereof; to amend Chapter 60 of Title 36 of the O.C.G.A., relating to general provisions regarding local government provisions applicable to counties and municipal corporations, so as to provide for certain further regulations by counties, municipal corporations, and consolidated governments; to amend Article 7 of Chapter 13 of Title 48 of the O.C.G.A., relating to taxation of consumer fireworks, so as to provide for local excise taxation of consumer fireworks and the collection of such excise tax; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Conference Committee Report was as follows:

The Committee of Conference on HB 727 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 727 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Senator Harper of the 7th  
/s/ Senator Watson of the 1st  
/s/ Senator Mullis of the 53rd

FOR THE HOUSE  
OF REPRESENTATIVES:

/s/ Representative Battles of the 15th  
/s/ Representative Maxwell of the 17th  
/s/ Representative Turner of the 21st

COMMITTEES OF CONFERENCE SUBSTITUTE TO HB 727

A BILL TO BE ENTITLED  
AN ACT

To amend Title 25 of the Official Code of Georgia Annotated, relating to fire protection and safety, so as to revise requirements for the issuance of certificates of compliance for fire departments; to revise and to provide for definitions; to expand the functions and

powers of the Georgia Firefighter Standards and Training Council; to revise qualifications for firefighters; to revise the standard of compliance from explosion to ignition; to provide for definitions; to provide that certain sparkling items are consumer fireworks; to revise provisions relating to the sale, use, or ignition of consumer fireworks; to revise the days, times, locations, situations, and circumstances in which consumer fireworks can be lawfully used or ignited; to revise places within this state where the use or ignition of consumer fireworks is prohibited; to create the criminal offense of using or igniting or causing to be ignited consumer fireworks while under the influence; to provide for criminal penalties; to revise the licensing standards and procedures which shall be applied by the Safety Fire Commissioner and the governing authorities of counties and municipal corporations toward distributors; to revise licensing fees and requirements; to expand enforcement and regulatory mechanisms of the Safety Fire Commissioner regarding fireworks and consumer fireworks; to provide for the forfeiture of fireworks and consumer fireworks contraband; to provide for criminal penalties; to provide for civil enforcement; to amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding provisions applicable to counties and municipal corporations, so as to provide for further regulations by municipal corporations; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Title 25 of the Official Code of Georgia Annotated, relating to fire protection and safety, is amended by revising Code section 25-3-22, relating to notification that organization meets requirements and issuance of certificate of compliance, as follows:

"25-3-22.

In order for a fire department to be legally organized to operate in the State of Georgia, the chief administrative officer of the fire department shall notify and submit all required documentation to the executive director that demonstrates that the organization meets the minimum requirements specified in Code Section 25-3-23 and the rules and regulations of the Georgia Firefighter Standards and Training Council to function as a fire department. If the ~~council~~ executive director is satisfied that the fire department meets the minimum requirements contained in Code Section 25-3-23 and the rules and regulations of the Georgia Firefighter Standards and Training Council, he or she shall recommend to the Georgia Firefighter Standards and Training Council that a certificate of compliance be issued by the council to the fire department. If the council issues such certificate of compliance, the fire department shall be authorized to exercise the general and emergency powers set forth in Code Sections 25-3-1 and 25-3-2."

**SECTION 2.**

Said title is further amended by in Code section 25-4-2, relating to definitions, by revising paragraph (6) and adding a new paragraph as follows:



"(6) 'Firefighter' means a recruit or a trained individual who is a full-time employee, part-time employee, or volunteer for a municipal, county, state, or private incorporated fire department and as such has duties of responding to mitigate a variety of emergency and nonemergency situations where life, property, or the environment is at risk, which may include without limitation fire suppression; fire prevention activities; emergency medical services; hazardous materials response and preparedness; technical rescue operations; search and rescue; disaster management and preparedness; community service activities; response to civil disturbances and terrorism incidents; nonemergency functions including training, preplanning, communications, maintenance, and physical conditioning; and other related emergency and nonemergency duties as may be assigned or required; provided, however, that a firefighter's assignments may vary based on geographic, climatic, and demographic conditions or other factors including training, experience, and ability."

"(8.1) 'Recruit' means a prospective firefighter who has not yet been certified or registered by the council as having met the requirements of Code Section 25-4-8 and the rules and regulations to be a firefighter as provided for by the council."

### SECTION 3.

Said title is further amended by in Code section 25-4-7, relating to the functions and powers of the Georgia Firefighter Standards and Training Council, by revising paragraphs (4) and (9) as follows:

"(4) To establish uniform minimum standards for the employment and training of full-time, part-time, or volunteer firefighters, airport firefighters, fire and life safety educators, fire inspectors, ~~and~~ fire investigators, and other such firefighting service professionals as determined by the council including qualifications, certifications, recertifications, decertifications, and probations for certified individuals and suspensions for noncertified individuals, and requirements, which are consistent with this chapter;"

"(9) To establish basic firefighter training requirements for full-time, part-time, contract, and volunteer firefighters, including airport firefighters;"

### SECTION 4.

Said title is further amended in Code section 25-4-8, relating to qualifications of firefighters generally, by revising subsection (a) as follows:

"(a) Except as provided in Code Section 25-4-12, any ~~person-employed~~ employee, volunteer, or private contractor of a fire department operating in this state or certified as a firefighter shall, as prescribed by the council:

(1) Be at least 18 years of age;

(2) Not have been convicted of, or pleaded guilty to, a felony in any jurisdiction or of a crime which if committed in this state would constitute a felony under the laws of this state within ten years prior to employment, provided that a person who has been convicted of a felony more than five but less than ten years prior to employment may

be certified and employed as a firefighter when the person has:

- (A) Successfully completed a training program following the Georgia Fire Academy curriculum and sponsored by the Department of Corrections;
- (B) Been recommended to a fire department by the proper authorities at the institution at which the training program was undertaken; and
- (C) Met all other requirements as set forth in this chapter.

The council shall be the final authority with respect to authorizing the employment, appointment, and certification of a person who has been convicted of a felony more than five but less than ten years prior to seeking employment when the person is seeking employment as a firefighter for any municipal, county, or state fire department which employs three or more firefighters who work a minimum of 40 hours per week and has the responsibility of preventing and suppressing fires, protecting life and property, and enforcing municipal, county, and state codes, as well as enforcing any law pertaining to the prevention and control of fires;

- (3) Have a good moral character as determined by investigation under procedure approved by the council;
- (4) Be fingerprinted and a search made of local, state, and national fingerprint files to disclose any criminal record;
- (5) Be in good physical condition as determined by a medical examination and successfully pass the minimum physical agility requirements as established by the council; and
- (6) Possess or achieve within 12 months after employment a high school diploma or a general education development equivalency."

#### **SECTION 5.**

Said title is further amended by revising Code Section 25-10-1, relating to definitions, as follows:

"25-10-1.

(a) As used in this chapter, the term:

- (1) 'Consumer fireworks' means any small fireworks devices containing restricted amounts of pyrotechnic composition, designed primarily to produce visible or audible effects by combustion, that comply with the construction, chemical composition, and labeling regulations of the United States Consumer Product Safety Commission as provided for in Parts 1500 and 1507 of Title 16 of the Code of Federal Regulations, the United States Department of Transportation as provided for in Part 172 of Title 49 of the Code of Federal Regulations, and the American Pyrotechnics Association as provided for in the 2001 American Pyrotechnics Association Standard 87-1, and additionally shall mean Roman candles.
- (2) 'Consumer fireworks retail sales facility' shall have the same meaning as provided for by NFPA 1124; provided, however, that such term shall not include a tent, canopy, or membrane structure.
- (3) 'Consumer fireworks retail sales stand' shall have the same meaning as provided for by NFPA 1124.

(4) 'Distributor' means any person, firm, corporation, association, or partnership which sells consumer fireworks.

(4.1) 'Electric plant' shall have the same meaning as provided for in Code Section 46-3A-1.

(5) 'Fireworks' means any combustible or explosive composition or any substance or combination of substances or article prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration, or detonation, including blank cartridges, firecrackers, torpedos, skyrockets, bombs, sparklers, and other combustibles and explosives of like construction, as well as articles containing any explosive or flammable compound and tablets and other devices containing an explosive substance.

(6) 'NFPA 1124' means the National Fire Protection Association Standard 1124, *Code for the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles*, 2006 Edition.

(7) 'Nonprofit group' means any entity exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, any entity incorporated under Chapter 3 of Title 14, the 'Georgia Nonprofit Corporation Code,' or a sponsored organization of a public or private elementary or secondary school in this state.

(8) 'Proximate audience' means an audience closer to pyrotechnic devices than permitted by the National Fire Protection Association Standard 1123, *Code for Fireworks Display*, as adopted by the Safety Fire Commissioner.

(9) 'Pyrotechnics' means fireworks.

~~(10) 'Retail chain' means a person, firm, corporation, association, or partnership with more than one store, where all such stores are collectively known to the public by the same name or share central management.~~

~~(11)~~(10) 'Store' shall have the same meaning as provided for by NFPA 1124; provided, however, that such term shall only include such buildings with at least 4,000 square feet of retail display space and wherefrom:

(A) No more than 25 percent of such retail display space is used for consumer fireworks and items or products as provided for under paragraph (2) of subsection (b) of this Code section; and

(B) Other items or products which are not consumer fireworks or items or products as provided for under paragraph (2) of subsection (b) of this Code section are sold; and provided, further, that such term means a person, firm, corporation, association, or partnership with more than one mercantile location, where all such mercantile locations are collectively known to the public by the same name or share central management.

(11) 'Waste-water treatment plant' shall have the same meaning as provided for in Code Section 43-51-2.

(12) 'Water treatment plant' shall have the same meaning as provided for in Code Section 43-51-2.

(b) As used in this chapter, the term 'consumer fireworks' or 'fireworks' shall not include:

- (1) Model rockets and model rocket engines designed, sold, and used for the purpose of propelling recoverable aero models, toy pistol paper caps in which the explosive content averages 0.25 grains or less of explosive mixture per paper cap or toy pistols, toy cannons, toy canes, toy guns, or other devices using such paper caps; nor shall the term 'consumer fireworks' or 'fireworks' include ammunition consumed by weapons used for sporting and hunting purposes; and
- (2) Wire or wood sparklers of 100 grams or less of mixture per item; other sparkling items which are nonexplosive and nonaerial and contain 75 grams or less of chemical compound per tube or a total of 500 grams or less for multiple tubes; snake and glow worms; smoke devices; or trick noise makers which include paper streamers, party poppers, string poppers, snappers, and drop pops each consisting of 0.25 grains or less of explosive mixture."

### SECTION 6.

Said title is further amended by revising Code Section 25-10-2, relating to prohibited fireworks activities, as follows:

"25-10-2.

(a) It shall be unlawful for any person, firm, corporation, association, or partnership to offer for sale at retail or wholesale, to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited, or to possess, manufacture, transport, or store any consumer fireworks or fireworks, except as otherwise provided in this chapter.

(b)(1) Notwithstanding any provision of this chapter to the contrary, it shall be unlawful for any person, firm, corporation, association, or partnership to sell consumer fireworks or any items defined in paragraph (2) of subsection (b) of Code Section 25-10-1 to any person under 18 years of age.

(2) It shall be unlawful to sell consumer fireworks or any items defined in paragraph (2) of subsection (b) of Code Section 25-10-1 to any person by any means other than an in-person, face-to-face sale. Such person shall provide proper identification to the seller at the time of such purchase. For purposes of this paragraph, the term 'proper identification' means any document issued by a governmental agency containing a description of the person or such person's photograph, or both, and giving such person's date of birth and includes without being limited to a passport, military identification card, driver's license, or identification card authorized under Code Sections 40-5-100 through 40-5-104.

(3)(A) It shall be unlawful to use fireworks, consumer fireworks, or any items defined in paragraph (2) of subsection (b) of Code Section 25-10-1 indoors or within the right of way of a public road, street, highway, or railroad of this state.

(B) Except as provided for in subparagraph (D) or (E) of this paragraph and subject to paragraph (4) of this subsection and Code Section 25-10-2.1, it shall be lawful for any person, firm, corporation, association, or partnership to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited any consumer fireworks ~~on:~~

(i) On any day between beginning at the hours time of 10:00 A.M. and 12:00 ~~Midnight only; provided, however, that it shall be lawful for any person, firm,~~

~~corporation, association, or partnership to use or explode or cause to be exploded any consumer fireworks on January 1, July 3, July 4, and December 31 of each year between the hours of 12:00 Midnight and 2:00 A.M. up to and including the ending time of 9:00 P.M.;~~

(ii) On any day after the time of 9:00 P.M. and up to and including the time of 11:59 P.M. if such use or ignition is lawful pursuant to any noise ordinance of the county or municipal corporation of the location in which such use or ignition occurs, except as otherwise provided for under this subparagraph; provided, however, that a county or municipal corporation may additionally require the issuance of a special use permit pursuant to subparagraph (D) of this paragraph for use or ignition;

(iii) On January 1, July 3, July 4, and December 31 of each year after the time of 9:00 P.M. and up to and including the time of 11:59 P.M.; and

(iv) On January 1 of each year beginning at the time of 12:00 Midnight and up to and including the ending time of 1:00 A.M.

(C) Subject to subparagraph (D) of this paragraph, paragraph (4) of this subsection, and Code Section 25-10-2.1, it shall be lawful for any person, firm, corporation, association, or partnership to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited any consumer fireworks anywhere in this state except:

(i) As provided for under subparagraph (A) of this paragraph;

(ii) In any location where such person, firm, corporation, association, or partnership is not lawfully present or is not otherwise lawfully permitted to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited any consumer fireworks; or

(iii) Within 100 yards of a ~~nuclear power facility~~ or an electric plant; water treatment plant; waste-water treatment plant; a facility engaged in the retail sale of gasoline or other flammable or combustible liquids or gases where the volume stored is in excess of 500 gallons for the purpose of retail sale; a facility engaged in the production, refining, processing, or blending of gasoline any flammable or combustible liquids or gases for such retail purposes; any public or private electric substation; or a jail or prison;

(iv) Within 100 yards of the boundaries of any public use air facility provided for under Title 6 or any public use landing area or platform marked and designed for landing use by helicopters;

(v) Within any park, historic site, recreational area, or other property which is owned by or operated by, for, or under the custody and control of a governing authority of a county or municipal corporation, except pursuant to a special use permit as provided for in subparagraph (D) of this paragraph;

(vi) Within any park, historic site, recreational area, or other property which is owned by or operated by, for, or under the custody and control of the State of Georgia, except pursuant to any rules and regulations of the agency or department having control of such property which may allow for such use or ignition of consumer fireworks;

(vii) Within 100 yards of a hospital, nursing home, or other health care facility

regulated under Chapter 7 of Title 31; provided, however, that an owner or operator of such facility may use or ignite or cause to be ignited consumer fireworks on the property of such facility or may grant written permission to any person, firm, corporation, association, or partnership to use or ignite or cause to be ignited consumer fireworks on the property of such facility; or

(viii) While under the influence of alcohol or any drug or any combination of alcohol and any drug to the extent that it is less safe or unlawful for such person to ignite consumer fireworks as provided for in Code Section 25-10-2.1.

(D) Any person, firm, corporation, association, or partnership may use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited any consumer fireworks ~~on any day at a time not as provided for under subparagraph (B) of this paragraph~~ divisions (3)(B)(ii) and (3)(C)(v) of this subsection if such person, firm, corporation, association, or partnership is issued a special use permit pursuant to the law of a governing authority of a county or municipal corporation for the use or ~~explosion~~ ignition of consumer fireworks in a location within such county or municipality ~~at a time not as provided for under subparagraph (B) of this paragraph~~ divisions (3)(B)(ii) and (3)(C)(v) of this subsection, provided that such special use permit is required for such use or ignition. Such special use permit shall designate the time or times and location that such person, firm, corporation, association, or partnership may use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited such consumer fireworks. A fee assessed by a county or municipal corporation for the issuance of a special use permit pursuant to this subparagraph shall not exceed \$100.00. No governing authority or official of a county, municipality, or other political subdivision shall bear liability for any decisions made pursuant to this Code section.

(E) Whenever the Governor issues a declaration of drought, the Governor may, for the boundaries of the area covered by such declaration, enact further regulations and restrictions concerning the use of consumer fireworks than provided for under this chapter; provided, however, that no such further regulations or restrictions on the use of consumer fireworks shall be effective pursuant to this subparagraph on January 1, July 3, July 4, or December 31 of any year; provided, further, that such further regulations or restrictions shall only apply to the exact boundaries of the area covered by such declaration and shall only apply with regard to the ignition of consumer fireworks; and provided, further, that upon expiration or conclusion of such declaration, such further regulations or restrictions shall be rescinded by law.

(4)(A) It shall be lawful for any person 18 years of age or older to use or ~~explode~~ ignite or cause to be ~~exploded~~ ignited or to possess, manufacture, transport, or store consumer fireworks.

(B) To the extent otherwise permitted by law, it shall be lawful for any person who is 16 or 17 years of age to possess or transport consumer fireworks, provided that such person is serving as an assistant to a distributor licensed under subsection (c) of Code Section 25-10-5.1 or the nonprofit group benefiting from such distributor's application pursuant to subsection (c) of Code Section 25-10-5.1 and is not transporting such consumer fireworks on a highway which constitutes a part of The

Dwight D. Eisenhower System of Interstate and Defense Highways.

(5)(A) It shall be lawful for any person 18 years of age or older to sell or to offer for sale at retail or wholesale any consumer fireworks pursuant to the requirements of this chapter.

(B) It shall be lawful for any person who is 16 or 17 years of age to sell or to offer for sale at retail or wholesale any consumer fireworks, provided that such person is serving as an assistant to a distributor licensed under subsection (c) of Code Section 25-10-5.1 or the nonprofit group benefiting from such distributor's application pursuant to subsection (c) of Code Section 25-10-5.1.

(6)(A) It shall be lawful to sell consumer fireworks from a permanent consumer fireworks retail sales facility or store only if such permanent consumer fireworks retail sales facility or store is:

(i) In compliance with the requirements for such a permanent consumer fireworks retail sales facility or store in the selling of consumer fireworks as provided for in NFPA 1124; and

(ii) Selling consumer fireworks of a distributor licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1.

(B) It shall be lawful to sell consumer fireworks from a temporary consumer fireworks retail sales stand only if such temporary consumer fireworks retail sales stand is:

(i) In compliance with the requirements for such a temporary consumer fireworks retail sales stand in the selling of consumer fireworks as provided for in NFPA 1124;

(ii) Within 1,000 feet of a fire hydrant of a county, municipality, or other political subdivision or a fire department connection of a building affiliated with such consumer fireworks retail sales stand, unless the chief administrative officer of the fire department of a county, municipality, or other political subdivision or chartered fire department legally organized to operate in this state pursuant to Chapter 3 of this title and having operational authority over such location of the temporary consumer fireworks retail sales stand provides in writing that such temporary consumer fireworks retail sales stand may operate in excess of 1,000 feet from such fire hydrant or fire department connection; and

(iii) Selling consumer fireworks of a distributor licensed pursuant to subsection (c) of Code Section 25-10-5.1.

~~No~~ A distributor licensed pursuant to subsection (c) of Code Section 25-10-5.1 shall at any one time operate more than two temporary consumer fireworks retail sales stands for each license issued to such distributor under subsection (b) or (d) of Code Section 25-10-5.1, except that a distributor which is a retail chain and which is licensed pursuant to subsection (d) of Code Section 25-10-5.1 shall not at any one time operate more than two temporary consumer fireworks retail sales stands for each store of such retail chain. Such temporary consumer fireworks retail sales stands shall be located within the same county as the location of such permanent consumer fireworks retail sales facility or store provided for under subsection (b) or

~~(d) of Code Section 25-10-5.1; provided, however, that if a county does not have a distributor licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1 offering consumer fireworks for sale from a permanent consumer fireworks retail sales facility or store within its boundaries, then a distributor licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1 offering consumer fireworks for sale from a permanent consumer fireworks retail sales facility or store within 75 miles of the perimeter of the boundaries of such county may locate one of the two temporary consumer fireworks retail sales stands in the unserved county may operate no more than two temporary consumer fireworks retail sales stands in this state per location licensed pursuant to subsection (b) or (d) of Code Section 25-10-5.1; provided, however, that such distributor has been operating and open to the public pursuant to subsection (b) or (d) of Code Section 25-10-5.1 no less than 30 days prior to July 4 or December 31 in the year of an application for a license under subsection (c) of Code Section 25-10-5.1 that is filed within 30 days of July 4 or December 31.~~

(C) It shall be unlawful to sell consumer fireworks from any motor vehicle, or from a trailer towed by a motor vehicle, or from a tent, canopy, or membrane structure."

#### SECTION 7.

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

"25-10-2.1.

- (a) It shall be unlawful for any person to ignite consumer fireworks or fireworks while:
- (1) Under the influence of alcohol or any drug or any combination of alcohol and any drug to the extent that it is unsafe for such person to ignite consumer fireworks or fireworks; or
  - (2) Subject to the provisions of subsection (b) of this Code section, there is any amount of marijuana or a controlled substance, as defined in Code Section 16-13-21, present in such person's blood or urine, or both, including the metabolites and derivatives of each or both, without regard to whether or not any alcohol is present in such person's breath or blood.
- (b) The fact that any person charged with violating this Code section is or has been legally entitled to use a drug shall not constitute a defense against any charge of violating this Code section; provided, however, that such person shall not be in violation of this Code section unless such person is rendered incapable of igniting consumer fireworks or fireworks safely as a result of using a drug other than alcohol which such person is legally entitled to use.
- (c) Any person convicted of violating subsection (a) of this Code section shall be guilty of a misdemeanor."

#### SECTION 8.

Said title is further amended by revising subsection (a) of Code Section 25-10-3.2, relating to license required for pyrotechnics exhibits, as follows:



"(a) No person, firm, corporation, association, or partnership shall cause the combustion, explosion, deflagration, ~~or~~ detonation, or ignition of pyrotechnics for the purpose of a public exhibition or display before a proximate audience unless such person, firm, corporation, association, or partnership holds a valid license issued by the Safety Fire Commissioner in accordance with the provisions of this Code section. Any application for such a license shall be made to the Safety Fire Commissioner in the form prescribed by the Safety Fire Commissioner."

### SECTION 9.

Said title is further amended by revising Code Section 25-10-5.1, relating to requirements for issuance of license to distribute consumer fireworks, as follows:

"25-10-5.1.

(a)(1) A license pursuant to this Code section shall only be issued to a distributor that:

(A) Complies with all the requirements of this chapter; and

(B) Maintains at all times public liability and product liability insurance with minimum coverage limits of \$2 million to cover the losses, damages, or injuries that might ensue to persons or property as a result of selling consumer fireworks.

(2) Any person who knowingly and willfully makes a false, fictitious, or fraudulent statement of representation in an application executed pursuant to this Code section shall be guilty of a violation of Code Section 16-10-20.

(3) Applications to the Safety Fire Commissioner pursuant to this Code section shall be upon forms prescribed and promulgated by the Safety Fire Commissioner.

(4) Any person, firm, corporation, association, or partnership seeking a license pursuant to subsection (b) or (d) of this Code section shall have property from which the applicant intends to sell consumer fireworks under such person's, firm's, corporation's, association's, or partnership's ownership or legal control through a lease, rental agreement, licensing agreement, or other contractual instrument at the time of filing the application for such license, and such property shall be in a condition ready for inspection.

(b)(1) The initial license fee for a distributor selling consumer fireworks from a permanent consumer fireworks retail sales facility shall be ~~\$5,000.00~~ \$1,500.00 per location, payable to the Safety Fire Commissioner; provided, however, that the initial license fee shall be \$5,000.00 for a distributor that is not licensed pursuant to this subsection prior to July 1, 2016. Upon a finding that a distributor has met the requirements of ~~paragraph (1) of~~ subsection (a) of this Code section and upon payment of such license fee, such initial license shall be issued by the Safety Fire Commissioner and shall identify the permanent consumer fireworks retail sales facility applicable to such license. Such initial license shall expire on January 31 of the year after such initial license was issued or as otherwise provided for under this subsection. After such initial license, such distributor may annually renew such initial license, which shall then become an annual license, for \$1,000.00 per year, payable to the Safety Fire Commissioner. Upon finding that a distributor has met the

requirements of ~~paragraph (1)~~ of subsection (a) of this Code section and upon payment of such license fee, such annual license shall be issued by the Safety Fire Commissioner and shall identify the permanent consumer fireworks retail sales facility applicable to such license. Such annual license shall expire on January 31 of each year or as otherwise provided for under this subsection; provided, however, that a distributor shall ~~not~~ apply for an annual license ~~earlier than 30 days prior to the expiration of an initial license or renewal of an annual license by December 1 in the year preceding the expiration date of such initial or annual license~~; and provided, further, that if an initial license is issued to a distributor on or after December 1, then such distributor shall apply for an annual license by the first business day of the next year.

(2) The determination by the Safety Fire Commissioner of whether a distributor has met requirements for the issuance of a license required by this subsection shall be made within ~~45~~ 30 days of the submission of an application for any ~~such~~ initial or annual license; provided, however, that if a license will expire prior to the expiration of such 30 days and no such determination has been made by the Safety Fire Commissioner, then the expiration date for such license shall be extended until the date of such determination by the Safety Fire Commissioner but for no more than 30 days. ~~Such application shall be in writing and, if the Safety Fire Commissioner provides for a written form for the application for a license pursuant to this Code section, upon such form as may be provided by the Safety Fire Commissioner.~~ If a determination has not been made within the time provided for by this paragraph, or for an appeal of a determination by the Safety Fire Commissioner, a distributor may seek review from the judge of the probate court of the county of the location or proposed location of the permanent consumer fireworks retail sales facility. Such judge may provide for the issuance or nonissuance of a license and for the payment of license fees in such manner as is consistent with the provisions of this subsection.

(c)(1) The license fee for a distributor selling consumer fireworks from a temporary consumer fireworks retail sales stand shall be \$500.00 per location, payable to the governing authority of the county, municipality, or other political subdivision of this state in whose boundaries such temporary consumer fireworks retail sales stand shall be located or is proposed to be located. Upon finding that a distributor has met the requirements of ~~paragraph (1)~~ of subsection (a) of this Code section, has a license pursuant to subsection (b) or (d) of this Code section ~~for a location applicable to the location of such temporary consumer fireworks retail sales stand as provided for in subparagraph (b)(6)(B) of Code Section 25-10-2~~, has no more than the allowable temporary consumer fireworks retail sales stands pursuant to subparagraph (b)(6)(B) of Code Section 25-10-2, that the sales of consumer fireworks from such temporary consumer fireworks retail sales stand shall accrue to the benefit of a nonprofit group, and upon payment of such license fee, such license shall be issued by the fire department of the county, municipality, or other political subdivision or the chartered fire department legally organized to operate in this state pursuant to Chapter 3 of this title and having operational authority of the area in which such temporary consumer

fireworks retail sales stand shall be located or is proposed to be located; ~~provided, however, that no such license shall be issued prior to January 1, 2016.~~ Such license shall identify the temporary consumer fireworks retail sales stand applicable to such license and shall expire ~~90 days~~ on the next January 31 after the issuance of such license.

(2) A determination by a fire department as provided for under paragraph (1) of this subsection of whether a distributor has met requirements for the issuance of a license pursuant to this subsection shall be made within ~~45~~ 30 days of the submission of an application for any such license. Such application shall be in writing and, if such fire department provides for a written form for the application for a license pursuant to this Code section, upon such form as may be provided by such fire department. If a determination has not been made within the time provided for by this paragraph, or for an appeal of a determination by such fire department, a distributor may seek review from the judge of the probate court of the county of the location or proposed location of the temporary consumer fireworks retail sales stand. Such judge may provide for the issuance or nonissuance of a license and for the payment of license fees in such manner as is consistent with the provisions of this subsection.

(3) For at least one of the temporary consumer fireworks retail sales stands provided for under subparagraph (b)(6)(B) of Code Section 25-10-2, a A nonprofit group benefiting from the sale of consumer fireworks ~~pursuant to this Code section from such temporary consumer fireworks retail sales stand~~ shall directly participate in operating ~~the~~ such temporary consumer fireworks retail sales stand. It shall be unlawful for a nonprofit group or any agent or bona fide representative of a nonprofit group to knowingly lend the name of the nonprofit group or allow the identity of the nonprofit group to be used for the license under this subsection if such nonprofit group is not directly participating in operating, or benefiting from the operation of, such temporary consumer fireworks retail sales stand.

(4) The governing authority of a county, municipality, or other political subdivision receiving fees pursuant to this Code section shall expend such fees for public safety purposes.

(5) A distributor licensed pursuant to this subsection shall submit a list of the names and addresses, including the counties, of each temporary consumer fireworks retail sales stand at which such distributor has consumer fireworks offered for sale pursuant to this Code section to the Safety Fire Commissioner. Such list shall be submitted ~~by January 31 of each year and such distributor shall amend such list, or file an initial list if such distributor first becomes licensed after January 31 of a particular year, within 45 days of~~ not less than 30 days prior to first having a temporary consumer fireworks retail sales stand at which such distributor has consumer fireworks offered for sale and not less than 30 days prior to having such distributor's consumer fireworks offered for sale at a location not previously included on such list. The Safety Fire Commissioner shall make such list publicly available for inspection. In making determinations as provided for under this subsection, fire departments shall reference the list provided for by this paragraph.

(6) A revocation or suspension of a license provided for under subsection (b) or (d) of this Code section shall operate as a revocation or suspension of a distributor's license under this subsection for the term of such revocation or suspension.

(d)(1) The initial license fee for a distributor selling consumer fireworks from a store shall be ~~\$5,000.00~~ \$1,500.00 in addition to \$250.00 per store location, payable to the Safety Fire Commissioner, ~~provided that, if a store is a retail chain, one payment of \$5,000.00 shall satisfy such license fee for each store of the retail chain.~~ Upon finding that a distributor has met the requirements of ~~paragraph (1) of~~ subsection (a) of this Code section, such initial license shall be issued by the Safety Fire Commissioner and, ~~if issued to a store which is a retail chain, shall be a license for each current or future store of the retail chain;~~ provided, however, that such distributor has been operating and open to the public no less than 30 days prior to July 4 or December 31 in the year of an application for an initial license that is filed within 30 days of July 4 or December 31; and provided, further, that a distributor holding an initial license may add additional store locations to such license prior to the expiration of such license upon payment of \$250.00 per added store location. Such initial license shall expire on January 31 of the year after such initial license was issued or as otherwise provided for under this subsection. After such initial license, such distributor may annually renew such initial license, which shall then become an annual license, for \$1,000.00 in addition to \$100.00 per year store location, payable to the Safety Fire Commissioner, ~~provided that, if a store is a retail chain, one payment of \$1,000.00 shall satisfy such license fee for each store of the retail chain;~~ provided, however, that a distributor holding an annual license may add additional store locations to such license prior to the expiration of such license upon payment of \$250.00 per added store location. Upon finding that a distributor has met the requirements of ~~paragraph (1) of~~ subsection (a) of this Code section, such annual license shall be issued by the Safety Fire Commissioner and, ~~if issued to a store which is a retail chain, shall be a license for each current or future store of the retail chain.~~ Such annual license shall expire on January 31 of each year or as otherwise provided for under this subsection; provided, however, that a distributor shall not apply for an annual license earlier than 30 days prior to the expiration of an initial license or renewal of an annual license by December 1 in the year preceding the expiration date of such initial or annual license; and provided, further, that if an initial license is issued to a distributor on or after December 1, then such distributor shall apply for an annual license by the first business day of the next year.

(2) An application submitted under this subsection shall identify each store location to which an initial or annual license is applicable; there shall not be a requirement for a separate application for each of the several store locations. The determination by the Safety Fire Commissioner of whether a distributor has met requirements for the issuance of a license required by this subsection shall be made within ~~45~~ 30 days of the submission of an application for any ~~such~~ initial or annual license; provided, however, that if a license will expire prior to the expiration of such 30 days and no such determination has been made by the Safety Fire Commissioner, then the

expiration date for such license shall be extended until the date of such determination by the Safety Fire Commissioner but for no more than 30 days. Such application shall be in writing and, if the Safety Fire Commissioner provides for a written form for the application for a license pursuant to this Code section, upon such form as may be provided by the Safety Fire Commissioner. If a determination has not been made within the time provided for by this paragraph, or for an appeal of a determination by the Safety Fire Commissioner, a distributor may seek review from the judge of the probate court of the county of the location or proposed location of the store from which consumer fireworks will be sold. Such judge may provide for the issuance or nonissuance of a license and for the payment of license fees in such manner as is consistent with the provisions of this subsection."

#### **SECTION 10.**

Said title is further amended by revising Code Section 25-10-6, relating to fireworks manufactured, sold, or stored in violation of chapter declared contraband and seizure and disposition thereof, as follows:

"25-10-6.

(a) The state fire marshal shall enforce the provisions of this chapter; provided, however, that, in addition, any law enforcement officer or agency of this state or political subdivision thereof may enforce provisions relating to using or igniting or causing to be ignited consumer fireworks. Applicable fire departments of a county, municipality, or other political subdivision or a chartered fire department shall refer cases for enforcement under subsection (c) of Code Section 25-10-5.1 to the state fire marshal. All fireworks or consumer fireworks manufactured, offered for sale, exposed for sale, or stored in violation of this chapter are declared to be contraband and may be seized, taken, and removed, or caused to be removed and destroyed or disposed of at the expense of the owner thereof by the state fire marshal, the Georgia State Patrol, or any sheriff or local police official.

(b) Any property declared as contraband pursuant to this Code section shall be forfeited in accordance with the procedures set forth in Chapter 16 of Title 9."

#### **SECTION 11.**

Said title is further amended by revising Code Section 25-10-9, relating to penalties for illegal sale of fireworks, as follows:

"25-10-9.

Notwithstanding any provision of this chapter to the contrary, the Safety Fire Commissioner shall have the authority to subject any person, firm, corporation, association, or partnership that knowingly violates this chapter ~~may be punished by a fine not to exceed~~ to a monetary penalty of up to \$2,500.00 for each and every act in violation of this chapter; provided, however, that the Safety Fire Commissioner shall have the authority to subject any person, firm, corporation, association, or partnership that knowingly sells consumer fireworks from a tent, canopy, or membrane structure to

a monetary penalty of up to \$5,000.00 and, if any such person, firm, corporation, association, or partnership is a distributor, then a license revocation for not more than two years. Each sales transaction in violation of this chapter shall be a separate offense."

### SECTION 12.

Said title is further amended by adding new Code sections to read as follows:

"25-10-11.

(a) Whenever the Safety Fire Commissioner shall have reason to believe that any person is or has been violating any provisions of this chapter, the Safety Fire Commissioner, his or her deputy, his or her assistant, or other designated persons may issue and deliver to the person an order to cease and desist such violation. An order issued under this Code section shall be delivered in accordance with the provisions of subsection (c) of this Code section.

(b) Violation of any provision of this chapter or failure to comply with a cease and desist order is cause for revocation of any or all licenses issued by the Safety Fire Commissioner for a period of not less than six months and not to exceed five years. If a new license has been issued to the person so charged, the order of revocation shall operate effectively with respect to such new license held by such person. In the case of an applicant for a license, violation of any provision of this title or regulations promulgated thereunder may constitute grounds for refusal of the application. Decisions under this subsection may be appealed as provided by law.

(c) Any order issued by the Safety Fire Commissioner under this chapter shall contain or be accompanied by a notice of opportunity for hearing which shall provide that a hearing will be held if and only if a person subject to the order requests a hearing in writing within ten days of receipt of the order and notice. The order and notice shall be served by delivery by the Safety Fire Commissioner or his or her agent or by registered or certified mail or statutory overnight delivery, return receipt requested. Any person who fails to comply with any order under this subsection is guilty of a misdemeanor and may be punished by law.

(d) In addition to other powers granted to the Safety Fire Commissioner under this chapter, the Safety Fire Commissioner may bring a civil action to enjoin a violation of any provision of this chapter or of any rule, regulation, or order issued by the Safety Fire Commissioner under this chapter.

25-10-12.

(a) In addition to the grounds set forth in Code Section 25-10-11, it is cause for revocation or suspension, refusal, or nonrenewal by the Safety Fire Commissioner of any license issued under this chapter if it is determined that the licensee or applicant has:

(1) Failed to comply with all the requirements of this chapter or the rules and regulations promulgated pursuant thereto;

- (2) Failed to maintain the minimum insurance coverage as set forth in this chapter;
- (3) Made a material misstatement or misrepresentation or committed a fraud in obtaining or attempting to obtain a license; or
- (4) Failed to notify the Safety Fire Commissioner, in writing, with 30 days after a change of residence, principal business address, or name.
- (b) In addition to other grounds set forth in this Code section, the Safety Fire Commissioner shall not issue a new license under this chapter if the Safety Fire Commissioner finds that the circumstance or circumstances for which the license was previously suspended or revoked still exist or are likely to recur."

### SECTION 13.

Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions regarding provisions applicable to counties and municipal corporations, is amended by revising subsections (a), (b), (d), and (e) of Code Section 36-60-24, relating to sale or use or explosion of consumer fireworks products, as follows:

"(a) The governing authority of a county or municipal corporation shall not prohibit the sale or use or ~~explosion~~ ignition of consumer fireworks or other products or services which are lawful under ~~subsection (b) of Code Section 25-10-1~~ Chapter 10 of Title 25, unless such prohibition is expressly authorized by general law.

(b) If the sale of a product or service is regulated by Chapter 10 of Title 25, the governing authority of a county or municipal corporation shall not enact additional regulation of the sale or use or ~~explosion~~ ignition of such product or service, unless such additional regulation is expressly authorized by general law."

"(d) Notwithstanding subsections (a) and (b) of this Code section, the governing authority of a county or municipal corporation may further regulate the sale of consumer fireworks from temporary consumer fireworks retail sales stands until January 31, 2018.

(e) The governing authority of a county or municipal corporation shall not unreasonably delay or deny an application for a temporary consumer fireworks retail sales stand."

### SECTION 14.

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

### SECTION 15.

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

Senator Harper of the 7th moved that the Senate adopt the Conference Committee Report on HB 727.

On the motion, a roll call was taken, and the vote was as follows:

Y Albers	Y Hill, Jack	Y Orrock
Y Beach	Y Hill, Judson	Y Parent
Y Bethel	Hufstetler	Y Rhett
Y Black	Y Jackson, B	Y Seay
Y Burke	Y Jackson, L	Y Shafer
Y Butler	Y James	Y Sims
Y Cowsert	Y Jeffares	Y Stone
Y Crane	Y Jones, B	Y Tate
Y Davenport	Y Jones, E	Y Thompson, B
Y Dugan	Y Jones, H	Y Thompson, C
Fort	Y Kennedy	Y Tippins
Y Ginn	Y Kirk	Y Unterman
Y Gooch	Y Ligon	Y VanNess
N Harbin	Lucas	Y Walker
N Harbison	Y Martin	Y Watson
Y Harper	Y McKoon	Y Wilkinson
N Heath	Y Millar	Y Williams, M
Y Henson	Y Miller	Y Williams, T
Y Hill, H	Mullis	

On the motion, the yeas were 49, nays 3; the motion prevailed, and the Senate adopted the Conference Committee Report on HB 727.

The following resolutions were read and adopted:

SR 1261. By Senators Shafer of the 48th, Cowsert of the 46th, Wilkinson of the 50th, Ligon, Jr. of the 3rd, Gooch of the 51st and others:

A RESOLUTION recognizing and commending Senator Tommie Williams on the grand occasion of his retirement; and for other purposes.

SR 1262. By Senators Shafer of the 48th, Cowsert of the 46th, Wilkinson of the 50th, Ligon, Jr. of the 3rd, Gooch of the 51st and others:

A RESOLUTION recognizing and commending Senator Bill Jackson on the occasion of his retirement; and for other purposes.



The following committee report was read by the Secretary:

Mr. President:

The Engrossing and Journals subcommittee has read and examined the following legislation and has instructed me to report the same back to the Senate as correct and ready for transmission to the Governor:

SB 18	SB 64	SB 105	SB 128	SB 137
SB 158	SB 168	SB 184	SB 191	SB 193
SB 199	SB 206	SB 208	SB 225	SB 230
SB 243	SB 255	SB 258	SB 262	SB 263
SB 269	SB 270	SB 271	SB 273	SB 274
SB 275	SB 277	SB 279	SB 283	SB 290
SB 302	SB 304	SB 305	SB 307	SB 308
SB 309	SB 315	SB 316	SB 319	SB 320
SB 323	SB 327	SB 329	SB 331	SB 332
SB 335	SB 336	SB 339	SB 340	SB 341
SB 342	SB 343	SB 346	SB 347	SB 348
SB 350	SB 355	SB 356	SB 358	SB 359
SB 360	SB 361	SB 362	SB 364	SB 367
SB 369	SB 377	SB 379	SB 380	SB 383
SB 388	SB 390	SB 402	SB 412	SB 416
SB 417	SB 419	SB 420	SB 423	SB 425
SB 430	SB 431	SB 432	SB 433	SB 434
SB 435	SB 436	SB 438	SB 439	SR 558
SR 863	SR 892	SR 954	SR 955	

Senator Cowsert of the 46th moved that the Senate adjourn sine die.

The motion prevailed, and the President announced the Senate adjourned at 12:30 a.m., March 25, 2016.